



GOVERNMENT OF PUERTO RICO

Puerto Rico Electric Power Authority
Governing Board

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RESOLUTION 4705 ORACLE CARIBBEAN, INC.

- WHEREAS:** The Puerto Rico Electric Power Authority (PREPA) is a public corporation and an instrumentality of the Government of Puerto Rico created by Act 83 of May 2, 1941, as amended (Act 83). PREPA was created to provide electrical energy in a reliable way, contributing to the general welfare and sustainable future of the people of Puerto Rico, maximizing benefits and minimizing social, environmental and economic impacts. In addition, PREPA provides a service based on affordable, fair, reasonable and non-discriminatory cost that is consistent with environmental protection, non-profit, focused on citizen participation and its clients.
- WHEREAS:** Act 83 authorizes PREPA to grant contracts and formalize all the instruments that are necessary or convenient in the exercise of any of its powers.
- WHEREAS:** Section 15(1)(a) of Act 83 states that all purchases made and contracts for supplies or services, except professional services, entered into by PREPA, including capital construction contracts, shall follow a bid process.
- WHEREAS:** According to Section 15(2)(d) of Act 83, a competitive bidding process shall not be necessary, when professional or expert services or work are required and PREPA deems it in the best interests of good administration for such works or services to be contracted without said process.
- WHEREAS:** PREPA has to continuously update the software applications that are used in its operations and processes. PREPA uses the services of Oracle Caribbean, Inc. (Oracle), for the operation and maintenance of the Oracle E Business Suite System; for equipment, programs, software applications; the Maximum Availability Option, and tasks for the migration of the software applications for the new version Release 12.2.4, among others. PREPA uses this Program for Project Account, General Ledger, Human Resources, Payroll, local purchase orders and other areas.



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WHEREAS: Mr. Hiram Medero-Fernández, Administrator of PREPA's Strategy and Innovation Office, requests authorization to execute a Contract with Oracle, with an amount of \$1,724,839.44, for the next Fiscal Year.

WHEREAS: On May 20, 2019, the Finance Directorate certified the availability of funds in the budget for Fiscal Year 2019-2020, for this Contract.

WHEREAS: PREPA's General Counsel considered Mr. Medero Fernandez's memorandum and concluded that the Contract may be carried out through without a competitive bid process, according to the faculty granted to PREPA by Section 15(2)(d) of Act 83.

THEREFORE: In accordance with Act 83, PREPA's Governing Board resolves to:

1. Authorize the Chief Executive Officer to execute the Contract with Oracle Caribbean, Inc., for a maximum amount of \$1,724,839.44, for Fiscal Year 2019-2020.
2. The General Counsel will review the terms and conditions of the contract to ensure that they meet the legal requirements regarding government contracting.

Approved in San Juan, Puerto Rico, on the twenty-ninth day of May two thousand nineteen.



Eduardo Arosemena- Muñoz •
Secretary of the Board