

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



ADDENDUM II

This Addendum II to Contract No. SC-21-21 is entered into on this 25 day of August 2021 between the VIRGIN ISLANDS WATER AND POWER AUTHORITY (herein referred to as the "Authority") and BBC ELECTRICAL SERVICES, INC. (herein referred to as the "Contractor"). The Authority and the Contractor shall hereinafter be jointly referred to as the "Parties".

WHEREAS, on November 21, 2020, entered into Contract No. SC-21-21, for the replacement of 600 wood poles with composite poles on distribution feeders and complete other related work on the island of St. John. A copy of said contract is attached hereto and made a part hereof as Appendix "A";

WHEREAS, on December 7, 2020, the Parties entered into Addendum I to amend contract to reflect that the contractor was approved to purchase materials and pay for related project services up to Three Million Dollars (\$3,000,000.00) inclusive of a six and a half percent (6 ½ %) finance charge. This resulted in Contract Section 3 "Consideration" to increase the contract amount from Thirty-Two Million Eight Hundred Eighty-Six Thousand Four Hundred Forty-Seven Dollars and 50/100 (\$32,886,447.50) to a total not to exceed Thirty-Five Million Eight Hundred Eighty-Six Thousand Four Hundred Forty-Seven Dollars 50/100 (\$35,886,447.50). A copy of Addendum I is attached hereto and made a part hereof as Appendix "B"; and

WHEREAS, the Parties wish to further amend Contract SC-21-21, Section 1

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entitled, "Scope of Work", to include tree trimming on composite pole circuits, utilizing linemen. Pricing includes travel, setup, flagging support, cleanup, chipping, and disposal. Due to the additional "Scope of Work" and based on the line assessments attached hereto and made a part hereof as Exhibit "A," the tree trimming portion will not exceed two percent (2%) of contract price.

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 II constitute an integral part of the Parties' agreement, that upon notice from the Authority.
2. That Section 1 entitled, "Scope of Work" is amended to include a line item for tree trimming on composite pole circuits, utilizing linemen. Pricing includes travel, setup, flagging support, cleanup, chipping, and disposal.
3. That Section 3 entitled, "Consideration" is amended to include an increase not to exceed two percent (2%) of the contract price for the addition to the "Scope of Work."
4. That these provisions do not usurp, nor in any way amend the terms and conditions of the Contract, except as specifically stated herein.
5. Except as expressly amended herein, all other terms and conditions of the Contract remain in full force and effect.

SIGNATURE PAGE TO FOLLOW

Handwritten signatures in black ink, appearing to be initials or names, located at the bottom right of the page.

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

BBC ELECTRICAL SERVICES

Bryan Singer
WITNESS

By:

Chris Couch 8/25/21
CHRIS COUCH Date
Chief Financial Officer

V.I. WATER AND POWER AUTHORITY

WITNESS

By:

Noel Hodge 08/25/2021
NOEL HODGE Date
Interim Executive Director (CEO)

APPROVED AS TO LEGAL SUFFICIENCY:

Aisha Gregory
AYSHA GREGORY, ESQ.
Deputy Legal Counsel

Date August 24, 2021

Attachment

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