

NOTICES OF MOTION FOR UNION 52 BENEVOLENT SOCIETY BYLAWS – TO BE PRESENTED IN JANUARY 2019 AND VOTED ON IN APRIL 2019 BY THE GENERAL MEMBERSHIP – PRESENTED BY THE BYLAWS COMMITTEE

GROUP 1 – HOUSEKEEPING – Notices of motion 1 & 2

1. HOUSEKEEPING Notice of Motion – Article 3.02 – Board of Directors. I move we change the first sentence.

CURRENT ARTICLE

3.02

The Executive Board shall be the CSU 52 Board of Directors and comprise the following Directors:

(a) President ...

PROPOSED ARTICLE

3.02

The CSU 52 Board of Directors shall comprise of the following Directors:

(a) President ...

RATIONALE

- We no longer use the term “Executive Board.”
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2. HOUSEKEEPING Notice of Motion – Article 13.01 – General Meetings. I move we delete the reference to a date at the beginning of the sentence.

CURRENT ARTICLE

13.01 (a)

(a) Effective January 1, 2016, General Meetings of the Society ...

PROPOSED ARTICLE

13.01 (a)

(a) General Meetings of the Society ...

GROUP 2 – MOTIONS 3 to 10 ARE SO THAT THE ARTICLES IN THE BENEVOLENT SOCIETY BYLAWS AND C&B ARE THE SAME

3. Notice of Motion – Article 3.03 – Board of Directors – I move we add one article and amend one article (3.03 (b) so consistent with C&B article

CURRENT ARTICLE 3.03

Article 3.03

(b) Attest to the Oath of Office

PROPOSED ARTICLE 3.03

Article 3.03

(c) Attest to the Oath of Office as noted in Article 9.04 of the CSU 52 Constitution.

(i) Attend and report at all Board of Directors Meetings and assume full duties and responsibilities of a member of the Board.

4. Notice of Motion – Article 5 – First Vice-President. I move we add another article so it is the same as Bylaws Article 2.04.

CURRENT ARTICLE

5.01

The First Vice-President shall:

(a) in general ...

(b) convene ...

(c) perform

PROPOSED ARTICLE

5.01

The First Vice-President shall:

(a) in general ...

(b) convene ...

(c) (New) in the absence of the President, assume the roles and responsibilities of the President.

(d) perform

RATIONALE

- This duty is in the Bylaws so the articles should be the same.
-

5. Notice of Motion – Article 6 – Second Vice-President. I move we add the words “Vice President” to 6.01 (c)

CURRENT ARTICLE

6.01 (b)

(b) convene and preside at meetings at the request or in the absence, of the President;

PROPOSED ARTICLE

6.01 (b)

(b) convene and preside at meetings at the request, or in the absence, of the President **and First Vice-President;**

RATIONALE

- This duty is in the Bylaws so the articles should be the same.
-

6. Notice of Motion – Article 6 – Second Vice-President. I move we add another article to this article.

NEW ARTICLE

6.01 (f)

(f) perform such duties as the Board of Directors shall, from time to time, determine.

RATIONALE

- This duty for the 2nd VP is in the Bylaws so the articles should be the same.
-

7. Notice of Motion – Article 8 – Chief Trustee. I move we delete these 2 articles as they are being added to the Directors duties as a whole.

CURRENT ARTICLE

The Chief Trustee shall:

(c) report at meetings, as required

(d) attend all Board of Directors Meetings of the Society

8. Notice of Motion – Article 9 – Chief Shop Steward. I move we change the wording so it is the same as in the bylaws and add another article to this article

CURRENT ARTICLE

The Chief Shop Steward shall:

- (a) report to the Board of Directors and be fully informed by same of Society Business
- (b) attend all Board of Directors Meetings with full voice and voting privileges;
- (c) be responsible for education and training programs for Shop Stewards

PROPOSED ARTICLE

The Chief Shop Steward shall:

- (a) report to the Board of Directors and be fully informed by same of Society Business (same)*
- (b) ~~attend all Board of Directors Meetings - delete~~*
- (c) be responsible for development and delivery of education and training programs for Shop Stewards*
- (d) work with Contractual Unit Directors to recruit and maintain Shop Stewards in each Contractual Unit*

RATIONALE

- This duty for the Chief Shop Steward is in the Bylaws so the articles should be the same.
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9. Notice of Motion – Article 10 – Contractual Unit Directors – I move we make this article the same as the C&B article – deleting some articles and adding some articles

CURRENT ARTICLE 10.01

The Contractual Unit Directors shall:

- (a) represent the global interest of the members of their units;
- (b) attend all board of Directors Meetings of the Society and assume full duties and responsibilities of a member of the Board;
- (c) provide members and Shop Stewards with advice, counsel and direction;
- (d) represent the Society at functions as required
- (e) respect confidentiality
- (f) keep the membership informed with regular updates regarding relevant issues;
- (g) provide support at discipline and dismissal meetings when called upon

PROPOSED ARTICLE 10.01

The Contractual Unit Directors shall:

