

**MINUTES**  
**BOARD OF REGENTS MEETING**  
**JANUARY 31, 2019**

**I. CALL TO ORDER**

Chair Lee Putnam called the meeting to order at 9:05 a.m. on Thursday, January 31, 2019, at University of Hawai'i – West O'ahu, Campus Center, Room C208, 91-1001 Farrington Highway, Kapolei, Hawai'i 96707.

Quorum (12): Chair Lee Putnam; Vice Chair Jeffrey Portnoy; Vice Chair Wayne Higaki; Regent Kelli Acopan; Regent Eugene Bal; Regent Ben Kudo; Regent Michael McEnerney; Regent Alapaki Nahale-a, Regent Michelle Tagorda; Regent Ernest Wilson Jr.; and Regent Stanford Yuen.

Excused (3): Regent Simeon Acoba; Regent Jan Sullivan; Regent Robert Westerman.

Others in attendance: President/UH-Mānoa (UHM) Chancellor David Lassner; Vice President for Administration Jan Gouveia; Vice President for Community Colleges John Morton; Vice President for Legal Affairs/University General Counsel Carrie Okinaga; Vice President for Academic Planning and Policy Donald Straney; Vice President for Research and Innovation Vassilis Syrmos; Vice President for Budget and Finance/Chief Financial Officer Kalbert Young; UHM Vice Chancellor for Research/Interim Vice Chancellor for Academic Affairs Michael Bruno; Interim UH-Hilo (UHH) Chancellor Marcia Sakai; UH-West O'ahu (UHWO) Chancellor Maenette Benham; UH Maui College (UHMC) Chancellor Lui Hokoana; Honolulu Community College (HonCC) Chancellor Erika Lacro; Executive Administrator and Secretary of the Board of Regents (Board Secretary) Kendra Oishi; and others as noted.

**II. APPROVAL OF THE MINUTES OF THE OCTOBER 18, 2018, AND NOVEMBER 15, 2018, MEETINGS**

Regent Wilson moved to approve the minutes of October 18, 2018, meeting and the November 15, 2018, meeting, seconded by Vice Chair Higaki, and the motion carried unanimously.

**III. PUBLIC COMMENT PERIOD**

Board Secretary Oishi announced that the Board office received written testimony from Michael Taylor in support of Bonnie Irwin's appointment as the UHH Chancellor, and from Regent Sullivan in support of the tuition proposal.

Chair Putnam noted that public comment is usually limited to agenda items and that Maunakea-related issues were not on the agenda, but made an exception to allow several individuals to provide oral comments as follows:

- Noelani Goodyear-Ka'ōpua, 'Ilima Long, and Candace Fujikane presented a written statement requesting UH administration, the board, and TMT International Observatory LLC and its members, to immediately cease pursuing construction of TMT on Mauna a Wākea and reject the current draft of the proposed Chapter 20-26, Hawai'i Administrative Rules, relating to public and commercial activities on Mauna Kea lands.
- Late written testimony was received by Kristeen Hanselman on behalf of the University of Hawai'i Professional Assembly in support of the tuition freeze and offering comments.

#### **IV. APPROVAL OF RESOLUTIONS**

The board recognized and honored outgoing Regent Brandon Marc Higa and Regent Douglas Shinsato with the reading and presentation of board resolutions.

Regent Higa expressed that it was a privilege to serve on the board and thanked the regents for their service and for encouraging him to do well in school.

Regent Shinsato expressed that it was an honor to serve on the board and shared his belief in the power and value of higher education, and encouraged the regents to continue to work hard and do great things for university and state.

Vice Chair Higaki moved for approval of the resolutions, seconded by Regent Acopan, and the resolutions passed upon unanimous vote.

#### **V. REPORT OF THE PRESIDENT**

President Lassner provided a report highlighting the following:

He thanked outgoing Regents Higa and Shinsato for their contributions during their tenure with the board and looked forward to their continuing contributions to the UH community.

