



# TOWN OF KILL DEVIL HILLS

*Land Where Flight Began*

MEMORANDUM

October 11, 2021

TO: Mayor and Board of Commissioners

FROM: Debora P. Diaz, Town Manager

REF: New Business

**1. Beach Nourishment**

**A. Bond Order Authorizing the Issuance of Special Obligation Bonds (Town Portion), Series 2021A and A Resolution Providing for the Issuance of a Special Obligation Bond (Town Portion), Series 2021A (Attached NB-1A)**

**B. Bond Order Authorizing the Issuance of Special Obligation Bonds (FEMA Grant Project), Series 2021B and A Resolution Providing for the Issuance of a Special Obligation Bond (FEMA Grant Project), Series 2021B (Attached NB-1B)**

The two bond orders itemized in Items 1A and 1B, above, establish the Town's intent to construct the beach erosion control and flood and hurricane protection works project (beach nourishment), now and in the future. Each order authorizes special obligation bonds for the purpose of financing that construction for both the Town's portion of the project, in the amount of \$1,515,077, and the FEMA portion of the project \$4,148,371, in accordance with the provisions of North Carolina General Statutes.

Each bond order is accompanied by the resolution that provides for the issuance of the special obligation bonds, Series 2012A for the Town's portion of the project, and Series 2021B for the FEMA portion of the project.

All four items must be adopted by the Board of Commissioners.

Staff recommends the Board of Commissioners make a motion to adopt the:

**A. Bond Order Authorizing the Issuance of Special Obligation Bonds (Town Portion), Series 2021A and A Resolution Providing for the Issuance of a Special Obligation Bond (Town Portion), Series 2021A; and, the**

B. Bond Order Authorizing the Issuance of Special Obligation Bonds (FEMA Grant Project), Series 2021B and A Resolution Providing for the Issuance of a Special Obligation Bond (FEMA Grant Project), Series 2021B,

as presented. A motion will be in order.

**C. Interlocal agreement with Dare County (Attached NB-1C)**

This agreement is progressing through the approval processes in each of the involved local governments: Dare County, Duck, Southern Shores, Kitty Hawk, and Kill Devil Hills. Staff may have an update status for our October 12<sup>th</sup> meeting.

The agreement, which was also in place for the 2017 beach nourishment project, puts in writing the understanding of all parties as the beach nourishment project(s) move forward. The towns will continue to make all of the decisions, and handle all public inquiries, press releases and other requests for information concerning their respective projects, and the dredge contract will be with Dare County. Dare County will continue to manage the funds for the dredge portion of the cumulative projects – each town will deposit its share with the County and the County will pay the dredging contractor. Funding obligations are included in the agreement and should the dredging exceed estimated costs then each town will be responsible to either cut their project or otherwise meet the funding need; in the event the dredging costs less than anticipated, the savings will stay in the beach nourishment fund for future uses.

This agreement has been reviewed by the Town Attorney and Staff recommends approval as presented. A motion will be in order.