

**THE REGENTS OF THE UNIVERSITY OF CALIFORNIA
MEETING AS A COMMITTEE OF THE WHOLE**

May 16, 2007

The Regents of the University of California met on the above date at UCSF–Mission Bay Community Center, San Francisco.

Members present: Regents Blum, Coombs, Dynes, Garamendi, Hopkinson, Island, Johnson, Kozberg, Ledesma, Lozano, Marcus, O’Connell, Parsky, Pattiz, Schilling, Schreiner, and Wachter

In attendance: Regents-designate Allen, Brewer, and Bugay, Faculty Representatives Brown and Oakley, Secretary and Chief of Staff Griffiths, Associate Secretary Shaw, General Counsel Robinson, Chief Investment Officer Berggren, Provost Hume, Executive Vice Presidents Darling and Lapp, Vice President Sakaki, Chancellors Birgeneau, Bishop, Córdova, Drake, Fox, Kang, Vanderhoef, and Yang, Acting Chancellors Abrams and Blumenthal, University Auditor Reed, and Recording Secretary Smith

The meeting convened at 8:35 a.m. with Chairman Blum presiding.

1. PUBLIC COMMENT

Chairman Blum explained that the Board had been convened as a Committee of the Whole in order to permit members of the public an opportunity to address University-related matters. Due to the number of people wishing to speak, Chairman Blum extended the public comment period to 30 minutes. The following persons addressed the Board concerning the subjects noted.

Joint Governance over the University of California Retirement Plan

- A. Mr. Chris Daly, San Francisco Supervisor, stated that the request for joint governance of pension plans is reasonable given the stake the workers have in the pension fund.
- B. Ms. LaKesha Harrison, President of AFSCME 3299, stated that UC workers should have equal say on the governance of their pension to allow oversight over conflicts of interest and to contribute to decision making regarding investments. Both California State University and community college workers have pension plans with joint governance.
- C. Mr. Eric Queseda, Executive Director of Dolores Street Community Services and member of the Mission Anti-Displacement Coalition, explained that UC salaries and benefits have a direct impact on the sustainability of the eastern neighborhoods of San Francisco.

- D. Mr. James Darby, nurse at UCSF and representative for the California Nurses Association, stated that UC nurses are concerned about the lack of checks and balances with regard to the management of the pension fund, specifically that conflicts of interest are not properly disclosed.
- E. Mr. Jeff Myers, surgical technologist at UCSF and Vice President of AFSCME 3299, emphasized the desire of employees to have a voice on the board of governance of the UC pension fund.
- F. Mr. Kevin Birney, technician at UCSF, stated that UC workers should have a say in changes made in the investment strategies of the pension fund. He expressed concern over the outsourcing of fund management and a related drop in fund performance.
- G. Mr. Amino Byeda, chief steward of San Francisco chapter of UPTE, stated that the Regents need the assistance of a fresh viewpoint with regards to the governance of the pension fund.
- H. Ms. Norah Foster, employee at UCB, asked that the Regents include staff in the governance positions of the UCRP. She also expressed concern that an audit of the UCRP is a year overdue.

Compensation to UC Nurses

- I. Ms. Vickie Sommer, nurse practitioner at UCB, stated that the nurses at the Nurses Health Center deserve to be compensated at the same rate as their colleagues at the Student Health Service at UCSF.
- J. Ms. Coralie Kenton, nurse at UCB, stated her displeasure regarding her current salary, and that she will be unable to continue in her current position unless she receives a raise in salary. She urged the Regents to pay nurses what they are worth.

University Diversity and Non-Resident Tuition

- K. Ms. Louise Henderson, Vice President of the Graduate Student Association at UCR, stated that UC is not adequately funding graduate students, especially international students who are required to pay non-resident tuition. She asked the Regents to reduce or eliminate non-resident tuition so all qualified graduate students can come to UC and increase its diversity.
- L. Mr. Van Nguyen, President of ASUC at UCB, stated that UC is confronting a diversity crisis, and one of the major issues contributing to this is lack of funding for academic preparation programs. He encouraged the Regents to pressure the Legislature to restore funding for these programs.

- M. Ms. Ahnika Kline, UCSF graduate student, stated that the University's knowledge base is enhanced by the research conducted by international graduate students. Because departments typically pay the tuition of international students, high non-resident tuition limits the number of international graduate students that departments can accept.

Other University-related Matters

- N. Mr. Murray Morgan stated that the Regents have been remiss in their oversight duties regarding research misconduct at UCD and the way he was treated after he revealed this misconduct.
- O. Mr. John Simpson, Foundation for Taxpayer and Consumer Rights, stated that the BP research contract can threaten the autonomy of UC and the academic freedom of faculty and students. He asked that UC control the direction and results of all research, any patented discovery be licensed on a nonexclusive basis, there be no secret or proprietary research allowed on campus, and that any BP marketing efforts using Berkeley's name be approved on a case-by-case basis by The Regents.
- P. Mr. Robert Blagdon, former UC employee, stated that turnover within the Office of the Treasurer is high, which could put the external equity program at risk, and urged the Regents to investigate the matter.

