

TRUSTEES OF THE CALIFORNIA STATE UNIVERSITY

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

November 8, 2017

Presiding: Rebecca D. Eisen, Chair

10:15 a.m. Board of Trustees

Dumke Auditorium

Call to Order

Roll Call

Public Speakers

Chair's Report

Chancellor's Report

Report of the Academic Senate CSU: *Chair—Christine Miller*

Report of the California State Student Association: *President—Maggie White*

Report of the California State University Alumni Council: *President—Manolo P. Morales*

Consent

Approval of the Minutes of the Board of Trustees Meeting of September 20, 2017

Approval of Committee Resolutions as follows:

Committee on Institutional Advancement

1. Naming of the Dale and Katy Carlsen Center for Innovation and Entrepreneurship – California State University, Sacramento
2. Naming of the Epstein Family Veterans Center – California State University San Marcos

Committee on Finance

1. Approval to Issue Trustees of the California State University Systemwide Revenue Bonds and Related Debt Instruments for Projects at California State University, San Bernardino and California State University, Stanislaus
2. 2018-2019 Lottery Budget and Report
4. Approval of the 2018-2019 Operating Budget Request
5. Approval of a New Master Investment Policy for the California State University

*The Board of Trustees is a public body, and members of the public have a right to attend and participate in its meetings. This schedule of meetings is established as a best approximation of how long each scheduled meeting will take to complete its business. Each meeting will be taken in sequence, except in unusual circumstances. Depending on the length of the discussions, which are not possible to predict with precision in advance, the scheduled meeting times indicated may vary widely. The public is advised to take this uncertainty into account in planning to attend any meeting listed on this schedule.

Committee on Campus Planning, Buildings and Grounds

1. Parking Structure E for California State University, Los Angeles
2. Student Union Renovation and Expansion for California State University, San Bernardino
3. Approval of the 2018-2019 Capital Outlay Program and the 2018-2019 through 2022-2023 Five-Year Facilities Renewal and Capital Improvement Plan

Committee on University and Faculty Personnel

1. Annual Report on Outside Employment for Senior Management Employees

Committee on Committees

1. Amendment to the Board of Trustees' Committee Assignments for 2017-2018

Discussion

1. Protections for Dreamer Students, Alumni and Employees, *Action*
2. Conferral of the Title of Faculty Trustee Emeritus—Steven G. Stepanek, *Action*

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**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**

September 20, 2017

Trustees Present

Rebecca D. Eisen, Chair
Adam Day, Vice Chair
Silas H. Abrego
Jane Carney
Adam Day
Debra S. Farar
Jean Picker Firstenberg
Emily Hinton
Lillian Kimbell
Thelma Meléndez de Santa Ana
Hugo N. Morales
John Nilon
Larry Norton
Jorge Reyes Salinas
Lateefah Simon
Steven Stepanek
Peter Taylor
Timothy P. White, Chancellor

Chair Eisen called the meeting of the Board of Trustees to order.

Public Comment

The board heard from the following individuals during the public comment period: William Blischke, President, CSU Emeritus and Retired Faculty Association (CSU-ERFA); Charmaine Lawson, parent of Humboldt State student; Naomi Waters, Humboldt State Black Student Union; Skye Dent, Community member and former CSU adjunct faculty; Patrick Choi, President (APC); Dago Argueta, Vice President (APC); Molly Talcott, Secretary, Los Angeles (CFA); Marvin Morales, student, (CPP); Iosedyna Ramirez, student, CSU Dominguez Hills (SQE); Asia Gonzales, student, CSU Long Beach (SQE); Pat Gantt, President (CSUEU); Rocky Sanchez, VP for Representation (CSUEU); Neil Jacklin, VP for Organizing (CSUEU); Catherine Hutchinson, VP Finance (CSUEU); Tessy Reese, Chair Bargaining Unit 2 (CSUEU); Mike Chavez, Chair Bargaining Unit 5 (CSUEU); Carolyn Duckett, Chair Bargaining Unit 7 (CSUEU); Rosa Jones, Vice Chair Bargaining Unit 7 (CSUEU); Ricardo Uc, Vice Chair Bargaining Unit 9 (CSUEU); Hector Fernandez, CEO (SETC-United); Jason Rabinowitz, (SETC-United); Ali Tuini, (SETC-United); Reggie Castro, (SETC-United).

