

# THE REGENTS OF THE UNIVERSITY OF CALIFORNIA

January 20, 2005

The Regents of the University of California met on the above date at UCSF-Laurel Heights, San Francisco.

Present: Regents Anderson, Blum, Bustamante, Connerly, Dynes, Hopkinson, Johnson, Lansing, Lozano, Marcus, Montoya, Moores, Novack, Ornellas, Parsky, Pattiz, Preuss, Ruiz, and Wachter (19)

In attendance: Regents-designate Juline, Rominger, and Rosenthal, Faculty Representatives Blumenthal and Brunk, Secretary Trivette, General Counsel Holst, Treasurer Russ, Provost Greenwood, Senior Vice Presidents Darling and Mullinix, Vice Presidents Broome, Gomes, Gurtner, and Hershman, Chancellors Birgeneau, Bishop, Carnesale, Fox, Tomlinson-Keasey, Vanderhoef, and Yang, Laboratory Director Chu, and Recording Secretary Nietfeld

The meeting convened at 1:20 p.m. with Chairman Parsky presiding.

## 1. APPROVAL OF MINUTES OF PREVIOUS MEETINGS

Upon motion of Regent Blum, duly seconded, the minutes of the meetings of November and December 2004 were approved.

## 2. REPORT OF THE PRESIDENT

President Dynes presented the report concerning University activities and individuals.

Upon motion of Regent Connerly, duly seconded, the President's report was accepted, and it was directed that notes of thanks be sent to the donors of the gifts mentioned in the report, that congratulations be extended to those faculty and staff members who have been awarded honors, and that notes of sympathy and regret be sent to the families of those whose deaths were reported.

[The report was mailed to all Regents in advance of the meeting, and a copy is on file in the Office of the Secretary.]

## 3. RESOLUTION IN APPRECIATION OF VELMA K. MONTOYA

Upon motion of Regent Johnson, duly seconded, the following resolution was approved:

Whereas, the members of the Board of Regents of the University of California wish to express their abiding gratitude to Velma K. Montoya, an esteemed colleague, for her eleven years of loyal and committed service to the Board and the University of California, her beloved alma mater; and

Whereas, she has earned a well-deserved reputation as a distinctive and hardworking member of the Board of Regents, one who is never satisfied with the status quo, questions conventional wisdom, seeks innovation and boldness in furthering the University of California's tripartite mission, enthusiastically participates in the Board's discussions, and exhibits deep and abiding concern for such vital issues as admissions and outreach, student welfare, and campus planning; and

Whereas, in her role as a steward of this great university, she has brought an unparalleled commitment to the performance of her duties combined with a consistent emphasis on excellence, most notably in her service as Vice Chairman of the Board, as Chair of the Committee on Audit, Chair and Vice Chair of the Committees on Educational Policy and Grounds and Buildings, and as a member of the Committees on Finance and Investments; and

Whereas, she has served higher education well and truly not only as a Regent but also as a member of the faculties of Chapman University School of Business Management, Pepperdine University, California State Polytechnic University at Pomona, and UCLA, as well as a Regental representative on the California Postsecondary Education Commission, where she represented UC with great conscientiousness and verve; and

Whereas, the Regents have also benefitted from her extensive experience in areas other than education, including her work as an Assistant Director for Strategy in the White House Office of Policy Development, a member of the U.S. Occupational Safety and Health Review Commission, and as a distinguished economist with the Rand Corporation;

Now, therefore, be it resolved that the Regents of the University of California extend to Velma Montoya their heartfelt appreciation for the good humor, fresh perspectives, and insights she has brought to the Board's deliberations that have, in turn, helped to foster the creative spirit that has advanced the University's ability to serve the people of California;

And be it further resolved that the Regents extend to Velma and Earl their affectionate good wishes for continued success and happiness in the years ahead and direct that a suitably inscribed copy of this resolution be presented to them as a token of the Regents' warm regard and lasting friendship.

