



GOVERNMENT OF PUERTO RICO
Puerto Rico Electric Power Authority
Governing Board

RESOLUTION 4756
TIDAL BASIN CARIBE, LLC

- 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:** PREPA's Governing Board (Governing Board), through Resolution 4736 of September 26, 2019, authorized the Chief Executive Officer to execute a professional services contract with Tidal Basin Caribe, LLC (Consultant), up to a maximum of \$6,000,000 with a termination date of December 31, 2019.
- WHEREAS:** On October 3, 2019, PREPA and the Consultant executed Professional Services Contract 2020-P00039 (Contract) through which the Consultant would provide PREPA with services related to policy guidance and drafting, administration, control and validation of all PREPA's Project Worksheets (PW's) to be submitted or which have already been submitted to the Federal Emergency Management Agency (FEMA), to recover the costs of repair of PREPA's property, damaged by Hurricane María.
- WHEREAS:** Mr. Arturo Deliz Vélez, PREPA's Disaster Funding Management Office (DFMO) Administrator, requests a six-month extension to the Contract due to the fact that the mitigation work on PREPA's electrical system has not concluded and a great number of the PW's are pending FEMA's approval. Also, the DFMO is working to complete a Request for Proposal (RFP) process to select a company to provide these professional services to PREPA.



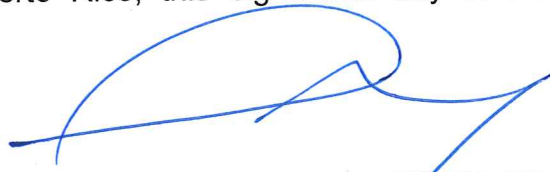
WHEREAS: Mr. Deliz Vélez is requesting a time extension until June 30, 2020, since the Contract amount still has \$5,378,083.75 available, which would allow PREPA to continue receiving the Consultant's services, until the RFP process is finished and a new contract is awarded.

WHEREAS: PREPA's General Counsel considered Mr. Deliz Vélez's request and from a legal standpoint, has no objection to this First Amendment, as long as, it is made clear in this Amendment that the extension will be in effect until: (1) June 30, 2020, (2) the Contract amount is reached or (3) until a contract with more favorable rates resulting from the RFP process is awarded, whichever occurs first.

THEREFORE: In accordance with Act 83, supra, PREPA's Governing Board has determined to:

1. Authorize PREPA's Chief Executive Officer to execute the First Amendment to Professional Services Contract 2020-P00039, following the abovementioned terms.
2. Prior to its execution, the General Counsel will review the terms and conditions of the First Amendment to ensure that it meets the legal requirements regarding government contracting.

Approved in San Juan, Puerto Rico, this eighteenth day of December, two thousand nineteen.



Eduardo Arosemena- Muñoz
Secretary of the Board