



GOVERNMENT OF PUERTO RICO

Puerto Rico Electric Power Authority

Governing Board

RESOLUTION 4778 PERFECT INTEGRATED SOLUTIONS AMENDMENT

- WHEREAS:** The Puerto Rico Electric Power Authority (PREPA) is a public corporation and an instrumentality of the Government of Puerto Rico created by Act No. 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 consonant with environmental protection, non-profit, focused on citizen participation and its clients.
- WHEREAS:** Through Resolution 4393 of February 28, 2016, PREPA's Governing Board authorized the use of a Request for Proposal (RFP) process to select the pruning services provider. Through Resolution 4517 of May 31, 2017, the Governing Board authorized PREPA's Chief Executive Officer to award the contracts for pruning services to the companies recommended by the RFP Evaluating Committee, one of them being Perfect Integrated Solutions, Inc. (Contractor)
- WHEREAS:** On January 2, 2019, PREPA and the Contractor executed Contract 2019-P00048 (Contract), through which the Contractor would provide PREPA all labor, supervision, tools, equipment and materials necessary to perform the selective clearing, pruning and herbicide treatment of vegetation along PREPA's electrical system. The original term of the Contract expired on June 30, 2019, and the maximum amount of the contract was \$2,000,000.
- WHEREAS:** On June 30, 2019, PREPA and the Contractor signed the First Amendment to the Contract. It was executed to extend its term until September 30, 2019, increasing its maximum amount by \$2,000,000, thus increasing the total Contract Amount to \$4,000,000. Through Resolution 4544 of August 10, 2017, PREPA's Governing Board authorized \$4,600,000 as the maximum amount of the Contract.
- WHEREAS:** On September 30, 2019, PREPA and the Contractor signed the Second Amendment to the Contract. It was executed to extend its term until December 31, 2019, increasing its maximum amount by \$1,500,000, and thus, increasing the Contract Amount to \$5,500,000. The Second Amendment was approved through Resolution 4740 of September 26, 2019.



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WHEREAS: On December 30, 2019, PREPA and the Contractor signed the Third Amendment to the Contract, extending the Contract term until June 30, 2020. The Third Amendment was approved by Resolution 4753 of December 18, 2019.

WHEREAS: Mr. Fernando M. Padilla-Padilla, PREPA's Restructuring and Fiscal Affairs Administrator of the Project Management and Innovation Office, stated in his April 7, 2020 memorandum that the COVID-19 situation halted all the works under this Contract. Due to these circumstances, the incidental vegetation work under this Contract, which would have been finished on June 30, 2020, will not be completed by said date.

WHEREAS: Due to the aforementioned, Mr. Padilla-Padilla, is requesting a time extension for the incidental vegetation work carried out by the Contractor, which requires a Fourth Amendment to the Contract, extending its term from July 1, 2020 to September 30, 2020. This Fourth Amendment doesn't require the increase of the Contract Amount. Mr. Padilla-Padilla stated that this time extension will allow PREPA to continue performing this important task to keep the vegetation encroachment of the critical lines of our electrical system in a stable condition. These works are planned to be performed at the same time as the new vegetation program approach which has just begun.

WHEREAS: PREPA's General Counsel considered Mr. Padilla-Padilla's memorandum and concluded that the Fourth Amendment to the Contract is subject to the approval of PREPA's Governing Board.

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

1. Authorize PREPA's Chief Executive Officer to execute the Fourth Amendment to Contract 2019-P00048, extending its term from July 1, 2020 to September 30, 2020, or until the Contract Amount is exhausted.
2. Authorize the Chief Executive Officer to execute the Fourth Amendment to Contract 2019-P00048. All the remaining terms of the Contract shall remain in full force and effect.

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



Eduardo Arosemena-Muñoz
Secretary of the Board