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From Steve Lee Mon Sep 18 18:31:21 2006

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Date: Mon, 18 Sep 2006 18:31:21 -0700 (PDT)

From: "Steve Lee" <steveleenow@yahoo.com>

Reply-to: Steve Lee <steveleenow@yahoo.com>

Subject: Re: ksa meetings and treasurer report

To: treasurer@kusa.ca, deathpilot11@yahoo.com, "Danish Butt" <president@kusa.ca>, "Yasser Ahmad" <yasser.ahmad@kusa.ca>, "Paul Browning" <ombuds@kusa.ca>

Bcc: Paul Browning <paulnbrowning@hotmail.com>, Browning Paul <pnbrown@telus.net>

In-Reply-To: <09d9c4446ccddd7bba7490c3ce6852ff@kusa.ca>

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Joey,

Thank you for your e-mail. I'll try to keep this fairly short.

I would also ask that this report be at the top of the agenda, under presentations to Council; and that anyone in attendance be allowed to remain for the in-camera session. At the very least, all staff, voting and non-voting members of the Council should be allowed to remain.

But again, I would seriously urge Council to consider releasing as much financial information as possible - perhaps through an in-camera motion. If there are areas of concern, that may have to be followed up on in court, we can withhold that information. But anything we can release "€" should be released. *To this end, I would ask that as much information as possible be released out of camera, in a report that is included with the meeting agenda.* Part 4 of the Society Act requires financial information be provided to the membership, and the KSA has had numerous requests for this information to be released over the last year. Specifically, the act states:

"Accounting records

36 (1) *A society must keep proper accounting records in respect of all its financial and other transactions.*

(2) Without limiting subsection (1), a society must keep records of the following:

- (a) all money received and disbursed by the society and the matter in respect of which the receipt and disbursement took place;*
- (b) every asset and liability of the society;*
- (c) every other transaction affecting the financial position of the society.*

Inspection by members

37 *Unless otherwise provided in the bylaws, the documents, including the accounting records, of a society must be open to the inspection of a director or member on reasonable notice to*

the society."

What lead to the court action(s) on the part of the students was a concern over the financial management of the society and an on-going concern that its true financial state was being hidden from the membership by some staff and elected officials. As the interim board, we must make as much effort to become as transparent as possible - which I realize may be difficult for some, and may lead to serious legal repercussions for others. In short, let the cards fall where they may - the students deserve to know how their money is being handled!

Also, I know I have not been present for the last two meetings, having appeared at the first meeting at its conclusion. The meeting time is awkward for me, and do work a full time job. Also, this past Friday I was planning to attend, but became very sick, and have been at home in bed ever since. I have provided my proxy with written regrets to two of these three meetings, and plan on making every effort to be in attendance on the 29th. I take my role as a member of the interim board seriously, which is why I have submitted my ongoing concerns for inclusion in the Council agenda package.

Unfortunately, since I work Monday to Fridays, from 9-5 (it's been more like 8 - 8 lately), with classes on Monday and Tuesday nights, finding time for actual office hours at the KSA is not workable. Fortunately, the court order does not require me to perform office hours; it only requires me to fulfill my fiduciary duty, which I believe I have been doing to the best of my ability to date.

Thanks,

Steven H. Lee

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----- Original Message -----

From: treasurer@kusa.ca

To: steveleenow@yahoo.com; deathpilot11@yahoo.com; Danish Butt <president@kusa.ca>; Yasser Ahmad <yasser.ahmad@kusa.ca>; Paul Browning <ombuds@kusa.ca>; Ajay Cheema <newtondirector@kusa.ca>; Mandy Sidhu <langleydirector@kusa.ca>; Elijah Mohammed <chef@kusa.ca>

Cc: Jaivin Khatri <vpinternal@kusa.ca>; Jamsheed Khan <vpexternal@kusa.ca>; Stafford Richter <vpevents@kusa.ca>; Deepkamal Sarang <deepkamal.sarang@kusa.ca>; Meenu Saran <surreyoffice@kusa.ca>; Ken McIntyre <surreydirector@kusa.ca>; Brian Tran <richmonddirector@kusa.ca>; Duncan Keist <lgbt@kusa.ca>; Michael Van Fleet <aboriginal@kusa.ca>; Aaron Takhar <aaron.takhar@kusa.ca>

Sent: Monday, September 18, 2006 3:48:02 PM

Subject: ksa meetings and treasurer report

Steve and Laura,

In response to your recent inquiries as to my job and there being no treasurer reports in the agendas: I am fully aware of what the court order states, in addition, it is still my duty to ensure that the finances of the KSA are kept safe from misuse.

I apologize for not having submitted written reports. If you review the past board meeting agendas (which I'm sure you have) you can see that I have almost always submitted reports. I have been extremely busy with welcome week and other things that the ksa had planned previous to the court settlement, like for example the new student vision plan.

I was not present for the meeting of Sept 1, I was out of town, which other board members clearly indicated to both of you by email and verbally well in advance.

I was present for the meeting on Sept 8, with all the financial materials present and ready to discuss, in camera, however, the board rejected my motion to move my report ahead on the agenda because I had a personal commitment and could not stay for the entirety of the meeting. Not so suprising, the board never even reached the report of the treasurer on the agenda. Therefore, to present this information at this meeting would have been impossible.

The meeting of Sept 15, I was unable to attend, and for this I apologize. Yasser was to fill in for me but was also not available to attend. I was later made aware that the board didn't even reach my report at this meeting either.

As for steve's letter of "concern", it has not been addressed at any of the meetings because we always adjourn early because of different issues. I, among others, have been prepared to present financial documents at the meetings, however, not only has steve not attended any of the meetings, the meetings ended before I could get to my report: on Sept 1 because of no quorum, Sept 8 because the meeting went so long that the school was closing, and on sept 15 where quorum was lost before my report was addressed because of the petitions that laura presented.

I must also make another point perfectly clear. The court order states that "council" should be provided with financial information, and this is what was agreed to. I am the only board member, being the Treasurer, that has full access to financial information. I have been prepared to discuss it in camera only, however, we have had other things that have taken precedent, and for good reason: the petitions and what the correct set of regulations are.

Ultimately, the board shall decide how to distribute financial information, however, as you probably already know, it will be my recommendation to have the information released in an incamera session only. The reasoning for this is perfectly clear:

Some directors have blatantly displayed their disregard for the ksa constitution in that they have done things that have NOT been in the best interest of the society. I will not elaborate on these acts seeing as they could eventually end up in court because of their seriousness, and for this I will not comment further.

All I can say is this: because of the constant breach of confidentiality with certain directors, it will be my recommendation to release financial information in camera only. Any reasonable person can assume that all directors will have access to the same information, unlike past precedent I might add (when laura was chair). Given the hostile environment and an upcoming election, I fear that IF the information was released out of camera, it would be like opening a can of worms, trying to prove

which director is leaking information and/or using financial information for personal gain.

I strongly urge all directors to go in camera for the sept 29 board meeting for the entirety of my report. There are a few directors that have not shown the level of care and due diligence and who do not respect the oath of office clause in the regulations, and for this reason, no reasonable person can deny viewing these documents in camera only. And if the board chooses to go in camera, then I caution that it will be prudent for directors not to break the in camera clause, because if they do, it will have implications that no one is interested in dealing with.

Thanks to my brothers and sisters in the ksa.....
SOLIDARITY!

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Treasurer
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