Regent Johnson commented on the great sense of responsibility which Regent Montoya had brought to her service on the Board, noting that it had become almost a full-time career. Included in this service has been loyal attendance not only at Board and Committee meetings but also at Regents' visits to the campuses and the inaugurations of chancellors. Regent Montoya is well prepared at meetings, having taken the time to read the agenda for each Committee. She also takes her fiduciary responsibility as a Regent seriously. Regent Johnson observed that the constituents of the University community had appreciated the concern that Regent Montoya had for them. As the resolution indicates, Regent Montoya had a distinguished career as an economist and in the federal government.

Regent Montoya opened her remarks by expressing her appreciation to former Governor Wilson for her appointment to The Regents. She was concerned, however, by the threat posed to the University by recent budget cuts, as well as the new effort on the part of The California State University to offer graduate and professional degrees. Regent Montoya did not feel that the University's stated justification for seeking additional funding from the State, that UC creates jobs, was convincing, given the other economic engines in the state. She believed that the public would be more interested in knowing how the University spends the funding that it receives, noting in particular that faculty had created 1,000 new courses at no additional cost. The public should know about the University's innovations with respect to green buildings, as well as programs such as COSMOS, a summer mathematics and science program for high school students. She urged the University to provide free bus passes for faculty, students, and staff in order to reduce congestion and to consider that faculty members be asked to mentor more graduate students. Regent Montoya also spoke in favor of granting emeriti faculty more of the privileges of regular faculty. In closing, Regent Montoya saw the need to enroll more Latino students in graduate and professional programs at the University.

4. **RESOLUTION IN APPRECIATION OF WARD CONNERLY**

Upon motion of Regent Preuss, duly seconded, the following resolution was approved:

Whereas, the Regents of the University of California express their good wishes to their colleague, Ward Connerly, for his committed service as a member of the Board for the last 12 years, during which time he brought to his many responsibilities a deep dedication and profound sense of mission; and

Whereas, following his graduation from the California State University, Sacramento, where he served as student body president, he entered into public service as a staff member for the Department of Housing and Community Development and for the Assembly Housing Committee, which, in turn, led to his joining the business world, a move that heralded the start of a highly successful career as a land-use consultant; and

Whereas, during his tenure on the Board of Regents, he has served as a catalyst for change, always willing to listen and learn, impassioned in his efforts to effect reforms he fervently believed necessary, eloquent in illuminating his views on some of the most contentious issues ever faced by the Board, independent in spirit, and unwaveringly principled in the formulation of University policy; and

Whereas, the insight and considerable experience he has brought to the deliberations of the Board as Chair and Vice Chair of the Committees on Finance and Audit, as Chair of the Committee on Educational Policy, and as a valued member of the Committees on Grounds and Buildings and Investments were of immense benefit to his fellow Regents at a time when the University faced financial challenges not seen since the days of the Great Depression; and

Whereas, from the very start of his tenure on the Board of Regents, he has given most generously of his time and talent in the service of the University, always deeply concerned that it remain the finest public University in the world, expressing the view that, "I love it as if it were my own alma mater";

Now, therefore, be it resolved the Regents of the University of California do hereby express their sincere appreciation for Ward Connerly's years of service to the Board, as well as for his thoughtful demeanor, even temperament, and good humor during many a tense discussion and their respect for his courage in steadfastly holding to his convictions;

And be it further resolved that the Regents extend to Ward and Ilene Connerly their heartiest good wishes for a full and happy life, rich in the company of family and good friends, and further direct that a suitably inscribed copy of this resolution be presented to them as a symbol of the Board's regard and esteem.

Regent Preuss observed that during his twelve years of service to the Board, Regent Connerly had helped to define what the role of The Regents as an independent, fiduciary body should be. He recalled that Regent Connerly had urged the Regents to do more than rubber-stamp the recommendations and opinions of the Office of the President but rather to come to their own conclusions and to stand up for what they believe. Regent Preuss reported that since 1995, 57 resolutions had been introduced by Regents; of those, 22, or 39 percent, were sponsored or co-sponsored by Regent Connerly. The proposal for a staff representative to The Regents was first introduced by Regent Connerly in 1997; today the pilot project will be endorsed by the Board. Regent Preuss pointed out that, even in tense times, the Regents had conducted themselves as a Board with respect for each other. Members of the public, however, had on many occasions acted against the principles of the free exchange of ideas.

