



GOVERNMENT OF PUERTO RICO
Puerto Rico Electric Power Authority
Governing Board

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RESOLUTION 4874
FIRST AMENDMENT SCOTTMADDEN, 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:** On May 28, 2020, PREPA's Governing Board approved Resolution 4785 (Resolution 4785), authorizing PREPA's CEO to execute a Professional Services Contract with ScottMadden, Inc. (Consultant), for a maximum amount of \$3,996,000 (Contract Amount), from its execution until June 30, 2021.
- WHEREAS:** On June 26, 2020, PREPA and the Consultant executed Professional Services Contract 2021-P00007 (Contract), to provide services related to the development and implementation of a project and project portfolio management and governance framework.
- WHEREAS:** As Mister Fernando Padilla-Padilla, Deputy Executive Director of Operations, indicated in his March 1, 2021 memorandum, at present, the Consultant has been performing their tasks in a satisfactory way leading PREPA to achieve success in the Contract work streams. As the fiscal year progressed, PREPA has faced new challenges and workload demands and has requested support from the Consultant under the current work stream.



WHEREAS: Mister Padilla-Padilla indicates that some of the areas where the Consultant has supported PREPA are: Costa Sur Disaster Response Coordination and Stakeholder Management Support, Puerto Rico Energy Bureau (PREB) Coordination and Stakeholder Management Support, Front-End Transition Activities Support, Disaster Fund Management Office Support, Federal Emergency Management Agency (FEMA) 10-Year Infrastructure Plan; FEMA 10-Year Infrastructure Plan Implementation, and Federal Government Coordination and Support.

WHEREAS: Due to the increased support for the important aforementioned matters provided by the Consultant, the estimated budget has been spent significantly. This additional support will cause the Contract to reach its maximum contract amount by May 2021.

WHEREAS: PREPA needs the Consultant's services, thus the PMO office is requesting a First Amendment to the Contract, to increase its maximum amount by \$450,000, for a total contract amount of \$4,446,000.


WHEREAS: On March 5, 2021, the Finance Directorate certified the availability of \$450,000 in the budget for Fiscal Year 2020-2021, for this Amendment to the Contract.

WHEREAS: PREPA's General Counsel evaluated the legal aspects of mister Padilla Padilla's request and concluded that this amendment is allowed by Article 6.2 of the Contract, after the approval of PREPA's Governing Board and the Financial Oversight and Management Board (FOMB).

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

1. Authorize the First Amendment to Contract 2021-P00007, to increase its amount by \$450,000, for a total contract amount of \$4,446,000, until June 30, 2021.
2. Authorize the Executive Director to the execute the First Amendment to Contract 2021-P00007, after FOMB's approval. All the remaining terms of the Contract shall remain in full force and effect.

Approved in San Juan, Puerto Rico, in twenty-fourth day of March of two thousand twenty-one.



Eduardo Arosemena-Muñoz
Secretary of the Board