MINUTES
UNIVERSITY OF HAWAI'I BOARD OF REGENTS'
MEETING OF
July 20-21, 2006

I. CALL TO ORDER

The meeting was called to order by Chairperson Lagareta on Thursday, July 20, 2006 at 9:05 a.m., Campus Center Conference Chamber, Room 220, University of Hawai‘i at Mānoa.

Attendance

Present were Regents Andres Albano, Jr., Byron W. Bender, Michael A. Dahilig, Marlene M. Hapai, Ramón S. de la Peña, James J.C. Haynes II, Allan R. Landon, Ronald K. Migita, Alvin A. Tanaka, and Jane B. Tatibouet; Acting President Linda Johnsrud; Executive Administrator and Secretary of the Board David Iha; and Executive Assistant Carl H. Makino.

Also present were Mr. Presley Pang, University Associate General Counsel; Mr. Sam Callejo, Vice President for Administration; Dr. John Morton, Interim Vice President for Community Colleges; Mr. Howard Todo, Vice President for Budget and Chief Financial Officer; Ms. Karen Lee, Interim Associate Vice President for Student Affairs; Dr. Gene Awakuni, Chancellor, University of Hawai‘i at West O‘ahu (UH-West O‘ahu); Dr. Rockne Freitas, Chancellor, Hawai‘i Community College; Dr. Denise Konan, Chancellor, University of Hawai‘i at Mānoa (UH-Mānoa); Dr. Angela Meixell, Chancellor, Windward Community College; Mr. Ramsey Pedersen, Chancellor, Honolulu Community College; Dr. Leon Richards, Chancellor, Kapi‘olani Community College; Dr. Rose Tseng, Chancellor, University of Hawai‘i at Hilo (UH-Hilo); Dr. Gary Ostrander, Vice Chancellor, UH-Mānoa; Ms. Donna Vuchinich, President, University of Hawai‘i Foundation; Dr. J. N. Musto, Executive Director, University of Hawai‘i Professional Assembly (UHPA); Dr. Mary Tiles, President, UHPA; Ms. Lei Desha, HGEA representative; and others.

II. APPROVAL OF MINUTES

Upon motion by Regent de la Peña and second by Regent Haynes the Board unanimously approved the minutes of the May 18-19, 2006 meeting.

III. ELECTION OF BOARD OFFICERS FOR 2006-07

Regent Bender nominated Regent Lagareta for a second term as Chairperson of the Board. The nomination was seconded by Regent Haynes. Regent Tatibouet’s motion to close the nominations was seconded by Regent de la Peña and unanimously carried. Regent Lagareta was re-elected Chairperson by unanimous vote.
Regent Tanaka then nominated Regent Migita to be Vice Chairman of the Board. Regent Dahilig seconded the nomination. Regent Bender’s motion to close the nominations was seconded by Regent Haynes and unanimously carried. Regent Migita was elected Vice Chairman of the Board by unanimous vote.

Chairperson Lagareta thanked her fellow Regents for their confidence in re-electing her to a second term. She thanked Regent Tanaka for serving as Vice Chairman the previous year.

Vice Chairman Migita stated he looked forward to working with his fellow Regents and the University community.

IV. APPOINTMENTS, CHANGES IN APPOINTMENTS, LEAVES OF ABSENCE, PROMOTION, TENURE, WAIVER OF MINIMUM QUALIFICATIONS, EMERITUS TITLES, SHORTENING OF PROBATIONARY PERIOD, SALARY ADJUSTMENTS, POSITION ACTIONS, CLASSIFICATION, PRICING

The following testimonies were received:

1. Mr. Eddie Flores, L&L Drive Inns, expressed support for the appointment of Ms. Darolyn Lendio as Vice President for Legal Affairs and University General Counsel.

2. Mr. William McCorriston, attorney, also expressed support for the appointment of Ms. Lendio, adding that he regarded her as his “right arm” at their law firm and while she would be missed, he believes it would be a good fit for the University.

Acting President Johnsrud recommended the following personnel actions with one modification. The appointment of Leon Richards would be as Interim and not Acting Chancellor. The recommendations were as follows:

UNIVERSITY OF HAWAI’I, SYSTEM

Executive

LENDIO, DAROLYN
Vice President for Legal Affairs and University General Counsel
Office of the VP for Legal Aff & UGC
September 1, 2006 - August 31, 2009

UNIVERSITY OF HAWAI’I AT M} NOA

Executive

CHEN, WAI-FAH
Dean, UHM
College of Engineering
Professional Improvement Leave
September 1, 2006 - February 28, 2007
GARROD, PETER
Dean, UHM
Graduate Division
Salary Adjustment
November 1, 2005

HERNANDEZ, FRANCISCO J.
Vice Chancellor, UHM
Office of the Vice Chancellor for Students
August 1, 2006 - July 31, 2009

O’MEALY, JOSEPH
Interim Dean, UHM
College of Languages, Linguistics & Literature
Reappointment and Salary Adjustment
September 1, 2006 - August 31, 2007

SHOMAKER, T. SAMUEL
Interim Dean, UHM
John A. Burns School of Medicine
Reappointment
August 8, 2006 - August 7, 2007

Professor and equivalent

HERNANDEZ, FRANCISCO J.
Specialist, S5
College of Education
Appointment and Waive the Probationary Period to Allow for Expedited Tenure Proceedings
August 1, 2006

UNIVERSITY OF HAWAI’I - WEST O‘AHU

Executive

SYLVESTER, STEPHEN
Vice Chancellor, UHWO (Academic Affairs)
University of Hawai‘i - West O‘ahu
July 14, 2006 - July 13, 2009

UNIVERSITY OF HAWAI’I AT HILO

Professor and Equivalent

REICHL, CHRISTOPHER
Professor, I5
Anthropology
Promotion
August 1, 2006
COMMUNITY COLLEGES

Executive

PAGOTTO, LOUISE
Acting Vice Chancellor, CC (Academic Affairs)
Kapi'olani Community College
Reappointment and Salary Adjustment
August 1, 2006 - July 31, 2007

RICHARDS, LEON
Interim Chancellor
Kapi'olani Community College
Reappointment and Salary Adjustment
August 1, 2006 - July 31, 2007

Regent Tatibouet moved to approve the personnel actions recommended in Attachment #4 of the Board of Regents' agenda dated July 20, 2006. Regent de la Peña seconded the motion which was carried by majority vote with Regent Landon abstaining.

Chairperson Lagareta introduced Darolyn H. Lendio who was appointed as Vice President for Legal Affairs and University General Counsel to be effective September 1, 2006. Acting President Johnsrud said she welcomed her on behalf of President McClain and the entire University system.

V. PUBLIC COMMENT PERIOD

The following testimonies were received:

On Approval of Long-Range Development Plan, University of Hawai'i at West O'ahu

1. Mrs. Maeda Timson, Chairperson of the Kapolei Neighborhood Board, asked the Board for its continuing commitment to building a new University of Hawai'i at West O'ahu.

2. Mr. Micah Kane, Director of Department of Home Lands, thanked Chancellor Awakuni for the support given his department in the coordination of the efforts in some of the activities that they hope to see going forward. He reaffirmed the importance of the University's success in West O'ahu. He mentioned how projects by the Department of Home Lands and the West O'ahu campus are important to the residents in that community.

On the Ground Lease, China - U.S. Center
(Regents Landon and Migita recused themselves on this item.)

1. Representative Jerry Chang, Hilo and UH-Hilo alumnus, said UH-Hilo has grown in enrollment since the late 1990's. This has created a shortage of student housing. UH-Hilo is at a crossroad; therefore, approval of this request is critical to start and complete the project in a timely manner. This University project is extraordinary because the
University is not using State dollars to build student housing, which is being financed by the private sector. He asked for the Board’s support in this request so that the work on the China - U. S. Center can proceed.

Chairperson Lagareta said the Board supports housing for Hilo but needs to see how this new partnership with Bridgecreek works legally and in every other way.

2. Representative Clift Tsuji, South Hilo, said that he wanted to be on record in support of this development and requested that the Board of Regents support President McClain’s request to consent to the assignment of the ground lease, consent to mortgage, and execute any documents that will probably have this proceed and become a reality in a timely fashion. This kind of innovative financing seeks partnerships that will ease the burden on taxpayer-financing and increase the inventory of student housing.

3. Professor Rick Castberg, UH-Hilo, expressed support for the recommendation to transfer the ground lease. There would be no cost to the taxpayers and UH-Hilo would acquire needed student housing.

4. Ms. Ginger Takeshita, representing the students of UH-Hilo, expressed support for the recommendation in order to get this project moving. She added that students decided to go elsewhere because they could not find housing.

5. Ms. Lehuanana Waipa Ah Nee, UH-Hilo student, expressed support for the recommendation. She added that the design that was presented had input from students. Students would rather have a building that is at least functional rather than one thirty years from now.

Regent Albano asked if she had seen the current layout. Ms. Ah Nee said she had seen the dorm layout calling for one bed in each room in a four-bedroom unit. There is a possibility of putting two people in each room which would make one unit occupied by eight individuals. However, she added that it would be better to have only four to a unit which would allow for more personal space. She told Regent Albano she would be willing to pay between $600 to $1,000/month for nine months which would be reasonable for Hilo.

Chairperson Lagareta thanked those who came from Hilo to testify. She explained that the original contractor was not able to meet the criteria in the contract. Now, there is a new partner involved but the Board needs to conduct its due diligence to try and make this work. She said the Board would do its best to come to a solution but wanted everyone to understand the complexities of the matter.