Regent Connerly expressed his appreciation to his fellow Regents, the Officers, chancellors, faculty, staff, students, and alumni for their contributions to the University. He also acknowledged the important role played by the press as the University's window to the public. He believed the Regents to be one of the finest collections of public servants that is assembled anywhere in the United States. It is thus incumbent upon the Board members to bring out this assembled talent as a family, leaving political differences at the door. Regent Connerly urged the Regents to recognize the importance of the members of the press and to interact with them. To those people who had been vocal in their opposition, he stated that, while he respected their right to disagree, he did not respect giving middle and high school students the impression that he wished to deny them an education. Regent Connerly suggested that, with his departure, there could be pressure on the Regents to relax their attitude about the use of race; he urged the Board not to bow to this pressure. In concluding his remarks, Regent Connerly recognized friends who were in attendance.

## 5. REPORT OF THE COMMITTEE ON FINANCE

### A. *Amendment of the Budget for Capital Improvements and the Capital Improvement Program and Approval of External Financing for Multi-Use Stadium, Davis Campus*

- (1) The Committee reported its concurrence with the recommendation of the Committee on Grounds and Buildings that the budget for the Multi-Use Stadium project, Davis campus be amended as follows:

From: Davis: Multi-Use Stadium – preliminary plans and working drawings – \$2,794,000 funding comprised of preliminary plans from campus funds (\$1,146,000) and working drawings from gifts (\$1,378,000).

To: Davis: Multi-Use Stadium – preliminary plans, working drawings, construction and equipment – \$29,750,000 to be funded from external financing (\$20,795,000), Facilities and Campus Enhancement and Legal Education Enhancement and Access Program net revenues (\$2,950,000), and gift funds (\$6,005,000).

- (2) The Committee recommended that external financing be obtained not to exceed \$20,795,000 to finance the Multi-Use Stadium project, subject to the following conditions:
  - a. Interest only, based on the amount drawn down, shall be paid on the outstanding balance during the construction period.
  - b. Repayment of \$17.4 million of the external financing shall be from the Multi-Use Stadium portion of the Facilities and Campus

Enhancement (FACE) student fees approved by student vote in February 1999 and by The Regents in May 1999, the Multi-Use Stadium portion of the Legal Education Enhancement and Access Program (LEEAP) fee approved by student vote in April 1999 and by The Regents in May 1999, and a portion of user fees, which shall generate net revenues sufficient to pay debt service and to meet all related financing requirements.

c. Repayment of \$2.5 million of the external financing shall be from the Activities and Recreation Center (ARC) and Aquatics Complex portions of the FACE student fees approved by student vote in February 1999 and by The Regents in May 1999, and the ARC and Aquatics Complex portions of the LEEAP fee approved by student vote in April 1999 and by The Regents in May 1999, and a portion of user fees, which shall generate net revenues sufficient to pay debt service and to meet all related financing requirements.

d. Repayment of \$895,000 of the external financing shall be from University of California Davis Beverage Pouring Rights.

e. The general credit of the Regents shall not be pledged.

(3) The Officers of The Regents be authorized to provide certification to the lender that interest paid by The Regents is excluded from gross income for purposes of federal income taxation under existing law.

(4) The Officers of The Regents be authorized to execute all documents necessary in connection with the above.

**B. *Approval of External Financing for Engineering Unit 3, Irvine Campus***

The Committee recommended that:

(1) The President be authorized to obtain external financing not to exceed \$8,591,000 to finance the Engineering Unit 3 project, subject to the following conditions:

a. Interest only, based on the amount drawn down, shall be paid on the outstanding balance during the construction period.

b. Repayment of the debt shall be from the Irvine campus' share of the University Opportunity Fund.

c. The general credit of The Regents shall not be pledged.

- (2) The Officers of The Regents be authorized to provide certification to the lender that interest paid by The Regents is excluded from gross income for purposes of federal income taxation under existing law.
- (3) The Officers of The Regents be authorized to execute all documents necessary in connection with the above.

