



**Resolution Authorizing the Filing of an Application  
for Approval of a Financing Agreement Authorized by NCGS 160A-20**

WHEREAS, the Town of Nags Head, North Carolina desires to finance, including through reimbursement, the acquisition, via Reimbursement Resolution, of 4222 S. Croatan Hwy, Nags Head, NC, 27959, as identified at the March 5, 2025, Board of Commissioners meeting, and in the fiscal year 2024-2025 amended budget (the "Land Project"). To better serve the homeowners, residents, and visitors of Nags Head, the Town of Nags Head wishes to acquire this property in anticipation of relocating Douglas A. Remaley Fire Station 16, currently located at 5314 S. Croatan Hwy, Nags Head, NC, 27959; and

WHEREAS, the Town of Nags Head, North Carolina desires to finance, including through reimbursement, the construction and equipping of workforce housing located at 425 W. Health Center Dr, Nags Head, NC, 27959, as identified at the March 5, 2025, Board of Commissioners meeting, and in the fiscal year 2024-2025 amended budget, (the "Housing Project" and, together with the Land Project, the "Projects"). To better serve the homeowners, residents, and visitors of Nags Head, the Town of Nags Head wishes to construct seasonal workforce housing to ensure adequate staffing for our summer Ocean Rescue service; and

WHEREAS, The Town of Nags Head desires to finance the Projects by the use of an installment financing contract authorized under North Carolina General Statute 160A, Article 3, Section 20; and

WHEREAS, findings of fact by this governing body must be presented to enable the North Carolina Local Government Commission to make its findings of fact set forth in North Carolina General Statute 159, Article 8, Section 151 prior to approval of the proposed contract.

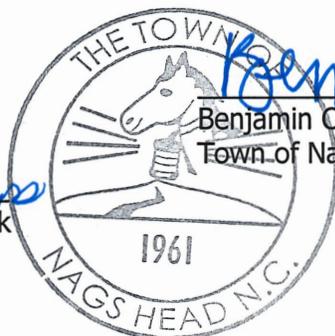
NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Nags Head, North Carolina, meeting in regular session on the 5th day of March 2025, make the following findings of fact:

1. The proposed contract is necessary because the Town wishes to acquire this property located at 4222 S. Croatan Hwy, Nags Head, NC, 27959. This is a long-term strategy to allow flexibility in the future location of the current Fire Station 16. An appraisal of this property was obtained.
2. The proposed contract is necessary because the Town wishes to construct seasonal housing for certain staff members located at 425 W. Health Center Dr, Nags Head, NC, 27959. This is a long-term strategy to ensure continuity in the Ocean Rescue program.
3. The contract, under the circumstances, is preferable to a bond issue for the same purpose because the time and cost involved in a bond issue are not justified for the amount financed and the duration of the installment financing contract.
4. The sums to fall due under the contract are adequate and not excessive for the proposed purpose as in accordance with the amended budget for FY 2024-2025 and the Reimbursement Resolutions approved at the December 18, 2024, and November 6, 2024, Board of Commissioners meetings.
5. The Town of Nags Head's debt management procedures and policies have been carried out in strict compliance with the law, and assurance is provided that debt management will henceforth be so carried out.
6. That the increase in taxes next fiscal year, if any, necessary to meet the sums to fall due under the contract will not be excessive.
7. The Town of Nags Head is not in default in any of its debt service obligations.
8. The attorney for the Town of Nags Head has rendered an opinion that the proposed Project is authorized by law and is a purpose for which public funds may be expended pursuant to the Constitution and laws of North Carolina.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Manager is hereby authorized to act on behalf of the Town of Nags Head in filing an application with the North Carolina Local Government Commission for approval of the Project and the proposed financing contract and other actions not inconsistent with this resolution.

ADOPTED this 5th day of March 2025.

ATTEST: Brittany A Phillips  
Brittany A Phillips, Town Clerk



Benjamin Cahoon  
Benjamin Cahoon, Mayor  
Town of Nags Head