



Dale R. Folwell, CPA

STATE AND LOCAL GOVERNMENT FINANCE DIVISION
AND THE LOCAL GOVERNMENT COMMISSION

SHARON EDMUNDSON
DEPUTY TREASURER

April 20, 2021

The Honorable J. Andrew Sayre, Mayor
Members of the Town Council
Village of Bald Head Island
PO Box 3009
Bald Head Island, North Carolina 28461

Re: Bald Head Island Transportation Authority ("Authority")
Application for Approval of Bald Head Island Transportation Authority
Transportation System Revenue Bond Findings ("Application")

Dear Mayor Sayre, Mayor Pro Tempore Brown and Councilors Gardner, Hill, and Quinn:

Thank you for your letter dated March 22, 2021 expressing the Village of Bald Head Island's ("Village") interest in acquiring, owning and operating all assets of the Transportation System (the "Proposed Acquisition").

The Local Government Commission staff would like answers to some legal issues in order to properly consider the Village's request. At your earliest convenience, please provide the Local Government Commission with a legal opinion addressing the following:

1. The legal authority under which the Village may acquire, own and operate each specific operation of the Transportation System (in particular the barge operation)
2. The legal authority under which the Village may acquire, own and operate each asset (real property, fixtures or personal property) of the Transportation System that lies outside the Village corporate limits
3. Whether Session Law 2017-120 allows the Proposed Acquisition, or whether it prohibits the same
4. Whether approvals of any governmental body are required prior to the Proposed Acquisition
5. Whether any legislative action by the N.C. General Assembly is needed to enable the Proposed Acquisition

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Please let us know if you have any questions, and we look forward to receiving the legal opinion.

Sincerely,

A handwritten signature in black ink that reads "Sharon Edmundson". The signature is written in a cursive, flowing style.

Sharon G. Edmundson, MPA, CPA
Secretary, Local Government Commission

cc: The Honorable Dale Folwell, Treasurer
The Honorable Beth Wood, State Auditor
The Honorable Elaine Marshall, Secretary of State
The Honorable Ronald Penny, Secretary of Revenue
The Honorable Scott Padgett, Mayor, City of Concord
The Honorable Viola Harris, Commissioner, Edgecombe County
Mr. Edward Munn, member, Local Government Commission
Mr. Joshua Bass, member, Local Government Commission
Mr. Mike Philbeck, member, Local Government Commission
Cindy Aiken, Attorney, Department of State Treasurer
Tim Romocki, Director, Debt Management
Michael Brown, Mayor Pro Tem, Village of Bald Head Island
Scott Gardner, Councilor, Village of Bald Head Island
Emily Hill, Councilor, Village of Bald Head Island
Peter Quinn, Councilor, Village of Bald Head Island
K. Christopher McCall, Manager, Village of Bald Head Island
Susan Rabon, Chair, Bald Head Island Transportation Authority
Chad Paul, CEO, Bald Head Island Limited, LLC