

TRUSTEES OF THE CALIFORNIA STATE UNIVERSITY

**California State University
Office of the Chancellor
Glenn S. Dumke Auditorium
401 Golden Shore
Long Beach, CA 90802**

March 22, 2011—4:00 p.m.

Presiding: Herbert L. Carter, Chair

Call to Order and Roll Call

Public Comment

Chair's Report

Chancellor's Report

Report of the Commission on Postsecondary Education: *Trustee Melinda Guzman*

Report of the California State University Alumni Council: *President—Ken Stone*

Report of the California State Student Association: *President—Christopher Chavez*

Report of the Academic Senate CSU: *Chair—James Postma*

Board of Trustees

Approval of Minutes of Board of Trustees' Meeting of January 26, 2011

Committee Reports

Committee on Collective Bargaining: *Chair—Lou Monville*

Committee on Organization and Rules: *Chair—Melinda Guzman*

Committee on University and Faculty Personnel: *Chair—George G. Gowgani*

Committee on Governmental Relations: *Chair—Peter G. Mehas*

1. 2011-2012 Legislative Report No. 2

Committee on Finance: *Chair—William Hauck*

3. Approval to Issue Trustees of the California State University, Systemwide Revenue Bonds and Related Debt Instruments for a Project

Committee on Institutional Advancement: *Chair—Kenneth Fong*

1. Naming of a Facility – San Diego State University
2. Naming of a Facility – San Diego State University
3. Naming of a Facility – Sonoma State University

Committee on Campus Planning, Buildings and Grounds: *Chair—Margaret Fortune*

1. Amend the 2010-2011 Capital Outlay Program, State Funded, *Action*
3. Approval of Schematic Plans, *Action*

Committee on Educational Policy: *Chair—Debra S. Farar*

1. Academic Planning and Program Review, *Action*

Committee on Audit: *Chair—Henry Mendoza*

Committee of the Whole: *Chair—Herbert L. Carter*

**MINUTES OF THE MEETING OF
BOARD OF TRUSTEES**

**Trustees of the California State University
Office of the Chancellor
Glenn S. Dumke Auditorium
401 Golden Shore
Long Beach, California**

January 26, 2011

Trustees Present

A. Robert Linscheid, Acting Chair
Roberta Achtenberg
Nicole M. Anderson
Carol R. Chandler
Debra S. Farar
Kenneth Fong
Margaret Fortune
George G. Gowgani
Melinda Guzman
William Hauck
Raymond Holdsworth
Hsing Kung
Linda A. Lang
Peter G. Mehas
Lou Monville
Gavin Newsom, ex officio
Charles B. Reed, Chancellor
Glen O. Toney
Tom Torlakson, ex officio

Acting Chair Linscheid called the meeting to order.

Public Comment

Acting Chair Linscheid called for public comment. Pat Gantt, president CSUEU spoke about the importance of involving stakeholders into discussions that affect employees; Russell Kilday-Hicks, vice president for representation CSUEU spoke about the negative effects of the budget strategy that involves staff reductions; Steve Teixeira, secretary, APC, spoke about the value of including input from staff would benefit implementation of the Early Start program; the following individuals spoke against the Early Start program: Leone Hankey, CFA faculty at CSULA; Hugo Perez, CFA Students for Quality Education, CSULA, Bryan Norton, CFA Students for Quality Education, CSULA. The following individuals spoke against use of the Long Beach Hyatt and Hilton hotels: Debbie Pacheco, Unite Here and Hyatt worker, and Maria

Patlan, Unite Here and Hilton worker, re hotel disputes; and Gary Hytrek, professor of sociology at CSU Long Beach.

Chair's Report

Acting Chair Linscheid's complete report can be viewed online at the following URL:
<http://www.calstate.edu/BOT/chair-reports/jan2011.shtml>

Chancellor's Report

Chancellor Charles B. Reed's complete report can be viewed online at the following URL:
<http://www.calstate.edu/executive/reparchive/110125.shtml>

Report of the Commission on Postsecondary Education

Trustee Melinda Guzman reported.

Report of the California State University Alumni Council

Ken Stone reported on behalf of the Alumni Council.

Report from the California State Student Association

Christopher Chavez reported on behalf of CSSA.

Report of the Academic Senate CSU

James Postma reported on behalf of the Academic Senate CSU.

Approval of Minutes

The Board of Trustees approved the minutes of the meeting of November 10, 2010.

Board of Trustees

Conferral of the Title President Emeritus: Robert Glidden (RBOT 01-11-01)

Acting Chair Linscheid moved the item; there was a second.

