

BOARD OF REGENTS

WASHINGTON STATE UNIVERSITY

RESOLUTION

WHEREAS, the Board of Regents of Washington State University by virtue of RCW 28B.10.528 has authority to delegate to the President of the University, or his designees, powers and duties vested and imposed upon the Board by law and to enable the President or his designees to act on behalf of the Board of Regents in matters relating to the administration and governance of the University;

WHEREAS, the Board finds that Interlocal Cooperation Act agreements between Washington State University and other governmental units facilitate the provision of services and facilities to meet the needs of the University and other local jurisdictions;


WHEREAS, the Board finds it necessary, desirable, and expedient to delegate to the President or his designee, the Vice President for Business Affairs, the power to negotiate and execute Interlocal Cooperation Act agreements with other units of government;

Now, THEREFORE, be it resolved:

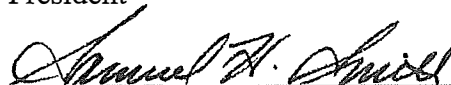
That the Board of Regents hereby delegates to the President, or his designee the Vice President for Business Affairs, the authority to negotiate and to execute Interlocal Cooperation Act agreements pursuant to RCW 39.34.

Dated this 24th day of June, 1994

BOARD OF REGENTS, WASHINGTON STATE UNIVERSITY



President



Secretary

BOARD OF REGENTS
Washington State University

Resolution #200313-624

Delegation of Authority

WHEREAS, the Board of Regents of Washington State University by virtue of RCW 28B.10.523 has authority to delegate by resolution to the President of the University, or his designee, powers and duties vested in or imposed upon the Board by law and to enable the President or his designees to act on behalf of the Board of Regents in matters relating to the administration and governance of the University;

WHEREAS, the Board finds it necessary, desirable, and expedient to the timely and efficient operation of the University to delegate authority to the President of the University, Kirk H. Schulz or to his designee to act for the Board of Regents in matters pertaining to the general business and financial affairs, organization, and management of the University;

NOW, THEREFORE, be it resolved:

That the Board of Regents hereby delegates to the President of the University, Kirk H. Schulz and to his designees, authority to act for the Board of Regents regarding the general business and financial affairs, organization, and management of the University, including but not limited to the following:

- (a) The execution and administration of contracts relating to the general business and financial affairs of the University including but not limited to purchase orders and all other written instruments relating to the procurement or disposal of personal property including but not limited to goods, supplies, materials and insurance where the total costs to the University are estimated to be less than \$5,000,000.
- (b) The execution and administration of purchases that have been pre-authorized or pre-allocated by the Regents. Said authority extends but is not limited to purchases incident to capital construction projects.
- (c) The execution and administration of purchases made pursuant to an external grant.
- (d) The execution of contracts regarding real property acquisition and disposal, leases, rental agreements, facilities management agreements, easements, permits, licenses, and other written instruments relating to acquisition of or granting of interests in real property where the value of the property to be disposed of or

obligated in such manner is under \$5,000,000.

- (e) The execution of contracts for personal or professional services to or by the University. The execution of contracts, purchase orders or other written instruments relating to the acquisition of heating fuels and other heating, electrical, telephone, water and sewage utility services.
- (f) The selection and appointment of architects, engineers, planners, and other professional consultants, the approval or adoption of conceptual, schematic and preliminary (design development) plans, and the approval of working drawings where the total project costs (that is the estimate of the ultimate overall costs of the entire project) are estimated to be less than \$5,000,000; the authority to call for bids, to establish project budgets, to advertise and receive bids and to award construction contracts for new buildings, additions, alterations, improvement, and repairs where the total project costs are less than \$5,000,000; and to reject any or all bids, and to rebid projects where determined to be appropriate.
- (g) Execution of contracts providing for the receipt of grant funds, sponsored research funds, awards, matching grants, or acceptance of gifts or bequests by the University.
- (h) Investment or re-investment of current, endowment or trust funds and the acquisition, sale, or transfer of stocks, bonds, or certificates of investment in accordance with general policies established by the Board of Regents, or the joint University/WSU Foundation Investment Committee, from time to time.

