

Trustees of the California State University

Resolutions

**Resolutions passed by the CSU Board of Trustees at their meeting held on
March 24-25, 2009 in the Dumke Auditorium located at the California State University
Office of the Chancellor, 401 Golden Shore, Long Beach, CA 90802**

BOARD OF TRUSTEES

Election of Five Members to Committee on Committees for 2009-2010 (RBOT 03-09-02)

RESOLVED, By the Board of Trustees of The California State University, that the following trustees are elected to constitute the board's Committee on Committees for the 2009-2010 term:

Debra Farar, Chair
Roberta Achtenberg
Herbert Carter
Melinda Guzman
Lou Monville

COMMITTEE ON FINANCE

Approval to Issue Trustees of the California State University, Systemwide Revenue Bonds and Related Debt Instruments for Various Projects (RFIN 03-09-01)

Orrick, Herrington & Sutcliffe LLP, as bond counsel, prepared resolutions for projects described in Agenda Item 2 of the Committee on Finance at the March 24-25, 2009 meeting of the CSU Board of Trustees that authorize interim and permanent financing for California State University Fullerton (Fullerton Parking Structure 4, Phase 1); California State University San Bernardino (San Bernardino Health Center Expansion and Renovation) and California State University Northridge (Northridge, The University Corporation – Satellite Student Union Food Service Renovation). 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 an amount not-to-exceed \$33,070,000 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

Amend the 2008-2009 Capital Outlay Program, Non-State Funded (RCPBG 03-09-04)

RESOLVED, By the Board of Trustees of the California State University, that the 2008-2009 non-state funded capital outlay program is amended to include: 1) \$4,565,000 for preliminary plans, working drawings, and construction for the California State University, Los Angeles, Hydrogen Fueling Station project; 2) \$90,553,000 for preliminary plans, working drawings, construction and equipment for the San José State University, Student Union Expansion and Renovation project; 3) \$33,354,000 for preliminary plans, working drawings, construction and equipment for the San José State University, Student Health and Counseling Facility project and 4) \$4,478,000 for preliminary plans, working drawings, and construction for the California Polytechnic State University, San Luis Obispo, University Union Plaza Renovation project.

Certify the Final Supplemental Environmental Impact Report and Approve the Campus Master Plan Revision for California State University, Channel Islands (RCPBG 03-09-05)

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

1. The Final SEIR for the California State University, Channel Islands Master Plan Revision dated March 2009 has been prepared to address potential significant environmental impacts, mitigation measures, project alternatives, comments and responses to comments associated with the master plan revision, pursuant to the requirements of the California Environmental Quality Act, the CEQA Guidelines, and CSU CEQA procedures.
2. The Final SEIR addresses the proposed campus master plan revision, and all discretionary actions relating to the project, as identified in the Project Description, Section 2.0 of the Final SEIR.
3. This resolution is adopted pursuant to the requirements of Section 21081 of the Public Resources Code and Section 15091 of Title 14 of the California Code of Regulations (CEQA Guidelines), which require that the Board of Trustees make findings prior to the approval of a project along with a statement of facts supporting each finding.
4. This Board hereby adopts the Findings of Fact and related mitigation measures identified in the Mitigation Monitoring Program for Agenda Item 3 of the March 24-25, 2009 meeting of the Board of Trustees' Committee on Campus Planning, Buildings and Grounds, that identifies specific impacts of the proposed project and related mitigation measures, which are hereby incorporated by reference.

5. The Final SEIR has identified three potentially significant and unavoidable impacts that would result from project implementation: Aesthetics, Biological, and Cultural Resources. 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 all of those effects to less than significant levels.
6. Prior to the certification of the Final SEIR, the Board of Trustees has reviewed and considered the above-mentioned Final SEIR, and finds that the Final SEIR reflects the independent judgment of the Board of Trustees. The Board hereby certifies the Final SEIR for the proposed project as complete and adequate in that the Final SEIR addresses all significant environmental impacts of the proposed projects and fully complies with the requirements of CEQA and the CEQA Guidelines. For the purpose of CEQA and the CEQA Guidelines, the administrative record of proceedings for the project is comprised of the following:
 - a. The Draft SEIR for California State University, Channel Islands, Master Plan Revision dated March 2009;
 - b. The Final SEIR, including comments received on the Draft EIR, and responses to comments;
 - c. The proceedings before the Board of Trustees relating to the subject project, 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.
7. The Board hereby certifies the Final SEIR for the California State University Channel Islands Campus Master Plan dated March 2009 as complete and in compliance with CEQA.
8. It is necessary, consistent with the California Supreme Court decision in *City of Marina*, for CSU to pursue mitigation funding from the Legislature to meet its CEQA fair share mitigation obligations. However, this SEIR does not significantly change traffic generation or patterns from that considered in the previous California State University, Channel Islands Final EIR and SEIR, therefore no additional mitigation funding is required.
9. The mitigation measures identified in the Mitigation Monitoring and Reporting Program 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 3 of the March 24-25, 2009 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).

