



RESOLUTION RELATING TO THE AUTHORIZATION AND ISSUANCE OF BEACH NOURISHMENT SPECIAL OBLIGATION BONDS OF THE TOWN OF NAGS HEAD, NORTH CAROLINA TO PAY A PORTION OF THE COST OF A BEACH NOURISHMENT PROJECT

A regular meeting of the Board of Commissioners of the Town of Nags Head, North Carolina, was held in the Board Room of Town Hall, 5401 South Croatan Highway in Nags Head, North Carolina, the regular place of meeting, on February 16, 2011, at 7:30 p.m.

Present: Mayor Bob Oakes, Mayor Pro Tem Wayne Gray, Comr. Doug Remaley, Comr. Anna Sadler, and Comr. Renée Cahoon.

Absent: None

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Board member Comr. Anna Sadler introduced the following resolution, a copy of which had been provided to each Board member and which was read by title:

RESOLUTION RELATING TO THE AUTHORIZATION AND ISSUANCE OF BEACH NOURISHMENT SPECIAL OBLIGATION BONDS OF THE TOWN OF NAGS HEAD, NORTH CAROLINA TO PAY A PORTION OF THE COST OF A BEACH NOURISHMENT PROJECT

WHEREAS, the Town of Nags Head, North Carolina (the "Town") is considering undertaking a beach nourishment project (the "Project"); and

WHEREAS, the Town wants to proceed with the Project and to proceed with the authorization and issuance, pursuant to the provisions of G.S. Section 159I-30, of special obligation bonds of the Town in an amount not exceeding \$18,000,000 for the purpose of providing funds, together with any other available funds, for paying the cost of accomplishing the Project;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF NAGS HEAD:

Section 1. The Town Manager and such other officers of the Town as may be appropriate are hereby authorized to apply to the Local Government Commission of North Carolina (the "LGC") for the approval of the issuance of the bonds and otherwise to participate in the development of the financing.

Section 2. The Board of Commissioners recommends the selection of the following professionals to assist the Town in connection with the financing and requests the LGC to approve the selection:

Bond Counsel - Robinson, Bradshaw & Hinson, P.A.
Financial Advisor - DEC Associates, Inc.

Section 3. The LGC is hereby requested to sell the bonds at private sale, without advertisement. The Town Manager is authorized to select a financial institution as purchaser of the bonds or an underwriter for the public sale of the bonds.

Section 4. The Board of Commissioners hereby finds and determines in connection with the issuance of the bonds that (i) the issuance of the bonds is necessary or expedient for the Town, (ii) the proposed principal amount of the bonds is adequate and not excessive for the proposed purpose of such issue, (iii) the Project proposed to be funded with the proceeds of the bonds and other available funds is feasible, (iv) the Town's debt management procedures and policies are good and are managed in strict compliance with law, and (v) under current economic conditions, the bonds can be marketed at a reasonable interest cost to the Town.

Section 5. This resolution shall take effect immediately upon its passage.

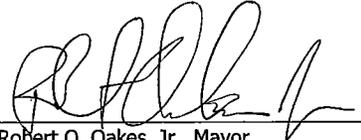
Upon motion of Board member Comr. Anna Sadler, seconded by Board member Comr. Doug Remaley, the foregoing resolution entitled: "RESOLUTION RELATING TO THE AUTHORIZATION AND ISSUANCE OF BEACH NOURISHMENT SPECIAL OBLIGATION BONDS OF THE TOWN OF NAGS HEAD, NORTH CAROLINA TO PAY A PORTION OF THE COST OF A BEACH NOURISHMENT PROJECT" was passed by the following vote:

Ayes: Board members: Mayor Bob Oakes, Comr. Doug Remaley,
Comr. Anna Sadler, and Comr. Renée Cahoon

Noes: Mayor Pro Tem Wayne Gray

* * * *

ADOPTED the **16th** day of **February 2011**.



Robert O. Oakes, Jr., Mayor
Town of Nags Head

ATTEST:



Carolyn F. Morris, Town Clerk



STATE OF NORTH CAROLINA)
)
COUNTY OF DARE)

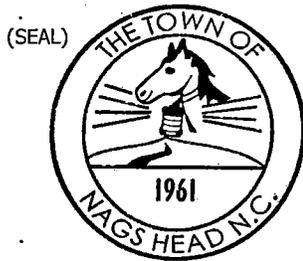
I, Carolyn Morris, Town Clerk of the Town of Nags Head, DO HEREBY CERTIFY as follows:

1. A meeting of the Board of Commissioners of the Town of Nags Head, located in the State of North Carolina, was duly held February 16, 2011, such meeting having been noticed, held and conducted in accordance with all requirements of law (including open meetings requirements), and minutes of that meeting have been or will be duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of the Council.

2. The attached extract accurately reflects the actions taken by the Board of Commissioners with respect to the matters therein.

3. That extract correctly states the time when the meeting was convened and the place where the meeting was held and the members of the Board who attended the meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the seal of the Town as of February 17, 2011.



Carolyn F. Morris

Carolyn F. Morris, Town Clerk