(Regent Dahilig was excused at the end of this public comment period)

On Approval of General-funded Positions for College of Pharmacy, University of Hawai‘i at Hilo

1. Dr. J. N. Musto, Executive Director, UHPA, said he needed to remind the Board of his earlier testimony when the concept of having a
College of Pharmacy was brought before the Regents. At that time, he suggested that UHPA had three concerns. The first concern was at Hilo. The second issue raised was how continuing funding for this program would impact not only Hilo but the University system as well. It is in this regard that he wanted to make some comments about moving forward. UH-Hilo was already given $1.4 million to cover these positions and in the next session, UH-Hilo will need to request an additional $1.7 million for the additional positions presented in the materials. Dr. Musto said the financial plan relies on the continuation of $700,000 from the federal government and the level of tuition to be charged. That financial plan needed to be re-examined. With other major commitments including JABSOM and West O'ahu, Dr. Musto urged the Board to reconsider the positions given the administrative overhead costs, the fact that even if monies can be generated through tuition, the Board is committing itself to continuing ongoing and recurring general fund costs so that if the other financial projections do not come through, there would still be an obligation to fund the positions.

On Professional Services Procurement Policies and Practice

1. Mr. Jon Nishimura, President-elect of the American Council of Engineering Companies (ACEC) of HAWAI'I, offered their professional services and partnership with the University of HAWAI'I in the development of procurement procedures and policies, particularly in the area of architecture and engineering work. He said ACEC supports a method of procurement which promotes qualifications-based selection which was codified by the Brooks Act in 1972 and used by federal agencies in the procurement of professional services.

Chairperson Lagareta said this was an area the Board was interested in. She said that she noticed over the last three years that certain names appear when work is awarded.

On Gifts, Grants and Contracts

1. Professor Bev Keever, M~noa faculty on behalf of the Save UH/Stop UARC coalition, share a recent e-mail exchange among U. S. Navy officials regarding an earlier draft of the UARC contract that is now being re-worked. The e-mail was obtained by the coalition in response to its request under the federal Freedom of Information Act. It indicated that Navy officials advised University administrators not to release the draft UARC contract, thus, keeping campus members systemwide and community members statewide completely in the dark about such a controversial center at the UH. The coalition called on the Board to ensure that the new drafts of the UARC contract be disseminated widely to the public, reasonably well in advance of any vote by the Regents should such a vote be scheduled. She reminded the Board of the Coalition’s complaint at the time of President McClain’s appointment.

Chairperson Lagareta explained that under the Sunshine Law, the Board is entitled to negotiate a contract with an employee and until that is approved by the Board, there is no contract. In the case of President
McClain, it was within the Sunshine Law and within the Board’s authority to negotiate a contract and not release it. The contract wasn’t signed until the Board voted.

VI. REPORT OF EXECUTIVE OFFICER

Recognition of University of Hawai‘i’s Nominees for the 2006 Governor’s Award for Distinguished Service

Acting President Johnsrud introduced the University of Hawai‘i’s nominees for the 2006 Governor’s Award for Distinguished State Service.

The nominee for Employee of the Year is Mr. Charles Nelson, an Agricultural Equipment Development Working Supervisor in the Molecular Biosciences and Bioengineering Department. His colleagues said that he designed and built devices that make research extension and instruction projects possible. His hard work and creativity have developed many technologies that benefit Hawai‘i, the people of Hawai‘i, and the environment. He is committed to lifelong learning and applies his knowledge and skills to developing the department’s website, setting up the department’s server, maintaining the student computer lab, and training students to use the shop’s machine equipment safely.

The University’s 2006 nominee for Manager of the Year is Richard Dubanoski, Dean of the College of Social Sciences. Dean Dubanoski was nominated because of his ability to lead a large and diverse group of 135 faculty members in 11 departments. His nominators spoke to his energy and creativity in developing and supporting the community scholar-in-residence program, the legislator-in-residence program, the Public Policy Center, the Mānoa Forum and many other initiatives that have supported the college’s educational mission and helped tie the university more closely to the community. Dean Dubanoski’s transparent budget process, his open and inclusive governance style, and the countless acts of support for individual faculty and staff have helped create an administrative environment in which many faculty, staff and students have thrived.

The University’s 2006 nominee for the Team Excellence Award is the Career Access Project Team which consists of Paul Sakamoto, IT Specialist, Office of the Vice President for Community Colleges; Erin Loo, Job Placement Counselor, Employment Training Center; and Sandy Hoshino, Job Developer, Leeward Community College. Their efforts resulted in an entertaining, interactive, and rigorous, state-of-the-art system that can be adapted for use by faculty members, counselors and staff and used by students in a variety of settings. They provided tutorials that help students apply for jobs, design resumes, cover letters, and helped with interview skills and locating a job.

A short recess was declared at 10:35 a.m. and the meeting reconvened at 10:45 a.m.

University of Hawai‘i Laboratory School Fire

Vice Chancellor Cutshaw reported on followup activities at the Lab School fire site. On the financial status and cash flow issues, they received a check from DAGS for $250,000 for the insurance deductible. They have received approval and should receive by tomorrow an advance payment on the loss for $750,000 and the adjustor
is requesting AIG, the insurance carrier, for another advance of a million dollars. They should find out the status on this in early August.

In response to Chairperson Lagareta, Vice Chancellor Cutshaw said they hope to use the monies coming in with the CIP request to build a new building and actually replace the wooden buildings as well.

Vice Chancellor Cutshaw said that they had a long-term commitment to the Laboratory School, which is an important part of the research that is conducted by the CRDG of the University of Hawai‘i at Mānoa campus. She said that a significant amount of extramural funding is raised each year. She said that they are looking at the models and more of a strategic plan for what the Lab School should be following this incident.

**Frear Hall Demolition**

Vice President Callejo reported on the status of the Frear Hall project. He outlined the next steps in obtaining the necessary permits. To date, both the grading and building permit plans were submitted in June to the City and County of Honolulu and the schedule is to bring the construction amount to the full Board of Regents at their August meeting.

**VII. REPORT ON PROFESSIONAL SERVICES PROCUREMENT POLICIES AND PRACTICE (INFORMATION ONLY)**

Vice President Todo provided opening remarks to the informational briefing on the University’s procedures for procuring professional services. He informed that these procedures are governed by statute, State Procurement Code but also supplemented by the University’s Administrative Procedures.

Director Duff Zwald of the University’s Office of Procurement and Real Property Management and Mr. Ryan Kurashige of the Office of Capital Improvements provided further information. Director Zwald said that professional services include not only design and construction related areas but also other areas such as accounting, architecture, dentistry, engineering, landscape architecture, land surveying, law, medicine, public financing, and real property appraisal.

The State Procurement Code has been adopted in the University’s Administrative Procedures and it provides for a specialized process for the procurement of professional services. In an earlier testimony made, there was reference made to Act 52 and that basically dealt with HRS 103D.304 which basically sets out this specialized procurement of professional services. Under that statute with regards to construction-related design professionals like architects, engineers, landscape architects, and land surveyors, the University is required to follow this process. With regards to some other types of professional services, the University can follow other procedures within the Procurement Code to acquire those services. With regard to construction-related design professionals, the University follows this process. Basically the process is initiated by the publication of any annual public notice which invites the submission of statements of qualifications. The public notice is published in newspapers, general circulation, State and County procurement notice website. Reference is made to it in the Office of Capital Improvements website as well. Basically, it is an invitation of professional architects, engineers and planners. Precise disciplines are listed in the first paragraph of the notice. Basically, the
University asks for the submission of a Statement of Qualifications. The University has a form prepared which is also available from the Office of Capital Improvements website and is also available in Mr. Zwald’s office. For the neighbor islands, this form is available at UH-Hilo and community colleges on Kaua‘i and Maui as well. The notice basically lays out the type of services, professional services in this area, that the University would anticipate needing during the upcoming year.

After the posting of the ad, Statements of Qualifications are received on the Standard Form 112. This assists the University in the qualifications that are submitted. Based on the submissions that the University gets, they are compiled in the list of qualified professionals and are categorized into disciplines such as architecture, mechanical engineering, electrical engineering, etc. This list is maintained by the Office of Capital Improvements. During the year, when a campus requires the services of a professional in one of those particular disciplines, a selection committee is formed to evaluate the professionals on the list in that particular discipline.

Mr. Kurashige informed that the selection process for architects and engineers for CIP and R&M projects start when the facilities offices develop a list of projects requiring professional services for each fiscal year. The composition of the committee includes a minimum of three people with sufficient education, training, licenses, or credentials. These are primarily comprised of University architects and engineers. The selection criteria are based upon experience and professional qualifications; past performance on similar projects; capacity to accomplish work in a timely basis; and other criteria deemed relevant to the project. The selection committee ranks a minimum of three individuals or firms from the qualified list based on the selection criteria. This ranking is forwarded to the Office of Capital improvements for review and concurrence and returned to the facilities office for negotiations with the first rank individual firm. If a contract cannot be negotiated with the first ranked individual or firm, the facilities office will negotiate with the remaining individuals or firms in the order of their rankings. Factors that affect the fee include the scope of work. Mr. Kurashige clarified this that when these are negotiated, they are not low bid but negotiated items based on these factors. Scope of work will include the size and complexity of the job; resources required to complete the job such as larger jobs requiring subconsultants or specialized consultants; constraints which include special user requirements, time constraints, the need for extensive field investigation; the number of anticipated hours; and the prevailing rates for the particular discipline. All of these factors affect the fee. Mr. Ryan Kurashige said that the University’s rates are verified with the Department of Accounting and General Services annually.

After the fee proposal is established, facilities offices send the proposed services contract; fee proposal; cost reasonableness justification; and contract encumbrance form to the Office of Procurement and Real Property Management for review and approval. Contracts that are awarded for $5,000 or more are posted on the Office of Capital Improvements website with the project title and contract/project numbers; selected individual or firm name; contract amount; individuals or firms considered for the project; and the University officer overseeing the selection who is the person who concurred with the facilities office selection.

