

VIRGIN ISLANDS WATER AND POWER AUTHORITY
POST OFFICE BOX 1450
SAINT THOMAS
U.S. VIRGIN ISLANDS 00804-1450



AMENDMENT I

This Amendment I to Contract SC-12-23 is hereby entered into this the 24th day of April 2023 between the **VIRGIN ISLANDS WATER AND POWER AUTHORITY** (herein referred to as the "Authority") and **TRIDENT INDUSTRIES**. (herein referred to as the "Contractor"). The Authority and the Contractor shall hereinafter be jointly referred to as "the Parties."

WHEREAS, on December 7, 2022, the Parties entered into Contract SC-12-23, wherein the Contractor agreed to the procurement of up to 600 composite poles of type WAPA-5017, fifty (50) feet, seventeen (17) inch diameter, .85 wall thickness. A copy of said Contract is attached hereto and made a part hereof as Appendix "A";

WHEREAS, the Parties agree to extend the term of the Contract to expire on December 7, 2023; and

WHEREAS, the Parties agreed to a contract consideration of Four Million Five Hundred Ninety Three Thousand Three Hundred Dollars and 00/100 (\$4,593,300.00. The parties further agree to amend the contract "Consideration" to reflect an increase in the amount of Six Million One Hundred Twenty-Four Thousand Four Hundred Dollars and 00/100 (\$6,124,400.00) for the manufacturing and shipping of 800 composite poles, thereby making the total Contract "Consideration" Ten Million Seven Hundred Seventeen Thousand Seven Hundred Dollars and 00/100 (\$10,717,700.00), which is captured on attached hereto and incorporated by reference herein as Exhibit "A".

NOW THEREFORE, in consideration of the mutual promises and conditions herein, the Parties, intending to be legally bound, agree as follows:

1. That the Preamble to this Amendment I constitutes an integral part thereof;


2. That Section 2 of the Contract entitled "Term" shall be amended, and the contract shall expire on December 7, 2023;
3. That Section 3 of the Contract entitled "Consideration" shall be amended to increase the Contract "Consideration" in the amount of Six Million One Hundred Twenty-Four Thousand Four Hundred Dollars and 00/100 (\$6,124,400.00), thereby making the total Contract "Consideration" Ten Million Seven Hundred Seventeen Thousand Seven Hundred Dollars and 00/100 (\$10,717,700.00);
4. That these provisions do not usurp, nor in any way change any other terms and conditions of the Contract, except as specifically stated herein; and
5. That except as expressly amended herein, all other terms and conditions of the Contract remain in full force and effect.

SIGNATURE PAGE TO FOLLOW


A handwritten signature in black ink, located in the bottom right corner of the page. The signature is stylized and appears to be a combination of initials and a surname.

IN WITNESS WHEREOF, the Parties hereto have duly executed this Amendment on the
day, month, and year first above-written.



WITNESS

TRIDENT INDUSTRIES
By:  4/24/23
TEDFOTOS Date
Chief Operating Officer


WITNESS

V.I. WATER AND POWER AUTHORITY
By:  5.2.2023
ANDREW L. SMITH Date
Executive Director (CEO)

APPROVED AS TO LEGAL SUFFICIENCY:

 04/24/2023
PATRICIA QUINLAND, Esq. Date
Assistant General Counsel
Attachments