The Board of Trustees approved the following resolution:

WHEREAS, Robert Glidden was appointed to the position of president of Cal Poly San Luis Obispo in 2010 and immediately projected a sense of dedication, openness and trust as he provided the university with steadfast leadership throughout a period of presidential transition; and

WHEREAS, He was influential to development of the university community as he actively engaged students, faculty, staff and community members to help bolster campus involvement and pride; and

WHEREAS, He instituted an open forum for university faculty and staff to foster open communication and strengthen organizational relationships; and

WHEREAS, He led efforts to highlight and benefit the university's role in the community, national reputation, unique academic identity and learn-by-doing approach; and

WHEREAS, He actively engaged key donors and expedited the reorganization of University Advancement, thus strengthening campus fundraising efforts; and

WHEREAS, It is altogether fitting that the California State University recognize those members who have made fundamental and historic contributions to this system of higher education; now, therefore, be it

RESOLVED, By the Board of Trustees of the California State University, that the title of President Emeritus be conferred on Robert Glidden, with all the rights and privileges thereto.

Committee Reports

Committee on Collective Bargaining

Trustee Monville reported the committee heard from representatives of CSUEU, Pat Gantt, president and Alisandra Brewer, unit 9 chair.

Committee on Institutional Advancement

Trustee Fong reported the committee heard two action items as follow:

Naming of an Academic Entity at California State University, Channel Islands (RIA 01-11-01)

Trustee Fong moved the item; there was a second.

The Board of Trustees approved the following resolution:

RESOLVED, by the Board of Trustees of the California State University, that the Community and Workforce Studies Institute at CSU Channel Islands be named The Henry L. "Hank" Lacayo Institute for Workforce and Community Studies.

Approval of the 2009-2010 Annual Report on Philanthropic Support to the California State University (RIA 01-11-02)

Trustee Fong moved the item; there was a second.

The Board of Trustees approved the following resolution:

RESOLVED, by the Board of Trustees of the California State University, that the Board adopts the *2009-2010 Annual Report of Philanthropic Support to the California State University* for submission to the California Postsecondary Education Commission, the California Joint Legislative Budget Committee, and the California Department of Finance.

Committee on Finance

Trustee Hauck reported the committee heard two information items, Report from the Auxiliary Review Committee; Report on the 2011-2012 Support Budget and four action items as follow:

California State University Education Doctorate Tuition Fee for 2011-2012 Academic Year (RFIN 01-11-01)

Trustee Hauck moved the item; there was a second. Discussion followed.

The Board of Trustees approved the following resolution:

RESOLVED, by the Board of Trustees of the California State University, that the following academic year schedule of the Education Doctorate Tuition Fee is approved effective fall term 2011 and until further amended:

Per Semester: \$5,250

Per Quarter: \$3,500

Per Academic Year: \$10,500

RESOLVED, the chancellor is delegated authority to further adopt, amend, or repeal the CSU Education Doctorate Tuition Fee rate if such action is required by the budget act approved for 2011-12, and that such changes made by the chancellor are communicated promptly to the trustees.

**Proposed Title 5 Revision: Claims for Damages Filed Against the Board of Trustees
(RFIN 01-11-02)**

Trustee Hauck moved the item; there was a second. Discussion followed.

The Board of Trustees approved the following resolution:

RESOLVED, by the Board of Trustees of the California State University, acting under the authority prescribed pursuant to Section 89030 of the Education Code, Title 5 is amended to add Section 42398 as follows:

**Title 5, California Code of Regulations
Division 5— Board of Trustees of the California State Universities
Chapter 1 — California State University
Subchapter 5 — Administration
Article 16 — Claims Filing Process**

(a) Claims for money damages against the California State University or a CSU employee shall be presented to the Office of the Chancellor, Risk Management & Public Safety at the following address in accord with the requirements of Government Code section 900 et seq:

The California State University
Office of the Chancellor, Risk Management & Public Safety
401 Golden Shore, 5th Floor
Long Beach, CA 90802-4210

(b) The Office of the Chancellor, Risk Management & Public Safety shall impose a \$25 administrative fee for each claimant. The administrative fee may be waived if the claimant demonstrates a sufficient showing of financial hardship. This administrative fee shall be refunded, if the claim is allowed in whole or in part.

(c) The Office of the Chancellor, Risk Management & Public Safety shall maintain and make available on its website claim forms and applications for administrative fee waivers. Claimants are not required to use the CSU claim form so long as they provide the following information:

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- (1) The name and address of the claimant;
- (2) The address to which the claimant desires notices to be sent;
- (3) The date, place and other circumstances which gave rise to the claim asserted;
- (4) A general description of the loss incurred;
- (5) The name or names of the CSU employee or employees causing the loss, if known; and
- (6) The amount claimed, including any estimated amount of prospective loss, together with the basis of computation for those amounts. If the amount claimed and/or the prospective loss is unknown the claimant shall state whether those amounts are believed to exceed \$25,000.