Mr. Zwald reported on the contracts awarded from July 1, 2005 to June 30, 2006. He said that these were professional disciplines in which contracts were awarded. He added that a lot of these firms overlap into different areas; for example, an engineering firm that does all three disciplines in mechanical, electrical, structural,
and civil engineering. For architecture, there were 60 firms that were on the qualified list, 21 architecture contracts were awarded and of this 21, eighteen different firms were selected. For mechanical engineering, 13 contracts were awarded to eight different firms; for electrical engineering, nine contracts were awarded, seven different firms received the contract.

Chairperson Lagareta asked how frequently the same firms end up on the selected list. Mr. Zwald said the information was available at the Office of Capital Improvements website. Mr. Zwald said that this was done from January 2005 when the University was again subjected to the State Procurement Code. He clarified on the selection of architects and engineers, and even before that, as long as he could remember, the University has always had basically the qualifications-based selection process. The annual notice is filed and the qualified list is compiled. Mr. Zwald said that there might have been some implication that the University based its selection on a low bid process but for professionals, architects and engineers, contracts are negotiated. Once the design is prepared for the particular project, when the University goes out to bid for the actual construction of the project, then this is based on low bid among actual construction contractors.

In response to Chairperson Lagareta, Mr. Zwald said he could go back five years and provide the Board with information on firms selected and the amounts. Regent Hapai commented that every time someone gets selected and they get the opportunity to do the job, they then get the opportunity to get the experience and she wanted to make sure that those who are never selected gets that opportunity as well. Mr. Zwald said that when evaluations are done by the campuses, this is kept in mind because obviously they do want a pool of experienced people.

Regent Albano inquired as to how often the composition of selection committees change. Mr. Kurashige informed that the composition changes for each project. He added that people with relevant expertise are put on the committees. There is no one committee for all projects. Regent Albano asked if the selection committees were made up of only University employees. Mr. Kurashige responded that only employees were on although they have program people on the interviews.

Chairperson Lagareta said she was more interested in how selection decisions are made and if there is a pattern of using the same people over and over on projects. Vice President Callejo said that as far as system oversight was concerned, the Office of Capital Improvements provides oversight in coordination. If a campus needed assistance, they would go to the Office of Capital Improvements who could work with all ten campuses. Chairperson Lagareta said she was not confident that campuses know when they need assistance.

Acting President Johnsrud said that the timing is good on this because as the biennium budget proposal is being worked on, part of the background on this is the University’s need to better differentiate the role of the system and the role of the campuses. She said they may need to look more specifically at the CIP support from the system level in that biennium budget proposal.

VIII. GIFTS, GRANTS AND CONTRACTS

Vice Chancellor Ostrander reported that during the period May 1, 2006 through May 31, 2006, the University of Hawai‘i received $53,352,026 in gifts, grants and contracts. He said that this is the top five months ever for the University of
Hawai‘i. The University of Hawai‘i at Hilo received a $429,213 during this same period.

Vice Chancellor Ostrander said that for the first eleven months of the fiscal year, the total is $343,061,249, and added that last year, the total received for the entire fiscal year was $336 million. He also commented on an article that appeared in the paper recently from a National Science Foundation (NSF) study indicating that the University’s ranking among the top 100 universities had moved from No. 54 to No. 47 in the country. He named some of the institutions below UH – the University of Virginia, University of Illinois in Chicago, Case Western Reserve, Iowa, Boston, and University of Florida.

Regent Haynes moved to accept with thanks the gifts and grants and ratify the actions of the administration in executing the contracts as presented in Attachment #2 of the Board of Regents’ agenda dated July 20, 2006. Regent Tatibouet seconded the motion.

Regent Landon noted that a substantial portion came from the Department of Defense. Vice Chancellor Ostrander responded that the historical average has been 20 percent Department of Defense money. The last two Department of Defense budgets have contained substantial funding for major upgrades in computing and storage capacity at the Maui High Performance Computing Center.

Chairperson Lagareta said that she had asked Vice President Gaines to give a reflection or analysis on this because it appears with a relatively rapidly shrinking pie, the University is getting more than its share. Vice Chancellor Ostrander said that he and Vice President Gaines have been talking about this and will certainly provide a more substantive report. He said that the University is in an environment where federal funding is declining from the NIH and NSF. Eighteen months ago, NIH was funding grants up to the 23rd percentile; now it is under ten percent. Talking to faculty members and looking at programs, NSF is funding in the six and seven percent range.

Regent Landon said that the other thing that is critical is that the University stays competitive in an increasingly competitive environment. He added that the University should be thoughtful about what to expect but also to be thoughtful about what is brought to the table in that competitive world. Vice Chancellor Ostrander said that the Board has been very helpful in this because over the last four or five years, the University has been able to hire some absolutely excellent deans and they are focused on excellence and quality and that translates down to hiring of assistant professors, associate professor, and junior faculty members who are now starting to come into their own. Regent Hapai said that the University has made a very good investment over the last few years in its administration. She said that in the College of Tropical Agriculture and Human Resources that she was part of, since 2002, they have gone up 30 percent in students in the undergraduate level, 50 percent in the graduate level, lot of hiring of new faculty members, and with the competitive administrators coming in, bringing in all the grants.

Upon call the motion was unanimously carried.

Acting President Johnsrud requested that the following agenda item be taken out of order.
IX. AGENDA ITEMS

Audit of the Associated Students of the University of Hawai‘i (ASUH)

Vice President Todo submitted the external audit of ASUH for approval for the fiscal year ended June 30, 2005 by the auditing firm of Chew, Osada, and Lee.

Mr. Jeffrey Lee said his firm conducted the audit of statements of the Associated Students of the University of Hawai‘i at Mānoa for the year ended June 30, 2005. The audit was conducted in accordance with generally accepted auditing standards and the draft report includes unqualified opinion with regard to the financial statements. He noted no material weaknesses or significant deficiencies in the system of internal control for ASUH.

Regent Hapai inquired if there was a long-term plan to utilize these monies. Dr. Jan Javinar, who advises ASUH, said there was talk about investing money in on-campus dorms, off-campus dorms, but the will of the students varies each year.

Regent Landon noted the endowment designation so much of the assets are restricted for the purpose of generating income. Vice President Todo explained that it was a quasi endowment fund authorized by the Board from proceeds of sales of Honolulu Stadium stock. By policy, the Board has ultimate authority over those endowment funds.

Regent Landon moved to accept the audit report of the Associated Students of the University of Hawai‘i at Mānoa for fiscal year ended June 30, 2005. Regent Tatibouet seconded the motion which was unanimously carried.

Hawai‘i Community College 2002-2010 Academic Development Plan

Chancellor Freitas pointed out that the Community Colleges engaged in a strategic planning process that was completed in 2002. All of the other community colleges had their strategic plans approved by the Board except for Hawai‘i Community College. He was therefore, bringing this to the Board for approval.

The purpose of the plan is to outline college priorities, to articulate chosen paths for the immediate future, and to confirm the College’s close relationship with the University of Hawai‘i system.

The planning process involved college-wide discussions and contribution from faculty, staff, students, and administration. Additionally, community input through a variety of sources was sought and integrated as part of a comprehensive approach to academic planning and budgeting. Updating and revising the existing Academic Development Plan coincides with the Western Association of Schools and Colleges accreditation process and occurs once every six years. The College Council steered the 15-month planning effort that began in August 2001 and ended in November 2002. Two additional planning processes, the UH systemwide plan and UH Community Colleges’ Strategic Plan occurred simultaneously. Helping to assemble these two system plans significantly influenced both the focus of the College Council’s campus planning process and the contents within this document.
Regent Bender moved to approve the Hawaiʻi Community College’s 2002-2010 Academic Development Plan. Regent Tatibouet seconded the motion followed by discussion.

In response to Regent Landon, Chancellor Freitas said they were ahead on the facilities side but behind on institutional research and administrative infrastructure. HawCC had experienced some rapid growth in the program areas but has not kept track of the growth as far as the administrative infrastructure that is required nor on delivery of services. They are asking for these adjustments as part of the biennium budget request.

Regent Albano suggested that Chancellor Freitas report on what the Hawaiʻi County Council has done for the West Hawaiʻi campus. Chancellor Freitas informed that he was able to convince the Council to put what HawCC needed from the Hiluhilu developers into the terms and conditions for rezoning approval. What Hawaiʻi Community College was able to get out of it was that all of the infrastructure, a building which is 8,000 square feet and another mauka-makai connector road. The Hiluhilu developers will be building that road through the Lynch property which is on the Waimea side of the property. Regent Albano asked how much the University saved by his action. Chancellor Freitas said that he thought, conservatively, about $16 million. In response to Regent Haynes, Chancellor Freitas said that Hiluhilu Developers are paying for the design and construction of the building.

Chairperson Lagareta said in looking at the Academic Development Plan, there were some challenges on the Big Island in terms of economy and demographics which were outlined pretty thoroughly in the plan. She said that she would imagine that some of the things are still the same as when this plan was developed, the rapidly aging population, but some things may have improved a bit such as the trends in higher education, decreasing enrollment, growth of charter schools, private school expansion, No Child Left Behind, large risk population. She asked if things changed since this was developed a few years ago. Chancellor Freitas said the economics changed since the plan was approved by Hawaiʻi Community College such as lower unemployment. Retention then becomes an issue because of the improved economy.

Upon call, the motion was unanimously carried.

**Hawaiʻi Community College Mission and Vision Statements**

Chancellor Freitas explained that Hawaiʻi Community College’s mission and vision statement was a result of an inclusive process. Because of changes in the economy and the rapid growth they needed to shift gears.