10. The project will benefit the California State University.
11. 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 90802-4210 and at California State University, Channel Islands, Operations, Planning and Construction, One University Drive, Camarillo, California 93012-8599.
12. The chancellor or his designee is requested under the Delegation of Authority by the Board of Trustees to file the Notice of Determination for the project.
13. The California State University, Channel Islands Master Plan Revision dated March 2009 is hereby approved.

Certify the Final Environmental Impact Report and Approve Campus Master Plan Revision for California State University, Stanislaus (RCPBG 03-09-06)

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

1. The Final EIR for the California State University, Stanislaus Campus Master Plan Revision dated March 2009 has been prepared to address potential significant environmental impacts, mitigation measures, project alternatives, comments and responses to comments associated with the master plan revision, pursuant to the requirements of the California Environmental Quality Act, the CEQA Guidelines, and CSU CEQA procedures.
2. The Final EIR addresses the proposed campus master plan revision, and all discretionary actions relating to the project, as identified in the Project Description, Chapter 2 of the Final EIR.
3. This resolution is adopted pursuant to the requirements of Section 21081 of the Public Resources Code and Section 15091 of Title 14 of the California Code of Regulations (CEQA Guidelines), which require that the Board of Trustees make findings prior to the approval of a project along with a statement of facts supporting each finding.
4. This Board hereby adopts the Findings of Fact and related mitigation measures identified in the Mitigation Monitoring Program for Agenda Item 4 of the March 24-25, 2009 meeting of the Board of Trustees' Committee on Campus Planning, Buildings and Grounds, that identifies specific impacts of the proposed project and related mitigation measures, which are hereby incorporated by reference.

5. The Final EIR has identified potentially significant and unavoidable impacts that would result from project implementation if the identified off-site traffic mitigation measures are not implemented by the city, as noted below. 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 all of those effects to less than significant levels.
6. A portion of the mitigation measures necessary to reduce traffic impacts to less than significant are the responsibility of and under the authority of the City of Turlock. As the city and University have not agreed in all respects regarding off-site mitigation measures, the Board cannot guarantee that certain mitigation measures that are the sole responsibility of the city will be implemented in a timely manner. The Board therefore finds that certain impacts upon traffic may remain significant and unavoidable if mitigation measures are not implemented. Therefore the Board adopts Findings of Fact that include specific Overriding Considerations that outweigh the remaining, potential, unavoidable significant impacts with respect to traffic conditions on streets and intersections that are not under the authority and responsibility of the Board.
7. Prior to the certification of the Final EIR, the Board of Trustees has reviewed and considered the above-mentioned Final EIR, and finds that the Final EIR reflects the independent judgment of the Board of Trustees. The Board hereby certifies the Final EIR for the proposed project as complete and adequate in that the Final EIR addresses all significant environmental impacts of the proposed project and fully complies with the requirements of CEQA and the CEQA Guidelines. For the purpose of CEQA and the CEQA Guidelines, the administrative record of proceedings for the project is comprised of the following:
 - a. The Draft EIR for California State University, Stanislaus Campus Master Plan Revision, March 2009;
 - b. The Final EIR, including comments received on the Draft EIR, and responses to comments;
 - c. The proceedings before the Board of Trustees relating to the subject project, 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.
8. It is necessary, consistent with the California Supreme Court decision in *City of Marina*, for CSU to pursue mitigation funding from the Legislature to meet its CEQA fair share mitigation obligations. The Chancellor is therefore directed to request from the Governor and the Legislature, through the annual state capital budget process, future funds in the amount of \$595,234 necessary

to support costs as determined by the Trustees necessary to fulfill the off-site mitigation requirement of the CEQA.

