

#### **4. Delegation of Board Authority**

- 4.1. The Board retains the sole authority to exercise all powers and duties conferred on it by the Colorado Constitution and state statute, except those expressly delegated by this section 4. By way of example, but not limitation, the following may not be approved or executed and shall have no form or effect without the express, formal approval of the Board:
  - 4.1.1. Leases of real property for a period of more than one year.
  - 4.1.2. Contracts to purchase or sell real property.
  - 4.1.3. Employment contracts for a period of or including more than one fiscal year, except for such contracts with tenured or tenure track faculty members.
  - 4.1.4. Agreements requiring the expenditure of \$10,000 or more to resolve lawsuits, grievances, or other civil claims against the Board, the College, or their agents and employees.
  - 4.1.5. Agreements which conflict with or require modification of this resolution or any resolution of the Board.
  - 4.1.6. Annual budgets.
  - 4.1.7. Bond matters and such other fiscal matters requiring bond counsel opinion related to issuance.
  - 4.1.8. Academic and honorary degrees.
  - 4.1.9. Bank resolutions and related signature authority.
  - 4.1.10. New academic degree programs.
  - 4.1.11. Establishment of tuition.
  - 4.1.12. Program plans, master plans, and capital construction projects.
  - 4.1.13. Final decisions on all appeals from personnel grievances.
  - 4.1.14. Employing the College President and vice presidents.
  - 4.1.15. Declaring a financial exigency or reduction of force.
  - 4.1.16. Sabbatical leaves and leaves without pay.
  - 4.1.17. Conferring emeritus status on retiring personnel.

- 4.1.18. Approval of any and all personnel policies of the College including, without limitation, handbooks and policies within handbooks, equal opportunity and affirmative action policies, salary administration plans, and promotion and tenure policies.
- 4.2. Except as otherwise provided herein and subject to such reviews and approvals as may be required by state statutes and the College's fiscal rules, the College President is authorized to approve and execute all contracts, agreements, grants, warrants, and other binding legal instruments presented in the name of the Board for the state of Colorado, which are either:
  - 4.2.1. Expressly approved by resolution of the Board; or
  - 4.2.2. Usual, necessary, and appropriate to the normal operation of the College and within the budgeted expenditures as approved of the Board.

The College President may, in writing, authorize other administrators to negotiate and execute instruments, so long as such authorization is limited to instruments, which are usual, necessary and appropriate to the normal operations of the College and within the budgeted expenditures for the College.

- 4.3. The Board designates the College President as the "appointing authority" for the classified staff of the College. The President may further delegate this authority in writing to the Vice President for Finance and Administration.
- 4.4. The following powers and duties of the Board are delegated to the College President:
  - 4.4.1. To approve and execute leases of real property for a period of one year or less.
  - 4.4.2. To approve and execute agreements requiring the expenditure of less than \$10,000 to resolve lawsuits, grievances, or other civil claims against the Board, the College, or their agents and employees.
  - 4.4.3. To employ, renew or non-renew, discipline, accept the resignation of or terminate all College personnel, except the College vice presidents.
  - 4.4.4. To grant or deny applications and recommendations for tenure and/or promotions.
  - 4.4.5. To approve transitional retirement applications and to enter into transitional retirement agreements with eligible employees.

- 4.4.6. To adopt such other and further policies and procedures as are reasonable and necessary for the proper conduct of the operations and activities of the College, provided those policies and procedures are lawful and consistent with the bylaws, policies and procedures set forth in this Manual. The Board may review any policies and procedures adopted by the President and revise or repeal them as it deems necessary.
- 4.5. Except for the powers and duties set forth in 4.4.3 and 4.4.4 that may be delegated to the Provost under Part II, Personnel Policies, in the Fort Lewis College Faculty Handbook, none of the powers or duties set forth in sub-section 4.4 may be delegated by the President to any person, except as applied to classified staff. (Amended & Approved 10/2/15)