**Vision**

To promote student learning, Hawaiʻi Community College will emphasize the knowledge and experience necessary for students to pursue academic achievement. As lifelong learners, the students will become productive and engaged citizens capable of meeting the complex challenges of a global community.
Mission

Hawai‘i Community College promotes student learning by embracing its unique Hawai‘i Island culture and inspiring growth in the spirit of E‘I‘mi Pono. Aligned with the UH Community Colleges system’s mission, it is committed to serving the Hawai‘i Island community.

Imperatives

Dedicated to student learning, Hawai‘i Community College commits to the following imperatives:

Community Development - The College will provide students with opportunities to serve their community.

Workforce Development - The College will teach the skills needed to succeed in the workforce.

Cultural Competency - The College will respect and learn from all its students.

Environment - The College will build an awareness, appreciation, and sense of personal responsibility for the natural, social, and economic environments.

Hawaiian Culture and Values - The College will be the center for the study of Native Hawaiian cultural knowledge.

Healthy Communities - The College will work with students to build healthy communities.

Technology - The College will provide access to current technology that supports student learning.

Elaborating on the spirit of E‘I‘mi Pono, Chancellor Freitas explained that it's to do the right thing for the people there. They have a strong Hawaiian Studies program at the College so they have a tendency to overuse the word “Hawaiian” and forget that they must serve everyone. It is a way to keep one foot in one world and the other foot in another by using Hawaiian phrases to actually share with the entire island and the State that Hawai‘i Community College serves everyone.

As a result of the accreditation self-study process, the College's administrative team developed a draft vision statement at a November 24, 2005 administrative meeting and a draft of a revised mission statement at a January 30 & 31, 2006 administrative retreat. Both draft statements were presented to the campus. A new set of draft institutional statements resulted and will be further worked on by an ad hoc committee consisting of faculty, staff, and students.

The Academic Senate approved a resolution creating the ad hoc committee with membership divided between Editorial and Advisory with the following charge and timetable:

C Advisory members will accept input and submit their drafts to Editorial members by April 7, 2006.
Editorial members will focus on maintaining the intent of the draft statements while at the same time revising for effective style and presentation. The resulting statements will be submitted to the Academic Senate Executive Committee, College Council Chair, and the Student Government President by April 20, 2006.

Faculty will vote on the Academic Senate final draft statements on April 28, 2006 which, if passed, will be then forwarded to the Chancellor.

The College Council and Student Government will determine their own method for processing the draft statements.

Once the Chancellor has reviewed recommendations from all of the interested parties and upon adoption, the institutional statements will be reviewed every four years as part of the program/unit review cycle.

Regent Bender moved to approve Hawai‘i Community College’s new mission and vision statements. Regent Tatibouet seconded the motion which was unanimously carried.

Establishment of Associate of Science Degree Program in Early Childhood Education, Honolulu Community College

Chancellor Pedersen requested approval to establish a new Associate in Science Early Childhood Education Program and modify the Associate of Applied Science (AAS) Human Services Program. He said that these two are linked because in 1971, the Human Services Program was instituted with six degree options. Two of them seem to have come to the fore and been the most popular over time. One is the early childhood program and the other is the community services program in terms of what was going on. Over the years, the other options have not been offered because of the lack of demand and have shrunk over the time. In the meantime, Early Childhood Education came into its own in a lot of ways.

This change will support career paths for students entering the field of early childhood education and provide options for those who desire to transfer to a four-year baccalaureate program. The new program will fully articulate to the Early Childhood Education Concentration in the Bachelor of Arts in Social Sciences at the University of Hawai‘i-West O‘ahu that was approved by the Board of Regents in January 2006. The change will also help meet the needs of the community and the field for well-prepared teachers and caregivers for Hawai‘i’s youngest citizens.

The existing Early Childhood Option in the Human Services Program has been modified effective Fall 2006 to meet the standards of a transfer level AS degree and aligns with the existing Early Childhood Education AS degrees at Hawai‘i and Kauai Community College and the Early Childhood Education Option at Maui Community College. Common course numbering of all ED alpha courses support lateral transfer among the programs and are already in place. Beginning in Fall 2006 Early Childhood Education students will be more specifically identified for purposes of Annual Assessment and Program Review than is currently possible as an option in the Human Services AAS degree.

Establishing a separate AS program for Early Childhood Education will facilitate matriculation of students at UH-West O‘ahu and provide them with accurate information regarding degree requirements.
Membership in the Early Childhood Personnel Registry is mandatory for those who work in licensed center-based preschool and childcare programs. A degree that is clearly identified as Early Childhood Education will facilitate the Registry process for graduates of the program. The Hawai‘i Department of Human Services (DHS) established the Registry in 2000 for individuals who work in educational programs serving children from birth to age five.

The AS degree will support the Community Colleges’ partnership with the State Department of Education (DOE). The Federal “No Child Left Behind” act requires all paraprofessionals in the DOE to have an Associate degree with all coursework at the 100 level or above by 2006. The Early Childhood Education AS degree will meet this requirement. It will be of special interest to DOE paraprofessionals in Title 1 Literacy Programs, Preschool Special Education classrooms, and the Primary School Adjustment Project.

Chancellor Pedersen provided information and data supporting the need for a trained workforce in this area. Early childhood education has been described as an occupation becoming a profession, or, an emerging profession. The two-year Early Childhood Education curriculum at HonCC is designed to provide a sound foundation in concepts and practice at a professional entry level and to meet the current and projected needs of the community and the field for competent teachers of young children. It will also allow students to fully articulate to a baccalaureate program at UH-West O‘ahu which will increase the ability of graduates to meet increasing workforce qualifications and obtain higher paying jobs.

The program modification approved in November 2005 by College Curriculum Committees will ensure that students who pursue the AS degree will graduate with a solid foundation at the baccalaureate level in concepts and practices that support young children’s learning. They will also have skills and understanding in communication, thinking, reasoning, and mathematics as well as general knowledge of the social, natural and cultural environments at the baccalaureate level through the general education requirements of the program. Graduates will be able to transfer all ED credits to the new Concentration in Early Childhood Education at UH-West O‘ahu, which will improve their ability to obtain higher paying jobs and meet increasing workforce requirements. For example, employers such as Head Start and programs accredited by the National Association for the Education of Young Children will be required to have a significant percentage of teachers with baccalaureate degrees and specific coursework in early childhood education within the next five to 10 years. Kamehameha Schools Early Childhood programs already require a baccalaureate for teachers.

The new ECE Program addresses the mission of the Community Colleges and of HonCC by preparing students for immediate employment and for career advancement as well as transfer to four-year programs. The program provides access through its comprehensive schedule and through PACE, a noncredit-to-credit conversion program that allows students to make seamless transitions from community-based training to the program’s certificates and degree.

Establishment of the AS degree in Early Childhood Education is identified as an activity under Goal 3, Promote Workforce and Economic Development, of the HonCC Strategic Plan for 2005-2010.

No additional resources, according to Chancellor Pedersen, will be required for the new program. With current resources the program offers credit courses on
a daytime and evening schedule, operates Children’s Centers at Honolulu, Kapi’olani and Leeward Community Colleges, implements the PACE noncredit to credit conversion program, and represents the Early Childhood Education Programs of the Community Colleges in Hawai’i State early education planning and professional development initiatives.

Regent Tatibouet moved to approve the establishment of Associate of Science Degree Program in Early Childhood Education, Honolulu Community College. Regent Haynes seconded the motion followed by discussion.

Regent Tanaka said it was indicated that there would be no additional resources required but in the general funds portion, it showed an increase in revenues required. Chancellor Pedersen responded that over time, they expected an expansion to occur but revenue requirements may be needed for collective bargaining increases. Other than that, they would not be going immediately for more funding but it all depended on demand and streamlining services. He added that programs are rarely totally self-supporting. He said that about 70 percent to 80 percent of the funding of community college programs is still coming from general funds. Regent Tanaka expressed reservations over the financial plan. Regent Landon agreed that the calculations did not seem to be accurate. Chancellor Pedersen explained that what is not seen was overhead, such as utilities, facilities maintenance and repair costs and other operational costs which are difficult at times to break out when programs are merged. Regent Landon commented that the layout of the financial side should be just as thorough as the rest of the presentation. Chairperson Lagareta suggested that Vice President Todo work with the financial people on the campuses.

Regent Hapai said that looking at this programmatical, in the spirit of working more effectively as a system, there is a family resources program at Mānoa, and there is a Master’s program in early childhood education at Mānoa, so as not stop anything but suggested further articulation.

Upon call, the motion was unanimously carried.

Modify the Associate of Applied Science (AAS) Human Services Program, Honolulu Community College

Chancellor Pedersen explained that since 1991, the College has listed only the Community Service and Early Childhood Education Options in its catalog. Students currently enrolled in the two options will be not be impacted by the program modification. This request is to delete the options and to adopt the Human Service/Community Service Option curriculum as the curriculum for the A.A.S. Human Services Program. This request is being submitted in tandem with a separate request to the Board of Regents to establish a new A.S. Early Childhood Education Program.

Upon deletion of the program options, the Human Services Program will adopt the Community Service option’s curriculum as its curriculum (see Attachment). The associate’s degree curriculum, interdisciplinary in nature, consists of coursework in human development, health, social services and social work, and offers specialized elective courses such as substance abuse counseling, family violence, and aging. Fieldwork experience or practicum (a total of 450 hours for the AAS degree) in a human service or social service agency is an essential component of the program. The curriculum prepares individuals for employment as human service
workers and social services paraprofessionals. It also prepares graduates for transfer into baccalaureate social work and human services programs.

