

Trustees of the California State University

Resolutions

**November 15-16, 2011 in the Dumke Auditorium
located at the California State University Office of the
Chancellor, 401 Golden Shore, Long Beach, CA 90802**

COMMITTEE ON GOVERNMENTAL RELATIONS

2011-2012 Legislative Report No. 6 (RGR 11-11-08)

RESOLVED, By the Board of Trustees of The California State University, that 2011-2012 Legislative Report Number 6 is adopted.

COMMITTEE ON INSTITUTIONAL ADVANCEMENT

**Naming of a Facility—California State University, Fresno
(RIA 11-11-07)**

RESOLVED, By the Board of Trustees of the California State University, that the Sports Medicine Center at California State University, Fresno be named the Meyers Family Sports Medicine Center.

COMMITTEE ON EDUCATIONAL POLICY

Recommended Changes to Title 5, California Code of Regulations, Related to Post-Baccalaureate Admission and Nursing Programs (REP 11-11-08)

RESOLVED, by the Board of Trustees of the California State University, acting under the authority prescribed herein and pursuant to Section 89030 and 89030.1 of the Education Code, that Title 5 section 41000 is amended as follows:

Title 5, California Code of Regulations
Division 5 - Board of Trustees of the California State Universities
Chapter 1 – California State University
Subchapter 3 – Admission Requirements
Article 8 – Admission of Post-Baccalaureate and Graduate Students

**§ 41000. Admission to Post-Baccalaureate Standing:
Unclassified.**

(a) An applicant may be admitted to a campus as an unclassified post-baccalaureate student if the applicant satisfies the requirements of each of the three following ~~lettered~~ numbered subdivisions:

~~(a)~~ (1) The applicant holds an acceptable baccalaureate degree earned at an institution accredited by a regional accrediting association, or the applicant has completed equivalent academic preparation as determined by the appropriate campus authority; and

~~(b)~~ (2) The applicant has satisfied any one of the following three ~~numbered~~ lettered conditions:

~~(1)~~ (A) The applicant has attained a grade point average of at least 2.5 in an acceptable earned baccalaureate degree;

~~(2)~~ (B) The applicant has attained a grade point average of at least 2.5 in the last 60 semester units (90 quarter units) attempted;

~~(3)(C)~~ The applicant holds an acceptable post-baccalaureate degree earned at an institution accredited by a regional accrediting association;

~~(e)~~ (3) And the applicant was in good standing at the last institution of higher education attended.

(b) A post-baccalaureate applicant may be admitted to a campus state-support baccalaureate nursing program. A campus shall not disqualify or prohibit any student who possesses a baccalaureate or higher degree from enrolling in and completing a state-support baccalaureate degree nursing program on the sole basis of that student's possession of the previously earned degree.

Note: Authority cited: Sections 66600, 89030, ~~and~~ 89035 and 89267.3, Education Code. Reference: Sections 66600, ~~and~~ 89030 and 89267.3, Education Code.

COMMITTEE ON CAMPUS PLANNING BUILDINGS AND GROUNDS

Amend the 2011-2012 Capital Outlay Program, Non-State Funded (RCPBG 11-11-12)

RESOLVED, by the Board of Trustees of the California State University, that the 2011-12 non-state funded capital outlay program is amended to include: 1) \$1,900,000 for preliminary plans, working drawings, construction, and equipment for the San Diego State University Donald P. Shiley BioScience Center Renovation project; 2) \$10,134,000 for preliminary plans, working drawings, construction, and equipment for the San Diego State University University Towers Renovation project; and 3) \$20,000,000 for preliminary plans, working drawings, and construction for the Systemwide Solar3 Photovoltaic Initiative.