9. In the event the request for mitigation funds is approved in full by the Governor and the Legislature, the Chancellor is directed to proceed with implementation of the California State University, Stanislaus, Campus Master Plan Revision dated March 2009. Should the request for funds only be partially approved, the Chancellor is directed to proceed with implementation of the project, funding identified mitigation measures to the extent of the available funds. In the event the request for funds is not approved, the Chancellor is directed to proceed with implementation of the project consistent with resolution number 10 below.
 10. Because this Board cannot guarantee that the request to the Governor and Legislature for the necessary mitigation funding will be approved, or that the local agencies will fund the measures that are their responsibility, this Board finds that the impacts whose funding is uncertain remain significant and unavoidable, and that they are necessarily outweighed by the Statement of Overriding Considerations adopted by this Board.
 11. The Board hereby certifies the Final EIR for the California State University, Stanislaus Campus Master Plan Revision dated March 2009 as complete and in compliance with CEQA.
 12. The mitigation measures identified in the Mitigation Monitoring and Reporting Program 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 March 24-25, 2009 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).
 13. The project will benefit the California State University.
 14. 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 90802-4210 and at California State University Stanislaus, Facilities Services, One University Circle Drive, Turlock, California 95382.
 15. The Chancellor or his designee is requested under the Delegation of Authority by the Board of Trustees to file the Notice of Determination for the project.
 16. The California State University, Stanislaus Master Plan Revision dated March 2009 is hereby approved.
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Approval of Schematic Plans (RCPBG 03-09-07)

1. California State University, Fullerton—Parking Structure 4, Phase 1

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

1. The board finds that the Categorical Exemption for the California State University, Fullerton, Parking Structure 4, Phase 1 project, has been 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 schematic plans for the California State University, Fullerton, Parking Structure 4, Phase 1 are approved at a project cost of \$24,213,000 at CCCCI 5179.

2. San José State University—Student Union Expansion and Renovation

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

1. The Initial Study/Mitigated Negative Declaration has been prepared to address the potential significant environmental impacts, mitigation measures, comments and responses to comments associated with approval of the Student Union Expansion and Renovation project, 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.
4. The schematic plans for the San José State University, Student Union Expansion and Renovation are approved at a project cost of \$90,533,000 at CCCCI 5179.

3. California State University, San Marcos—Public Safety Building

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

1. The board finds that the Categorical Exemption for the California State University, San Marcos, Public Safety Building project, has been 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 schematic plans for the California State University, San Marcos, Public Safety Building are approved at a project cost of \$7,494,000 at CCCI 4890.

COMMITTEE ON GOVERNMENTAL RELATIONS

2009-2010 Legislative Report No. 2 (RGR 03-09-04)

RESOLVED, By the Board of Trustees of the California State University, that the 2009-2010 Legislative Report No. 2 is adopted.

Ballot Initiatives: May 19th Special Election (RGR 03-09-05)

RESOLVED, By the Board of Trustees of the California State University, that the Board supports Proposition(s) 1-A, 1-B, 1-C, 1-D, and 1-E that are scheduled for the May 19, 2009 election ballot.

COMMITTEE ON EDUCATIONAL POLICY

Academic Planning and Program Review (REP 03-09-01)

The following resolution refers to changes in the campus Academic Plans, described in described in Agenda Item 2, Attachment A of the Committee on Educational Policy at the March 24-25, 2009 meeting of the CSU Board of Trustees:

RESOLVED, by the Board of Trustees of the California State University, that the amended projections to the Academic Plans for the California State University campuses (as contained in Attachment A to Agenda Item 1 of the March 24-25, 2009, meeting of the Committee on Educational Policy), be approved and accepted for addition to the CSU Academic Master Plan and as the basis for necessary facility planning; and be it further

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

RESOLVED, that degree programs not included in the campus Academic Plans are authorized for implementation only as pilot programs, subject in each instance to current procedures for establishing pilot programs.

COMMITTEE ON INSTITUTIONAL ADVANCEMENT

Naming of an Academic Entity and Facility – California Maritime Academy (RIA 03-09-04)

RESOLVED, By the Board of Trustees of the California State University that the School of Maritime Policy and Management, at California Maritime Academy be named the ABS School of Maritime Policy and Management and the Radar Lab Building, at California Maritime Academy be named ABS Lecture Hall.