Provided, however, that the President or designee provides an appropriate committee of the Board of Regents with a written update at the subsequent, regular meeting of the Board, describing all transactions executed under this delegation of authority that fall between \$2,500,000 and \$5,000,000 (for general business and financial affairs) and between \$1,000,000 and \$5,000,000 (for real estate transactions and capital construction projects).

Signed the 13th day of March, 2020.



President of the Board of Regents



Secretary of the Board of Regents

**BOARD OF REGENTS
Washington State University**

**Resolution #020510-157
All WSU Facilities
Energy Services Performance Contracting (ESPC)**

WHEREAS, the Board of Regents of Washington State University by virtue of RCW 28B.10.528 has authority to delegate by resolution to the President of the University, or designee, powers and duties vested in or imposed upon the Board by law and to enable the President, or designee to act on behalf of the Board of Regents in matters relating to the administration and governance of the University;

RESOLVED: That the WSU Board of Regents approve the delegation of authority to the President or his designee, the Vice President for Business Affairs, to sign funding authorizations, contracts and/or state treasury loan agreements as necessary to implement cost-effective measures.

Dated this 10th day of May, 2002

Acting



President of the Board of Regents



Secretary of the Board of Regents

BOARD OF REGENTS

Delegation of Authority to Approve Operating Agreements with WSU-Affiliated Entities

Resolution #221118-670

WHEREAS, RCW 28B.30.095, RCW 28B.30.100, and RCW 28B.30.150 vest the governance and management of Washington State University (WSU) in the Board of Regents of WSU (Board); and

WHEREAS, the Board, by virtue of RCW 28B.10.528, has the authority to delegate by resolution to the President of WSU, or their designee, any of the powers and duties vested in or imposed upon the Board by law; and

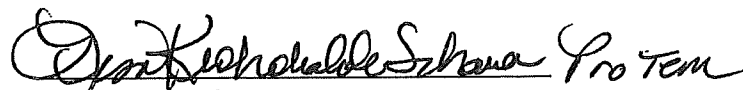
WHEREAS, the Board has delegated broad authority to the President or designee to act in matters relating to the general business and financial affairs of WSU;

NOW, THEREFORE, IT IS RESOLVED that the Board delegates authority to the President or designee to approve, amend, and execute operating agreements with the WSU Foundation, the WSU Alumni Association, and any other WSU-affiliated entity, provided the agreement has a term not to exceed five (5) years.

The President or designee will provide a written summary of action taken pursuant to this delegation, except for non-substantive or editorial amendments, to the Board on or before the date of the next regular Board meeting.

This delegation shall immediately supersede prior delegations related to the approval of operating agreements, including but not limited to Resolution #170127-544.

Signed the 18th day of November 2022.


Chair, Board of Regents


Secretary, Board of Regents

BOARD OF REGENTS

Delegation of Authority to Approve Settlements of Legal Claims

Resolution #221118-668

WHEREAS, RCW 28B.30.095, RCW 28B.30.100, and RCW 28B.30.150 vest the governance and management of Washington State University (WSU) in the Board of Regents of WSU (Board); and

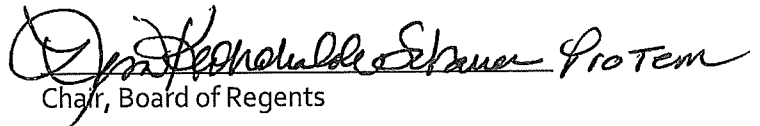
WHEREAS, the Board, by virtue of RCW 28B.10.528, has the authority to delegate by resolution to the President of WSU, or their designee, any of the powers and duties vested in or imposed upon the Board by law; and

WHEREAS, the Board has delegated broad authority to the President or designee to act in matters relating to the general business and financial affairs of WSU;

NOW, THEREFORE, IT IS RESOLVED that the Board delegates authority to the President or designee to enter into agreements for the purposes of settlement of legal claims or potential legal claims when the total costs of the settlement to WSU are estimated to be less than five million dollars (\$5,000,000).

This delegation shall immediately supersede prior delegations related to legal settlements, including but not limited to Resolution #170127-543.

Signed the 18th day of November, 2022.