The claim shall be signed by the claimant or by some person on his/her behalf.

(d) The Office of the Chancellor, Risk Management & Public Safety shall be responsible for acting on any claim presented to the CSU. Any action on a claim shall be consistent with the provisions of the Government Claims Act.

(e) For purposes of determining whether a claim was commenced within the period provided under the Government Code, the date the claim was presented to the CSU is:

(1) The date the claim is postmarked and the twenty-five dollar (\$25) administrative fee is paid, whichever occurred later.

(2) If a fee waiver is granted, the date the claim was presented with the application requesting the fee waiver.

(3) If a fee waiver is denied, the date the claim was presented with the application requesting the fee waiver, provided the filing fee is paid to the CSU within 10 calendar days of the mailing of the notice of the denial of the fee waiver.

NOTE: Authority cited: Education Code Section 89030; reference Government Code Section 912.5

Proposed Title 5 Revision: Lost Property (RFIN 01-11-03)

Trustee Hauck moved the item; there was a second. Discussion followed.

The Board of Trustees approved the following resolution:

RESOLVED by the Board of Trustees of the California State University that under Section 89030.1 of the Education Code, that Article 10, Section 42375 of Title 5 of the California Code of Regulations be amended as follows:

Title 5. Education
Division 5. Board of Trustees of the California State Universities
Chapter 1. California State University
Subchapter 5. Administration
Article 10. Disposition of Lost Property
§ 42375. Care, Restitution, Sale or Destruction of Lost Property

The Chancellor or his designee may provide for the care, restitution, sale or destruction of unclaimed, lost or abandoned property in the possession of any campus in accordance with California Civil Code Section ~~2080.9~~ 2080.8. Unclaimed, lost, or abandoned property valued at or above three hundred dollars (\$300) shall be held by the campus for a period of at least three months. After such time, and after a notice of such sale has been published once for a minimum of five days in a newspaper of general circulation in the county in which the property is held, the property shall be sold at public auction to the highest bidder.

The campus may dispose of any of that property upon which no bid is made at any sale.

Approval to Issue Trustees of the California State University, Systemwide Revenue Bonds and Related Debt Instruments for a Project (RFIN 01-11-04)

Trustee Hauck moved the item; there was a second. Discussion followed.

The Board of Trustees approved the following resolution:

Orrick, Herrington & Sutcliffe LLP, as bond counsel, prepared a set of resolutions presented at the Committee on Finance, Agenda Item 6, at the January 25-26, 2011 meeting of the CSU Board of Trustees for the project at San Francisco State University (Lot 20 Parking Structure Seismic Upgrade Project) that authorizes interim and permanent financing. The resolutions will achieve the following:

1. Authorize the sale and issuance of Systemwide Revenue Bond Anticipation Notes and the related sale and issuance of the Trustees of the California State University Systemwide Revenue Bonds in a not-to-exceed amount of \$4,075,000 and certain actions relating thereto.
2. Provide a delegation to the Chancellor; the Executive Vice Chancellor and Chief Financial Officer; the Assistant Vice Chancellor, Financial Services; and the Director, Financing and Treasury; and their designees to take any and all necessary actions to execute documents for the sale and issuance of the bond anticipation notes and the revenue bonds.

The resolutions will be implemented subject to receipt of good bids consistent with the projects' financing plans.

Committee on Campus Planning, Buildings and Grounds

Trustee Fortune reported the committee heard one information item, Status Report on the 2011-2012 State Funded Capital Outlay Program and one action item as follows:

Amend the 2010-2011 Capital Outlay Program, Non-State Funded (RCPBG 01-11-01)

Trustee Fortune moved the item; there was a second.

The Board of Trustees approved the following resolution:

RESOLVED, By the Board of Trustees of the California State University, that the 2010-2011 non-state funded capital outlay program is amended to include \$14,400,000 for preliminary plans, working drawings, construction, and equipment for the California State University, Chico Parking Structure 2 project.

Committee on Audit

Trustee Mendoza reported the committee heard three information items, Status Report on Current and Follow-up Internal Audit Assignments and University; Report of the Systemwide Audit in Accordance with Generally Accepted Accounting Principles Including the Report to Management; Single Audit Report of Federal Funds and one action item as follows:

Assignment of Functions to be Reviewed by the Office of the University Auditor for Calendar Year 2011 (RAUD 01-11-01)

RESOLVED, By the Committee on Audit of the Board of Trustees of The California State University, that the 2011 internal audit plan, as detailed in Agenda Item 2 of the Committee on Audit at the January 25-26, 2011 meeting, be approved.

