



WILLIAM & MARY

CHARTERED 1693

ADMINISTRATION, BUILDINGS AND GROUNDS

April 21, 2022

Today's Action Items

1. Approval of PPEA Guidelines
2. Delegation of Authority - Minor Capital Projects
3. VIMS Real Estate Acquisition
4. Revised Executive Employment Policy
5. Closed Session

COO's Report and Today's Action Items

- 1. Approval of PPEA Guidelines**
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Virginia' Public-Private Education and Infrastructure Act

- First enacted in 2002 (§56-575.1 et seq., *Code of Virginia*)
- Intended to address the:
 - “...public need for timely acquisition, design, construction, improvement, renovation, expansion, ...maintenance, operation, implementation or installation of education facilities...that serve the public purpose”
- Establishes a process for a “responsible public entity” (RPE) to identify/ seek approval for qualifying projects
- All RPEs must adopt guidelines in advance of initiating a PPEA project (§56-575.4)
- *Used predominantly by: K-12 and local governments, but also on a limited basis by higher ed institutions*

W&M's delegated authority provides alternative path

- As part of W&M's Management Agreement with the state, the university has delegated authority to:
 - Procure capital professional and construction services
 - Execute capital and operating leases
- The Administration will evaluate the use of the PPEA as part of its due diligence in pursuing P3 project(s)
- BOV approval of guidelines allows for the use of PPEA if warranted

Resolution 22: Approve PPEA Guidelines

THEREFORE, BE IT RESOLVED, that the Board of Visitors acknowledges the potential benefit of such partnerships and adopts these guidelines for use in such a future partnership.

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Request Delegation for Capital Projects <\$3M

- W&M's Management Agreement with the state requires the BOV to approve each major capital project
- Major capital project is defined in the agreement as projects >\$1M in cost or over 5,000 sq. ft.
 - Thresholds were consistent with Commonwealth's definitions when adopted in 2006
- State threshold for major capital project has increased to \$3M
- Request delegation of authority to COO to approve projects between \$1M and \$3M without BOV action

Resolution 23: Delegate Minor Capital Projects

THEREFORE, BE IT RESOLVED, that the Board of Visitors delegates authority to the Chief Operating Officer to approve capital projects costing up to \$3 million, provided that the projects receive all other authorizations from the Design Review Board and other entities as required.

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Approve VIMS Real Estate Acquisition

- Property adjacent to the VIMS Eastern Shore Campus available
 - 3 Riverview Avenue
 - 0.14 acres, valued at \$245,000
 - Referred to as the “Fishback Property”
- Request approval to acquire property and demolish the current structure
- Fund source: NGF



Resolution 24: Approve Property Acquisition and Demolition

THEREFORE, BE IT RESOLVED, by the Board of Visitors of William & Mary, that approval is given to the Virginia Institute of Marine Science to purchase 3 Riverview Avenue at the agreed-upon price, conditioned upon the satisfaction of all requirements set forth in the policies and procedures in force and necessary under the Agreement; and

BE IT FURTHER RESOLVED, that once the 3 Riverview Avenue parcel is acquired, the Board hereby approves the demolition of the structures existing on the property.

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Revised Executive Employment Policy

- W&M's Management Agreement with the state authorizes the Board to adopt an HR system for the university
- In 2011, the BOV approved an employment policy for executives
 - Included a detailed process for conducting university-wide evaluations
- Revisions provide greater consistency, relevance, and usefulness in the process, while still ensuring feedback across the university

Resolution 25: Revision of Executive Employment Policy

THEREFORE, BE IT RESOLVED, that the Board of Visitors approves the proposed revisions to the Employment Policy for Executives.

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