He expressed his appreciation to Chancellor Benham and the UHWO team for hosting the meeting on short notice. He noted that the Administration and Health Sciences building, the newest building in the UH System, is operational, and there was a recent groundbreaking of the new Creative Media building.

##### Hawai'i Graduation Initiative (HGI)

- In January, the Accrediting Commission for Community and Junior Colleges (ACCJC) reaffirmed accreditation for the full seven-year term for Hawai'i Community College (HawCC), Honolulu Community College, Kaua'i Community College (KauCC), and Windward Community College (WinCC).

Accreditation was reaffirmed for the full seven-year term for Leeward Community College (LeeCC) with a follow-up report to address one compliance recommendation relating to establishing a regular review cycle for evaluating the college's policies.

Accreditation was reaffirmed for 18 months for Kapi'olani Community College (KapCC) with a follow-up report and visit required to address two compliance recommendations. The first recommendation was related to regular review and evaluation of the governance structures and policies, and the second recommendation was to better analyze and use the results of the assessment of student learning outcomes in the planning and resource allocation on campus.

Under federal regulations, compliance recommendations must be addressed within two years. The non-compliance for LeeCC was determined to be relatively easy to remedy within the two-year period. For KapCC, the effort to develop a more robust assessment system for student learning outcomes is more substantial and the ACCJC wants to ensure compliance within the two-year time frame. There will be a follow-up visit and additional steps taken before accreditation is extended to the full seven-year term.

All of the colleges received several commendations and some additional recommendations for improvement. The ACCJC also found full compliance with all of the standards relating to board governance and the community college system governance and leadership. President Lassner thanked the regents and the task group for their efforts. Chair Putnam added that this outcome represents the very high quality of the community colleges and the work of all faculty, staff, and administrators involved.

Regent Randy Moore arrived at 9:32 a.m.

- The Bachelor of Applied Science in Applied Business and Information Technology (ABIT) online degree program at UHMC was extended to KapCC as the first expansion partner. Students can get an Associate in Science degree in IT from KapCC, and move into the ABIT online degree program from UHMC.
- The new online Associate in Arts (AA) degree designed specifically for returning adults with an accelerated 5-week course format will start in fall 2019. Online courses are offered by all the community colleges, and the degree will be awarded by LeeCC. A graduate of the President's Emerging Leaders Program is coordinating the online degree program and will be responding to inquiries. Over 500 inquiries were received the day the program was announced.

Online four-year baccalaureate completion programs are being developed at UHM and UHH. The UHM Bachelor of Social Work online program is coming soon, and UHM is working on the social sciences degree programs. UHH offers a number of online courses and is developing structured online degree offerings for distance learners. UHWO has the highest percentage of online course offerings.

President Lassner acknowledged the support of the Legislature for the online AA degree program initiative and commended VP Morton, VP Straney, Tammi Oyadomari-Chun, and Hae Okimoto for their efforts in assembling this program that will enable UH to better serve the people of Hawai'i.

### Hawai'i Innovation Initiative (HII)

- Research awards were granted and discoveries occurred despite the partial-government shutdown. The Center for Microbiome Analysis through Island Knowledge and Investigation (C-MĀIKI) cohort at UHM received a \$10.4 million grant and the Hawai'i Natural Energy Institute (HNEI) received a \$1.3 million grant to advance wave energy. The UH Panoramic Survey Telescope and Rapid Response System (Pan-STARRS) released the second edition of over 1.6 petabytes data, the largest volume of astronomical information ever released. Administration is not aware of any employees affected by furloughs and no projects were reported to have been put in a stop-work situation.

UH managed the direct financial impacts of the partial-government shutdown, with unfunded agencies accounting for just under 30% of UH's total extramural support. Some federal agencies were open and continued to provide reimbursements, while others were closed but provided reimbursements through automated online systems. Several agencies were closed altogether. Principal investigators held back on discretionary purchases and expenditures. UH and RCUH reserves were more than adequate to face this challenge, and administration is working to catch up on reimbursements before the next possible shutdown. Previous government shutdowns, while shorter, were potentially more dangerous since they impacted all agencies.