Chair, Board of Regents


Secretary, Board of Regents

BOARD OF REGENTS

Delegation of Authority to Approve Time-Critical Contracts

Resolution #221118-669

WHEREAS, RCW 28B.30.095, RCW 28B.30.100, and RCW 28B.30.150 vest the governance and management of Washington State University (WSU) in the Board of Regents of WSU (Board); and

WHEREAS, the Board, by virtue of RCW 28B.10.528, has the authority to delegate by resolution to the President of WSU, or their designee, any of the powers and duties vested in or imposed upon the Board by law; and

WHEREAS, the Board has delegated broad authority to the President or designee to act in matters relating to the general business and financial affairs of WSU;

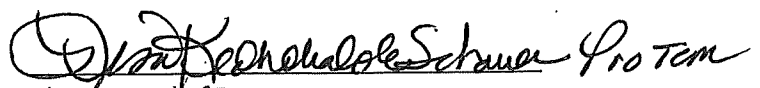
NOW, THEREFORE, IT IS RESOLVED that the Board delegates authority to the President or designee to approve and execute time-critical contracts requiring action between scheduled Board meetings; PROVIDED, however, that:

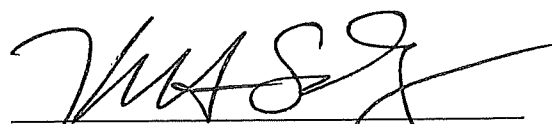
- The cost to WSU of any contract approved under this delegation is estimated to be less than \$15,000,000; and
- The President or designee consults with the Chair of the Board, or Vice Chair if the Chair is unavailable, prior to the execution of such contract.

The President or designee will provide a written summary of action taken pursuant to this delegation to the Board on or before the date of the next regular Board meeting.

This delegation shall immediately supersede prior delegations related to time-sensitive contracts, including but not limited to Resolution #170127-543.

Signed the 18th day of November, 2022.


Chair, Board of Regents


Secretary, Board of Regents

BOARD OF REGENTS
Delegation of Authority to Commence Litigation

Resolution #190503-599

WHEREAS, RCW 28B.30.095, RCW 28B.30.100, and RCW 28B.30.150 vest the governance and management of Washington State University (WSU) in the Board of Regents of WSU;

WHEREAS, the Board of Regents is authorized by RCW 28B.10.528 to delegate to the President of WSU or designee powers and duties vested in or imposed upon the Board of Regents by law and to enable the President or designee to act on behalf of the Board of Regents in matters relating to the administration and governance of WSU;

WHEREAS, the President has been delegated authority to act in matters relating to the general business and financial affairs of WSU; and

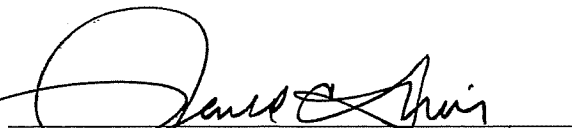
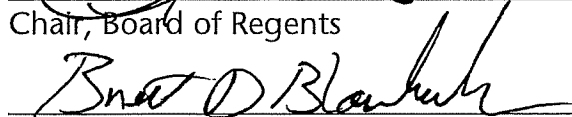
WHEREAS, the need to commence litigation or to file notice of appeal may arise at a time when it is not feasible for the Board of Regents to meet;

NOW, THEREFORE, BE IT RESOLVED that the Board of Regents hereby confirms and continues prior delegations of authority to the President or designee to commence litigation or other legal action in any court or tribunal having jurisdiction; to file claims, cross claims, or third-party complaints in existing litigation; and to file notices of appeal or otherwise seek review of a court decision;

PROVIDED, HOWEVER, that no new legal action in a court of law shall be initiated in which WSU is the plaintiff and complaining party without prior approval of the Chair of the Board of Regents, or in the absence of the Chair, the Vice Chair of the Board of Regents. PROVIDED FURTHER, that the President or designee may initiate a new legal action in a court of law without the prior approval of the Chair or Vice Chair for the purpose of collection of delinquent university accounts in cases where all normal collection efforts have been exhausted.

DATED this 3rd day of May, 2019.