The Human Services/Community Service Option offers the only human services associate degree on O’ahu. It also offers a 30-credit Certificate of Achievement and a 12-credit Certificate of Completion. The Certificate of Completion meets the training and education requirement of the U.S. Department of Health and Human Services for Head Start Family Worker Training and Credentialing (effective November 2001). To date, 15 Family Advocates with O'ahu Head Start have received the Certificate of Completion.

Graduates have continued their education, primarily in the Bachelor’s of Social Work (BSW) and Master’s in Social Work (MSW) programs. Course articulation agreements have long been established with the UHM School of Social Work (since 1986), BSW Program and, more recently with Hawai’i Pacific University’s (HPU) BSW Program.

No additional resources are required to implement the program modification request. A 1.0 FTE faculty teaches courses, serves as the practicum coordinator, and is the faculty advisor for the student Human Services Club. Lecturers are also hired to teach program courses.

Regent Landon moved to approve the modification of the Human Services Program to 1) delete its five program options and to 2) adopt the Community Service Option curriculum as the curriculum for the Human Services Program. Regent Tatibouet seconded the motion.

Regent Tanaka expressed concerns about the financial plan. He suggested that the way the financials are presented to the Board should be consistent. Acting President Johnsrud said the administration continues to work on this matter. Regent Landon said that with time people would get to understand this and it will help to focus on efficiency.

Regent Hapai added that there may be a need to also look at the other end of the age spectrum. Chancellor Pedersen said that there have been ongoing discussions about this. They offer basic gerontology courses but it is not a job track so it went on the wayside. There may be a much more defined track in the future. Chairperson Lagareta commented that there are some long-term care facilities that have outdated standards so this may be a pressure point in the future.

Upon call, the motion was unanimously carried.

The meeting was recessed at 12:30 p.m. and reconvened at 1:30 p.m. in the same location.

Approval of Long-Range Development Plan, University of Hawai’i at West O’ahu

Chancellor Awakuni requested approval of the long-range development plan for the University of Hawai’i at West O’ahu. He informed that the long-range development plan just won an award from the American Society of Landscape Architects, Hawai’i Chapter. He introduced his development team.
Chancellor Awakuni explained that the long-range master plan that was initially adopted in 2004. Significant updates and revisions were made to this plan and were presented to the Board for consideration at its meeting last month. Briefly, it provides the physical planning for the entire 500-acre site that is makai of H-1, adjacent to the Kapolei Golf Course and the DHHL project.

Regent de la Peña moved to approve the Long-Range Development Plan, University of Hawai‘i at West O‘ahu. Regent Tanaka seconded the motion.

Regent Tanaka asked for a clarification on the source of the operating funds. Chancellor Awakuni responded that it would a combination of general funds and tuition and commercial retail leases would be included down the road. Regent Tanaka asked if he had an idea of what the percentage will be of the commercial leases. Chancellor Awakuni said that they are still negotiating but they are aiming for anywhere between 25 to 50 percent.

Regent Albano asked how much had been spent on planning and design. Chancellor Awakuni said that approximately $3.5 million had been spent from 2004 to this point. Chancellor Awakuni assured that they have enough monies set aside on contract with PBR Hawai‘i for completion of the entitlement process which would take them through Fall of 2007. They don’t have support funds for completion of all of the drawings of the campus buildings.

The following testimony was received from Dr. Mary Tiles of the University of Hawai‘i Professional Assembly:

Dr. Tiles expressed that UHPA was not in total opposition to the idea of the development but would provide some reflective thoughts about this development in the context of the system. UHPA had pointed out previously a development of this magnitude could have provided an opportunity to address the work force housing issue crucial to the long-term sustainability of the entire University. She noted that in the proposed plan a mere 22 acres out of 500 acres are designated for 355 units of work force housing but none of this is included in Phase I. By contrast, there are 454 commercial housing units included in Phase I of the development of land which is not being retained by UH. Given that there are several other commercial developers planning to build in nearby locations, this doesn’t seem to be a development that fills any crucial demand for housing. It needs to be acknowledged that in both the short and longer terms, lack of housing for faculty and other employees is making it extremely difficult to recruit and retain. Other universities operating in similarly tight housing markets have developed a variety of schemes to provide housing assistance to their employees. If the opportunity at West O‘ahu is passed over, she urged the Board to move expeditiously to find some other ways to address the issue of work force housing. M–noa Department Chairs have expressed their frustration since they are the ones who have the burden of trying to find accommodations for incoming faculty. She added that UHPA also has concerns about the economic sustainability of the West O‘ahu plan in the context of the UH system as a whole, partly because they have not seen any numbers about how the long-term operating budget is to be constructed and what the plans are for the continued operations.

Chancellor Awakuni said that this project was long overdue, that the resources spent on the West O‘ahu campus are well spent and needed by the State. It is not just a regional issue but a State issue and a University commitment that needs to be made. The requirement for affordable housing is part of the County
requirement and 30 percent of the housing needs to be affordable. West O‘ahu has a portion of the acreage, about 22.7 acres set aside for that purpose. They have talked extensively to people, especially on Mānoa, about the need for housing for faculty. One thing that is so exciting about this project is the full integration of the 500 acres. The residential community will be linked and connected to the campus in so many ways. This is a community where someone doesn’t need a car to get from one part of it to another and if transit happens, they will have direct access to the campus.

Chancellor Awakuni said he thought that they have taken all of these issues into account of accessibility, connectivity, creating commercial retail that is unique that can serve the campus and larger residential communities. The sustainability consideration is something. There has been extensive discussion about all of the things that are being considered to make this a sustainable campus, both in its construction and its maintenance over the course of the next 58 years and beyond.

Regent Albano asked if the campus developers had reviewed this long range development plan. Chancellor Awakuni said that it was a collaborative effort and ultimately the document has been signed off by both sides. Regent Albano suggested that the developers be included in the interim design, post Phase I development, and also looking at designs of their own. Chancellor Awakuni said they will be included in the design advisory committee. This is the agreement of continued involvement of both the campus development and the private development.

In discussing faculty housing, Chancellor Awakuni pointed out that there are several models. It is a little different from UC Irvine which caps the upside appreciation which is untested in Hawai‘i. From previous experience in Hawai‘i, there is always pressure to convert lease to fee so they must be careful in what they believe in terms of getting full value out of a portion of their land but balance that by providing for the needs of the faculty and staff so that they can make housing affordable.

Regent Albano said that there already is a shortfall in the value of these lands and if they want the value of the remaining lands to build West O‘ahu campus, it is a matter of give and take. The more the legislature gives to the University for this campus, deviation from market value may be possible. They need the maximum value out of these lands which, unfortunately doesn’t mean work force development nor affordable housing. He said that he is not sure if they can build the minimum work force development homes and affordable housing on this particular project.

Upon call, the motion was unanimously carried.

Approval of General-funded Positions for College of Pharmacy, University of Hawai‘i at Hilo

Chancellor Tseng requested that the Board approve the creation of nine (9) general-funded positions for the College of Pharmacy, University of Hawai‘i at Hilo (UH Hilo). The creation of the College of Pharmacy and the recruitment of the Dean of the College was approved in October 2004. Dean Pezzuto has since been hired and he has begun the development activity for the College. The nine positions are as follows:

1. Associate Dean for Academic Programs
2. Associate Dean for Research
3. Department Chair of Pharmaceutical Sciences
4. Department Chair of Pharmacy Practice
The Accreditation Council for Pharmacy Education requires that a College of Pharmacy must obtain the pre-candidacy status prior to the admission of students. A necessary step in obtaining accreditation is hiring the management team and key faculty members. Approval of the staff plan will allow accreditation to go forward. The College of Pharmacy at UH-Hilo will help meet the critical need for well-trained and licensed pharmacists. This is very important for the community, for the state, and for the nation and the whole world in terms of the need for pharmacists. This is a high quality and meets the State plan for workforce development, economic development, and quality of life.

House Bill 1900 (Supplementary Budget Appropriation for 2006-2007) provides twelve positions and $1,194,671 for personnel, $130,000 for laboratory equipment, and $90,000 for lease payments for the establishment of the College of Pharmacy.

Chancellor Tseng said that they have received a pharmacy grant from the federal grant in the amount of $700,000.

Regent Albano moved to approve the establishment of the nine positions for the College of Pharmacy, University of Hawai'i at Hilo. Regent Haynes seconded the motion.

Chancellor Tseng added that they received State funding of $1.4 million for these positions and will be receiving $700,000 more in federal funds. She said that the program had not used State funds. She said that it is adding $1.4 million of general funds for a total of $22 million general funds for UH-Hilo. She said UH-Hilo is tight on management positions. She said that the College will need a total of approximately twelve positions which is not out of line for a new college with 80 students per year.

Regent Tanaka recalled that the faculty would be attracting research grants. He asked if the indirect cost from research could pay for some of the infrastructure and operating expenses. Chancellor Tseng said that this would eventually be budgeted. She anticipated that other monies would be coming from tuition. In response to Regent Tanaka, Chancellor Tseng said that UH-Hilo is tracking accreditation with the opening of the College.

Chairperson Lagareta said that, having just hired the Dean, this College is moving forward. Her only concern is the community support that was evident when the Board approved the college being in Hilo continue to be there in the future. Dean Pezzuto responded that since the last Board meeting, he had met with community leaders and assured that there is strong support from the total community. The faculty will certainly be research-intensive and hopefully take advantage of the natural resources of the State.

Upon call, the motion was unanimously carried.
Ground Lease, China - U.S. Center
(Note: Regents Landon and Migita recused themselves during this item of the agenda.)

Regent Albano said that because this requires legal issues and prior to making any motion, he said that he would like to consult with the University’s attorneys on the proposal to more fully understand the full implications.

Regent Albano moved to enter into executive session. Regent Haynes seconded the motion.