The impact on the grants and contracts pipeline for this year is of concern. Impacted agencies made no new awards, issued no new solicitations, and did not convene any review panels during the shutdown. Another government shutdown, particularly an extended one, will have an impact on the overall direct and indirect funding for the remainder of the fiscal year.

### 21<sup>st</sup> Century Facilities (21CF)

- Six Biki stops were installed on December 1 at locations at the UHM campus and three stops were installed at KapCC.
- A new strategic partnerships office is being created that will focus on strategic partnerships and real property monetization. The office will consist of one new position appropriated by the Legislature last year, one existing position, and one vacant position. The office will report to VP Young, while VP Gouveia will continue to be responsible for campus long-range development planning. VP Young resigned from the Honolulu Authority for Rapid Transportation Board to avoid any potential or perceived conflicts of interest.
- The Atherton YMCA project is positioned as an innovation hub that will provide housing for students. UH has partnered with the UHF on this project. UHF issued a request for proposals (RFP) for partners, and there are six pre-qualified developers under consideration, all with the financial capacity to develop and operate the project at their expense. Responses are due March 7 and interviews

will follow. UHF utilized private funds to pay for the consultant managing the RFP process.

- Discussions are taking place with a developer regarding the potential opportunity to develop a major utility-scale photovoltaic project on UHWO mauka lands. This project has the potential to generate revenue and help UH achieve its net-zero energy goal by 2035.
- The state of Hawai'i has informally notified UH that it is not proceeding with developing a veterans' care facility project at the Lē'ahi properties site. Formal notification is expected soon.
- Saint Francis School has announced that they are ceasing high school operations. Direct conversations are being held with the school regarding potential opportunities for the property, which is adjacent to the UHM campus. Administration is looking into financing options that do not require a legislative appropriation.

#### High Performance Mission-Driven System (HPMS)

- President Lassner noted that the Second Decade Project (2010-2020), sought to identify the state's higher education needs by geographic region. The most notable outcomes of the project were the development of UHWO and Pāalamanui campuses. VP Straney is leading the planning effort for the Third Decade Project, which will examine the social, economic, and educational needs of the state through 2030. This information will help guide the development of the next set of strategic directions.

President Lassner ended his report by sharing that Ka'iu Kimura, Executive Director of the 'Imiloa Astronomy Center, was the keynote speaker at the American Astronomical Society Conference in Seattle last month. He shared a [video](#) on the initial pilot project of the A Hua He Inoa educational program led by 'Imiloa, with collaboration from Ka Haka 'Ula o Ke'elikolani, College of Hawaiian Language at UHH, cultural leaders, astronomers, and a UHH student cohort.

## **VI. COMMITTEE AND AFFILIATE REPORTS**

### **A. Report from the Committee on Independent Audit**

Committee Chair McEnerney summarized the committee report. He noted that UH was the first major state agency to submit its Audited Financial Reports for the Year Ended June 30, 2018, to the state. These reports are not comparable with prior years due to implementation of a new Government Accounting Standards Board Statement No. 75, relating to accounting and financial reporting for other post-employment benefits (OPEB) other than pensions which resulted in changes to the way the university reports its net OPEB liability. He clarified that the Annual Report to the Legislature on Material Weaknesses and Fraud relates to material weakness in internal controls. He noted that Internal Audit's Review of Maunakea activities is the first comprehensive report on the management of

Maunakea and the interrelationship of the Maunakea Management Board and support services. There was a material weakness finding in the UH Financial and Compliance Reports as of June 30, 2018 (Finding No. 2018-001), regarding financial aid compliance at UHWO and the timely remittance of funds awarded to students who ceased to be active participants. This matter is being addressed and the committee will be following up on progress.

**B. Report from the Committee on Intercollegiate Athletics**

Committee Chair Jeffrey Portnoy summarized the committee report.

