



*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