

EXHIBIT A

April 29, 2011

ADOPTED – ADMINISTRATION AND FINANCE

Section III ADMINISTRATION AND FINANCE

51 FINANCE

51.01 Contracts

No person has the authority to bind the university contractually except in accordance with the policy. Complete, accurate and timely due diligence must be performed on any contract, agreement, transaction or other arrangement involving the commitment of financial or other university resources. Such due diligence should be designed to ensure that the university's interests are protected, that it receives value for money, and that there is transparency in decision-making.

51.01.1 Board Approval

In an open meeting, the board must approve:

- A. contract for the purchase, gift or acquisition of real property;~~;~~
- B. contracts for the sale of real property ~~or~~ ~~fr~~-conveyance of any rights in real property;
- C. as lessee, all real estate leases, lease renewals and extension, if the obligation of the lease is equal to or greater than the submittal threshold requiring Texas Higher Education Coordinating Board action;~~;~~
- D. banking and investment agreements;
- E. any single procurement contract for any equipment, goods and services, not specified above, which is expected to exceed \$~~250+00~~,000 in a fiscal year with the exception of contracts that fall within and are a part of approved construction project set forth in Section ~~7355.034~~;
- F. any extension, modification, or renewal of an existing contract which is expected to exceed \$~~250+00~~,000 in a fiscal year;
- G. any series of contracts which are initiated in the same department for the same goods or services with the same party within a fiscal year, that, if combined in one contract, would require board approval or reporting;
- H. any other contract the board might designate as having significant importance to require board approval.

51.01.2 Delegation of Authority for Contracts Requiring Board Approval

- A. **Delegation to the President.** The president shall execute all contracts approved by the board.
- B. **Delegation by the President.** All delegations of contracting authority shall be in writing, approved by the president, and filed with the board. No employee, officer, or agent of the university shall have the authority to execute contracts unless delegated such authority pursuant to this policy.
- C. **General Counsel Review.** All contracts must be reviewed and approved as to form by the Office of the General Counsel before execution. The Office of the General Counsel may approve uniform contracts which, thereafter, may be used without additional review and approval by the Officer of the General Counsel if no changes or alterations have been made to the contract or those that require board approval.
- D. **Construction Contract Review.** The office of the vice president for administration and finance shall review all plans, specification and bidding documents for the compliance with applicable state laws governing their areas of responsibility prior to being released for bidding.
- E. **Emergencies.** In the event of a bona fide emergency, as declared by the chairman of the board upon consultation with the president may enter into a contract that would otherwise require board approval under this policy, provided that the president submits such contract to the board for ratification at the next regular meeting of the board.

51.01.3 Delegation of Authority for Contracts not Requiring Board Approval

- A. **Delegation to the President.** The president may negotiate, execute, and administer all contracts and related necessary legal documents and instruments not requiring board approval according to section [517.01.1](#).
- B. **Delegation by the President.** The president may delegate the authority granted by section [517.01.3A](#) to administrative officers, according to their areas of responsibility. The president may approve the further delegation of such authority by university administrative officers as is appropriate.
- C. **General Counsel Review.** All contracts must be reviewed and approved as to form by the Office of General Counsel before execution.

The Office of General Counsel may approve uniform contract which, thereafter, may be used without additional review and approval by the Office of General Counsel if no changes or alterations have been made to the contract.

- D. **Construction Contract Review.** When total project costs of a new construction and/or renovation project are \$~~250+00~~,000 or less, the office of the vice president for administration and finance shall ensure that all plans, specifications, and bidding documents are reviewed for compliance with applicable state laws prior to being released for bidding. The university's office of the vice president for administration and finance shall manage such projects, including review of all plans, specifications and bidding documents for compliance with applicable state laws prior to being released for bidding.

51.01.4 Reporting to the Board

Following the end of each fiscal year, a report shall be submitted to the board listing all professional services or consulting contracts where total compensation from all university sources to a single entity exceeded \$~~250+00~~,000 during the fiscal year.

