

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

September 18, 2013

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

Members present: Regents Blum, Brown, De La Peña, Feingold, Flores, Island, Kieffer, Lansing, Makarechian, Newsom, Pattiz, Reiss, Ruiz, Schultz, Varner, Wachter, and Zettel

In attendance: Regents-designate Engelhorn, Leong Clancy, and Saifuddin, Faculty Representatives Gilly and Jacob, Secretary and Chief of Staff Kelman, Associate Secretary Shaw, General Counsel Robinson, Co-Acting Chief Investment Officers Stanton and Wedding, Provost Dorr, Executive Vice President Brostrom, Chief Financial Officer Taylor, Senior Vice Presidents Dooley and Stobo, Vice Presidents Duckett, Lenz, Mara, and Sakaki, Chancellors Block, Blumenthal, Desmond-Hellmann, Dirks, Drake, Khosla, Leland, Wilcox, and Yang, and Recording Secretary McCarthy

The meeting convened at 9:50 a.m. with Chairman Varner presiding.

1. REMARKS OF THE CHAIRMAN OF THE BOARD

Chairman Varner welcomed UC Riverside Chancellor Wilcox, Faculty Representative Gilly, who is Vice Chair of the Academic Senate and professor of marketing at UC Irvine, and congratulated Faculty Representative Jacob as Chair of the Academic Senate. Chairman Varner thanked Regent Pattiz for arranging a tour for Regents of the Lawrence Livermore National Laboratory for the following day.

Chairman Varner remarked that the Regents would hear updates on two important initiatives, Working Smarter, a program to gain administrative cost savings, and the Promise for Education, a new social media-based fundraising campaign to raise scholarship funds, intended to help fill the gap between UC's financial needs and the amount of State support available for California higher education. The Board's priorities include creating greater administrative efficiencies and increasing financial support. Chairman Varner thanked Regent Lansing for bringing together people and resources to enable the Promise for Education, a program that is creative, appealing, and financially sensible.

Chairman Varner thanked his fellow Regents for their efforts in carrying out their responsibilities to the University and the citizens of California.

2. PUBLIC COMMENT

Chairman Varner 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. The following persons addressed the Board concerning the items noted.

- A. Dr. Robert Johnson, third-year resident at UC Irvine Medical Center, recalled that nearly two years prior almost 600 resident physicians at UCI formed the Patient and Physician Safety Association (PAPSA) union, to enhance patient-care quality, to improve resident education, and to improve the quality of life of interns, residents, and fellows. He expressed his view that UCI has attempted to block the progress of this effort, for instance by hiring expensive outside legal counsel. He urged the Regents to drop the legal case against PAPSA so that a collaborative effort can improve the quality of patient care at UCI.
- B. Ms. Lisa Hoard, UC Santa Barbara student, encouraged Regents to be more accessible to students, possibly through a Facebook page or an online forum to solicit student input.
- C. Mr. Liam Stanton, first-year UC Santa Barbara student, expressed concern about possible tuition increases, particularly for nonresident students.
- D. Mr. Jonathan Abboud, president of the Associated Students of the University of California Santa Barbara, thanked President-designate Napolitano's staff for their prompt response in scheduling a meeting for the UC Council of Presidents with her. He commented on the importance of the Regents' holding a meeting at a UC campus in southern California in 2014.
- E. Ms. Becca Rast, UC Berkeley student and member of Fossil Free UC, stated that students from that organization had addressed the Regents at three prior meetings, had recently met with staff at the Office of the President, and would meet with the Academic Senate's University Committee on Faculty Welfare Task Force on Investment and Retirement. She reported that the Associated Students of the University of California voted to make divestment from fossil fuel industries one of its three priorities for the current year, and that Fossil Free UC has gained more faculty, alumni, and student support.
- F. Mr. Ophir Bruck, UC Berkeley student, stated that the UC campaign to divest from the fossil fuel industry is part of a national movement on more than 300 campuses. He described the campaign's basic tenet that, if it is wrong for the fossil fuel industry to carry out a business model that destroys the climate, then it is wrong for institutions of higher education to profit from that destruction. Instead, universities should invest in climate solutions, adaptations, and mitigation. Climate change is his generation's greatest and most pressing issue. He reported that Fossil Free UC has met with staff at the Office of the President

and solicited Regents' help. Particularly, his group had requested information about UC's current investments from the Committee on Investments.