**C. Report from the Committee on Planning and Facilities**

Committee Chair Stanford Yuen summarized the committee report. Regent Kudo suggested that administration, Committee Chair Yuen, and board leadership consider reinstating the Real Estate Task Group to develop a plan which includes real estate development of facilities and infrastructure that is part of the Integrated Academic and Facilities Plan (IAFP) and puts into context how various development projects support the IAFP goals and objectives.

**D. Report from the Committee on Research and Innovation**

Committee Vice Chair Regent Eugene Bal summarized the committee report.

**E. Affiliate Reports**

Maunakea Management Board (MKMB): Chair Putnam noted that there are two regents who serve as ex-officio non-voting members on the MKMB. Board Vice Chair Higaki has been serving as one of the members and Regent Nahale-a has been appointed to the second position. Regent Nahale-a was previously appointed as a voting member of the MKMB, but has resigned from that position.

Vice Chair Higaki reported that the MKMB held a two-day retreat on December 14 and 15, 2018, primarily to provide an orientation to five newly-appointed MKMB members. He noted that Regent Moore participated in the retreat. The orientation included an afternoon session on the summit hosted by the Canada-France-Hawai'i Telescope, where board members observed nighttime activities relative to commercial tours.

UH Student Caucus (UHSC): Regent Acopan reported that the UHSC met in December and on January 12, 2019. President Lassner spoke about his vision for the future of the university, the tuition proposal, and the UHM reorganization. Several campuses shared that they were preparing to hold town hall meetings regarding the management of Maunakea and the Thirty Meter Telescope project with the intention of providing an opportunity for education.

UH System Government Relations provided a legislative briefing. The UHSC will be discussing priority bills at its February 2, 2019, meeting at UHM in preparation for State Capitol visits on February 8, 2019.

UHSC is following a Title IX bill that is being submitted to the Legislature. Title IX was raised at the January 2019 meeting, with students reporting incidents of harassment that they felt were not being taken seriously. Students asked for guidance with these types of situations, and were referred to the UH Whistleblower Hotline and the Office of Gender Equity if they felt there was inadequate resolution from their own campuses. Students were also encouraged to complete the recently issued UH Student Campus Climate Survey.

Regent Acopan thanked Regent Emeritus Higa for attending the January 2019 UHSC meeting and assisting in her transition to her role as the Student Regent.

Regent Kudo recognized outgoing Regent Higa for the great job he has done engaging students in matters that affect them and the university, and requested that Regent Acopan maintain the same level of performance and intensity with the students.

## **VII. ITEMS FOR DISCUSSION AND/OR APPROVAL**

### **A. For Action Consent Agenda**

#### **1. Amendments to the Bylaws of the Board of Regents Article II.D.2.c. Committee on Planning and Facilities**

Vice Chair Higaki moved to approve the consent agenda, seconded by Regent Yuen, and the motion carried unanimously.

The board went into recess at 10:19 a.m. The meeting reconvened at 10:33 a.m. Quorum was maintained.

### **B. For Action**

#### **1. Approval of University of Hawai'i Tuition Schedule, Academic Year (AY) 2019-2020 through AY 2022-2023**

VP Straney provided an overview of the background, considerations, and approach for both the current and the proposed tuition schedules, which included historical and policy background; affordability, aid, and access information; state support; peer and competitor comparisons; student share of cost of attendance; and impact of tuition on enrollment. A breakdown of the projected impact of the proposed tuition schedule reduction by academic unit was also provided.

Chair Putnam noted that previous tuition schedule proposals were received after a round of public hearings were held throughout the state. The AY 2019-2020 through AY 2022-2023 tuition schedule did not follow that process because a tuition decrease is being proposed.

At the request of Chair Putnam, Regent Acopan read a written statement from Regent Sullivan in support of the proposed tuition decrease.

Regent Kudo raised a question regarding whether the undergraduate tuition and fee comparison charts were adjusted for cost of living. VP Straney responded that the

charts showed actual rates by year, and were not adjusted for cost of living. VP Straney noted that if the proposed tuition schedule is approved, administration is required under board policy to return in the second year of the new schedule (AY 2021-2022) to evaluate impact of the schedule and discuss the next schedule. The expectation under the proposed tuition schedule is that enrollment will increase and the net revenue will not decrease.

