

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



ADDENDUM I

This Addendum I to Contract SC-05-23 (hereinafter the "Contract") is entered into on this _____ day of _____ 2023, by and between the VIRGIN ISLANDS WATER AND POWER AUTHORITY (hereinafter the "Authority") and WEST PEAK ENERGY, LLC (hereinafter "the Contractor"). The Authority and the Contractor shall hereinafter be jointly referred to as the "Parties."

WHEREAS, on October 11, 2022, the Parties entered into Contract SC-05-23, wherein the Contractor agreed to provide project management services for the installation of the new Reciprocating Internal Combustion Engines (RICE) units and the Battery Energy Storage Systems (BESS) in the US Virgin Islands on behalf of the Authority. A copy of said Contract is attached hereto and made a part hereof as Appendix "A";

WHEREAS, due to the ramp-up commissioning activities on the RHPP Wartsila Phase II project and the unexpected illness of one employee, the Contractor hired a commissioning and start-up engineer as outlined in the attached Exhibit C-2; and

WHEREAS, West Peak has made additional adjustments to anticipated labor hours which are reflected in the attached Exhibit C-2; and

WHEREAS, these adjustments do not increase the contract's not-to-exceed costs.

NOW THEREFORE, in consideration of the mutual covenants herein and the Parties intending to be legally bound hereby, it is agreed as follows:

1. That the preamble to this Addendum I shall constitute an integral part thereof.
2. The Addendum I between VIWAPA and the Contractor is hereby made retroactive to February 01, 2023.
3. That Exhibit C-2 is added to, and made part of, the Contract.
4. That the foregoing provisions do not usurp, nor in any way amend the terms and conditions of the Contract, except as specifically stated herein.
5. That except as expressly amended herein, all other terms and conditions of the Contract remain in full force and effect.

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IN WITNESS WHEREOF, the Parties hereto duly execute this Addendum I on
the day, month, and year first above written.

WEST PEAK ENERGY, LLC

_____ WITNESS	By: _____ PAUL TRYGSTAD PRESIDENT	_____ Date
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V.I. WATER AND POWER AUTHORITY

_____ WITNESS	By: _____ Andrew L. Smith Executive Director (CEO)	_____ Date
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APPROVED AS TO LEGAL SUFFICIENCY:

<u><i>Patricia Quinland</i></u> Patricia Quinland, Esq. Assistant General Counsel	<u>05/25/2023</u> Date
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Attachment