



**AMENDMENT No. 1 OF
PROFESSIONAL SERVICES CONTRACT**

THIS AGREEMENT is made this 16th day of March, 201~~9~~²⁰ in the Territory of the Virgin Islands, by and between the **Government of the Virgin Islands, Department of Property and Procurement**, on behalf of the **Department of Education**, 1834 Kongens Gade, St. Thomas, U.S. Virgin Islands 00802 (hereinafter referred to as "Department" or "Government") and **School Busing, Inc.**, Bovoni 32-2, St. Thomas, U.S. Virgin Islands 00802 (hereinafter referred to as "Contractor"). Government and Contractor are collectively referred to as the "Parties".

Both parties witness to being duly authorized to execute this agreement and will attest accordingly when and where necessary.

WITNESSETH

WHEREAS, pursuant to **Contract No. P007DOET20** approved by the Governor on October 31, 2019 (which constitutes and is hereinafter referred to as the "Contract"), the Government contracted with Contractor to furnish pupil transportation for its regular education schedules and summer schedules to and from public schools and designated points on the island of St. Thomas and other events and/or activities which are more particularly described in Addendum I (Scope of Services) attached hereto; and

WHEREAS, the Contract expires pursuant to its terms on September 30, 2024; and

WHEREAS, the re-configuration of schools and locations provoked the Parties to re-assess transportation routes, causing a significant decrease of the mileage traversed per day; and

WHEREAS, the adjusted daily mileage and subsequent mileage rate caused a decrease in the Contract's total compensation by Two Hundred Eighty-Two Thousand, Three Hundred Forty-Eight Dollars and Sixty Cents (\$282,348.60); and

WHEREAS, the amendment of the Contract pursuant to this Amendment of Professional Services Contract shall not result in any change to the Scope of Services outlined in this Contract's Addendum I; and

NOW THEREFORE, for mutual and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto agree as follows:

TERMS AND CONDITIONS

- AT* 1. Paragraph No. 3 - Total Contract compensation is hereby amended and decreased by Two Hundred Eighty-Two Thousand, Three Hundred Forty-Eight Dollars and Sixty Cents (\$282,348.60) for a new total amount not to exceed **Fourteen Million, Three Hundred**

Amends Contract No. _____
P007DOET20

Initials: *AT*

P038DOET20



OPCMR

Ninety Two Thousand, Nine Hundred Thirty Five and Zero Cents (\$14,392,935.00) by deleting all of the existing language contained therein and replacing it with new language as follows:

“The Government, in consideration of the satisfactory performance of the services described in Addendum I (Scope of Services) agrees to pay Contractor the sum not to exceed **Fourteen Million, Three Hundred Ninety-Two Thousand, Nine Hundred Thirty Five Dollars and Zero Cents (\$14,392,935.00)** in accordance with the provisions set forth in Amended Addendum II (Compensation) attached hereto and made a part of this Contract.”

- 2. Addendum I of the Contract is revised by amending Page 16, Section C: Driver Regulations, No. 6 by deleting all of the existing language contained therein and replacing it with new language as follows:

“The Contractor shall acquire the services of an independent drug tester to conduct periodic random alcohol/drug testing for its drivers during the life of the Contract and shall upon request provide proof that such testing was conducted to the Department.”

- 3. Addendum II of the Contract is revised by deleting all terms contained therein and inserting in lieu thereof all of the terms contained in the new Addendum II attached hereto as Exhibit “A”.
- 4. This Amendment is subject to the approval of the Governor of the Virgin Islands and to the appropriation and availability of funds.
- 5. Except as expressly amended in this Amendment, all terms of the Contract remain in full force and effect.

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IN WITNESS WHEREOF, the Parties have hereunto set their hands on the day and year first above written.

WITNESSES: GOVERNMENT OF THE VIRGIN ISLANDS

1. [Signature] Racquel Berry Benjamin
Racquel Berry Benjamin, Commissioner
Department of Education
Date 1/14/2020

2. [Signature] Anthony D Thomas
Anthony D Thomas, Commissioner
Department of Property & Procurement
Date 02/28/2020

WITNESSES

CONTRACTOR

1. [Signature] Raymond A. Francis
Raymond A. Francis, President
School Busing, Inc.
Date 1/13/20

APPROVED:

[Signature]
Date: 3-16-2020
Honorable Albert Bryan Jr.
GOVERNOR OF THE VIRGIN ISLANDS

APPROVED AS TO LEGAL SUFFICIENCY
DEPARTMENT OF JUSTICE BY: [Signature] Date 2/26/2020
AAG

PURCHASE ORDER NO. _____

Contract No. _____
Amends P007DOET20

Initials: [Signature]

P038DOET20