Secretary, Board of Regents


Chair, Board of Regents

Vice Chair, Board of Regents

Board of Regents

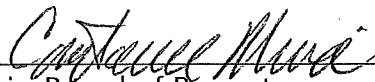
WSU, Delegated Authority - Refunding Bonds

Resolution #131122-465

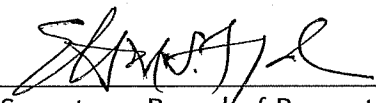
WHEREAS, the Board of Regents of Washington State University by virtue of RCW 28B.10.528 has authority to delegate by resolution to the President of the University, or designee, powers and duties vested in or imposed upon the Board by law and to enable the President, or designee to act on behalf of the Board of Regents in matters relating to the administration and governance of the University.

RESOLVED: That the Board of Regents delegate to the President or his designee the authority to issue refunding bonds when the refunding threshold provisions of the Debt Policy "Refinancing and Refunding Principles" are met or exceeded.

Dated this 22nd day of November, 2013.



Chair, Board of Regents



Secretary, Board of Regents

ACTION ITEM #1

WSU, Delegated Authority - Refunding Bonds (Elson Floyd)

TO ALL MEMBERS OF THE BOARD OF REGENTS

SUBJECT: WSU, Delegated Authority – Refunding Bonds

PROPOSED: That the Board of Regents delegate to the President or his designee the authority to issue refunding bonds when the refunding threshold provisions of the Debt Policy “Refinancing and Refunding Principles” are met or exceeded.

SUBMITTED BY: Elson S. Floyd, President

**SUPPORTING
INFORMATION:** The following is from the Debt Management policy:

“REFINANCING AND REFUNDING PRINCIPLES

Refinancing may be considered:

- If it relieves the University of covenants, payment obligations, constraints, or reserve requirements that limit flexibility;
- To consolidate debt into a general revenue pledge and/or reduce the cost and administrative burden of managing many small outstanding obligations, after demonstration of the proposed benefits; or
- If the net present value ("NPV") savings to the University exceeds minimum thresholds, when measured as a percentage of the par amount of debt to be refinanced, and the refinancing supports the strategic need of the University.

Refunding Thresholds

- Current refunding (i.e. refinancing completed up to 90 days prior to the first call date for the bonds) may be considered when NPV savings are expected to meet the following thresholds:

Years Between Call Date	Present Value Standard
1-2	1%
3-4	2%
5-6	3%
7+	4%

- Advance refunding (i.e. refinancing completed more than 90 days prior to the first call date for the bonds) may be considered when NPV savings are expected to meet the following thresholds:

Years Between Call Date and Final Maturity Date	Present Value Standard
1-2	1%
3-4	2%
5-6	3%
7-8	4%
9+	5%

In order to respond to refunding opportunities as they arise, management requests the Board of Regents delegate authority to the president or his designee to refund bonds when the refunding threshold provisions of the Debt Policy "Refinancing and Refunding Principles" are met or exceeded. This will allow the University to refinance debt as market conditions allow.

Management will report such refundings and related cost savings as an informational item as part of the annual debt report. In addition, as part of the annual debt report, management will present a copy of the debt policy that contains the refunding thresholds so the Board of Regents may reaffirm the thresholds and the overall debt policy.

BOARD OF REGENTS

Delegation of Authority to Approve Residency Agreements

Resolution #231117-695

WHEREAS, RCW 28B.30.095, RCW 28B.30.100, and RCW 28B.30.150 vest the governance and management of Washington State University (WSU) in the Board of Regents of WSU (Board); and

WHEREAS, the Board, by virtue of RCW 28B.10.528, has the authority to delegate by resolution to the President of WSU, or their designee, any of the powers and duties vested in or imposed upon the Board by law; and

WHEREAS, the Board has delegated broad authority to the President or designee to act in matters relating to the general business and financial affairs of WSU;

NOW, THEREFORE, IT IS RESOLVED that the Board delegates authority to the President or designee to approve agreements related to the establishment and operation of medical residency programs when the total costs to the University are estimated to be less than \$15,000,000.

Signed the 17th day of November, 2023.



Chair, Board of Regents



Secretary, Board of Regents