- G. Ms. Kitty Jones, second-year student at UC Berkeley, stated that Fossil Free UC brought sunflowers for the Regents, because sunflowers have a capacity to absorb industrial toxins from soil and are a symbol of what UC should be. UC should clean up its investments to lead to a brighter future, free of investments in the fossil fuel industries that threaten the planet.
- H. Ms. Jianna Robinson, fourth-year student at UC Davis, commented that UC could continue to lead the way in addressing the sources of climate change and adapting to its effects. She recalled the July meeting presentation by Los Alamos National Laboratory scientists regarding climate change and said students and Regents can join together to lead an effort to find solutions.
- I. Ms. Emily Williams, UC Santa Barbara alumna, recalled that Fossil Free UC had requested that divestment from fossil fuel industries be placed on the agenda for the current meeting and asked that divestment be placed on the agenda of the next meeting of the Committee on Investments. She said that Fossil Free UC wants to work with the Regents to develop a method to address divestment systemwide and has asked for information regarding UC's investments in the 200 top publicly traded fossil fuel companies, including in externally managed funds.
- J. Ms. Vanessa Garcia, vice president of external affairs for UCSD Associated Students, and chair of university affairs of the UC Student Association (UCSA), noted the fiscal challenges facing the University. She called upon the Regents to acknowledge that UC students are finding tangible solutions to these problems, since many of UCSA's current campaigns address the budget crisis and the underfunding of the University.
- K. Mr. Destiny Iwuoma, UC Berkeley student and ASUC senator, expressed appreciation that, as a student from a low-income family, he is able to attend UC. He stated his support for UCSA's Invest in Graduation Not Incarceration, Transform Education (IGNITE) campaign, which he said addresses the schools to prisons pipeline. He urged the Regents to work in partnership with students to support this campaign.
- L. Mr. Paul Phojanakong, president of University Professional and Technical Employees (UPTE) Communications Workers of America Local 9119 and a member of its bargaining team, stated that bargaining had been ongoing for almost two years, with the main impediment being the proposed two-tier retirement plan. He reported that UPTE's actuarial analysis determined that this proposed change is unnecessary and that UPTE has a proposal to reduce the UC Retirement Plan's (UCRP) unfunded liability, while keeping all UPTE employees on the former plan.

- M. Ms. Kathryn Lybarger, president of American Federation of State, County and Municipal Employees (AFSCME) Local 3299, addressed income inequality, opportunity, and the middle class. She said the American middle class has been shrinking as a result of growing income inequality and a resulting lack of access to higher education. Ms. Lybarger said UC is an engine to either increase or decrease the middle class, and, until recently had served the mission of increasing the middle class. She expressed concern about the amount spent on housing for UC's incoming President and executive salary levels.
- N. Ms. Judy McKeever, registered respiratory therapist for 18 years at UCSF Medical Center, expressed concern about what she said was an attack on collective bargaining at UC, and about tuition increases that are making UC unaffordable for middle-class families. She also expressed concern about a reduction in take-home pay for UC workers.
- O. Mr. Eugene Stokes, 33-year employee of UC Berkeley and AFSCME Local 3299 shop steward, said that chronic understaffing causes problems for UC employees. He said he has not had a cost-of-living increase in almost five years and had a reduction in take-home pay because of increased health care costs. He asked the Regents to understand that UC employees face very difficult financial choices.
- P. Mr. Abel Salas, UC Berkeley gardener for 12 years, remarked that his job is difficult and he must work a second job on weekends in order to pay his mortgage. He urged the Regents to recognize the hardships facing many UC workers and not reduce their benefits.
- Q. Ms. Mary Higgins of Teamsters Local 2010 expressed her opposition to allowing Children's Hospital Oakland employees to participate in UCRP while UC is proceeding with the two-tier plan for existing UC employees. She also said that the Working Smarter initiative is resulting in understaffing and a reduction of financial oversight.
- R. Mr. Dave Treacy, UCSF clinical engineering technician for 14 years, said he works hard to provide good patient care and noted the importance of proper equipment maintenance in operating rooms. He stressed that workers' opinions should be respected and heard.

3. **REMARKS OF THE CHAIR OF THE ACADEMIC SENATE**

Faculty Representative Jacob noted that UC's leadership transition comes at the same time as a renewed national conversation about higher education. UC faculty and staff are involved in early academic outreach, transition programs for new freshmen, K-12 teacher education and professional development, and undergraduate admissions. UC faculty also teach, and UC has a dramatic record of achievement in undergraduate education, with more than 80 percent of freshmen and transfer students graduating, even though more

than 40 percent come from families with low incomes that qualify these students for Pell Grants.

Mr. Jacob emphasized that UC's strong graduate programs are the key to ensuring the quality of its undergraduate education and expressed concern that graduate education is being omitted from conversations about accountability. All educational activity at UC is nurtured in the context of scholarship and creative works central to UC's research and service missions. A large portion of this work is developed, validated, and disseminated through interactions between faculty and graduate students. Since they are immersed in this environment, graduate students emulate these experiences when they interact with undergraduates, thus significantly raising the bar for undergraduate education. Mr. Jacob cited examples of graduate students' involvement in research enhancing undergraduates' educational opportunities, making the UC undergraduate experience unique.

Mr. Jacob maintained that graduate education should be included in the State and national metrics for higher education. UC is internationally recognized for the quality of its doctoral programs; the National Research Council ranked 140 of UC's 700 doctoral programs in the top ten of their respective fields nationally. It is estimated that UC doctoral programs produced more than one-quarter of the faculty in the UC and California State University systems. Mr. Jacob said that the bulk of UC's \$5 billion in extramural funding would not be available without the direct engagement of graduate students in faculty work. Consideration of graduate students at public research universities is lacking from the State and national conversation about accountability metrics and benchmarks. In all fields, graduate students bring the spirit and content of their academic studies to the classrooms where they teach, thus engaging undergraduates. If the conversation about undergraduate education is drawn too narrowly, that which makes UC great could be placed at risk.

The meeting adjourned at 10:45 a.m.

Attest:

Secretary and Chief of Staff