



## GOVERNMENT OF PUERTO RICO

Puerto Rico Electric Power Authority  
Governing Board

### RESOLUTION 4793 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: Also, Section 15(2)(e) of Act 83, establishes that a competitive bidding process shall not be necessary, when prices are not subject to competitive bidding because there is no more than one source of supply (only supplier).
- WHEREAS: PREPA must 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 Business Suite System; for equipment, programs, software applications, and the Maximum Availability Option, among others. PREPA uses this program for Project Accounting, General Ledger, Human Resources, Payroll, local purchase orders and other areas.



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WHEREAS: On August 9, 2019, PREPA and Oracle executed Contract 2020-P00026 for Oracle Managed Cloud Services, in the amount of \$1,724,839.44, until August 8, 2020. On May 29, 2019, the Contract was approved by PREPA's Governing Board, through Resolution No. 4705.

WHEREAS: Engineer Hiram Medero-Fernández, Administrator of PREPA's Strategy and Innovation Office, requests authorization to execute a contract with Oracle, in the amount of \$1,093,215.04, for Fiscal Year 2020-2021.

WHEREAS: On May 15, 2020, PREPA's Chief Financial Officer, Mr. Nelson Morales-Rivera, certified the availability of \$1,093,215.04 in the budget for Fiscal Year 2020-2021, for this contract.

WHEREAS: PREPA's General Counsel considered Engineer Medero-Fernández's memorandum and concluded that the contract may be carried out without a competitive bid process, according to the faculty granted to PREPA by Sections 15(2) (d) and (e) of Act 83.

THEREFORE: In accordance with Act 83, PREPA's Governing Board resolves to:  
Authorize the Chief Executive Officer to execute the contract with Oracle Caribbean, Inc., for a maximum amount of \$1,093,215.04 for Fiscal Year 2020-2021.

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



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Eduardo Arosemena-Muñoz  
Secretary of the Board