



RESOLUTION DECLARING THE INTENT OF THE TOWN OF NAGS HEAD TO REIMBURSE ITSELF FOR CAPITAL EXPENDITURES INCURRED IN CONNECTION WITH A BEACH NOURISHMENT PROJECT FROM THE PROCEEDS OF TAX EXEMPT OBLIGATION

WHEREAS, the Board of Commissioners of the Town of Nags Head, North Carolina (the "Town") hereby finds and determines that it is in the best interests of the Town to complete a beach nourishment project (the "Project");

WHEREAS, the Town reasonably expects to finance all or a portion of the costs of the Project and reasonably expects to cause to be executed and delivered tax-exempt obligations (the "Obligations") to finance, or to reimburse itself for, all or a portion of the costs of the Project;

WHEREAS, the Town desires to proceed with the Project and will incur capital expenditures (the "Capital Expenditures") in connection therewith before the issuance of the Obligations; and

WHEREAS, the Town has advanced and will advance moneys from funds currently on hand to pay for the Capital Expenditures and the Town intends, and reasonably expects, to reimburse itself for the Capital Expenditures from a portion of the proceeds of the Obligations to be issued by the Town;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town as follows:

Section 1. Official Declaration of Intent. The Town presently intends, and reasonably expects, to reimburse itself for the Capital Expenditures incurred and paid by the Town on or after the date occurring 60 days prior to the date of adoption of this Resolution from a portion of the proceeds of the Obligations. The Town reasonably expects to cause the issuance of the Obligation to finance all or a portion of the costs of the Project. The maximum principal amount that the Town expects to reimburse itself from the proceeds of the Obligations for the costs of the Project is \$12,000,000.

Section 2. Compliance with Regulations. This Resolution is a declaration of official intent of the Town under Section 1.150-2 of the Treasury Regulations promulgated under Section 103 of the Internal Revenue Code of 1986, as amended, to evidence the Town's intent to reimburse itself for the Capital Expenditures from proceeds of the Obligation.

Section 3. Itemization of Capital Expenditures. The Finance Director of the Town or her designee, with advice from bond counsel, is hereby authorized, directed and designated to act on behalf of the Town in determining and itemizing all of the Capital Expenditures incurred and paid by the Town in connection with the Project during the period commencing on the date occurring 60 days prior to the date of adoption of this Resolution and ending on the date of execution and delivery of the Obligation.

Section 4. Effective Date. This Resolution shall become effective immediately upon the date of its adoption.

STATE OF NORTH CAROLINA)
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COUNTY OF DARE) SS:

I, Carolyn Morris, Town Clerk of the Town of Nags Head, North Carolina, **DO HEREBY CERTIFY** the attached to be a true and correct copy of a Resolution entitled, "**RESOLUTION DECLARING THE INTENT OF THE TOWN OF NAGS HEAD TO REIMBURSE ITSELF FOR CAPITAL**

EXPENDITURES INCURRED IN CONNECTION WITH A BEACH NOURISHMENT PROJECT FROM THE PROCEEDS OF TAX EXEMPT OBLIGATION" adopted by the Town Council of the Town of Nags Head, North Carolina at a regular meeting held on the 5th day of July, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town, this the 5th day of July 2017.


Robert C. Edwards, Mayor
Town of Nags Head

ATTEST:


Carolyn F. Morris, Town Clerk