Certify the Revised Environmental Impact Report and Approve the Campus Master Plan Revision and Amendment to the Non-State Capital Outlay Program for the Campus Pointe Project at California State University, Fresno (RCPBG 11-11-13)

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

1. In accordance with the judicial writ, the board sets aside the May 2007 resolution (RCPBG 05-07-11) approving the Campus Master Plan Revision and the Amendment to the 2006-07 Non-State Funded Capital Outlay Program to include the Campus Pointe Project, and certifying the 2007 Final EIR, the Findings of Fact, the Mitigation Monitoring and Reporting Plan, and the Statement of Overriding Considerations.
2. The 2011 Revised EIR for the California State University, Fresno, Master Plan Revision and Campus Pointe Project

has been prepared to address the court's ruling and writ in the matter styled *LandValue 77, LandValue Management, LLC, and James Huelskamp v. The Trustees of the California State University, Fresno, et al.* (Fresno County Superior Court, Case No. 07CECG02874).

3. 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 that the board make findings prior to approval of any project along with statement of fact supporting each finding.
4. This board has reviewed and considered the additional information prepared for Agenda Item 4 of the November 15-16, 2011, meeting of the Committee on Campus Planning, Buildings and Grounds regarding the 2011 REIR, which identifies specific impacts of the proposed Project and related mitigation measures which are hereby incorporated by reference.
5. This board has reconsidered the May 16, 2007, approval of the Project in light of the 2011 REIR and all other information and analysis specified in the record for this Project. This information demonstrates that the nature and severity of the Project's impacts have not materially changed. This board adopts appropriate findings to modify the original resolution approving the Project.
6. The board adopts the findings set forth in Agenda Item 4 of the November 15-16, 2011, meeting of the Committee on Campus Planning, Buildings and Grounds, including any modified mitigation measures that are incorporated in the Project's Mitigation Monitoring Plan. The board specifically finds that the modified mitigation measures are appropriate in light of the determinations and additional information provided in the 2011 REIR.
7. The board has adopted revised Findings of Fact that include Specific Overriding Considerations that outweigh certain remaining unavoidable significant impacts to air quality, noise, traffic, and loss of prime farmland.

8. Prior to certification of the 2011 REIR, the board has reviewed and considered the above-mentioned REIR and finds that it reflects the independent judgment of the Board of Trustees. The board hereby concurs with and certifies the 2011 REIR prepared for the proposed Project as complete and adequate and in conformance with CEQA, the State CEQA Guidelines and the requirements imposed by the Writ of Mandate issued in Superior Court of the State of California, County of Fresno, Case No. 07CECG02874. For the purposes of CEQA and the State CEQA Guidelines, the record of the proceedings for the Project includes the following:
 - A. The approval of an amendment to the 2006-2007 non-state capital outlay program for the Project (May 15, 2007);
 - B. The approval of the 2007 Campus Master Plan Revision (May 15, 2007);
 - C. The previously certified 2007 Final EIR, including all comments received and responses to these comments (May 15, 2007);
 - D. All proceedings before the Board of Trustees relating to the Project, including testimony and documentary evidence introduced at such proceedings;
 - E. All records of court proceedings, including, but not limited to the Peremptory Writ of Mandate issued on July 1, 2009;
 - F. The 2011 Campus Master Plan Revision;
 - G. The 2011 REIR, which incorporates the 2006 Draft EIR, the 2007 Final EIR and technical appendices, including all comments received and responses to these comments; and
 - H. All attachments, documents incorporated, and references made in the documents as specified in items (A) through (G) above.

All of the above information is on file with the California State University, Office of the Chancellor, Capital Planning, Design and Construction, 401 Golden Shore, Long Beach, California 90802, and at the offices of the California State University, Fresno Association, Inc., 2771 East Shaw Avenue, Fresno, California 93710.

9. The board hereby certifies the 2011 REIR for the Project and directs that the REIR be forwarded to the Superior Court of the State of California, County of Fresno for its consideration, and that it be considered in any further actions on the Project.
10. The mitigation measures identified in the Mitigation Monitoring and Reporting Plan are hereby adopted and incorporate any necessary agreements. These mitigation measures shall be monitored and reported in accordance with the Mitigation Monitoring and Reporting Program for Agenda Item 4 of the November 15-16, 2011, meeting of the Board of Trustees' Committee on Campus Planning, Buildings, and Grounds, which meets the requirements of CEQA (Public Resources Code Section 21081.6).
11. The Project will benefit the California State University.
12. The California State University, Fresno Master Plan Revision including the Campus Pointe Project dated November 2011 is approved.
13. The non-state funded capital outlay program is amended to include \$171,962,000 at CCCI 4633 for preliminary plans, working drawings, construction, and equipment for the California State University, Fresno Campus Pointe Project (does not include future office project).
14. 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 California State University, Fresno 2011 Master Plan Revision and Campus Pointe Project, dated November 2011.