Concerns were expressed regarding the increased competition for students in the next 5 years. A suggestion was made that tuition not be kept flat for four years, and should be implemented in smaller increments with administration performing annual reviews to determine if adjustments are needed.

Vice Chair Portnoy indicated that he did not object to increasing nonresident or graduate tuition, but had concerns regarding keeping tuition flat for four years because of the impact it could have on the ability to fund health care and mental health services, attract quality faculty, maintain adequate facilities and resources, and provide a quality education to students. He noted that undergraduate tuition at UH is currently lower than universities in areas with a much lower cost of living.

Regent McEnerney noted his reservations that UH would be able to increase enrollment as a result of the proposed tuition decrease. He requested price elasticity information on graduate and professional programs and expressed concerns that economic conditions do not support a tuition reduction. VP Straney responded that during the last recession, UH experienced its largest growth in enrollment in UH history.

Regent Acopan indicated that she was on the UHSC when the tuition increase proposal was discussed in 2016 and the UHSC did not submit testimony because there was no agreement on whether or not the proposal was collectively supported. One of the issues raised was whether student services would be impacted. Mental health services have been a longstanding issue throughout the UH System. When the Legislature proposed legislation to restrict tuition in 2017, the UHSC opposed the bill and noted that there was no mechanism in place to make up for potential shortfalls in program funding and student services.

Regent Moore commented that marketing the university is important and reducing tuition, even by a nominal amount, sends a positive message, especially to current and next year's students who would have their tuition frozen if they graduate in four years. It is likely that peer institutions will raise tuition in the next several years, which makes UH more attractive over time. A regular review is important because four years is a long time to freeze one-third of the university's total revenue. He noted that Hawai'i is unique among universities because the Legislature funds salary increases and benefits for general fund employees, thereby allowing tuition funds to cover costs that are more subject to the university's control. He added that there is a need for increased need-based financial aid, which is largely a philanthropic effort that requires the support of the entire university community. People will be motivated to be philanthropic if they see the university is being responsible with the money entrusted to it.



Concerns were expressed regarding the impact that freezing tuition would have on deferred maintenance and renew, improve, and modernize projects. It was noted that the previously approved tuition increase was used for deferred maintenance, and it was a step in the right direction.

Regent Bal noted that it is impossible to predict the state of the economy for the next five years, so he was not sure that a potential downturn in the economy should be cause for concern. He suggested that the university's budgetary constraints during the recession in 2008-2009 were likely a result of the loss of general fund support from the state rather than tuition activity.

Regents Bal, Tagorda, and Nahale-a expressed sentiments that the symbolic value of decreasing tuition is meaningful to the resident students, especially those from lower-income households. There are diverse communities across the state in terms of socioeconomic status and accessibility, and the university has a responsibility to provide the opportunity for higher education opportunities to all qualified individuals. This tuition proposal sends a message to families of first-time college students, working adults returning to school, and the general population that the university supports the upward mobility of our communities. The campuses are enhancing online programs and enrollment management, and being responsive to student needs. This tuition proposal is another mechanism to reduce the burden on families and communities who are struggling, and putting the responsibility on administration to be more effective and efficient with managing the institution.

Regent Nahale-a questioned why UHH has a different percentage to close the gap with peers, and indicated he would like to see the UHH gap closed similarly to other campuses. Chancellor Sakai explained that at the time the current tuition schedule was being discussed, UHH was looking primarily at rolling back the proposed 1% increase and did not contemplate further reductions.

Chair Putnam indicated that over the past several years, the university has implemented financial controls that provide the board with a good indication of how the university is doing financially. Cost-control and efficiency measures have also been implemented. People are struggling and these proposed reductions are not insignificant to many students and their families. She noted that the university has achieved a reasonable level of being able to provide a high quality education within the resources we currently have.