Chair's Report

Chair Eisen's complete report can be viewed online at the following URL:

<https://www2.calstate.edu/csu-system/board-of-trustees/reports-of-the-chair/Pages/september-2017.aspx>

Chancellor's Report

Chancellor Timothy P. White's complete report can be viewed online at the following URL:

<https://www2.calstate.edu/csu-system/board-of-trustees/chancellor-reports/Pages/september-2017.aspx>

Report of the Academic Senate CSU

CSU Academic Senate Chair, Christine M. Miller's complete report can be viewed online at the following URL:

http://www.calstate.edu/AcadSen/Records/Chairs_Reports/documents/Chairs_Report_September_2017_BOT.pdf

Report from the California State Student Association

CSSA President Maggie White's complete report can be viewed online at the following URL:

<http://www.calstatestudents.org/public-documents/>

Report of the California State University Alumni Council

Alumni Council President, Manolo P. Morales' complete report can be viewed online at the following URL: <http://www.calstate.edu/alumni/council/bot/20170920.shtml>

Board of Trustees

The minutes of the meeting of July 19, 2017 were approved as submitted. Chair Eisen asked to move all the consent items for approval. There was a second. The Board of Trustees approved the following resolutions:

Committee on Campus Planning, Buildings and Grounds

Fermentation Sciences Complex for California Polytechnic State University, San Luis Obispo (RCPBG 09-17-12)

RESOLVED, by the Board of Trustees of the California State University, that:

1. The Final Initial Study/Mitigated Negative Declaration was prepared pursuant to California Environmental Quality Act and State CEQA Guidelines.
2. The California Polytechnic State University, San Luis Obispo Fermentation Sciences Complex project is consistent with the Final Mitigated Negative Declaration and the effects of the project were fully analyzed in the Final Mitigated Negative Declaration.

3. The project will benefit the California State University.
4. The 2017-2018 Capital Outlay Program is amended to include \$18,474,000 for preliminary plans, working drawings, construction, and equipment for the California Polytechnic State University, San Luis Obispo Fermentation Sciences Complex project.
5. The schematic plans for the California Polytechnic State University, San Luis Obispo Fermentation Sciences Complex are approved at a project cost of \$18,474,000 at CCCI 6255.

**Master Plan Revision with Enrollment Ceiling Increase for California State University, San Bernardino
(RCPBG 09-17-13)**

RESOLVED, by the Board of Trustees of the California State University, that:

1. The Board of Trustees finds that the 2017 FEIR has been prepared in accordance with the requirements of the California Environmental Quality Act.
2. The FEIR addresses the proposed campus master plan revision and all discretionary actions related to the project as identified in the FEIR.
3. The Board of Trustees hereby certifies the FEIR for the California State University, San Bernardino Campus Master Plan dated September 2017.
4. Prior to the certification of the FEIR, the Board of Trustees reviewed and considered the above FEIR and finds that the FEIR reflects the independent judgement of the Board of Trustees. The board hereby certifies the FEIR as complete and adequate and finds that the FEIR addresses all potentially significant environmental impacts of the project and fully complies with the requirements of CEQA and the CEQA Guidelines. For purposes of CEQA and the CEQA Guidelines, the administrative record includes the following:
 - a. The 2016 Draft EIR for the California State University, San Bernardino Campus Master Plan;
 - b. The FEIR, including comments received on the Draft EIR, and responses to comments;
 - c. The proceedings before the Board of Trustees relating to the subject master plan revision, including testimony and documentary evidence introduced at such proceedings; and
 - d. All attachments, documents incorporated, and references made in the documents as specified in items (a) through (c) above.
5. This resolution is adopted pursuant to the requirements of Section 21081 of the Public Resources Code and Section 15091 of the State CEQA Guidelines which require the Board of Trustees to make findings prior to the approval of the project.
6. The board hereby adopts the CEQA Findings of Fact and Mitigation and Monitoring Reporting Program, including the mitigation measures identified therein for Agenda Item 2 of the September 19-20, 2017 meeting of the Board of Trustees' Committee on Campus Planning, Buildings and Grounds, which identifies the specific impacts of the proposed campus master plan and related

