



**Amendment #1  
TOWN OF NAGS HEAD  
CAPITAL RESERVE FUND**

BE IT ORDAINED by the Governing Board of the Town of Nags Head, North Carolina that, pursuant to NCGS-159-18, the following capital project ordinance as adopted May 1, 2013, is hereby further amended as follows:

**WHEREAS**, There is a need in the Town of Nags Head, North Carolina to set aside funds for future capital expenditures; AND

**WHEREAS**, Within the Town of Nags Head, various fees and funds are generated and used as follows:

- Facility fees are generated by construction occurring within the Town and must be used within ten years of collection for the purposes for which they are collected including Administration, Police, Fire, Sanitation, and Recreation; AND
- Beach Nourishment funds are generated from Town-wide ad valorem taxes and are designated by the Board to be spent for future Beach Nourishment/Renourishment as well as beach access reconstruction as a result of Beach Nourishment; AND
- Beach Nourishment funds are also generated from Municipal Service District (MSD) taxes and a portion of sales taxes distributed and are restricted for use in the MSD for the same purpose in which they were established - for Beach Nourishment/Renourishment; AND
- Town Parks and Multi-Use Path funds are generated from Town-wide ad valorem taxes and are designated by the Board to be spent for future Town Parks, future Multi-Use Path development, Beach Accesses, and General Recreation / Open Space capital needs; AND
- Town Stormwater Management funds are generated from Town-wide ad valorem taxes and are designated by the Board to be spent to improve Town drainage infrastructure through planning, maintenance, or new construction, where appropriate; AND
- Miscellaneous other revenues as transferred from the General Fund for future capital needs; AND

**WHEREAS**, These fees and funds generated are to be set aside / accumulated in a Capital Reserve Fund.

**NOW THEREFORE BE IT RESOLVED** that pursuant to NCGS 159-18 the Town of Nags Head Board of Commissioners hereby amends the Capital Reserve Fund for the purpose of accumulating revenues as listed above by direct appropriation from the General Fund.

The Capital Reserve Fund is to remain operational for a period not to exceed ten years (beginning July 1, 2013 and ending June 30, 2023), and unless terminated sooner, shall automatically renew for each succeeding year following June 30, 2023 until terminated by the Nags Head Board of Commissioners.

Adopted this 15<sup>th</sup> day of June 2016.

  
Robert C. Edwards, Mayor  
Town of Nags Head



ATTEST:

  
Carolyn F. Morris, Town Clerk



**RESOLUTION TO ESTABLISH  
TOWN OF NAGS HEAD  
WATER CAPITAL RESERVE FUND**

**WHEREAS**, There is a need in the Town of Nags Head, North Carolina to set aside funds for future capital projects related to its water system, and to make debt service payments on existing and future debt related to past and future capital projects for its water system; AND

**WHEREAS**, NCGS 159-18 authorizes the creation of a capital reserve fund; AND

**WHEREAS**, NCGS 162A, Article 8 requires that all system development fee proceeds be accounted for in a capital reserve fund; AND

**WHEREAS**, Within the Town of Nags Head, various fees and funds are generated and used as follows:

- System development fees are generated by construction occurring within the Town and are transferred from the Water Fund and designated by the Board to be spent for future capital projects related to its water system and for debt service payments and existing and future debt relating to past and future capital needs; AND

**WHEREAS**, These fees and funds generated are to be set aside / accumulated in a Water Capital Reserve Fund.

**NOW THEREFORE BE IT RESOLVED** that pursuant to NCGS 159-18 the Town of Nags Head Board of Commissioners hereby establishes a Water Capital Reserve Fund for the purpose of accumulating revenues as listed above by direct appropriation from the Water Fund.

The Water Capital Reserve Fund is to remain operational for a period not to exceed ten years (beginning August 1, 2018 and ending June 30, 2028), and unless terminated sooner, shall automatically renew for each succeeding year following June 30, 2028 until terminated by the Nags Head Board of Commissioners.

This resolution shall become effective and binding upon its adoption.

Adopted this 1<sup>st</sup> day of August 2018.



Benjamin Cahoon, Mayor  
Town of Nags Head

ATTEST:



Carolyn F. Morris, Town Clerk

