



Council Resolution 10 (CR10) Report from the C4 Committee



WHEREAS, the CHE Collective is one of four student Co-Ops at UC San Diego, located in the CHE Cafe facility;

WHEREAS, the Co-Ops signed a Master Space Agreement (MSA) in 2006, a 10 year lease that required certification by the UC San Diego Graduate Student Association (GSAUCSD) and the Associated Students (ASUCSD) every 2 years;

WHEREAS, GSAUCSD decertified the CHE Collective in the Spring of 2014 and formed the CHE Cafe Ad Hoc Committee in the Fall of 2014 to investigate the history of the CHE Collective and reasons for decertification[1,2];

WHEREAS, the committee released a report in Winter of 2015 calling for the formation of the CHE Collective Campus Integration Committee (C4) and outlining student involvement metrics for the CHE Collective to meet during the 2015-2016 academic year[3,4];

WHEREAS, these metrics include hosting at minimum one large event per quarter (20 or more students) and three small events per quarter (10 or more students)[5];

WHEREAS, the C4 released the C4 Report in the Spring of 2016 in which it was shown that the CHE Collective met the metrics outlined by the previous council and determined that the CHE Collective is providing a service to the students and surrounding community[6];

WHEREAS, prior to the Spring 2016 quarter, CHE Collective reps had been meeting with the Assistant Vice Chancellor of Student Affairs of Student Life, Gary Ratcliff, the Vice Chancellor of Student Affairs, Juan Gonzalez, and the CHE architect, Matthew Smith, to resolve various construction-related issues;

WHEREAS, these discussions resulted in the suspension of the eviction notice placed on the collective, the inclusion of the CHE Collective in the current lease negotiations between the University and the UCSD Co-Ops, various agreements regarding the hiring of two architects for the CHE Cafe, and various agreements regarding construction plans and timelines;



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WHEREAS, the UC San Diego Chancellor, Pradeep Khosla, and the UC San Diego Vice Chancellor of Student Affairs, Juan Gonzalez, have agreed to invest approximately \$400,000 total in a fire sprinkler system, safety enhancements, and structural reinforcements for the CHE Cafe;

WHEREAS, the CHE Collective seeks to have a new lease agreement prior to construction in order to ensure that the space would still be legally leased to the collective prior to the beginning of construction;

WHEREAS, negotiations involving all of the Co-ops representatives, the University Center Advisory Board (UCAB) Chair, the GSAUCSD President, the ASUCSD President, the Director of University Centers (UCEN), the AVC of Student Life, a representative from the Real Estate office, and legal representatives from both UC San Diego and the CHE Collective have just begun in Spring 2016;

WHEREAS, the first negotiating meeting was solely meant to discuss and agree to the use of Ombudsmen as mediators in the negotiation process, which took place at the end of Winter quarter (03/11/2016) and consisted of a debriefing of the mediation process and the signing of a confidentiality agreement with the Ombudsmen Office;

WHEREAS, nearly one month passed before all parties were in agreement upon the form of mediation;

WHEREAS, the next meeting occurred on the first day of Spring quarter (03/28/2016) and only lasted an hour and a half;

WHEREAS, the UC San Diego UCEN's proposed draft of a new MSA has been shared with the Co-ops as of a meeting on 4/25/2016;

WHEREAS, the UC San Diego Co-ops have signed a mediation agreement and are unable to share details of the negotiations but lack confidence in a sound agreement being reached by the end of Spring quarter;

WHEREAS, the current Master Space Agreement between the University and UCSD's Co-ops has expired as of 04/30/2016;



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WHEREAS, Section 2.4 under the Terms portion of the current Master Space Agreement titled, Holdover by the Co-ops states:

With the written consent of the University, which consent shall be given if good faith renewal negotiations are underway, should a Co-op hold over and continue in possession of the Premises after the expiration of its Term or any Extension Term(s) as provided herein, that Coop's continued occupancy shall be considered to be on a month-to-month basis, and subject to the same terms and conditions of this Space Agreement as in effect at the time of the expiration. No such holding over shall be deemed a waiver of any provision of this Space Agreement nor an implication of an intention by the University to extend the Term or any Extension Term.

BE IT RESOLVED, that the GSAUCSD recognizes the CHE Cafe Collective as a vital student organization among the campus community and valuable resource to student, staff, faculty, and the greater San Diego communities;

BE IT FURTHER RESOLVED, that GSAUCSD calls for the new MSA agreement to maintain the CHE Cafe Collective in operation out of the CHE Cafe facility space;

BE IT FURTHER RESOLVED, that the GSAUCSD requests that UCSD administration refrain from evicting the CHE Cafe Collective from the Che Cafe facility space until a new lease is agreed upon;

BE IT FINALLY RESOLVED, that the GSAUCSD calls upon all parties involved in negotiations to expediently and sincerely come to a new MSA, fairly agreed upon by all parties negotiating, as soon as possible.

[1] GSAUCSD Council Resolution 10 ('13-'14): [Decertification of the Che Café Collective](#)

[2] GSAUCSD Council Resolution 01 ('14-'15): [Establishment of Ad Hoc Committee Charge to Consider GSAUCSD's role with the Che Cafe Collective](#)

[3] GSAUCSD Ad Hoc Committee [Report to Council](#)



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[4] [Che Collective Campus Integration Committee \(C4\) Charge](#)

[5] GSAUCSD Council Resolution 02 ('14-'15): [Building a Stronger Student Centered CHE Collective](#)

[6] [C4 Committee Report](#)

Voted and Passed in GSA Council Meeting #13: 5/2/16 (Y/N/A - 19/0/2)

Certified: Lindsay M. Freeman, 5/3/16