

**STATE OF NORTH CAROLINA
COUNTY OF BUNCOMBE**

MODIFICATION AGREEMENT

This Modification to Agreement for Fire Protection & Ambulance and Rescue Services ("Modification Agreement") made and entered into effective as of the 1st day of July 2020 by and between County of Buncombe, a political subdivision of the State of North Carolina (hereinafter sometimes "County" and Leicester Volunteer Fire Department, Incorporated, a North Carolina non-profit corporation organized and doing business in the State of North Carolina ("Department").

Witnesseth:

Whereas, on or about October 2015, County and Department did enter into and execute an Agreement for Fire Protection & Ambulance and Rescue Services ("October 2015 Agreement") for providing fire protection as well as ambulance and rescue services for the Leicester Fire Protection & Ambulance and Rescue Service District beginning July 1, 2016;

Whereas, due to geographical constraints, the Crabtree-Iron Duff Volunteer Fire Department is able to more timely service certain areas of the Leicester Service District than the Leicester Volunteer Fire Department;

Whereas, pursuant to GS §153A-233 a county may contract for firefighting and fire prevention services with a one or more incorporated volunteer fire departments and may for these purposes appropriate funds not otherwise limited by state law;

Whereas, the County and Leicester Volunteer Fire Department agree that approximately 60 parcels within the Mt. Soma community would be better served by the Crabtree-Iron Duff Volunteer Fire Department and contemporaneous with the execution of this Modification Agreement the County is entering into a new agreement with Crabtree-Ironduff to provide fire protection services in the Mt. Soma community, said community is referenced by parcel numbers in the Attachment; and

Whereas, County and Department desire to enter into this Modification Agreement to memorialize the understanding that a portion of the special tax levied in the Leicester Fire Protection & Ambulance and Rescue Service District will be paid to Crabtree-Ironduff to provide fire protection services in the Mt. Soma community as described herein.

NOW THEREFORE, in consideration of the mutual promises contained herein and other good and valuable considerations, the parties hereto contract and agree as follows:

A. That notwithstanding the terms and conditions of the October 2015 Agreement regarding the appropriation of funds from the special tax levied in the Leicester Fire Protection & Ambulance and Rescue Service District, the Department understands that the County will pay Crabtree-Ironduff \$20,000.00 to provide fire protection services in the Mt. Soma community between July 1, 2020 and June 30, 2021 out of those special tax proceeds.

B. The individual signatories below have the expressed and implied authority on behalf of their respective Boards to execute this Agreement. The Parties may execute this Agreement in separate counterparts and the execution of a copy shall have the same effect as the execution of an original. Such execution may be by facsimile or PDF attachment to an email.

That each and every other of the terms and conditions of the said October 2015 Agreement remain in full force and effect except as modified herein.

In Witness Whereof, the parties have caused the due execution of the foregoing instrument as of the date and year first written above.

County of Buncombe

Leicester Volunteer Fire Department, Incorporated

By: _____
Avril M. Pinder, County Manager

By: _____

By: _____

Attest:

Lamar Joyner, Clerk to the Board

This instrument as been preaudited in the manner required by the Local Government Budget and Fiscal Control Act.

Don Warn, Finance Director

Attachment: Parcels within Leicester Service District to be serviced by Crabtree-Iron Bluff for tax year 2018.

Tax Year	PARCEL_ID	Leicester Fire Tax
2018	874197463500000	71.82
2018	874197576600000	589.40
2018	874197650000000	18.06
2018	874197729100000	92.96
2018	874197956300000	606.90
2018	874197977500000	595.14
2018	875106189300000	31.50
2018	875107133100000	51.80
2018	875107800400000	435.68
2018	875108456400000	419.02
2018	875114684400000	41.30
2018	875115342000000	194.46
2018	875115468600000	135.52
2018	875115534600000	73.92
2018	875115668500000	81.06
2018	875115711100000	151.20
2018	875115742300000	432.74
2018	875115782700000	85.40
2018	875115936300000	81.62
2018	875115956100000	80.08
2018	875115975600000	573.58
2018	875116046800000	131.74
2018	875116248300000	180.32
2018	875116316200000	1,054.20
2018	875116468000000	88.62
2018	875116625200000	313.60
2018	875116664300000	750.68
2018	875116706500000	429.24
2018	875116732900000	861.56
2018	875116826300000	76.72
2018	875116908300000	670.88
2018	875117040000000	442.40
2018	875117183500000	444.92
2018	875118711500000	2,410.94
2018	8751187115C001A	342.16
2018	8751187115C001B	454.44
2018	8751187115C002A	378.56
2018	8751187115C002B	410.06
2018	8751187115C003A	422.66
2018	8751187115C003B	358.54
2018	8751187115C004B	480.20

Tax Year	PARCEL_ID	Leicester Fire Tax
2018	8751187115C005A	492.24
2018	8751187115C005B	494.90
2018	8751187115C006B	627.62
2018	8751187115C007A	499.10
2018	875125016600000	153.02
2018	875125267700000	158.34
2018	875125299900000	157.92
2018	875125448100000	328.02
2018	875126378900000	135.10
2018	875126421600000	73.36
2018	875126638600000	75.04
2018	875126645500000	133.28
2018	875126667100000	120.26
2018	875126712700000	163.80
2018	875127219000000	91.70
2018	875127409000000	117.46
2018	875127621700000	103.04
2018	875127728200000	132.30
2018	875127774400000	285.60
2018	875128473100000	235.90