

COMMITTEE ON GROUNDS AND BUILDINGS:
September 17, 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 AND INTERIM FINANCING, HELIOS ENERGY RESEARCH FACILITIES AND FORMER CALIFORNIA DEPARTMENT OF HEALTH SERVICES DEMOLITION AND SITE CLEARANCE, BERKELEY CAMPUS**

The Committee recommends that:

- A. The 2009-10 Budget for Capital Improvements and the Capital Improvement Program be amended as follows:

From: Berkeley: Helios Energy Research Facility – preliminary plans, working drawings, and construction – \$198,246,000 to be funded from State lease revenue bonds (\$70,000,000), external financing (\$113,246,000), grant funds (\$10,000,000) and gift funds (\$5,000,000).

To: Berkeley: Helios Energy Research Facilities
West site project: preliminary plans, working drawings, and construction - \$143,846,000 to be funded from State lease revenue bonds (\$40,000,000), external financing (\$98,846,000) and gift funds (\$5,000,000).
East site project: preliminary plans, working drawings, and construction - \$54,400,000 to be funded from State lease revenue bonds (\$30,000,000) and gifts and grants (\$24,400,000).

- B. The 2009-10 Budget for Capital Improvements and the Capital Improvement Program be amended to include the following project:

Berkeley: Former California State Department of Health Services (DHS) Demolition and Site Clearance – working drawings and construction – \$10,355,000 to be funded from external financing.

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

- C. The President be authorized to obtain external financing not to exceed ~~\$113,246,000~~ \$109,201,000 to finance the *Helios Energy Research Facility*

Facilities and Former California State Department of Health Services (DHS) Demolition and Site Clearance projects. The President requires that:

- i. Interest only, based on the amount drawn down, shall be paid on the outstanding balance during the construction period.
 - ii. As long as the debt is outstanding, the Berkeley campus' share 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.
 - iii. The general credit of the Regents shall not be pledged.
- D. The President be authorized to obtain standby financing not to exceed \$10,000,000 and interim financing not to exceed ~~\$5,000,000~~ \$19,400,000, for a total of ~~\$15,000,000~~ \$29,400,000 prior to awarding a construction contract for any gift funds not received by that time and subject to the following conditions:
- i. Interest only, based on the amount drawn down, shall be paid on the outstanding balance during the construction period,
 - ii. Repayment of any debt shall be from gift funds. If the gift funds are insufficient, and some or all of the debt remains outstanding, then the Berkeley campus' share of the University Opportunity Fund shall be maintained in amounts sufficient to pay the debt service and to meet the related requirements of the authorized financing, and
 - iii. The general credit of the Regents shall not be pledged.
- E. The President be authorized to execute all documents necessary in connection with the above.
2. **ADOPTION OF MITIGATED NEGATIVE DECLARATION AND APPROVAL OF DESIGN, HEALTH SCIENCES RESEARCH FACILITY 2, SAN DIEGO CAMPUS**

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

- A. Adoption of the Initial Study/Mitigated Negative Declaration.
- B. Adoption of the Mitigation Monitoring and Reporting Program and Findings.
- C. Approval of the design of the Health Sciences Biomedical Research Facility 2.

3. **ADOPTION OF MITIGATED NEGATIVE DECLARATION AND APPROVAL OF DESIGN, PARKING STRUCTURE III, DAVIS MEDICAL CENTER, DAVIS CAMPUS**

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

- A. Adoption of the Mitigated Negative Declaration.
- B. Adoption of the Mitigation Monitoring and Reporting Program and Findings.
- C. Approval of the design of the Parking Structure III Project, Davis campus.

4. **ADOPTION OF FINDINGS AND APPROVAL OF DESIGN, SCIENCE AND ENGINEERING BUILDING 2, MERCED CAMPUS**

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

- A. Adoption of the Mitigation Monitoring and Reporting Program and Findings.
- B. Approval of the design of the Science and Engineering Building 2 Project, Merced campus.

5. **AMENDMENT OF THE BUDGET FOR CAPITAL IMPROVEMENTS AND THE CAPITAL IMPROVEMENT PROGRAM AND APPROVAL OF EXTERNAL FINANCING CALIFORNIA MEMORIAL STADIUM (CMS) SEISMIC CORRECTIONS AND WEST PROGRAM IMPROVEMENTS, BERKELEY CAMPUS**

The Committee recommends that:

- A. The 2009-10 Budget for Capital Improvements and the Capital Improvement Program be amended as follows:

From: Berkeley: California Memorial Stadium (CMS) Seismic Corrections and West Program Improvements – preliminary plans \$18,300,000 to be funded entirely from interim financing.

To: Berkeley: California Memorial Stadium (CMS) Seismic Corrections and West Program Improvements – preliminary plans, working drawings and construction – \$321,000,000 to be funded entirely from external financing.

Deletions shown by strikeout; additions by underscore

- B. The President be authorized to obtain ~~interim financing~~ external financing not to exceed ~~\$18,300,000~~ \$321,000,000 to finance the *California Memorial Stadium (CMS) Seismic Corrections and West Program Improvements* project. The President requires that:
- (1) Interest only, based on the amount drawn, shall be paid on the outstanding balance during the construction period.
 - (2) Repayment of any debt shall be from the Berkeley campus ~~football~~ Athletics program gross revenues and, as long as the debt is outstanding, the Berkeley campus ~~football~~ Athletics 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) Among all the uses of the Berkeley campus ~~football~~ Athletics program gross revenues, debt service will be the priority.
 - (4) The general credit of the Regents shall not be pledged.
- C. The Officers of the Regents be authorized to execute all documents necessary in connection with the above.