2. **REMARKS OF THE PRESIDENT**

President Dynes acknowledged the departure of Chancellor France Córdoba, who will assume the Presidency of the Purdue University system. In her five years at UC Riverside, Ms. Córdoba provided exemplary leadership and showed great potential for even higher levels of achievement. An acting chancellor will be appointed and a search will begin for a new chancellor at UCR. UC will strive to continue the momentum of the key initiatives of Ms. Córdoba and her staff, including the effort to establish a school of medicine.

President Dynes acknowledged the arrival of Ms. Katie Lapp, Executive Vice President for Business Operations, and expressed excitement about her involvement in the efforts to restructure the Office of the President and strengthen systemwide planning.

President Dynes extended his congratulations to Laboratory Director Miller and the Lawrence Livermore National Security team for its selection to manage the Lawrence Livermore National Laboratory. He was confident that the laboratory will enter a new era of scientific achievement and public service. The University of California has a responsibility to the nation through its management of the laboratories. He thanked Vice President Foley and others whose efforts led to this success.

With regards to the May revision of the Governor's budget, President Dynes was encouraged that the Governor continued his support of the January budget proposals for the University of California. He expressed disappointment that support for academic preparation programs and the labor center have not been included, but noted that increased efforts will be put forth to ensure they are included in the final budget.

In light of the tragic shootings at Virginia Polytechnic Institute, and as a continuation of UC's response to the Columbine shootings in 1999, the University has evaluated its response systems and conducted a review of security safeguards at each campus. Student mental health services are a priority of the Board and will receive extra funding next year and in future years. President Dynes underscored that the safety of UC's students, faculty, and staff is paramount.

With regard to the vision of "The Power and Promise of Ten," President Dynes recalled Provost Hume's presentation at the January 2007 Regents meeting on Systemwide Academic Planning, which is a central part of the effort to bring together the complementary strengths of UC's ten campuses in a more coordinated and collaborative way. Extensive academic planning discussions are taking place at all campuses. On May 24, 2007, President Dynes will begin a tour of campuses to engage in dialogue with faculty regarding how the vision can be achieved, and will report on the evolution of the discussions to the Board. The President is consulting with the Staff Diversity Council to assist him to improve the University by enhancing its diversity. This advisory board has been given a broad mandate to focus on the full range of staff diversity issues, including recruitment, retention, leadership, and systems for incorporating diversity in every aspect of the UC employment experience. The Council is chaired by Associate President Linda Williams, with co-vice chairs John White, Director of Capital Planning at UC Merced, and Associate Executive Vice Chancellor Rahim Reed from UC Davis. Organizational review of the University's administrative structure will also be undertaken in order to establish clear roles across the University and enhance the clarity and effectiveness of UC's administrative functions. President Dynes expressed confidence in this effort due to the high caliber of UC's faculty and staff, who are the foundations of the institution.

President Dynes paid tribute to UC faculty who have added to the University's record of scholarly honors in recent weeks. Six UC scholars from six campuses have been added to the National Academy of Sciences, and 23 UC scholars from five campuses have been named as fellows to the American Academy of Arts and Sciences, including Chancellor Drake. The Guggenheim Foundation has named 13 fellows for 2007 from UC, the most of any university, including Christopher Buckley from UCR, Joe Goode from UCB, Gail Hershatter from UCSC, Peter Nabokov from UCLA, and Richard Ross from UCSB.

3. REMARKS OF THE CHAIRMAN

Chairman Blum acknowledged the new Secretary and Chief of Staff Diane Griffiths. Ms. Griffiths, Executive Vice President Lapp, and Ms. Betsy Horan, who works with Chairman Blum on issues of restructuring, and the staff in the Office of the President are all positioned to make a difference in the strategic vision and efficiency of the University. The University has not been carefully scrutinized from top to bottom in approximately 40 years, and he expressed his pleasure that the first steps can now be undertaken in this effort. Chairman Blum also noted the prestige that the BP award and the national laboratory contract bring to the University, and specifically thanked Regent Parsky and Vice President Foley for their accomplishment in the renewal of all three national laboratories.

4. REMARKS OF THE ACADEMIC SENATE CHAIR

Academic Senate Chair Oakley reported that the state of shared governance is strong at UC from the perspective of the Academic Senate. A variety of items to be discussed at the meeting have won the concurrence of the Academic Senate, including an endorsement of an adjustment of the UCRP for the benefit of investigators at the Howard Hughes Medical Institute and the Ludwig Center, the creation of a trust for General Accounting Standards Board reporting purposes, a proposed modification of the Mortgage Origination Program, and the draft proposal for the allocation of laboratory-related fees. The Academic Senate has also supported the creation of a new Vice President for Research and Graduate Studies. Mr. Oakley reported on actions taken at the Assembly, including the adoption of a resolution regarding equity in job slotting across campuses, and a vote to oppose RE89, Policy Restricting University Acceptance of Funding from the Tobacco Industry, by a vote of 43 in favor, 5 against, 2 abstentions.

The meeting adjourned at 9:30 a.m.

Attest:

Secretary and Chief of Staff