Committee on Committees

Trustee Farar reported the committee heard one action item as follows:

Committee Assignments for New Trustee: Hsing H. Kung (RCOC 01-11-01)

Trustee Farar moved the item; there was a second.

The Board of Trustees approved the following resolution:

RESOLVED, By the Board of Trustees of The California State University, on recommendation by the Committee on Committees, that Dr. Hsing H. Kung be appointed to the following committees for 2010-2011:

Campus Planning, Buildings and Grounds
Institutional Advancement
Finance

Committee on University and Faculty Personnel

Trustee Gowgani reported the committee heard one action item as follows:

Executive Compensation: California Polytechnic State University, San Luis Obispo President (RUFPP 01-11-01)

Trustee Gowgani moved the item; there was a second.

The Board of Trustees approved the following resolution:

RESOLVED, by the Board of Trustees of the California State University, that Dr. Jeffrey D. Armstrong shall receive a salary set at the annual rate of \$350,000

and a housing allowance or a university provided residence effective February 1, 2011, the date of his appointment as president of California Polytechnic State University, San Luis Obispo. Dr. Armstrong will also receive an annual supplement of \$30,000 from Cal Poly Foundation sources; and be it further

RESOLVED, Dr. Armstrong shall receive additional benefits as cited in Agenda Item 1 of the Committee on University and Faculty Personnel at the January 25-26, 2011 meeting.

Committee on Educational Policy

Trustee Farar reported the committee met in closed session to approve Honorary Degree Nominations, heard three information items, Update on Implementation of the CSU Early Start and Early Assessment Programs; Report on SB 1440 Implementation and Oversight Committee; Faculty-Student Research and Mentorship Special Focus: Water Resources and Policy Initiatives and one action item as follows:

Projections for Doctor of Nursing Practice and Doctor of Physical Therapy Programs (REP 01-11-01)

Trustee Farar moved the item; there was a second.

The Board of Trustees approved the following resolution:

RESOLVED, by the Board of Trustees of the California State University, that the proposed projections for Doctor of Nursing Practice degree programs and Doctor of Physical Therapy degree programs set forth in Agenda Item 2 of the January 25-26, 2011 meeting of the Committee on Educational Policy, be approved and accepted for addition to the CSU Academic Master Plan and be used as the basis for necessary facility planning; and be it further

RESOLVED, that those proposed degree program projections be included in campus Academic Plans and be authorized for development, with implementation at approximately the dates indicated—subject in each instance to the chancellor's approval and determination of need and feasibility, and provided that qualified faculty, financial support, facilities, and information resources sufficient to establish and maintain the programs will be available.

Committee on Governmental Relations

Trustee Mehas reported the committee heard three action items as follow:

Adoption of Trustees' Statement of Legislative Principles (RGR 01-11-01)

Trustee Mehas moved the item; there was a second.

The Board of Trustees approved the following resolution:

RESOLVED, by the Board of Trustees of the California State University, that the Statement of Legislative Principles in Agenda Item 1 of the January 25-26, 2011 meeting of the Trustees' Committee on Governmental Relations be adopted as amended, and be it further

RESOLVED, by the Board of Trustees of the California State University, that the chancellor is authorized to take positions on pending legislation on behalf of the California State University system; but in taking such positions, the chancellor shall consult, when practical, with the chair of the Committee on Governmental Relations, the Committee on Governmental Relations, the full Board or the chair of the Board of Trustees; and be it further

RESOLVED, that the chancellor shall keep the Board regularly informed of the positions taken and of such other matters affecting governmental relations as is deemed necessary and desirable.

2011-2012 Legislative Report No. 1 (RGR 01-11-02)

Trustee Mehas moved the item; there was a second.

The Board of Trustees approved the following resolution:

RESOLVED, by the Board of Trustees of the California State University, that the legislative proposals described in this item are adopted as the 2011 Board of Trustees' Legislative Program.

California State University Federal Agenda for 2011 (RGR 01-11-03)

Trustee Mehas moved the item; there was a second.

The Board of Trustees approved the following resolution:

RESOLVED, by the Board of Trustees of the California State University, that the federal legislative program described in Agenda Item 3 of the meeting of the Committee on Governmental Relations on January 25-26, 2011, is adopted as the 2011 CSU Federal Agenda.

Acting Chair Linscheid adjourned the meeting.