

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



AMENDMENT II

This Amendment I to Contract SC-12-23 is hereby entered into this the 27th day of February 2024 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, on April 24, 2023, the Parties agreed to amend the "Term" of the Contract to expire on December 7, 2023. The Parties further amended 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 additional "Scope of Work" for 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). A copy of said Contract is attached hereto and made a part hereof as Appendix "B"; and

WHEREAS, the Parties further agree to amend the "Scope of Work" of the Contract for the manufacturing of an additional 2,200 composite poles. Due to the "Scope" increase the Parties wish to extend the "Term" of the Contract to expire on June 30, 2026. The Parties further amend the contract "Consideration" to reflect an increase in the amount of Sixteen Million Eight Hundred Forty-Two Thousand One Hundred Dollars and 00/100 (\$16,842,100.00), which is captured on

attached hereto and incorporated by reference herein as Exhibit "1".

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

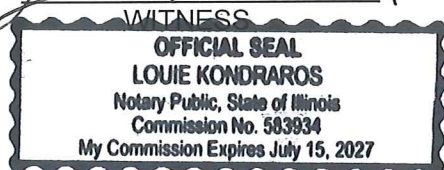
1. That the Preamble to this Amendment II constitutes an integral part thereof;
2. That Section 1 of the Contract entitled "Scope of Work" shall be amended, to reflect the manufacturing of an additional 2,200 composite poles;
3. That Section 2 of the Contract entitled "Term" shall be amended, and the contract shall expire on June 30, 2026;
4. That Section 3 of the Contract entitled "Consideration" shall be amended to increase the Contract "Consideration" in the amount of Sixteen Million Eight Hundred Forty-Two Thousand One Hundred Dollars and 00/100 (\$16,842,100.00), thereby making the total Contract "Consideration" Twenty-Seven Million Five Hundred Fifty-Nine Thousand Eight Hundred Dollars and 00/100 (\$27,559,800.00);
5. 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
6. That except as expressly amended herein, all other terms and conditions of the Contract remain in full force and effect.

SIGNATURE PAGE TO FOLLOW



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

[Signature] 2/6/24



[Signature]
WITNESS

TRIDENT INDUSTRIES

By: *[Signature]* February 6, 2024
TED FOTOS Date
President

V.I. WATER AND POWER AUTHORITY

By: *[Signature]* 2.27.2024
ANDREW L. SMITH Date
Executive Director (CEO)

APPROVED AS TO LEGAL SUFFICIENCY:

[Signature] February 6, 2024
PATRICIA QUINLAND, Esq. Date
Assistant General Counsel
Attachments