- (a) represent the global interest of the members of their units;
- ~~(b) attend all board of Directors Meetings of the Society and assume full duties and responsibilities of a member of the Board;-- delete~~
- (c) (new from Bylaws) work with the Shop Stewards within their respective Contractual Unit area and with the Chief Shop Steward**
- (d) (new) assist the Chief Shop Steward with recruitment of Shop Stewards within the Contractual Unit;**
- (e) (new) attend meetings or Committees related to the Contractual Unit as required**
- (f) (new) chair meetings of and/or for members of the Contractual Unit as applicable**
- (g) (new) be an active member of the Labour Management Committee within their Contractual Unit and Occupational Health and Safety Committee, where applicable**
- (h) provide members and Shop Stewards with advice, counsel and direction;
- (i) represent the Society at functions as required
- (j) ~~respect confidentiality - delete~~
- (k) keep the membership informed with regular updates regarding relevant issues **arising from all Society and Management meetings;**
- (l) (new) work with Personnel managers and Labour Relations Officers in interpretation and administering the Collective Agreements**
- (m) provide support at discipline and dismissal meetings when called upon
- (n) (new) arrange and host a Contractual Unit Meeting a minimum of two (2) times a year for their respective Contractual Unit**

RATIONALE

- This article needs to be the same as the one in the Constitution.

10. Notice of Motion – Article 14.03 – Elections – Nominations -- Qualifications. I move we change this article so it reflects the same article in the Bylaws.

CURRENT ARTICLE

14.03 (a) (ii)

- (ii) for nomination to the Board of Directors, the nominee must have attended a minimum of seven (7) of ten (10) of the General, Shop Steward and Contractual Unit meetings held preceding the nomination meeting. The meeting ...

PROPOSED ARTICLE

14.03 (a) (ii)

(ii) for nomination to the Board of Directors, the nominee must have Shop Steward and/or Committee experience and have attended a minimum of six (6) regularly scheduled General Meetings and/or Shop Steward Training Sessions and /or Unit Meetings of the Contractual Unit to which the nominee belongs, during the period of October 1st of the preceding year to September 30th of the current year, and ...

RATIONALE

- This article needs to be the same as the one in the Constitution.
-

11. Notice of Motion – Article 14.03 – Elections – Nominations -- Acclamation. I move we change this article so it reflects the same article in the Bylaws.

CURRENT ARTICLE

14.03 (e)

When only one (1) candidate comes forward for election to any position, the candidate is said to be “elected by acclamation.” The Presiding Officer shall ask the Recording Secretary or designate to cast a single ballot for the nominee. The Presiding Officer shall then declare the nominee duly elected.

PROPOSED

14.03 (e)

(i) When only one (1) candidate comes forward for election to any position, the candidate is said to be “elected by acclamation.” The Presiding Officer shall ask the Second Vice-President/ Secretary of the Board or designate to cast a single ballot for the nominee. The Presiding Officer shall then declare the nominee duly elected.

(ii) Where an acclamation is declared for a position and the candidate does not have the qualification according to Article 14.03 (a), (ii), the candidate will be acclaimed to the position with full voting privileges.

RATIONALE

- This article needs to be the same as the one in the Constitution.
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GROUP 3 – RANDOM MOTIONS

12. Notice of Motion – Article 11.02 (c) – Financial Review Committee. I move we change the fractions to a percentage for the vote

CURRENT ARTICLE

11.02 (c)

(c) (last sentence only) – Such a meeting may be called by a two-thirds (2/3) majority vote of the Committee.

PROPOSED ARTICLE

11.02 (c)

(c) (last sentence only) – Such a meeting may be called by a sixty-seven percent (67%) majority vote of the Committee.

RATIONALE

- Percentages are easier to understand than fractions.
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13. Notice of Motion – Article 13.06 Quorum

CURRENT ARTICLE

(a) No business shall be transacted at any General, Special, Annual or Emergency Meeting unless a quorum of members is present at the time when the meeting proceeds to business. A quorum shall be of members personally present and not being less than thirty (30) in number, except where herein otherwise provided.

PROPOSED ARTICLE

(a) *No business shall be transacted at any General, Special, Annual or Emergency Meeting unless a quorum of members is present at the time when the meeting proceeds to business. A quorum shall be of members personally present and not being less than thirty (30) in number, except where herein otherwise provided. (same)*

(b) *“Official business cannot be transacted in the absence of a quorum. Should members leave in the course of a meeting that has begun with a quorum proceedings must cease at the point at which the number attending falls below a quorum”--. Bourinot’s Rules of Order by Geoffrey Stanford, 4th revised ed. P. 45*

RATIONALE

- The Committee thinks there needs to be some clarification as so far we have heard two points of view on this topic – (1) the meeting cannot continue and (2) the meeting can continue.

- “The importance of a quorum arises from the need to avoid any appearance of action by a minority which might commit the whole group without its assent or the opportunity to advance dissenting opinion.” – Bourinot’s Rules of Order – as above
- “Should the meeting fail to reach quorum at its outset, or lose quorum part-way through its proceedings, the chairs should adjourn it to another day. The meeting can proceed as an information meeting only; any decisions made are not binding and cannot be put into effect until ratified by a properly constituted meeting” – as above p. 58

14. Notice of Motion - Renumbering

I move we make the necessary renumbering changes which may result from these notices of motion.