

The Regents of the University of California

COMMITTEE ON GROUNDS AND BUILDINGS

September 13, 2011

The Committee on Grounds and Buildings met on the above date at UCSF–Mission Bay Community Center, San Francisco.

Members present: Regents Hallett, Makarechian, Ruiz, Schilling, and Zettel; Advisory members Anderson and Rubenstein; Staff Advisor Herbert

In attendance: Regent-designate Stein, Faculty Representative Powell, Secretary and Chief of Staff Kelman, Associate Secretary Shaw, General Counsel Robinson, Chief Financial Officer Taylor, Vice President Lenz, Chancellor Leland, and Recording Secretary McCarthy

The meeting convened at 2:30 p.m. with Committee Chair Makarechian presiding.

1. PUBLIC COMMENT

Committee Chair Makarechian explained that the public comment period permitted members of the public an opportunity to address University-related matters. The following persons addressed the Committee concerning the items noted:

- A. Ms. Leslye Osegueda, a UCLA student and co-chair of Improving Dreams, Equality, Access and Success (IDEAS) at UCLA, urged swift implementation of AB 130, a part of the California Development, Relief, and Education for Alien Minors (DREAM) Act, and noted the difficulties faced by undocumented students.
- B. Mr. Jonathan Ly, external vice president for the Associated Students of the University of California Merced and vice chair of university affairs for the University of California Student Association (UCSA), stated that UC Merced students appreciate the Regents' continued support of the Merced campus and the proposed Student Services Building. He expressed concern about possible student fee increases and stated his understanding that the new building would not be funded by increased student fees.
- C. Ms. Michelle Greenwood, UC Merced Ph.D. student and chair of the UC Council on Student Fees, thanked the Regents for their support of the Merced campus.

2. APPROVAL OF MINUTES OF PREVIOUS MEETING

Upon motion duly made and seconded, the minutes of the meeting of July 12-13, 2011 were approved.

3. **DETERMINATION OF CEQA COMPLIANCE AND APPROVAL OF PROJECT ELEMENTS, CALIFORNIA MEMORIAL STADIUM SEISMIC CORRECTIONS AND WEST PROGRAM IMPROVEMENTS, BERKELEY CAMPUS**

The President recommended that, upon review and consideration of the environmental consequences of the proposed project, the Committee:

- A. Certify the Final Subsequent Environmental Impact Report for the California Memorial Stadium (CMS) West Project;
- B. Adopt the Mitigation Monitoring Reporting Program and Findings; and
- C. Approve the (1) temporary use of simulated crowd noise at Witter Field, (2) construction, use, and occupancy of the Athletic Service Center (ASC), (3) scheduling of one regular season football game for a Friday night, once a season, twice in a four year cycle at CMS, and (4) permanent improvement and related intensified use of Witter Field following completion of the Project.

[The Environmental Impact Summary, Mitigation Monitoring and Reporting Program, CEQA documentation, and CEQA findings were mailed to the Committee in advance of the meeting, and copies are on file in the Office of the Secretary and Chief of Staff.]

Committee Chair Makarechian stated that each Committee member had been provided with documentation prepared pursuant to the California Environmental Quality Act (CEQA) as reflected in the item. The Committee members had reviewed and considered the CEQA documentation in support of the proposed item and all comments received in writing or presented to the Committee that day, and had balanced the specific benefits of the President’s recommendations in the item against any unavoidable adverse environmental effects, as reflected in the findings that were proposed for adoption by the Committee.

Vice President Lenz noted that this item involved approval of two California Memorial Stadium (CMS) elements that were rescinded in May 2011 in response to a court order resulting from a partially successful CEQA legal challenge to the January 2010 project design approval. Mr. Lenz reported that the campus has been able to address the issues of the use of simulated crowd noise at the temporary football practice location of Witter Field, and construction, use, and occupancy of the Athletic Service Center (ASC). In addition, the item requested approval of the scheduling of one regular season football game for a Friday night, twice in a four-year cycle, and the permanent improvement and use of Witter Field following completion of the project.

Upon motion duly made and seconded, the Committee approved the President’s recommendation.

4. **APPROVAL OF PRELIMINARY PLANS FUNDING, STUDENT SERVICES BUILDING, MERCED CAMPUS**

The President recommended that the 2011-2012 Budget for Capital Improvements be amended as follows:

Merced: Student Services Building – Preliminary Plans – \$840,000 to be funded from University funds.

[Background material was mailed to Regents in advance of the meeting, and a copy is on file in the Office of the Secretary and Chief of Staff.]

Vice President Lenz stated that this item requested approval of \$840,000 in funding for preliminary plans for the Student Services Building at UC Merced. The total cost of the project would be \$19.8 million. He emphasized that the construction would be funded by excess interest earnings from the University’s tax-exempt commercial paper program.

Mr. Lenz stated that the University has made efforts to secure funding from State and other sources to accommodate facilities to support the growing demand for access to the Merced campus.

Regent Zettel asked if the funds for the planning process would be reimbursed as the project proceeds into the construction phase. Mr. Lenz responded that the funds for the planning process are from UC’s general fund, a benefit of the commercial paper program. These funds can be used only for the capital construction program.

Regent Ruiz asked if the project’s rate of 4.2 percent of anticipated total project cost for preliminary plans was a relatively low percentage. UC Merced Assistant Vice Chancellor for Capital Development John White stated that the typical range for preliminary plans cost is between four and 4.5 percent. In response to a question from Committee Chair Makarechian, Mr. White stated that the amount is a line item.

Committee Chair Makarechian asked Mr. White to clarify the contractor’s responsibilities in keeping the project on budget and how the contractor would be held accountable. Mr. White stated that the campus is in the process of hiring a construction management firm to be part of the team from the design phase onward. The construction management firm would not be at risk, but would help manage costs and scheduling throughout the project. He noted that this arrangement has been used with great success for most of UC Merced’s construction projects. In response to questions from Committee Chair Makarechian, Mr. White stated that the construction management firm would be hired through the normal process, including publishing a Request for Qualifications. Committee Chair Makarechian asked about the allocation of funding for the space cost. Mr. White replied that, for the current project, funding was all from one source.

Committee Chair Makarechian asked Vice President Lenz to provide the Committee with a spreadsheet, updated every six months, containing: current projects, project status,

budget status, i.e., how much each project is over or under budget, percentage of completion, and projected completion date. Mr. Lenz replied that this might be a bigger challenge than anticipated. He said he would meet with his staff to determine what they could provide the Committee in the short-term, but noted that fulfilling Committee Chair Makarechian's full request might take longer. In response to a further question from Committee Chair Makarechian, Mr. Lenz responded that initial information could be provided to the Committee by mid-October.

Upon motion duly made and seconded, the Committee approved the President's recommendation and voted to present it to the Board.

The meeting adjourned at 2:45 p.m.

Attest:

Secretary and Chief of Staff