President Lassner thanked the regents for their comments and indicated that he had a much better sense of their views based on this specific proposal compared to the discussion on tuition at the November board meeting. He was uncomfortable with proceeding if the result was going to be a highly divisive vote. Regarding adjusting the tuition schedule, he indicated that the tuition-setting process is not agile enough to adjust yearly. Students are making decisions starting now for fall 2019, so tuition cannot be changed well into in the spring with hopes that it will impact the following fall. The university has typically approved tuition schedules ranging from three to five years, and any proposed tuition increase would need to be ready approximately two years in

advance in order to hold the required public meetings to have the tuition schedule in place at least one year in advance of when it will take effect.

President Lassner shared a number of comments about what he heard. He noted that from the discussion there did not seem to be much concern about lowering non-resident rates to increase competitiveness. The decrease in resident tuition was intended to address affordability concerns. The current tuition schedule runs through 2019-2020, so the administration would like to get the 2020-2021 tuition rate in place this spring so that applicants in the fall will know the tuition rate that will be in place when they attend. When the proposal under discussion today was developed, the administration and the chancellors felt it could be managed in a revenue-neutral or positive manner. The nationwide decrease in the college-age student population is not a significant trend for Hawai'i, as our population is fairly stable. The administration believes that growth in resident enrollment can come by working with the Department of Education on increasing the college-going rate of local high school graduates, and by reaching out more effectively to new populations, such as returning adults. He also noted the importance of need-based aid to address affordability concerns and that the highest operating budget priority for the university this year is the expansion of the Hawai'i Promise Program to the four-year campuses. The cost of tuition should not be a barrier to the ability to enroll in a UH campus.

In response to the concerns raised by regents, Chair Putnam deferred action on the proposed tuition schedule and requested administration take into consideration the questions and comments made and report back to the board. There were no objections.

### **C. For Information and Discussion**

#### **1. Legislative Update**

VP Young provided an update on measures and priority issues that UH is following at the Legislature, reflecting the status of legislation as of January 31, 2019. The university is tracking over 500 bills, which is higher than previous sessions and may be attributed to the zero-based budget process that the House is implementing this year.

VP Young provided a comparison chart of the board-approved operating budget request for an additional \$26.7 million in fiscal year (FY) 2020 and \$27.2 million in FY 2021 in general funds, and the Governor's budget submittal for \$22.9 in FY 2020 and \$22.8 million in FY 2021. The bulk of the request is \$19.7 million in each fiscal year for the Hawai'i Promise Program. He also provided a comparison chart of the board-approved Capital Improvement Project (CIP) budget request for \$295 million in FY 2020 and \$319.5 million in FY 2021, and the Governor's budget submittal for \$150 million in each fiscal year that allowed for the university to decide project prioritization.

He explained the House zero-based budget process: recurring costs will be in a base budget, and program IDs may be removed from the base budget and inserted into individual appropriation bills by the subject matter committee chairs. UH program IDs were removed from House Bill No. 2, Relating to the State Budget, and administration will work with the education committees on the university's budget.

VP Young provided an overview of select bills of interest and legislative deadlines. In response to regent request, the next legislative update will include the university's positions on various legislation.

## **2. Aloha Stadium Informational Update**

UHM Athletic Director David Matlin introduced Ross Yamasaki, Chair of the Stadium Authority, and Scott Chan, Stadium Manager who provided an update regarding Aloha Stadium. Mr. Yamasaki indicated the in recent months the Stadium Authority has proven the need and value of a large entertainment multi-purpose facility to meet the needs of a variety of groups. The immediate task is to assess health and safety needs. A report was submitted this morning that identified some concerns. Mr. Yamasaki noted that immediate projects will be addressed in the coming year if the Stadium Authority receives its requested budget appropriation.

In 2017, the Stadium Authority adopted a resolution in support of a new stadium with redevelopment on the current property. The State Comptroller approved hiring an architectural consulting firm to complete a master plan and environmental impact statement (EIS), and has requested that the firm assess other locations to ensure that the existing site is the best location. The Stadium Authority expects to receive the consulting firm's report in March and will move forward with the master plan and EIS in the next 16 to 18 months.

