

**VIRGINIA INSTITUTE OF MARINE SCIENCE
RESOLUTION TO APPROVE NON-GENERAL FUND CAPITAL PROJECT
BATTEN SCHOOL OF COASTAL & MARINE SCIENCES INFRASTRUCTURE PROJECT**

WHEREAS, from time to time, the Virginia Institute of Marine Science (“VIMS”) requires the authorization of capital projects outside of the normal Commonwealth biennial cycle;

WHEREAS, the 2006 Management Agreement (the “Agreement”), governed by the restructured Higher Education Financial and Administrative Operations Act of 2005, Chapter 10 of the Title 23.1 of the Code of Virginia (the “Act”), as renewed in 2009 and 2013, requires the Board of Visitors to approve any capital projects meeting the definition;

WHEREAS, the Agreement allows the Board of Visitors to authorize at any time non-general fund projects without the approval of the Governor, the General Assembly, or any other Commonwealth agency, unless that approval requires debt authorization from the General Assembly;

WHEREAS, under the Management Agreement, William & Mary, including VIMS, will follow the established Commonwealth’s policies and procedures for the construction and renovation of buildings and structures;

WHEREAS, the Virginia Institute of Marine Science hereby requests the approval to establish the Batten School of Coastal & Marine Sciences Infrastructure Project. The project will be in two phases. Phase I “Visitor Center Renovation and Site Improvements” and Phase II “Construct an Outreach and Engagement Facility”;

WHEREAS, the project scope includes renovation of the Visitor Center, creation of a Campus Gateway, a Riverwalk, and construction of a new 14,000 square-foot Outreach and Engagement Facility;

WHEREAS, the Virginia Institute of Marine Science has determined to use private funds to support the project budget of \$45M;

WHEREAS, the Board of Visitors recently approved the generous donor gift which supports the project budget of \$45M; and

WHEREAS, the Dean/Director of the Virginia Institute of Marine Science recommends approval of the Batten School of Coastal & Marine Sciences Infrastructure Project;

THEREFORE, BE IT RESOLVED, by the William & Mary Board of Visitors, that approval is given to the Virginia Institute of Marine Science to design and construct this multiphase capital project “Batten School of Coastal & Marine Sciences Infrastructure Project” as presented in accordance with all authorities, policies, and procedures in force and necessary under the Agreement; and

BE IT FURTHER RESOLVED, that the Executive Vice President for Finance & Administration, the VIMS Chief Operations Officer, and their respective staffs, are authorized to execute any and all documents pertaining to the said project.