State and Non-State Funded Five-Year Capital Improvement Program 2012-2013 through 2016-2017 (RCPBG 11-11-14)

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

1. The final state and non-state funded five-year capital improvement programs 2012-2013 through 2016-2017 totaling \$5,981,919,000 and \$4,269,366,000 respectively are approved.
 2. The 2012-2013 state funded capital outlay program included in the five-year program is approved at \$529,057,000.
 3. The 2012-2013 non-state funded capital outlay program included in the five-year program is approved at \$131,888,000. The chancellor is authorized to proceed in 2011-2012 with design documents for fast-track projects in the 2012-2013 non-state program.
 4. The chancellor is requested to explore all reasonable funding methods available and communicate to the governor and the legislature the need to provide funds for the CSU state funded plan in order to develop the facilities necessary to serve all eligible students.
 5. The chancellor is authorized to make adjustments, as necessary, including priority sequence, scope, phase, project cost, buildings identified as potential assets for lease asset transfer financing, and total budget request for the 2012-2013 state funded capital outlay program.
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Approval of Schematic Plans (RCPBG 11-11-15)

1. California Maritime Academy—Physical Education Replacement Facility

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

1. The Initial Study and Mitigated Negative Declaration has been prepared to address any potential significant environmental impacts, mitigation measures, comments and responses to comments associated with approval of the Physical Education Replacement Facility, and all

discretionary actions related thereto, as identified in the Final Initial Study and Mitigated Negative Declaration.

2. The Mitigated Negative Declaration was prepared pursuant to the California Environmental Quality Act and the state CEQA Guidelines.
3. 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 requires that the Board of Trustees make findings prior to the approval of a project that the mitigated project as approved will not have a significant effect on the environment and the project will be constructed with the recommended mitigation measures, and the project will benefit the California State University.
4. The chancellor is requested under Delegation of Authority granted by the Board of Trustees to file the Notice of Determination for the project.
5. The schematic plans for the California Maritime Academy, Physical Education Replacement Facility are approved at a project cost of \$36,037,000 at CCCI 5950.

2. California State University, Monterey Bay—Academic Building II

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

1. The board finds that the California State University Monterey Bay Academic Building II project is consistent with the 2007 Campus Master Plan approved in May 2009, and a Notice of Determination was prepared pursuant to the requirements of the California Environmental Quality Act.
2. The proposed project will not have significant adverse impacts on the environment, and the project will benefit the California State University.
3. The schematics plans for the California State University Monterey Bay, Academic Building II are approved at a total project cost of \$44,313,000 at CCCI 5950.

COMMITTEE ON FINANCE

Approval of the 2012-2013 Support Budget (RFIN 11-11-13)

RESOLVED, by the Board of Trustees of the California State University that the 2012-13 support budget request is approved as submitted by the chancellor; and as amended by the board to delete reference to any proposed tuition fee buyout and instead ask the state for full needs of the university for the 2012-2013 and be it further

RESOLVED, that the chancellor is authorized to adjust and amend this budget to reflect changes in the assumptions upon which this budget is based, and that any changes made by the chancellor be communicated promptly to the Trustees; and be it further

RESOLVED, that the chancellor is authorized to comply with requests of the Department of Finance and the legislature regarding establishment of priorities within this budget; and be it further

RESOLVED, that copies of this resolution be transmitted to the governor, to the director of the Department of Finance and to the legislature.