Chancellor Tseng asked if the presentation could be made before the Board entered into executive session.

Chairperson Lagareta, with advice of counsel, allowed UH-Hilo to make its presentation prior to moving into executive session. She asked that the representatives from Bridgecreek and GEO remain in case the Board had further questions following its executive session.

Chancellor Tseng requested that the Board authorize the assignment of ground lease, consent to mortgage, and execute all other documents customarily associated with said consents and other related documents required by the developer to obtain financing and pursue development of the China - U.S. Center project.

Chancellor Tseng stated that UH-Hilo’s enrollment has increased over the past 15 years and a consequence is the critical need for additional student housing. The China - U.S. Center will increase the housing capacity to provide on-campus housing. The Board’s approval of this request is critical to begin this project as soon as possible.

Mr. John Carlson, Chief Executive Officer of Bridgecreek International, thanked the Board for the opportunity to provide an update on the project on behalf of Geo and Bridgecreek International. He said Bridgecreek was introduced to the China - U.S. Center project in early 2006 and told that the previous developer had some challenges and could not put up the equity when it came due. The general contractor chosen was probably too small and was not able to produce sufficient bonding capacity.

Bridgecreek formed a development agreement with a new Geo with Bridgecreek assuming total management and operational control of the new entity. Bridgecreek International Corporation is led by Mr. Frank Jao and has developed over $600 million worth of apartments, condos and retail space in California.

Mr. Carlson informed that HSBC would be the lead lender. HSBC is one of the largest financial institutions in the world with assets of over $1.5 trillion. Mr. Michael Leung, Senoir Vice President of HSBC and graduate of University of Hawai‘i was introduced.

Bridgecreek has spoken to six major construction companies in Hawai‘i and Parsons was selected to be the general contractor. Parsons is one of the largest engineering and construction companies in the U.S. capable of doing projects ranging from bridges and tunnels to student housing. Their bonding capacity is unlimited. Also on as project advisor would be former State legislator Michael Liu
who served with the Reagan administration in Housing and Urban Development, as an expert on housing and has served as an advisor on this project. Construction support has been offered by SSFM.

Mr. Carlson informed that Bridgecreek received the grading permit on June 22 and they are ready to proceed. If they can get the building plans submitted to the Building Department within the next thirty days, if the grading work can get started before the end of July, and if those plans are approved before the October 1st deadline, Parsons said that they can complete the first building in ten months.

Mr. Leung explained that normally the first thing is to look at the loan to value evaluation of the project. The second is to assure that there is sufficient cash to service the loan and repay the loan and the third, an exit strategy. He elaborated on the complexities involved in financing this project primarily due to the many factors beyond their control and this project’s history with the old Geo. So the best way is to start new and to bank with the customer that they know. The flexibility being sought is to look to the exit strategy which is to build one building at a time or four buildings together. If the sale route is taken, it would be subject to ground lease and again it will depend on how the ground lease is structured. He said one can execute a master lease and subleases for each of the buildings but the Board’s consent is needed or there would be no tangible or legal security even on a leasehold basis. He said HSBC has received credit approval to commit $64.8 million for all four buildings, subject to conditions. Obviously, the assignment of ground lease is one of the key conditions that they seek.

Regent Haynes asked if in this new entity Geo had any equity position. Mr. Carlson said that Geo will have a minor position. Bridgecreek has control of the Board of Directors, voting shares, capital, operation control, and management control.

Regent Albano asked if they had collaborated with the students. Mr. Carlson responded that they were working with two student housing specialists, Vice Chancellor Chen and Mr. Myles Nagata of UH-Hilo’s student housing. Mr. Leung has talked to management companies as well as development companies in the student housing area and Parsons themselves has a student housing division. They have consulted with them on the design. Regent Albano followed if the UH-Hilo administrators had an agreement with the developers on a base rent. Mr. Leung said the executive order on the property is for university use exclusively. They have been discussing the rental rates. In Hilo, to get something comparable, one would pay about $600 - $1,000 a month. They feel that $585 for a double and $850 for a single is within the range and they probably can market this. Regent Albano asked if those rates can be tied down, suggesting that an agreement be put in place to cap out the rents and have a minimum number of beds and reinforce the executive order. Mr. Leung agreed to do this.

Regent Albano asked if anyone had asked guarantees from UH-Hilo, assuring that they would support this with so many students. He was informed that HSBC had asked for a guarantee since there is no historic data and no proof of student volume. The building itself is a special purpose building for restricted use. The bank, having the collateral, would have no alternative use for this collateral. Therefore, they are looking at some assurances from the University. In response to Regent Tatibouet, guarantee options were explained. One is that HSBC simply accepts the risks or they can translate this into a dollar value and go along with that value. Another would be if HSBC can get the project leased back to them and run
it themselves. They could also share the risk with Bridgecreek. Another way is if the University can guarantee an occupancy rate or can they master lease it back? Regent Albano asked if they had a letter out already expressing the fact the UH-Hilo would be guaranteeing a dollar amount against the loan. He was informed by the HSBC representative that all they had was a letter of intent which requires the Board’s approval.

Regent Albano said his concerns do not involve the developer’s qualifications but seeing what they are giving up and what they are getting in return. From his perspective, land is being given up for free since ground lease rents are not being charged. Regent Albano added that he was surprised when he saw the letter from UH-Hilo guaranteeing the rent to the developers before the Board was informed. The return to the University is that someone would build rooms for the students and make them available to the UH-Hilo students at market rents. He asked if this was a fair deal given what was being put up from the University. Regent Albano felt that a better deal should be negotiated given merely the potential $490,000 in lease rent.

The following testimony was received from the Honorable Stacy Higa, Chairman of the Hawai‘i County Council:

Mr. Higa expressed the Hawai‘i County Council’s support for the US-China Center project as a public/private partnership. He said that the student housing shortage is an issue for the Big Island. He had met with the Bridgecreek team and felt that they could do this project and fill a tremendous need not only for UH-Hilo but the surrounding community as well. While he understood the Board’s concerns, he nevertheless felt that additional student housing must be provided in Hilo and that oftentimes private partnerships can make things happen faster.

Chairperson Lagareta thanked Chairman Higa for his testimony. She said the Board understands the need for student housing in Hilo and hopes to resolve the matter quickly. She pointed out that it was the Board that pushed the issue as to why was not happening with the previous developer.

Regent Albano thanked Chairman Higa for what he has done in order to get the facility in West Hawai‘i and the fact that he volunteered to make sure that Hiluhilu complied with the specified conditions.

Regent Tatibouet said the Board must be responsible in delivering what is appropriate for the long term. She asked if $1,000 a month per student is an appropriate rate. Chairman Higa said that for housing alone, it would be a question of affordability for students and $1,000 a month would seem steep. Mr. Carlson clarified that they are talking about a brand new facility with a kitchen and a living room, four bedrooms, double occupancy will pay $585 per month, single occupancy will be $850. Following a brief exchange on financing and capped rates, Regent Tatibouet expressed students are only concerned about what they are going to pay for rent. In addition, she felt that students would be getting a smaller space at a higher cost.

Chairperson Lagareta expressed concerns over the legalities of transferring the ground lease. She was upset by a letter from UH-Hilo’s Interim Vice Chancellor making commitments to Bridgecreek. She said such matters were supposed to go through the University’s General Counsel’s office so there was no authority for such commitments nor mention that it would be subject to further approvals. She
extended an apology to Bridgecreek for any reliance based on the letter adding that there was no authority and not much reality behind it.

Upon call, the motion to enter into executive session was unanimously carried.

The meeting was recessed at 3:20 p.m. and reconvened in open session in the same location at 5:25 p.m.

Acting President Johnsrud announced that in light of the issues raised, and upon advice of counsel, the action memo was being withdrawn. She said the administration would designate a point person to analyze and review the various issues with Bridgecreek, including items such as guarantees, room rates, physical design, and student input. That point person shall be the sole authorized point of contact for the University. She said that they believe that it is essential to proceed prudently, taking as much time as necessary to ensure that any agreements promote the best interest of the University.

Chairperson Lagareta recessed the meeting at 5:27 p.m. The meeting was reconvene on Friday, July 21, 2006, at 9:08 a.m. in the same location.

Friday, July 21, 2006

The following item was taken out of order.

X. UNIVERSITY OF HAWAI’I FOUNDATION REPORT

President Vuchinich reported on year-end results through May 31, 2006. For the fiscal year, the Foundation ended with $35.1 million, just $900,000 short of its goal of $36 million. This fiscal year, the Foundation thus far receipted over $500,000 and a $1 million cash gift involved in a naming opportunity. She informed that there would be several more million dollar commitments for consideration of naming opportunities.

As of April, the Foundation had established 138 new scholarship accounts this past year and will be looking at benchmarking that each year with endowed positions and student aid awards. The Foundation is working on a number of areas and working with the system office and targeting those student areas that need support.

On alumni affairs, President Vuchinich said they will be traveling with President McClain in August and September. They will be participating with East West Center in their activities in Vietnam in December.

Chairperson Lagareta added that she recalled being informed that the Foundation’s investment portfolio was also doing well. President Vuchinich stated that they produced about a 12 percent return.

AGENDA ITEMS (Continued)

Acting President Johnsrud requested that the following item be taken out of order.
Establishment of the William R. Johnson, Jr. Distinguished Professorship and the W. Ruel Johnson Distinguished Professorship in the College of Business Administration, University of Hawai‘i at Mōna

Vice Chancellor Ostrander requested that the Board approve the establishment of the William R. Johnson, Jr. Distinguished Professorship and the W. Ruel Johnson Distinguished Professorship in the College of Business Administration, University of Hawai‘i at Mōna. He explained that these chairs would provide support for two faculty members for research, graduate research assistants, library and equipment acquisitions, and other requirements of an active scholar and teacher.