C. ***Approval of Standby and Interim Financing for Education and Social Sciences Building, Santa Barbara Campus***

The Committee recommended that:

- (1) The President be authorized to obtain interim financing not to exceed \$2,258,000 and standby financing not to exceed \$5,000,000, for a total of \$7,258,000, prior to awarding a construction contract for any gift funds not received by that time and subject to the following conditions:
  - a. Interest only, based on the amount drawn down, shall be paid on the outstanding balance during the construction period.
  - b. Repayment of any financing shall be from gift funds, and in the event such gift funds are insufficient, from the Santa Barbara campus' share of the University Opportunity Fund.
  - c. The general credit of The Regents shall not be pledged.
- (2) The Officers of The Regents be authorized to provide certification to the lender that interest paid by The Regents is excluded from gross income for purposes of federal income taxation under existing law.
- (3) The Officers of The Regents be authorized to execute all documents necessary in connection with the above.

D. ***Establishment of Campus-Based Student Fees, Merced Campus***

The Committee recommended that, effective fall 2005 and continuing for five years through summer 2010, the following student fees be established at the Merced campus:

- (1) Health Services Fee of \$50 per student per semester which will end at that time unless The Regents approves an extension of the fee not to exceed an additional five years or students vote to continue the fee.

- (2) Transportation Fee of \$35 per student per semester which will end at that time unless The Regents approves an extension of the fee not to exceed an additional five years or students vote to continue the fee.
- (3) Student Life Fee of \$15 per student per semester which will end at that time unless students vote to continue or amend the fee.
- (4) Associated Students Fee of \$10 per student per semester which will end at that time unless students vote to continue or amend the fee.
- (5) Graduate Student Association Fee of \$10 per student per semester which will end at that time unless students vote to continue or amend the fee.

Upon motion duly made and seconded, the recommendations of the Committee on Finance were approved.

6. **REPORT OF THE COMMITTEE ON GROUNDS AND BUILDINGS**

A. ***Certification of Addendum to Environmental Impact Report and Approval of Design, Joseph Edward Gallo Recreation and Wellness Center, Merced Campus***

The Committee reported its:

- (1) Certification of Addendum No. 4 to the Long Range Development Plan Environmental Impact Report (LRDP EIR).
- (2) Adoption of the Findings in their entirety.
- (3) Approval the design of the Joseph Edward Gallo Recreation and Wellness Center, Merced campus.

[Addendum No. 4 to the LRDP EIR was mailed to Regents in advance of the meeting, and a copy is on file in the Office of the Secretary.]



B. ***Amendment of the Budget for Capital Improvements and the Capital Improvement Program, Adoption of Findings, and Approval of Design for Multi-Use Stadium, Davis Campus***

- (1) The Committee recommended that, subject to the concurrence of the Committee on Finance, the 2004-05 Budget for Capital Improvements for the subject project be amended as follows:

From: Davis: Multi-Use Stadium – preliminary plans and working drawings – \$2,794,000 funding comprised of preliminary plans from campus funds (\$1,416,000) and working drawings from gifts (\$1,378,000).

To: Davis: Multi-Use Stadium – preliminary plans, working drawings, construction, and equipment – \$29,750,000 to be funded from external financing (\$20,795,000), Facilities and Campus Enhancement and Legal Education Enhancement and Access Program net revenues (\$2,950,000), and gift funds (\$6,005,000).

- (2) Upon review and consideration of the environmental consequences of the proposed project as indicated in the 2003 Long Range Development Plan Environmental Impact Report (LRDP EIR), the Committee recommended:
- a. Adoption of the Findings and Statement of Overriding Consideration and Mitigation Monitoring Program.
  - b. Approval of the design of the Multi-Use Stadium, Davis campus.

[The LRDP EIR, Findings, Statement of Overriding Consideration, and Mitigation Monitoring Program were mailed to Regents in advance of the meeting, and copies are on file in the Office of the Secretary.]

C. ***Adoption of Findings and Approval of Design, San Diego Supercomputer Center Expansion, San Diego Campus***

Upon review and consideration of the environmental consequences of the proposed project, the Committee reported its:

- (1) Adoption of the Findings.

- (2) Approval of the design of the San Diego Supercomputer Center Expansion, San Diego campus.

