

NORTH CAROLINA)

A G R E E M E N T

FORSYTH COUNTY)

THIS AGREEMENT, made this _____ day of _____, 20___, and between **BROOKBERRY FARM RESIDENTIAL OWNERS MASTER ASSOCIATION, INC.**, a North Carolina non-profit corporation (hereinafter the “Association”) and the CITY OF WINSTON-SALEM, NORTH CAROLINA, a municipal corporation (hereinafter the “City”):

W I T N E S S E T H:

WHEREAS, the Association and the City entered into an Agreement on March 27, 2006; and

WHEREAS, in that original Agreement, the Association agreed to reimburse the City for all additional charges and expenses which the City incurred for seventy (70) decorative luminaries for the streetlighting system in Brookberry Farm; and

WHEREAS, Brookberry Farm expanded in January 2008, 2014, and October 2019 for a total of two hundred forty (240) streetlights; and

WHEREAS, Brookberry Farm has expanded and additional streetlights are necessary; and

WHEREAS, due to the expansion, the current total of decorative streetlights for which the Association will be responsible for reimbursement to the City will increase from two hundred forty (240) to two hundred ninety-nine (269).

NOW, THEREFORE, for and in consideration of the premises and the mutual terms and conditions as hereinafter set forth, the City and the Association agree as follows:

1. The Agreement dated March 27, 2006 is hereby amended to provide that the lighting system for which the Association is responsible for reimbursement, as provided in the Agreement, consist of two hundred ninety-nine (269) decorative luminaries.
2. Except as herein provided, the remaining provisions in the March 27, 2006 Agreement remain unchanged.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement.

**BROOKBERRY FARM RESIDENTIAL OWNERS
MASTER ASSOCIATION, INC.**

BY: _____
President

ATTEST:
(SEAL)

Secretary

CITY OF WINSTON-SALEM

BY: _____
City Manager

ATTEST:
(SEAL)

City Clerk

This instrument has been pre-audited
in the manner required by the Local
Government and Fiscal Control Act.

Approved as to form and legality.

This ____ day of _____, 20__

This ____ day of _____, 20__

Lisa Saunders, Chief Financial Officer

Angela Carmon, City Attorney