

Approved

COMMITTEE ON GROUNDS AND BUILDINGS  
February 5, 2009

TO THE REGENTS OF THE UNIVERSITY OF CALIFORNIA

1. **AMENDMENT OF THE BUDGET FOR CAPITAL IMPROVEMENTS AND THE CAPITAL IMPROVEMENT PROGRAM AND APPROVAL OF EXTERNAL FINANCING, STUDENT ATHLETE HIGH PERFORMANCE CENTER, BERKELEY CAMPUS**

The Committee recommends that:

- A. The 2008-09 Budget for Capital Improvements and the Capital Improvement Program be amended as follows:

From: Berkeley: Student Athlete High Performance Center – preliminary plans, working drawings, construction, and equipment – \$117,448,000, to be funded from gift funds (\$17,448,000) and external financing (\$100,000,000).

To: Berkeley: Student Athlete High Performance Center – preliminary plans, working drawings, construction, and equipment – \$153,000,000, to be funded from gift funds (\$17,000,000) and external financing (\$136,000,000).

**Deletions shown by strikeout; additions by underscore**

- B. The President be authorized to obtain external financing not to exceed \$100 ~~\$136~~ million to finance the Student Athlete High Performance Center (SAHPC) project. The President shall require that:
- (1) Interest only, based on the amount drawn down, shall be paid on the outstanding balance during the construction period;
  - (2) As long as the debt is outstanding, the Berkeley campus football program gross revenues ~~and the income earned on the SAHPC Initiative Funds,~~ shall be maintained in amounts to pay the debt service and to meet the related requirements of the authorized financing;
  - (3) Among all the uses of the Berkeley campus football gross revenues, debt service will be the priority;

- (4) The general credit of the Regents shall not be pledged.
- C. The President be authorized to obtain standby financing not to exceed \$6,248,000 \$10.9 million, prior to awarding a construction contract for any gift funds not received by that time and subject to the following conditions:
- (1) Interest only, based on the amount drawn down, shall be paid on the outstanding balance during the construction period;
  - (2) Repayment of any debt shall be from the Berkeley campus football program gross revenues and, as long as the debt is outstanding, the Berkeley campus football program gross revenues shall be maintained in amounts sufficient to pay the debt service and to meet the related requirements of the authorized financing;
  - (3) The general credit of the Regents shall not be pledged.
- D. Officers of the Regents be authorized to execute all documents necessary in connection with the above.

2. **AMENDMENT OF THE BUDGET FOR CAPITAL IMPROVEMENTS AND THE CAPITAL IMPROVEMENT PROGRAM AND APPROVAL OF EXTERNAL FINANCING, BIOMEDICAL AND HEALTH SCIENCES BUILDING, BERKELEY CAMPUS**

The Committee recommends that:

- A. The 2008-09 Budget for Capital Improvements and the Capital Improvement Program be amended as follows:

From: Berkeley: Biomedical and Health Sciences Building – preliminary plans, working drawings, and construction – \$266,153,000, to be funded from gifts (\$108,716,500), State funds (\$52,700,000), California Institute for Regenerative Medicine grant funds (\$20,183,500), campus funds (\$1,000,000), and external financing (\$83,553,000).

To: Berkeley: Biomedical and Health Sciences Building – preliminary plans, working drawings, and construction – \$266,953,000, to be funded from gifts (\$104,807,500), State funds (\$52,700,000), California Institute for Regenerative Medicine grant funds (\$17,602,500), campus funds (\$1,000,000), and external financing (\$90,843,000).

**Deletions shown by ~~strikeout~~; additions by underscore**

- B. The President be authorized to obtain external financing, not to exceed \$83,553,000 to finance the Biomedical and Health Sciences project. The President shall require that:

- (1) Interest only, based on the amount drawn down, shall be paid on the outstanding balance during the construction period;
- (2) As long as the debt is outstanding, the Berkeley campus' shares of the University Opportunity Fund and University Education fund shall be maintained in amounts sufficient to pay the debt service and to meet the related requirements of the authorized financing;
- (3) The general credit of the Regents shall not be pledged.

C. The President be authorized to obtain external financing, not to exceed \$7,290,000 to finance the Biomedical and Health Sciences project. The President shall require that:

- (1) Interest only, based on the amount drawn down, shall be paid on the outstanding balance during the construction period;
- (2) As long as the debt is outstanding, the Berkeley campus' share of the unrestricted earnings of Short Term Investment Pool shall be maintained in amounts sufficient to pay the debt service and to meet the related requirements of the authorized financing;
- (3) The general credit of the Regents shall not be pledged.