[The Findings were mailed to Regents in advance of the meeting, and a copy is on file in the Office of the Secretary.]

D. ***Certification of the Environmental Impact Report and Approval of the 2020 Long Range Development Plan, Berkeley Campus***

Upon review and consideration of the UC Berkeley 2020 Long Range Development Plan Environmental Impact Report (LRDP EIR), the Committee recommended that The Regents:

- (1) Certify the EIR for the UC Berkeley 2020 Long Range Development Plan.
- (2) Adopt the Mitigation Monitoring Program for the Final EIR
- (3) Adopt the Statement of Overriding Considerations included in the Findings.
- (4) Adopt the Findings pursuant to the California Environmental Quality Act.
- (5) Adopt the 2020 Long Range Development Plan, Berkeley campus.

[The EIR, Mitigation Monitoring Program, Statement of Overriding Considerations, Findings, and 2020 Long Range Development Plan were mailed to Regents in advance of the meeting, and copies are on file in the Office of the Secretary.]

(For speakers' comments, see minutes of the January 18 and January 20, 2005 meeting of the Committee of the Whole.)

Upon motion of Regent Hopkinson, duly seconded, the recommendations of the Committee on Grounds and Buildings were approved.

7. **REPORT OF THE COMMITTEE ON EDUCATIONAL POLICY**

***Policy Affirming Engagement in the Preschool through Postsecondary Education System, as Fundamental to the University of California Mission as a Land Grant Institution***

The Committee recommended that the following policy be adopted:

As a land grant institution with a mission of teaching, research, and public service, the University of California is committed to excellence and equity in education for all of California's students to secure the social well-being and economic prosperity of the

individual and the State.<sup>1</sup> The University affirms that a fundamental part of its mission is to engage in efforts to promote the academic achievement and success of all students, including students who, because they are educationally disadvantaged and underrepresented, therefore need additional assistance. Toward these ends, the University seeks to work collaboratively with other key constituencies to enhance the educational capacity of California's schools, to help close opportunity gaps that separate groups of students, and enhance access to those who have been underserved by the University. To meet these public needs, it is essential that the University work in collaboration with public and private sector organizations that share these responsibilities; in particular, California schools, community colleges, universities, community organizations and students' families.

Given the importance of academic preparation and educational partnerships to the University and the benefits that accrue to the State and the nation from UC's collaboration in these efforts, The Regents of the University of California requests that the President, in collaboration with the Governor, the Legislature, the other segments of California public education, and business and community leaders, develop and implement a plan for meaningful, consistent, and long-term funding of the UC academic preparation and educational partnerships infrastructure and communicate the importance of these collaborative efforts to the Governor and the Legislature.

In reaffirming the institution's commitment to Academic Preparation and Educational Partnerships, The Regents requests that the President submit an annual report to the Board that is comprehensive in describing the scope and scale of efforts and assesses the contribution of the University's administration of, and collaboration in, academic preparation and educational partnership activities in reducing educational inequities. This annual report shall take into consideration existing research on preschool-postsecondary educational inequities as guiding principles for program design and implementation, desired outcomes, and rigorous evaluation. In order continually to focus institutional efforts on those areas in which the University might have the most impact, programs demonstrating best practices and use of University resources will guide long-term academic preparation and educational partnership program planning. Such efforts will allow for the charting of future directions for UC's collaboration in academic preparation and educational partnership efforts as well as innovative and new approaches to address preschool-postsecondary educational inequities.

Upon motion of Regent Lozano, duly seconded, the recommendation of the Committee on Educational Policy was approved.

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<sup>1</sup> Adapted from language proposed by the Strategic Review Panel on UC Educational Outreach as "Recommendation 1" of its final report *Forging California's Future through Educational Partnerships: Redefining Educational Outreach*, February 2003 (p. 11).

8. **REPORT OF THE COMMITTEE ON OVERSIGHT OF THE DEPARTMENT OF ENERGY LABORATORIES**

*Authorization to Submit a Proposal to the Department of Energy for the Management and Operation of the Lawrence Berkeley National Laboratory*

The Committee recommended that, after consultation with the General Counsel, the President be authorized to submit a responsive proposal to the Department of Energy Request for Proposal, dated December 15, 2004, for the management and operation of the Lawrence Berkeley National Laboratory.

