

RESOLUTION 16-19

RESOLUTION AUTHORIZING THE ADOPTION OF A REAL ESTATE PROCEDURES MANUAL IN ACCORDANCE WITH SECTION 62.1-132.6 OF THE CODE OF VIRGINIA OF 1950, AS AMENDED

WHEREAS, Section 62.1-132.6 of the Code of Virginia of 1950, as amended (the “Code”) delegates to the Virginia Port Authority (“VPA”) authority otherwise granted to the Governor and the Department of General Services authorizing the VPA to acquire, dispose of, and lease real property consistent with the Code of Virginia. According to that section, the Department of General Services, tasked with the governance of state agency real estate procedure, shall not govern VPA practices provided that VPA adopts and the Board of Commissioners of VPA (the “Board”) approves policies or regulations governing the acquisition, lease, or sale of surplus and real property consistent with the following provisions of the Code:

- §2.2-1124 – Disposition of Surplus Materials
- §2.2-1131.1 – Establishment of Performance Standards for the Use of Property
- §2.2-1136 – Review of Easements; Maintenance of Real Property Records
- §2.2-1149 – Department to Review Proposed Acquisitions of Real Property; Approval by the Governor; Exceptions
- §2.2-1150 – Conveyance and Transfers of Real Property by State Agencies; Approval of Governor and Attorney General; Notice to Members of General Assembly
- §2.2-1153 – State Agencies and Institutions to Notify the Department of Property Not Used or Required; Criteria
- §2.2-1154 – State Agencies, Institutions, to Inquire of Department before Acquiring Land for Capital Improvements
- §2.2-1155 – Temporary Transfer of Use of Property between State Agencies and Institutions; Lease to Private Entities
- §2.2-1156 – Sale or Lease of Surplus Property and Excess Building Space; and

WHEREAS, there has been presented to the Board at its meeting the proposed form of the Real Estate Procedures Manual in compliance with the requirements of Section 62.1-132.6 of the Code for its consideration and approval.

NOW, THEREFORE IT IS RESOLVED BY THE BOARD OF COMMISSIONERS OF THE VIRGINIA PORT AUTHORITY, as follows:

Section 1. Approval of Real Estate Procedures Manual. The Real Estate Procedures Manual presented to the Board is hereby approved in the form presented at this meeting with such changes, omissions and insertions as may be approved by the Executive Director on the advice of VPA’s legal counsel. The Executive Director is further authorized to approve such further revisions to the Real Estate Procedures Manual in the future as may be necessary to

accommodate changes in the Code and real estate practices and procedures adopted by the Department of General Services in the Commonwealth from time to time.

Section 2. Ratification; Further Action. The actions previously taken by the officers and staff of the Authority are hereby ratified and confirmed. The officers and staff of the Authority, any of whom may act, are hereby authorized to take such actions, and deliver such additional documents and certificates, as they may, in their discretion, deem necessary or proper in connection with the adoption of this Resolution.

Section 3. Effective Date. This Resolution shall take effect immediately upon its adoption.

[END OF RESOLUTION]

PASSED AND ADOPTED this 15th day of November, 2016.

John G. Milliken
Chairman

ATTEST:

Debra J. McNulty
Secretary/Clerk