A question was raised regarding the role of the university with regard to the decision the Stadium Authority will be making. Mr. Yamasaki responded that the university is represented at the meetings and will have a voice in the process moving forward.

Regent Portnoy noted there have been several discussions over the years regarding the relationship between the university and the Stadium Authority, and the deterioration of the stadium, and noted that UH is the single most important tenant of the stadium. He expressed concern over the condition of the stadium and its impact on revenues resulting from a lack of attendance due to issues such as security, amenities, parking, and traffic. The fate of the university's Division I football program is dependent on the status of the stadium. Regent Portnoy questioned whether the university should continue dialogue regarding a stadium separate and apart from what the state may build, and whether there are assurances that the university's interests will be protected. Mr. Chan explained that they are trying to be good landlords and have worked closely with the athletic department to create opportunities and a pleasant experience, but resources are required.

A question was raised regarding whether there was a contingency plan for an alternative facility if a new stadium is built at the current stadium site. Mr. Chan explained that it was premature to address that issue at this time, but discussions to address those concerns are taking place.

President Lassner indicated that he meets regularly with AD Matlin and VP Young regarding the stadium. The first choice is to support the development of a new stadium by the Stadium Authority and/or the Hawai'i Community Development Authority at the

current location. There needs to be a better financial relationship with the Stadium Authority than currently exists. The university is sympathetic to the challenges the Stadium Authority has maintaining a substandard facility and appreciates the concessions that have been made to the university. That said, because UH is the primary user of the facility, the university has been looking at other options should there not be any solution this legislative session.

Concerns were expressed regarding risk management and the safety of athletes and attendees. Mr. Chan responded that safety would never be compromised, and they would not let people use the stadium if it were not safe. He indicated that experts assess the issues and there are concerns that are being addressed. He added that the support of the Legislature and the university is needed, and hopes that the Stadium Authority will get the funding necessary to address the upcoming issues.

Mr. Yamasaki indicated that the concerns of the university regarding stadium safety are the same as any other tenant. The Stadium Authority received the structural engineer's health and safety report today, and the stadium is currently safe. The stadium is working toward achieving preventative maintenance instead of chasing deferred maintenance. He requested the regents support the redevelopment.

#### **VIII. EXECUTIVE SESSION (closed to the public)**

Upon motion by Vice Chair Higaki, seconded by Regent Bal, the board unanimously approved convening in executive session to consider the hire, evaluation, dismissal, or discipline of an officer or employee, where consideration of matters affecting privacy will be involved, pursuant to Section 92-5(a)(2), Hawai'i Revised Statutes (HRS); and to consult with the board's attorneys on questions and issues pertaining to the board's powers, duties, privileges, immunities, and liabilities, pursuant to Section 92-5(a)(4), HRS.

The meeting recessed at 12:51 p.m. and reconvened at 2:22 p.m.

#### **IX. ITEMS FOR DISCUSSION AND/OR APPROVAL**

##### **A. Items for Approval (continued)**

Chair Putnam noted that the board went into executive session to discuss personnel and legal matters as indicated on the agenda.

##### **1. Personnel Actions (A-1 for approval)**

Regent McEnerney moved to approve the personnel actions on Attachment A-1, seconded by Regent Wilson, and the motion carried unanimously.

##### **2. Settlement of a Civil Action Against the University of Hawai'i entitled *Josephine Calvo, et al. v. University of Hawai'i, et al.*; Civil No. 15-1-1869-09 (JCH)**

Regent Moore moved to approve the settlement, seconded by Regent Wilson, and the motion carried unanimously.

**X. ANNOUNCEMENTS**

Chair Putnam announced the next board meeting is scheduled for February 28, 2019, at University of Hawai'i Maui College.

**XI. ADJOURNMENT**

There being no further business, Board Chair Putnam declared the meeting was adjourned at 2:23 p.m.

Respectfully Submitted,

/S/

Kendra Oishi  
Executive Administrator and Secretary  
of the Board of Regents