D. The President be authorized to obtain standby financing not to exceed \$49,429,000 and interim financing not to exceed \$39,807,500 prior to awarding a construction contract for any gift funds not received by that time and subject to the following conditions:

- (1) Interest only, based on the amount drawn down, shall be paid on the outstanding balance during the construction period;
- (2) Repayment of any debt shall be from gift funds. If gift funds are insufficient, and some or all of the debt remains outstanding, then the Berkeley campus' share of the ~~University Opportunity Fund~~ Short Term Investment Pool shall be maintained in amounts sufficient to pay the debt service and to meet the related requirements of the authorized financing;
- (3) The general credit of the Regents shall not be pledged.

E. The Officers of the Regents be authorized to execute all documents necessary in connection with the above.

3. **CERTIFICATION OF ENVIRONMENTAL IMPACT REPORT AND APPROVAL OF DESIGN, HEALTH SCIENCES GRADUATE AND PROFESSIONAL HOUSING PROJECT, SAN DIEGO CAMPUS**

Upon review and consideration of the environmental consequences of the proposed project, the Committee reports its:

- A. Certification of the Environmental Impact Report;
- B. Adoption of the Findings and Mitigation Monitoring and Reporting Program; and
- C. Approval of the design of the Health Sciences Graduate and Professional Housing Project, San Diego campus.

4. **CONSIDERATION OF ENVIRONMENTAL IMPACT REPORT ADDENDUM AND APPROVAL OF DESIGN, NAVAL ARCHITECTURE BUILDING RESTORATION AND ADDITION PROJECT, BERKELEY CAMPUS**

Upon review and consideration of the environmental consequences of the proposed project as described in the Addendum to the 2020 Long Range Development Plan Environmental Impact Report (LRDP EIR), the Committee recommends:

- A. Adoption of the Findings, and
- B. Approval of the design of the Naval Architecture Building Restoration and Addition, Berkeley campus.
- C. Paragraphs A. and B. are contingent upon approval by the Chairs of the Committee on Finance and the Committee on Grounds and Buildings, prior to execution, of a Memorandum of Understanding between the University and the donor, with the donor's project budget attached thereto.

5. **APPROVAL OF DESIGN, LOS RIOS COMMUNITY COLLEGE DISTRICT DAVIS CENTER, DAVIS CAMPUS**

Upon review and consideration of the environmental consequences of the proposed action as evaluated in the 2003 Long Range Development Plan (LRDP) Environmental Impact Report (EIR) and Addendum #1 thereto, the Committee reports its:

- A. Adoption of the California Environmental Quality Act Findings, and
- B. Approval of the design of the Los Rios Community College District Davis Center Building, Davis Campus.

6. **APPROVAL OF DESIGN, BREWERY, WINERY, AND FOOD PILOT FACILITIES, DAVIS CAMPUS**

Upon review and consideration of the environmental consequences of the proposed Brewery, Winery, and Food Pilot Facilities project as indicated in the Findings, the Committee reports its:

- A. Adoption of the California Environmental Quality Act Findings; and
- B. Approval of the design of the Brewery, Winery, and Food Pilot Laboratory, Davis Campus.

7. **ADOPTION OF FINDINGS AND APPROVAL OF DESIGN, SOUTH CAMPUS STUDENT CENTER, LOS ANGELES CAMPUS**

Upon review and consideration of the environmental consequences of the proposed project, the Committee reports its:

- A. Determination of the South Campus Student Center project to be Categorically Exempt under the California Environmental Quality Act and adoption of the Findings; and
- B. Approval of the design of the South Campus Student Center, Los Angeles campus.

8. **ADOPTION OF MITIGATED NEGATIVE DECLARATION AND APPROVAL OF DESIGN, MISSION BAY NEUROSCIENCES LABORATORY AND CLINICAL RESEARCH BUILDING (19A), SAN FRANCISCO CAMPUS**

Upon review and consideration of the environmental consequences of the proposed project as evaluated in the Mitigated Negative Declaration, the Committee reports its:

- A. Adoption of the Mitigated Negative Declaration;
- B. Adoption of the Findings and adoption of the Mitigation Monitoring and Reporting Program; and
- C. Approval of the design of the Mission Bay Neurosciences Laboratory and Clinical Research Building (19A), San Francisco campus.