- mitigation measures, which are hereby incorporated by reference. The mitigation measures identified in the Mitigation and Monitoring Reporting Program shall be monitored and reported in accordance with the Mitigation and Monitoring Reporting Program, which meets the requirements of CEQA.
7. The board has adopted the Findings of Fact and Statement of Overriding Considerations that outweigh certain remaining significant and unavoidable traffic, air quality, noise and lighting impacts.
 8. The FEIR has identified potentially significant impacts that may result from implementation of the proposed campus master plan revision. However, the Board of Trustees, by adopting the Findings of Fact, finds that the inclusion of certain mitigation measures as part of the project approval will reduce most, but not all, of those effects to less than significant levels. Those impacts which are not reduced to less than significant levels are identified as significant and unavoidable and are overridden due to specific project benefits to the CSU identified in the Findings of Fact and Statement of Overriding Considerations.
 9. The board approves the use of \$627,300 for its fair share of future off-site mitigation. The funds are expected to be provided from future state capital or operating budget funding, the CSU, self-support entities, private developers, and/or other entities.
 10. The project will benefit the California State University.
 11. The California State University, San Bernardino Campus Master Plan Revision dated September 2017 is approved.
 12. The chancellor or his designee is requested under Delegation of Authority granted by the Board of Trustees to file the Notice of Determination for the FEIR for the California State University, San Bernardino Campus Master Plan 2017.

**New Student Residence Hall Project at San Diego State University
(RCPBG 09-17-14)**

RESOLVED, by the Board of Trustees of the California State University, that:

1. The Board of Trustees finds that the 2017 FEIR has been prepared in accordance with the requirements of the California Environmental Quality Act.
2. The Board of Trustees hereby certifies the project FEIR for San Diego State University New Student Residence Hall project.
3. Prior to certification of the FEIR, the Board of Trustees reviewed and considered the above EIR and finds that the FEIR reflects the independent judgement of the Board of Trustees. The board hereby certifies the FEIR as complete and adequate and finds that the FEIR addresses all potentially significant environmental impacts of the project and fully complies with the requirements of CEQA and the CEQA Guidelines. For purposes of CEQA and the CEQA Guidelines, the administrative record includes the following:
 - a. The 2017 Final EIR for the San Diego State University New Student Residence Hall project which includes the Draft EIR in total, as revised due to comments received and other changes required, and responses to comments.

- b. All attachments, documents incorporated, and references made in the document as specified in item (a) above.
 4. This resolution is adopted pursuant to the requirements of Section 21081 of the Public Resources Code and Section 15091 of the State CEQA Guidelines which require the Board of Trustees to make findings prior to approval of the project.
 5. The board hereby adopts the CEQA Findings of Fact and Mitigation and Monitoring Reporting Program, including the mitigation measures identified therein for Agenda Item 3 of the September 19-20, 2017 meeting of the Board of Trustees' Committee on Campus Planning, Buildings and Grounds, which identifies the specific impacts of the San Diego State University New Student Residence Hall project and the related mitigation measures which are hereby incorporated by reference. The mitigation measures identified in the Mitigation and Monitoring Reporting Program shall be monitored and reported in accordance with the Mitigation and Monitoring Reporting Program, which meets the requirements of CEQA.
 6. The project will benefit the California State University.
 7. The San Diego State University Master Plan Revision dated September 2017 is approved.
 8. The 2017-2018 Capital Outlay Program is amended to include \$130,000,000 for preliminary plans, working drawings, construction and equipment for the San Diego State University New Student Residence Hall project.
 9. The schematic plans for the San Diego State University New Student Residence Hall project are approved at a project cost of \$130,000,000 at CCCI 6255.
 10. The chancellor or his designee is requested under the Delegation of Authority granted by the Board of Trustees to file the Notice of Determination for the FEIR for the San Diego State University New Student Residence Hall project.
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Committee on Finance

Approval to Issue Trustees of the California State University Systemwide Revenue Bonds and Related Debt Instruments for the New Student Residence Hall Project at San Diego State University (RFIN 09-17-10)

Orrick, Herrington & Sutcliffe LLP, as bond counsel, prepared resolutions presented in agenda item 1 on the Committee on Finance at the September 19-20, 2017 Board of Trustees' meeting that authorize interim and permanent financing for the projects described in the agenda item. The proposed resolutions were distributed at the meeting and will achieve the following:

1. Authorize the sale and issuance of the Trustees of the California State University Systemwide Revenue Bonds, and/or the sale and issuance of related Systemwide Revenue Bond Anticipation Notes, and/or the issuance of related debt instruments, including shorter term debt, variable rate debt, floating rate loans placed directly with banks, or fixed rate loans placed directly with banks, in an aggregate amount not-to-exceed \$141,130,000 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 assistant vice chancellor, Financing, Treasury, and Risk Management; 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.