Foundation President Vuchinich acknowledged that they will receive a gift of $1 million to endow two $500,000 distinguished professorships in the College of Business Administration at the University of Hawai‘i at Mōna, one named after the donor, Mr. William R. Johnson, Jr. who received a Bachelor of Business Administration degree in 1965 from the College. The other would be named in honor of the donor’s father, Mr. W. Ruel Johnson. Mr. Johnson values the education he received at the University of Hawai‘i, crediting it with his ability to return to the family business his father founded, and to successfully grow the business to what it is today.

William R. Johnson, Jr. is president and co-owner of Johnson Machinery Co. Johnson’s father, Ruel, purchased Freeland Tractor & Equipment Company in 1940 and renamed it Johnson Tractor. In 1986, the company was re-named again to Johnson Machinery to reflect its diversification into supplying heavy construction and industrial as well as agricultural equipment. Johnson Machinery now includes Johnson Lift/Hyster, Johnson Machinery, Johnson Power Systems, Johnson Rental Services, and Ever-Pac. The Johnson family is also prominent developers in the Temecula Valley and have developed over 50,000 acres in the area, including the 7,500 acre Vail Lake Resort, which includes a golf course and winery. Johnson and his wife Sue are very active in their community and are strong supporters of higher education.

Faculty endowments are among the top philanthropic priorities for the College of Business Administration as they are the single most important factor in improving the quality of education by allowing the College to attract and retain world-class faculty. The earnings from the endowment will support summer salary for the faculty named and Dean Roley will be committing those earnings to research or faculty support for those selected professors and there will be a committee established to determine who is the named professor.

Regent Tatibouet moved to approve the establishment of two professorships named the William R. Johnson, Jr. Distinguished Professorship and the W. Ruel Johnson Distinguished Professorship in the College of Business Administration, University of Hawai‘i at Mōna. Regent Haynes seconded the motion which was unanimously carried.

Mauna Kea Management Board Appointees

Chancellor Tseng requested that the Board approve the appointments of Mr. Antony Schinckel and Mr. Herring Kalua to the Mauna Kea Management Board effective August 1, 2006, through June 30, 2010.

The Mauna Kea Management Board (MKMB) is comprised of seven members representing seven distinct constituencies with a stake in managing Mauna
Kea: Native Hawaiians, environment, education, commercial activities, astronomy, Department of Land and Natural Resources, and general community.

The nominees are:

1. **Mr. Antony Schinckel** is the Director of Operations for the Smithsonian Astrophysical Observatory Submillimeter Array. He has 18 years of astronomy-related experience on Mauna Kea, including research, operations and management. Mr. Schinckel also served as Technical Director and Telescope Engineer for the Caltech’s Mauna Kea Submillimeter Observatory. He is highly regarded in the local astronomy community for his commitment to ensuring that development and operations of astronomical facilities on Mauna Kea is carried out with sensitivity, care and respect to the special nature of Mauna Kea. His recent efforts at the request of a community organization and in collaboration with OMKM to study the feasibility of moving existing ground-based structures away from a sensitive cultural feature are a testament to Mr. Schinckel’s commitment to and respect for Mauna Kea.

2. **Mr. Herring Kalua** has worked for over 35 years for the state Department of Transportation. His current position is Supervisor for Construction and Highway Maintenance on the Island of Hawai‘i. Mr. Kalua was born and raised on the Island of Hawai‘i, having grown up on Hawaiian homestead property in Keaukaha. Except for his time serving in the Hawai‘i National Guard and service in Vietnam, he has spent most of his professional career on the Island of Hawai‘i. He is actively involved in numerous community organizations and activities including the Governor’s Advisory Board on Veterans’ Services, East Hawai‘i Kamehameha School’s Advisory Committee, Hawaiian Homes Land Commission, Keaukaha Panaewa Association, Task Force for Siting of a Rehab/Prison in East Hawai‘i, and Advisory Committee during the development of the 2000 Mauna Kea Master Plan, to name a few. The knowledge and experience he gained from serving on the Mauna Kea Master Plan Advisory Committee some eight years ago gives Mr. Kalua valuable background into management issues addressed by the MKMB. His extraordinary commitment to community affairs, his intimate knowledge of Big Island issues, and his prominent role as a leader in the Native Hawaiian community assures that Mr. Kalua will provide an effective voice on its behalf as a member of the Board.

Mr. Schinckel and Mr. Kalua will replace two outgoing members of the Mauna Kea Management Board who represented astronomy and Native Hawaiians, respectively.

Regent de la Peña moved approve the appointment of Mr. Antony Schinckel and Mr. Herring Kalua to the Mauna Kea Management Board effective August 1, 2006 with terms expiring June 30, 2010. Regent Hapai seconded the motion which was unanimously carried.
Establishment of the Public Policy Center, College of Social Sciences, University of Hawai‘i at Mānoa

Dean Dubanoski requested the establishment of a College of Social Sciences Public Policy Center in the College of Social Sciences, University of Hawai‘i at Mānoa.

All funds for staffing and operations have been obtained through reallocations within the College of Social Sciences and through external grants and contracts.

This approval will allow the Social Sciences Public Policy Center to develop an exemplary program in public policy research, instruction and application with a commitment to enhance the quality of life in the community.

The proposed College of Social Sciences Public Policy Center is an instructional and research center designed to offer education in public policy; conduct policy research on issues of significance to Hawai‘i, Asian and the Pacific region; facilitate and support civic engagement through university-community based deliberative dialogs and other community forums. The Center will offer graduate courses leading to a certificate in public policy, facilitate deliberative dialogs on topics of importance to our state, and conduct non-partisan research on policy issues in partnership with community agencies.

The goals of the Center are in accord with those of the Mānoa Strategic Plan, specifically in addressing strategic imperatives to ‘encourage research that benefits and involves the local community’; initiate ‘new learning that responds to societal needs;’ and to ‘strengthen public and private partnerships.’

The proposal to establish the Center has undergone intensive internal review by the College of Social Sciences Council of Chairs, the Colleges of Arts and Sciences Program and Curriculum Committee, the College of Arts and Sciences Faculty Senate, the Committee on Academic Policy and Planning of the Mānoa Faculty Senate, and the full Mānoa Faculty Senate, which recommended the establishment of this Center. Because the Center will incorporate the Spark M. Matsunaga Institute for Peace, the Office of Human Resources, the University Budget Office, and the affected unions (HGEA and UHPA) were consulted and expressed no objections.

Regent Tanaka said that the College of Social Sciences is reallocating its resources and asked if this meant that some of the other departments would now receive less resources. Dean Dubanoski said that this program is basically a multi-disciplinary program and there will be no tenured positions within the Center. They would come from many departments. They could, for example, have someone in political science who would also work in the Center.

Chairperson Lagareta inquired about the civic engagement section. Dean Dubanoski said that they were fortunate to have Dolores Foley who is part of the Kettering Foundation which has as its whole goal, civic engagement. She is on his staff not only in regional planning but has an affiliation with the Center. She has been involved in deliberate forums on important issues, such as death and dying. What they do is bring in the community and have different perspectives on this issue and then they engage in a deliberation. She has also gotten groups of individuals such as teachers, legislators, and community leaders, to learn how to get involved in deliberate forums.
Chairperson Lagareta said that she had not heard about the Spark Matsunaga Institute in a while. Dean Dubanoski informed that he had brought in new directors hoping that they could revitalize the program but with no success. He had an expert come in last year in an effort to bring in a broader constituency across the campus.

Regent Tatibouet expressed concern that the program be balanced in points of view which, judging by the list of supporters, was not the case. Dean Dubanoski said that from the political perspective, they have been sensitive to that and they are not interested in partisan politics so they have always had a balanced perspective. Regent Tatibouet said she merely wanted to make sure that students have a balanced perspective presented to them. Dean Dubanoski said the forums are balanced.

Chairperson Lagareta asked if there were any connection or involvement with the Hawai‘i Institute of Policy. Dean Dubanoski informed that they are jointly involved in two projects; one for the uninsured and one for Hawai‘i Sustainability 2050.

Regent Albano moved to approve the establishment of the College of Social Sciences Public Policy Center, College of Social Sciences, University of Hawai‘i at M–noa, to be effective upon Board approval. Regent Hapai seconded the motion which was unanimously carried.

**Establishment of a Graduate Certificate in Public Policy, University of Hawai‘i at M–noa**

Dean Dubanoski requested that the Board approve the establishment of a Graduate Certificate in Public Policy to be offered by the College of Social Sciences, University of Hawai‘i at M–noa. The proposed certificate will not require any additional funds for staffing or operations. All courses will be taught by existing college faculty. If the proposal to establish the Social Sciences Public Policy Center is approved, student advising, oversight and a final seminar will become the responsibility of the Director of the Policy Center as part of the regular duties. The Center’s administrative support specialist will provide clerical support. If the Center is not approved, student advising, oversight of the final seminar and clerical support will be provided by existing personnel in the College of Social Sciences.

The purpose of the Graduate Certificate in Public Policy, according to Dean Dubanoski, is to train effective leaders and practitioners in public policy and public issues, and to promote civic engagement. The proposed certificate program is interdisciplinary and flexible so that students may develop policy analysis skills within the contexts of diverse substantive specializations or backgrounds, including the social sciences, law, social work, and natural sciences.

The proposed program will provide a 16-credit multidisciplinary curriculum in public policy theory, methods, knowledge, and practice. Graduate students and working professionals will become well grounded in their individual disciplines while acquiring methodological and quantitative skills necessary for policy analysis and leadership in public policy. Students pursuing a wide range of academic programs, and professionals working in a broad range of policy fields are encouraged to apply.