Tuition Fee Increases—2012-2013 Academic Year (RFIN 11-11-14)

2012-2013 Tuition Fee Levels

RESOLVED, By the Board of Trustees of the California State University, that the following academic year schedule of tuition fees is approved effective fall term 2012 and until further amended:

Basic Tuition Fees

<u>Units Per Term</u>	<u>Undergraduate</u>	<u>Credential Program Participants</u>	<u>Graduate and Other Post-Bac Students</u>
6.1 or more	\$5,970	\$6,930	\$7,356
0 to 6.0	\$3,462	\$4,020	\$4,266

RESOLVED, further, that the supplemental Graduate Business Professional Fee be set at rates of \$278 per semester unit and \$185 per quarter unit.

The fees provided in the above table are for an academic year. The applicable per term fee schedules consistent with these academic year fees for campuses on semester, quarter and other calendars, for regular students (6.1 units or more per term) and part time students (up to 6.0 units per term), and for the academic year and summer terms are provided on the Budget Office website:

<http://www.calstate.edu/budget/student-fees/mandatory-fees/index.shtml>

And, be it further

RESOLVED, that the Chancellor may approve individual campus Tuition Fee rates that do not exceed the maximum fee rates established by this fee schedule.

2012-2013 Education Doctorate Tuition Fee

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 2012 and until further amended:

Per Semester: \$5,559
Per Quarter: \$3,706
Per Academic Year: \$11,118

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 2012-2013, and that such changes made by the chancellor are communicated promptly to the trustees.

2012-2013 Doctor of Nursing Practice Tuition Fee

RESOLVED, that the tuition fee rate approved for the 2012-13 academic year and summer 2013 shall be a revised \$7,170 per semester campus term. Students will be assessed the DNP tuition fee rate each term, irrespective of the number of units taken. Students enrolled in DNP degree programs also shall be subject to campus-based mandatory fees; and be it further

RESOLVED, That recommended increases in the CSU Doctor of Nursing Practice Tuition Fee will be based on increased costs of the programs, and be it further

RESOLVED, That the chancellor is delegated authority to further adopt, amend, or repeal the CSU Doctor of Nursing Practice Tuition Fee rate if such action is required by the budget act, and that such changes made by the chancellor are communicated promptly to the trustees.

2012-2013 Lottery Revenue Budget (RFIN 11-11-15)

RESOLVED, by the Board of Trustees of the California State University, that the 2012-2013 lottery revenue budget totaling \$42 million be approved for implementation by the chancellor, with the authorization to make transfers between components of the lottery revenue budget and to phase expenditures in accordance with receipt of lottery funds; and be it further

RESOLVED, that a portion of campus-based program allocations will be used to support student financial aid for the trustee-approved Early Start Program. These funds will be used to allow student enrollment in the Early Start summer curriculum regardless of financial need; and be it further,

RESOLVED, that the chancellor is hereby granted authority to adjust the 2012-2013 lottery revenue budget approved by the Board of Trustees to the extent that receipts are greater or lesser than budgeted revenue to respond to opportunities or exigencies; and be it further

RESOLVED, that a report of the 2012-2013 lottery revenue budget receipts and expenditures be made to the Board of Trustees.

Approval to Issue Trustees of the California State University, Systemwide Revenue Bonds and Related Debt Instruments for One Project (RFIN 11-11-16)

Orrick, Herrington & Sutcliffe LLP, as bond counsel, prepared a set of resolutions as described in Agenda 6 of the Committee on Finance at the November 15-16, 2011 meeting of the CSU Board of Trustees that authorize interim and permanent financing for a project at Sonoma State University (Sonoma University Center). The proposed 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 \$60,570,000 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 Senior 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.

California State University, Los Angeles University Development Corporation – Auxiliary Organization Dissolution Approval (RFIN 11-11-17)

RESOLVED, that the Board of Trustees of the California State University approve the dissolution of the auxiliary organization known as the California State University Los Angeles University Development Corporation.

COMMITTEE ON FINANCE

Cal Poly Pomona University Educational Trust—Auxiliary Organization Dissolution (RFIN 11-11-18)

RESOLVED, that the Board of Trustees of the California State University approve the wind up and dissolution of the auxiliary organization known as the Cal Poly Pomona University Educational Trust at California State Polytechnic University, Pomona and the transfer of all assets to the auxiliary organization known as the Cal Poly Pomona Foundation, Inc. at California State Polytechnic University, Pomona.