

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



ADDENDUM I

This Addendum I to Contract SC-24-20 is hereby entered into this 30th day of December 2021 between the **VIRGIN ISLANDS WATER AND POWER AUTHORITY** (herein referred to as the "Authority") and **VIVOT EQUIPMENT CORP.** (herein referred to as the "Contractor"). The Authority and the Contractor shall hereinafter be jointly referred to as "the Parties."

WHEREAS, on August 14, 2020, the Parties entered Contract SC-24-20 (the "Contract"), wherein the Contractor agreed to the underground installation of the civil and electrical infrastructure located at the Golden Grove Underground Power Construction Project on St. Croix, US Virgin Islands. A copy of said Contract is attached hereto and made a part hereof as Appendix "A";

WHEREAS, the Parties agree to amend the Contract Payment Terms to allow for payments to be based on a percentage of completion for each milestone, with a monthly limit on invoices/draws. These milestones are based on Section 4 of Contract, "Terms of Payment".

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 Addendum I constitute an integral part thereof;
2. That the third sentence in Section 4 of the Contract entitled "Terms of Payment", is stricken in its entirety and replaced with the following,

Invoicing shall be submitted based upon the specific percentage of completion of the milestones met for each Phase and approval by the Authority's project manager.


3. That these provisions do not usurp, nor in any way change any other terms and

NH *J. P. Hall*

conditions of the Contract, except as specifically stated herein; and


4. That except as expressly amended herein, all other terms and conditions of the Contract remain in full force and effect.

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



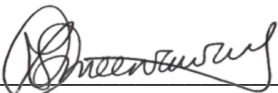
WITNESS

VIVOT EQUIPMENT, CORP.

By:  12.30.2021

JEAN-PATRICK VIVOT Date
President

V.I. WATER AND POWER AUTHORITY




WITNESS

By:  12-30-2021

NOEL HODGE Date
Interim Executive Director (CEO)

APPROVED AS TO LEGAL SUFFICIENCY:



AYSHA GREGORY, ESQ Date: 12/20/21
Deputy General Counsel

Attachments