

RESOLUTION 2025-01
HAMPTON ROADS TRANSPORTATION ACCOUNTABILITY COMMISSION
TO ADOPT TRUST FOR OTHER POST-EMPLOYMENT BENEFITS

WHEREAS, in connection with the employment of the officers and other employees needed to carry out the functions of the Hampton Roads Transportation Accountability Commission (HRTAC) (the “Commission”), the Commission has established certain plans to provide post-employment benefits other than pensions (“Other Post-Employment Benefits” or “OPEB”), as defined in Section 15.2-1545 of the Virginia Code, to individuals who have terminated their service to the Commission and to the beneficiaries of such individuals; and

WHEREAS, the Commission’s unfunded OPEB liability measured as of June 30, 2025 is \$210,138;

WHEREAS, at its meeting on December 12, 2024, in preparation for the Commission’s first member meeting in 2025, the Commission authorized and approved the Executive Director to take all actions that are reasonably necessary to prepare for the Commission’s participation in the VACo/VML Pooled OPEB Trust, including but not limited to (i) immediately requesting that one of the County members of the Commission authorize the Commission’s participation in the VACo/VML Pooled OPEB Trust, (ii) preparing draft participation paperwork and proposing potential appointees to the “Local Finance Board” that the Commission must appoint under Virginia law, (iii) preparing the transfer to VACo/VML Pooled OPEB Trust of the funds required to fund the full current OPEB liability, approximately \$189,000 (updated valuation of \$210,138), and (iv) identifying for the Local Finance Board the two permitted investment portfolios from which they may select the initial investment strategy.

WHEREAS, Article 8, Chapter 15, Subtitle II of Title 15.2 of the Virginia Code (§§ 15.2-1544 *et seq.*) provides that a governing body of any county, city or town may authorize the governing body of any other political subdivision that is appointed in whole or in part by the governing body of such county, city or town to establish and fund a trust for its active and former employees for the purpose of accumulating and investing assets to fund Other Post-Employment Benefits and may fund such trust; and

WHEREAS, consistent with the statutory process set forth in Section 15.2-1544 of the Code of Virginia, HRTAC Staff requested that the York County Board of Supervisors authorize, and on January 21, 2025, the York County Board of Supervisors did authorize, the Commission to establish an OPEB Trust under the provisions of the GASB Statement 74 by means of its participation in the VACo/VML Pooled OPEB Trust, with an effective date of April 1, 2025.

NOW, THEREFORE, BE IT RESOLVED by the Commission that:

Section 1. The Commission does hereby establish a trust as soon as administratively possible on or after April 1, 2025, pursuant to Section 15.2-1544 of the Virginia Code for the purpose of accumulating and investing assets to fund Other Post-Employment Benefits, in the form set forth in the Virginia Pooled OPEB Trust Fund Agreement (the "Agreement"), a copy of which is attached here as Exhibit A.

Section 2. The Commission does hereby agree to become a "Participating Employer" in the "Virginia Pooled OPEB Trust Fund" (hereinafter, the "Trust Fund"), as further defined in the Agreement.

Section 3. The Commission does hereby appoint the following individuals to the local finance board pursuant to Section 15.2-1547 of the Virginia Code to serve as the

trustee of the Commission with respect to the Trust Fund, and as the "Local Finance Board" as defined in the Agreement: The Executive Director, the Chief Financial Officer and citizen member, Michael Hipple. The Executive Director and the Chief Financial Officer shall serve by virtue of their office, and their terms shall be coterminous with their office. The citizen member is appointed for a term of two years.

Section 4. The Commission does hereby direct the Local Finance Board to execute and deliver the Trust Joinder Agreement for Participating Employers under Virginia Pooled OPEB Trust Fund ("Trust Joinder Agreement"), a copy of which is attached hereto as Exhibit B.

Section 5. The Commission does hereby designate the following benefits provided to individuals who have terminated their service to the Commission and to the dependents of such individuals as Other Post-Employment Benefits: Medical insurance;

Section 6. The Commission does hereby authorize the transfer of funds from the Commission to the Trust Fund representing the current OPEB liability of \$210.138:

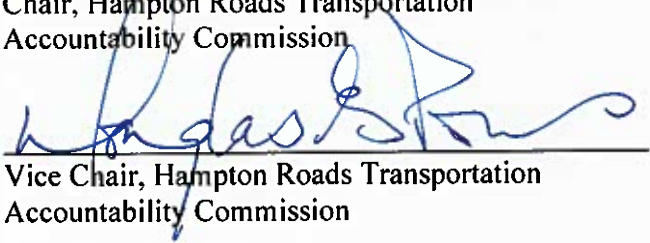
Section 7. The Commission does hereby delegate to the Local Finance Board the fiduciary responsibilities to (a) select the initial investment strategy among those offered by the Trust Fund and (b) recommend to the Finance Committee the need for any future fund transfers to maintain the Commission's OPEB liabilities in a fully funded status, to the extent the assets invested in the Trust Fund may become insufficient from time to time to achieve such fully funded status based upon the Commission's actuarial valuation of OPEB liabilities and (c) review and pay all reasonable administrative/investment fees charged by the Trust Fund, from time to time.

Section 7. This resolution shall be in full force and effect on and after its passage.

The undersigned hereby certify that this is a true and correct copy of a resolution duly adopted at a meeting of the Hampton Roads Transportation Accountability Commission held on March 20, 2025.

A handwritten signature in blue ink, appearing to read "Rick West", written over a horizontal line.

Chair, Hampton Roads Transportation
Accountability Commission

A handwritten signature in blue ink, appearing to read "Rick West", written over a horizontal line.

Vice Chair, Hampton Roads Transportation
Accountability Commission