Upon motion of Regent Preuss, duly seconded, the recommendation of the Committee on Oversight of the Department of Energy Laboratories was approved.

9. **REPORT OF THE NOMINATING COMMITTEE**

The Committee recommended the following, effective March 1, 2005:

- A. The appointment of Regent Wachter to the Committee on Finance, through June 30, 2005.
- B. The appointment of Regent Ruiz as The Regents' representative to the California Postsecondary Education Commission through June 30, 2006.

In its consideration of restructuring committees to facilitate concurrent committee meetings, the Nominating Committee recognized the significant level of overlap on issues for the Committees on Educational Policy and Finance. The Nominating Committee reached the consensus that these committees should not meet concurrently and that all Regents who desire to attend and deliberate with those committees should be permitted to do so.

Upon motion of Regent Hopkinson, duly seconded, the report of the Nominating Committee was approved.

10. **REPORT OF THE SPECIAL COMMITTEE ON REGENTS' PROCEDURES**

*Proposal for Enhanced Communication Between The Regents and University of California Staff and Non-Senate Academic Employees*

The Committee recommended that a pilot program be implemented to appoint two individual staff and/or non-Senate academic employees to participate with two Regents' Committees to provide the voice and perspective of such employees in deliberations on matters that come before the Committees and the Board. The two Committees will be identified by the President.

Upon motion of Regent Marcus, duly seconded, the recommendation of the Special Committee on Regents' Procedures was approved.

## 11. REPORTS OF THE COMMITTEE CHAIRS

### A. Committee on Audit

Committee on Audit Chair Novack reported that an update on the Willed Body Program had been provided by former Governor Deukmejian and Vice President Drake. The Committee discussed the Statement of Core Values and concluded that it should apply to Regents and clarify that officers are part of the staff.

## 12. REPORT OF INTERIM ACTIONS

Secretary Trivette reported that, in accordance with authority previously delegated by The Regents, interim action had been taken on routine or emergency matters as follows:

### A. The Chairman of the Board and the President of the University approved the following recommendation:

***Amendment to Approval of a Groundlease to Collegiate Housing Foundation for East Campus Student Apartments Phase II, Irvine Campus and Authorization to Participate in Financing Trust Agreement***

It is recommended that the Approval of Groundlease to Collegiate Housing Foundation for East Campus Student Apartments Phase II, Irvine Campus, approved in May 2004, be amended as follows (deletions shown by strikeout, additions shown by underscoring):

- (1) The Regents enter into an unsubordinated groundlease with Colleague Housing Foundation, an Alabama limited liability company, or its designee or assignee (Ground Lessee), for approximately 26 acres of the Irvine campus located on Culver Drive and Campus Drive at the northeastern edge of the campus (Site) for the construction of a 542-unit student apartment complex (Project), said groundlease to be subject to the following terms and conditions:

- a. The term of the groundlease shall be the greater of 40 years or the term of repayment of all financing costs related to the Project, but in no event longer than 50 years, commencing with the effective date of the ground lease; provided, however, that the groundlease shall terminate earlier, upon the full amortization or early retirement of the bonds financing the development of the Project and payment of all

financing costs related to the Project, including any ground rent deferred pursuant to A.(5) below:

\* \* \*

- e. The Regents' reversionary interest in the land shall not be subordinated, and no encumbrance of the Ground Lessee's interest in the Project shall be permitted to extend beyond the term of the ground lease. Payment of the ground rent may be deferred ~~to the payment of debt service,~~ to the extent necessary to allow the Project to meet the terms of the related financing indenture, loan agreement, financing trust agreement, and other related financing instruments, provided that ~~such debt service deferral~~ results from a tax-exempt bond financing of the development of the Project, and such ~~subordination~~ deferral is necessary to achieve the student rental rates provided for in paragraph (1)c. while maintaining the required debt service coverage ratio.

- (2) The President be authorized, in the name and on behalf of The Regents, to enter into contingent leases of beds in the Project for up to three years following completion of construction.

