



GOVERNMENT OF PUERTO RICO

Puerto Rico Electric Power Authority
Governing Board

RESOLUTION 4779 MEC ENGINEERING 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 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: On May 29, 2019, PREPA's Governing Board, through Resolution 4707, authorized the Chief Executive Officer to execute a professional services contract with MEC Engineering, PSC (MEC), for a maximum amount of \$2,000,000, from its execution until June 30, 2020.
- WHEREAS: On June 30, 2019, PREPA and MEC signed Contract 2019-P00141 for professional services including: assistance and support in the Planning and Inspection of Projects, assistance in compliance with Federal regulations, Project Management, Report Development, Consulting, among others.
- WHEREAS: Mr. Fernando Padilla-Padilla, Restructuring and Fiscal Affairs Administrator stated in his March 7, 2020 memorandum, that PREPA has limited resources to perform the abovementioned tasks and those resources are already assigned to ongoing projects, thereby making the Consultant's Contract crucial for the continuance of the different PREPA Projects' executions. Also, to achieve its goal, PREPA requires a group of talented professionals, including licensed engineers, project inspectors and certified professionals such as biologists, arborists and archeologists to perform filed inspections.
- WHEREAS: In March 2020, the Government of Puerto Rico issued executive orders OE-2020-023 and OE-2020-029 due to the COVID-19 pandemic, that forced field work under the vegetation management contracts to be stopped. As such, MEC cannot complete the work



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already assigned under the Contract, if its term is not extended from July 1 to September 30, 2020.

WHEREAS: Mr. Padilla-Padilla, requests an extension for Contract 2019-P00141 until September 30, 2020. This will enable PREPA to be able to have all new contracts in place from new Request for Proposals for inspection services to begin working on October 1, 2020. This extension would be for the amount of \$1,600,000.

WHEREAS: On April 8, 2020, PREPA's Chief Financial Officer, Mr. Nelson Morales-Rivera, certified the availability of \$1,600,000 in the budget for Fiscal Year 2020-2021.

WHEREAS: PREPA's General Counsel considered Mr. Padilla-Padilla's memorandum and concluded that the extension of Contract 2019-P00141 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 the First Amendment to Contract 2019-P00141, to extend its term from July 1, 2020 to September 30, 2020, with a maximum amount of \$1,600,000.
2. Authorize the Chief Executive Officer to execute the First Amendment to Contract 2019-P00141 between PREPA and MEC Engineering, PSC. 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