The certificate has been designed to provide a strong academic program with three required core courses: Introduction to Public Policy (Political Science), Microeconomics and Public Policy (Economics), and a research or planning methods course. Students will be required to complete an internship (160 hours) in a policy research setting related to their academic training and career interests. The
through the final integration seminar, students will produce a high quality policy “white paper”. To facilitate these final requirements, the College of Social Sciences has negotiated student experiences in the Governor’s Policy Office, the Legislative Reference Bureau and with the armed forces. These placements will provide excellent opportunities for policy analysis. While anticipating the wide appeal of the certificate program, the College plans to begin with a relatively small cohort of 4-6 students per year.

The proposed certificate has the strong endorsement of relevant university constituencies, including the chairs of the Departments of Urban and Regional Planning, Political Science, Sociology, Economics and the Public Administration Program. The proposal has been reviewed and approved by the Graduate Council, the Graduate Division, the M- noa Faculty Senate’s Committee on Academic Policy and Planning, and the M- noa Faculty Senate as a whole.

The Graduate Certificate in Public Policy supports the objectives of the UH M- noa Strategic Plan (2002-2010) which encourages interdisciplinary areas of inquiry that respond to societal needs, such as public policy, to improve the quality of life in Hawai‘i, on the U.S. continent and in the wider Asia and Pacific Region. Board of Regents Policy 5-1(a) provides that all new academic programs, once approved, shall have provisional status until a review is conducted. Reviews are initiated once a full cycle of graduates has been completed.

Regent Albano moved to approve the establishment of an Interdisciplinary Graduate Certificate in Public Policy to be administratively housed in the College of Social Sciences, University of Hawai‘i at M- noa. Regent Haynes seconded the motion.

Upon call, the motion was unanimously carried.

Request to Consolidate Lease Space in ‘Aiea for University of Hawai‘i Press

Vice Chancellor Ostrander requested that the board authorize the University of Hawai‘i Press to lease 7,215 square feet of warehouse space from July 1, 2006 to June 30, 2007 at a base rent of $7,215.00 per month plus a 4.166% General Excise Tax for a total of $7,515.65 per month. He explained that the University of Hawai‘i Press currently leases approximately 7,215 SF of warehouse space and 2,747 SF of office space from Thomas Kilmer, Trustee of the Elizabeth Kilmer Revocable Living Trust. The monthly payment is $9,205.75 per month. UH press intends to vacate the leased office space and reconfigure the warehouse $1,700 per month or a little over $20,000 annually through this space reduction.

The University of Hawai‘i Press utilizes the warehouse and office space in its fulfillment operations. The current lease expired on June 30, 2006.

University of Hawai‘i Press is downsizing stock held at the Hawai‘i warehouse and is seeking a smaller, less expensive warehousing arrangement to offset anticipated increases in its operating expenses. A holdover provision exists in the current lease that allows the Press to continue occupying the facility until the new lease becomes effective. The General Counsel has given their preliminary approval of the lease agreement. The effective date of the lease is July 1, 2006.

Chairperson Lagareta noted the wording “preliminary approval of the lease agreement,” by General Counsel and asked if there would be a final review of the lease after Board approval. Vice Chancellor Ostrander said it was a preliminary
approval at the time the memorandum was written. It should not be part of the motion.

Regent Haynes moved to approve the lease of warehouse space at 99-1422 Koaha Place, ‘Aiea, as described. Regent Albano seconded the motion.

Acting President Johnsrud clarified that there was a holdover provision in the current lease that allowed them the time period.

Upon call, the motion was unanimously carried.

Subcontract for the John A. Burns School of Medicine B IMMPACT Project

Vice Chancellor Ostrander requested that the Board of Regents approve the following subcontract anticipated in Years 1 and 2 of the John A. Burns School of Medicine (JABSOM) - U.S Army Medical Research Acquisition Activity grant W81XWH-06-2-0034 entitled “ICU Multipoint Military Pacific Consultation Using Telehealth (IMMPACT)”. This award is administered by the Office of Research Services of the University of Hawai’i.

VISICU, Inc. is identified in the proposal and grant award document as collaborating on this project. The purpose of this request is to obtain approval to enter into a subcontract for the upgrade of telemedicine electronic intensive care unit (eICU) systems in Hawai’i and Guam, and installation of an eICU system in Korea. The system will be utilized to support a research protocol associated with the above noted grant involving critical care physicians at Tripler Army Medical Center (TAMC) and physicians at U.S. Naval Hospital Guam (USNHG) and U.S. Army 121st General Hospital Korea (121GHK). Contracting and research protocol will be accomplished in accordance with University and RCUH policies.

A proposal entitled “ICU Multipoint Military Pacific Consultation Using Telehealth (IMMPACT)” was submitted by JABSOM to United States Army Medical Resource and Materiel Command B Telehealth and Advanced Technology Research Center in response to their Broad Agency Announcement requesting proposals. The proposal was approved and contracted April 20, 2006. The project’s total funding over two years is $3,359,000.00. The requested subcontract represents the only subcontract subject to Board of Regents’ approval over the term of the grant. Board of Regents’ policy requires approval of procurements exceeding $500,000.00. Collaborating institutions on the proposal included TAMC, USNHG, and 121GHK. There is no additional cost to the University of Hawai’i; personnel and subcontracts are entirely supported by proposal funding.

The research protocol associated with the grant will utilize subcontractor VISICU, Inc. eICU system in order to determine if medical team training performance metrics can be maintained when one or more members of a specifically trained care team participates remotely over a telemedicine interface. The study will assess mannequin-based team training performance, comparing on-site team performance metrics with similar teams utilizing off-site physician leadership. The performance characteristics of multidisciplinary medical care teams with on-site and remote participants will provide insight into structuring clinical work flows for future electronic patient care services.

Regent Albano moved to approve the execution of the described subcontract for installation and upgrade of eICU systems at TAMC, USNHG, and 121GHK. Regent Tatibouet seconded the motion which was unanimously carried.
Audit Plan, 2006-2007

Vice President Todo reported that the University of Hawai‘i Audit Plan for Fiscal Year 2006-2007 was developed in accordance with Board and Executive policies. Basically, the plan includes certain mandatory audits such as the overall system external audit that is done every year that includes the federal compliance audit; the athletics audit and the bond system audit. It also includes proposed audits that are proposed by the internal auditor to be done by his staff and some audits requested by the administration and chancellors.

Regent Migita asked if the plan was in line with previous years. Vice President Todo said that the timing would be about the same.

In response to Regent Tanaka Vice President Todo said that one of the good things that happened recently, the Office of Research Services, recently hired a director for that department. They will be able to get additional help for the compliance section. Regent Tanaka said it seems that there are still ways to go in terms of the training and the timeliness of the reports. Vice President Todo explained that it was a compliance issue, not a matter of creating systems. It is just getting people to comply with requirements.

Regent Haynes asked for a status on staffing the internal audit department. Vice President Todo explained that requested in the supplemental budget were three positions for the internal audit staff. Those positions were not approved by the legislature. Chairperson Lagareta said that this is because they would rather use the Legislative Auditor rather than giving the University the tools to do its job. Vice President Todo said he hopes to present a reorganization plan for the Office of the Internal Auditor, to the Board in September.

Vice Chancellor Ostrander said that since M–noa has most of the research and it’s where most of the compliance problems exist, they have had difficulty in terms of being able to increase the staff quickly enough in the Office of Research Service because it is difficult to hire in Hawai‘i the people with the expertise they need and be able to pay them what they need to pay them to keep them here.

Internal Audit Director, Alex Uyeda, informed the Board about the difficulties in hiring skilled auditors for his office. CPA firms, give bonuses and referral fees and graduates from the College of Business Administration are offered better opportunities than the State. Vice President Todo said the Internal Auditor currently has himself and two others, and is trying to fill the fourth position.

Regent Migita moved to approve the University of Hawai‘i’s Audit Plan for Fiscal Year 2006-2007. Regent Tatibouet seconded the motion which was unanimously carried.

XI. NEW OR OTHER BUSINESS

Appointments of Regents to Task Groups

1. Task Group on Public/Private Partnership Development Issues:

Chairperson Lagareta appointed Regent Hapai to the above task group, which includes Regents Albano, Haynes, Landon, Migita, and Tatibouet.
2. **Task Group on the Role and Function of the Board Office Structure and Operation:**

Chairperson Lagareta said that somehow when this task group was appointed, the word “Office” was left out. The correct name is corrected as listed above. She added that although it is her understanding that the chairperson can sit in on any task group as long as there are less than seven members, she wanted to officially add herself on this task group, which is chaired by Regent Bender and includes Regents Dahilig, Haynes and Landon.

Deputy General Counsel Pang advised that only those Regents officially appointed to a task group are entitled to attend under the Sunshine Law.

Regent Bender moved to change the name of the task group to the “Task Group on the Role and Function of the Board Office Structure and Operations” and to add Chairperson Lagareta to this task group and to add Regent Hapai to the Task Group on Public/Private Partnership Development Issues. Regent Tatibouet seconded the motion which was unanimously carried.

**XII. ANNOUNCEMENT**

**Next Meeting**

Chairperson Lagareta announced that the next meeting of the Board would be held on Thursday, August 24, 2006, at Windward Community College.

Regent Bender moved to enter into executive session to consider personnel and legal matters and to consult with the Board’s attorney in accordance with Chapter 92, Hawai‘i Revised Statutes, with the stipulation that collective bargaining would not be discussed in the executive session. Regent Haynes seconded the motion which was unanimously carried. The meeting was recessed at 9:55 a.m. to enter into executive session.

**XIII. ADJOURNMENT**

The meeting was reconvened in open session at 1:50 p.m. and adjourned.

Respectfully submitted,

David Iha, Executive Administrator and Secretary of the Board