\* \* \*

- (5) The President, after consultation with the General Counsel, be authorized to approve use of a Financing Trust Agreement in connection with the financing of the Project, and for use in connection with future projects owned by third parties and financed with tax-exempt financing located on land owned by The Regents.
- (6) The Officers Secretary of The Regents be authorized to execute all documents necessary for the completion of the groundlease transaction.

- B. The Chairman of the Board, the Chair of the Committee on Grounds and Buildings, the Chair of the Committee on Finance, and the President of the University concurred in the following recommendations:

- (1) ***Amendment of the Budget for Capital Improvements and the Capital Improvement Program for UCSF Medical Center SB 1953 Moffitt/Long 2008 Phase 2, San Francisco Campus***

It is recommended that:

**Pursuant to Standing Order 100.4(q)**

The President, subject to the concurrence of the Chairman of the Board, the Chairman of the Committee on Grounds and Buildings, and the Chairman of the Committee on Finance, authorize that the 2004-05 Budget for Capital Improvements and the Capital Improvement Program be amended to include the following project:

San Francisco: UCSF Medical Center SB 1953 Moffitt/Long 2008 Phase 2 – preliminary plans, working drawings, and construction – \$18,800,000 to be funded from State lease revenue bond funds (\$15,012,000) and hospital reserve funds (\$3,788,000).

- (2) ***Amendment of the Budget for Capital Improvements and the Capital Improvement Program for West Village Backbone Infrastructure, Davis Campus***

It is recommended that:

**Pursuant to Standing Order 100.4(q)**

- A. The President, subject to the concurrence of the Chairman of the Board, the Chairman of the Committee on Grounds and Buildings, and the Chairman of the Committee on Finance, authorize that the 2004-2005 Budget for Capital Improvements and the Capital Improvement Program be amended to include the following project:

Davis: West Village Backbone Infrastructure – preliminary plans – \$750,000 to be funded with campus funds.

- B. The Officers of The Regents be authorized to execute all documents necessary in connection with the above.

**13. REPORT OF PERSONNEL ACTION**

Secretary Trivette reported that, in accordance with Bylaw 14.7(b), the following personnel action was taken at a Special Meeting on December 14, 2004. A roll call vote was taken (roll call vote required by State law on all actions taken in meetings held by teleconference).

Appointment of Denice D. Denton as Chancellor of the Santa Cruz campus, 100 percent, effective on or about February 14, 2005. The roll call vote was as follows: Regents Anderson, Blum, Connerly, Dynes, Johnson, Lozano, Marcus, Montoya, Novack, Ornellas, Preuss, and Ruiz (12) voting "aye."

**14. REPORT OF COMMUNICATIONS**

Secretary Trivette presented summaries of communications received subsequent to the November 2004 meeting. Unless instructed otherwise, the residency appeals will be referred to General Counsel Holst, and the remaining communications will be referred to President Dynes for response as appropriate.

**15. REPORT OF THE PRESIDENT**

The President reported that on the dates indicated, the following informational reports were mailed to The Regents or to Committees:

**To Members of the Committee on Audit**

- A. Recently completed Internal Audit investigation matters. November 30, 2004
- B. Internal Audit Activity Report for the quarter ended September 30, 2004. December 8, 2004

**To Members of the Committee on Health Services**

- C. Activity and Financial Status Report for the UC Medical Centers for the fourth quarter ended June 30, 2004, and the first quarter ended September 30, 2004. November 15, 2004 (Schedule of Reports)
- D. Activity and Financial Status Report for the UC Medical Centers for four months ended October 31, 2004. December 3, 2004 (Schedule of Reports)



**To The Regents of the University of California**

- E. Announcement of a draft request for proposals (RFP) by the Department of Energy (DOE) for the management contract for the Los Alamos National Laboratory. December 1, 2004
- F. London *Times* higher education supplement survey of the 50 best universities in the world. November 19, 2004
- G. Announcement of September 5, 2005 as the official opening date of the UC Merced campus. December 8, 2004

The meeting adjourned at 1:47 p.m. in memory of Congressman Robert Matsui.

Attest:

Secretary