**Conceptual Approval of a Public-Private Partnership Student Housing Development Project at California State University, Sacramento
(RFIN 09-17-11)**

RESOLVED, by the Board of Trustees of the California State University, that the Trustees:

1. Approve the concept of a public/private partnership for a student-housing development on city-owned land adjacent to the California State University, Sacramento campus;
2. Authorize the chancellor and the campus to enter into a due diligence access and option agreement which provides the developer with a limited-term option along with the responsibility for the development of a final plan, schematic drawings, and necessary environmental analyses during the option period;
3. Authorize the chancellor, the campus, and UEI to enter into negotiations for agreements, as necessary, to develop a final plan for the public/private partnership as explained in Agenda Item 2 of the September 19-20, 2017 meeting on the Committee on Finance; and
4. Will consider the following additional action items prior to any consideration of the final plan:
 - a) Approval and certification of Final California Environmental Quality Act (CEQA) documentation.
 - b) Approval of a development and financial plan negotiated by the campus and the developer with the advice of the chancellor;
 - c) Approval of an amendment to the Non-State Capital Outlay Program;
 - d) Approval of the schematic design standards.

**Conceptual Approval of a Public-Private Partnership Mixed-Use Development Project at California State University, Dominguez Hills
(RFIN 09-17-12)**

RESOLVED, by the Board of Trustees of the California State University, that the Trustees:

1. Approve the concept of a public/private partnership for a mixed-use development and the release of the Request for Qualifications/Proposals;
2. Authorize the chancellor and the campus to enter into due diligence access and option agreements which provide selected developer(s) with a limited-term option, along with the responsibility for the development of final plans, schematic drawings, and necessary environmental analyses during the option period(s);

3. Authorize the chancellor and the campus to enter into negotiations for agreements as necessary to develop final plans for the public/private partnership as explained in Agenda Item 3 of the September 19-20, 2017, meeting on the Committee on Finance;
4. Will consider the following additional action items prior to any consideration of final plans:
 - a) Certification of Final California Environmental Quality Act (CEQA) documentation.
 - b) Approval of development and financial plans negotiated by the campus and the developer with the advice of the chancellor;
 - c) Approval of amendments to the Non-State Capital Outlay Program;
 - d) Approval of the schematic design standards.

**California State University Annual Investment Report and Establishment of the Investment Advisory Committee
(RFIN 09-17-13)**

RESOLVED, by the Board of Trustees of the California State University, that the Trustees hereby:

1. Establish the Investment Advisory Committee and approve the membership of the Investment Advisory Committee as presented in Agenda Item 4 of the September 19-20, 2017, meeting on the Committee on Finance;
2. Authorize the Chair of the Committee on Finance; the chancellor; the executive vice chancellor and chief financial officer; and the assistant vice chancellor, Financing, Treasury, and Risk Management; and their designees to take any and all actions necessary to implement this resolution.

Committee on Organization and Rules

**Approval of Proposed Revisions to Rules Governing the Board of Trustees
(ROR 09-17-01)**

RESOLVED, by the Board of Trustees of the California State University, that this board adopt the proposed amendments to the Code of Conduct of the Rules Governing the Board of Trustees as presented in Attachment B, Item 1 of the Committee on Organization and Rules at the September 19-20, 2017 board meeting.

Committee on University and Faculty Personnel

10 Year Retiree Health and Dental Benefits Vesting for New Non-Represented Employees (RUF 09-17-03)

RESOLVED, by the Board of Trustees of the California State University, that non-represented employees who are new to the CSU and become new CalPERS members on or after July 1, 2018, are subject to the 10 year retiree health and dental benefits vesting schedule.