51.02 Competitive Bidding

The purpose of this policy is to achieve efficiency in the expenditure of university funds for goods and services, to prevent favoritism or the appearance of favoritism, to secure the best goods and services at the lowest practical cost, and to stimulate competition.

51.02.1 Applicability

- A. This policy applies to all contracts that require the approval of the board under Board Policy ~~517~~.01.1.
- B. This policy shall not be construed as enlarging or restricting the competitive bidding requirements imposed by state or federal law or administrative rule, regulation, or order.
- C. This policy shall not apply to any situation where the service or product to be contracted for is unique and/or is available from only one source or where procurement is allowed without competitive bidding standards as allowed by law.

51.02.2 Competitive Bidding Required

- A. The board will only enter into a contract when the contracting party was selected pursuant to a competitive bidding process designed to fulfill the purposes of this policy except when otherwise prohibited by law.
- B. This policy does not manage any particular form of bidding process for every contract. However, any such process must meet the following minimum requirements:
1. when the subject matter warrants, the process should permit a reasonably objective analysis of bidding responses;
 2. the process should provide enough advance information through invitations to bid or requests for proposals so as to invite bids from as many eligible sources as practicable;
 3. when appropriate, based on subject matter, the process should invite creativity in the delivery of goods or services;
 4. The process should recognize qualitative as well as quantitative comparisons of responses or proposals⁷² and
 5. No evaluation or comparison of bids should be conducted until the time has expired for receiving all bids or requests for proposals.

**A RESOLUTION AUTHORIZING THE AMENDMENT OF BOARD POLICY
SECTIONS 51.01 (Contract Approval Threshold) and 51.02 (Competitive Bidding)**

WHEREAS, under the provisions of the Texas Education Code, Chapter 106 (Sections 106.01 and 106.11 "Authorizing Law"), the Legislature of the State of Texas designates Texas Southern University as a coeducational institution of higher education and gives the Board of Regents ("Board") the power and authority to govern the University;

WHEREAS, the Board has the statutory authority to enact bylaws, rules, and regulations deemed necessary for the successful management and government of the institution;

WHEREAS, the Board has adopted Policies to establish direction for the University and to govern the action and conduct of regents, administrators, employees, and agents representing the University; and

WHEREAS, the Board finds it necessary to amend Sections 51.01 and 51.02 of its Policies to increase the dollar threshold requiring Board approval for contracts, purchases, and financial commitments from \$100,000 to \$250,000, and to make other non-substantive grammatical changes.

NOW THEREFORE BE IT RESOLVED by the Board of Regents of Texas Southern University that:

Section 1. The amendments to the Board's Policies attached hereto as Exhibit A, and any related conforming amendments to the Board's Policies and/or Bylaws necessary to give effect to the changes proposed at Exhibit A, are authorized, ratified, and approved.

Section 2. The Board Chair and University Administration are hereby authorized to take all actions necessary to implement the increased dollar threshold for Board approval of contracts, purchases, and financial commitments, including updates to associated procedures, delegation charts, and administrative workflows to align with the new threshold.

Section 3. All actions consistent with the provisions of this Resolution heretofore taken by the Board of Regents, the University, its officers, employees, agents, or consultants directed toward Sections 1 through 2 above are hereby ratified, approved, and confirmed.

Section 4. This Resolution was adopted at a meeting open to the public, and public notice of the time, place, and purpose of said meeting was given, all as required by Chapter 551, Texas Government Code.

Section 5. This Resolution is effective immediately upon passage.

ADOPTED by the affirmative vote of a majority of the Board of Regents of Texas Southern University present and voting on this _____ day of April 2026.

I hereby certify that the above resolution is accurate in describing the action herein of the Board of Regents on the date shown herein.

Faith Ruiz
Executive Director of Board Relations

Attested:

Honorable James M. Benham
Chairman
TSU Board of Regents

Honorable Marilyn A. Rose
Secretary
TSU Board of Regents