Compensation for Executives (RUF 09-17-04)

RESOLVED, by the Board of Trustees of the California State University, that the individuals named in the salary tables cited in Item 2 of the Committee on University and Faculty Personnel at the September 19-20, 2017 meeting of the Board of Trustees shall receive the annual base salaries cited in the tables effective July 1, 2017, or as noted; and be it further

RESOLVED, that effective January 1, 2018, supplemental pay will be included in the incumbent's base pay as cited in Item 2 of the Committee on University and Faculty Personnel at the September 19-20, 2017 meeting of the Board of Trustees.

Policy on Compensation (RUF 09-17-05)

RESOLVED, by the Board of Trustees of the California State University, that the Policy on Compensation, as cited in Item 3 of the Committee on University and Faculty Personnel at the September 19-20, 2017 meeting of the Board of Trustees is adopted; and be it further

RESOLVED, all previous versions of policies related to compensation for employees and presidents are superseded.

BOARD OF TRUSTEES

Protections for Dreamer Students, Alumni and Employees

Presentation By

Timothy P. White
Chancellor

Jorge Reyes Salinas
Student Trustee

Summary

The federal Department of Homeland Security announced the Deferred Action for Childhood Arrivals (DACA) policy in 2012. DACA allows Dreamers, young people brought to the United States as children without documentation, to pursue educational, military and career opportunities without concern of imminent deportation. DACA has benefited many in the California State University community.

Approximately 8,300 undocumented Dreamer students are currently admitted to and attending the CSU consistent with California law. Those Dreamer students who completed their K-12 education at a California high school and are attending a CSU campus in pursuit of their higher education were qualified to apply for and receive DACA protection. Not all undocumented students applied for or received protections under DACA.

At the CSU, we see firsthand every day the exceptional contributions that Dreamer students and alumni make to our state and to our nation. Most are the first in their family to attend college and they work hard to further their educations. Many serve as campus leaders and have ambitious goals centered on improving the lives of others across their communities.

We also have a number of employees who benefit from the DACA protections, and are making positive impacts on our campuses. These faculty and staff put into practice the goal of many Dreamer students by giving back to their community through public service.

Unfortunately, in September of this year, the Trump Administration through the Department of Homeland Security decided to rescind the DACA program. In response, the CSU leadership at both the campus and system level expressed immediate concern with and disappointment in that decision and promptly engaged their advocacy offices.

AMENDED

BOT

Agenda Item 1

November 7-8, 2017

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The CSU continues to lead national advocacy efforts with lawmakers to reinstate DACA or its equivalent. Alongside our higher education partners and state leaders, we seek timely, long-term protections that provide clarity and certainty for our Dreamer community.

Resolution

The following resolution is presented to the Board of Trustees for approval:

RESOLVED by the Board of Trustees of the California State University:

1. The Board of Trustees expressly recognizes and commends the contributions of our Dreamer students, alumni and employees, as their unique experiences enrich CSU campuses and the pursuit of their dreams enriches the State of California.
2. The Board of Trustees encourages trustees, the chancellor, presidents, the CSU Office of Federal Relations, CSU advocates and the many other members of the university community to coordinate with local and national partners to advocate in support of DACA or similar protections consistent with the CSU mission, while urging representatives, senators and the president to work together to provide a long-term bipartisan solution for Dreamers.
3. The Board of Trustees encourages system and campus leaders to work together and with local, state and federal leaders to pursue all legal means and available resources to support Dreamers – including grants, scholarships, mental health services and legal support – and to communicate broadly information about these resources and services.
4. The Board of Trustees calls for support of the provision of timely, long-term protections that provide clarity and certainty for the Dreamer community.

BOARD OF TRUSTEES

Conferral of the Title of Faculty Trustee Emeritus—Steven G. Stepanek

Presentation By

Rebecca D. Eisen
Chair of the Board

Summary

It is recommended that Faculty Trustee Steven G. Stepanek, whose term expired on September 28, 2017, be conferred the title of Faculty Trustee Emeritus for his service. The granting of emeritus status carries the title, but no compensation.

The following resolution is recommended for approval:

RESOLVED, by the Board of Trustees of the California State University, that this board confers the title of Faculty Trustee Emeritus on Steven G. Stepanek, with all the rights and privileges thereto.