

**Resolutions**

**RESOLUTION \_\_\_\_\_**

WHEREAS: The Puerto Rico Electric Power Authority (PREPA) is a public corporation and 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.

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 its capital construction contracts, shall follow a bid process.

WHEREAS: In accordance with Section 15 (2)(f) of Act 83, a competitive bidding process shall not be necessary, when in the judgment of the Governing Board, a competitive request for proposal (RFP) process for the acquisition of goods, equipment, materials or services must be carried out to encourage greater competition, reduce the risk of collusion and promote the best possible terms and conditions in benefit of greater savings and reduction of costs and operational expenses of PREPA.

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WHEREAS: On July 2, 2017 PREPA filed bankruptcy under Title III of PROMEA, framed in the deterioration of the generation and transmission and distribution infrastructure.

WHEREAS: During September of 2017, Puerto Rico suffered the wrath of Hurricane Maria, one of the most powerful hurricanes in our history. Hurricane Maria devastated PREPA's electrical system destroying over 80% of its transmission and distribution lines.

WHEREAS: The reestablishment of the electrical system is critical to allow the proper functioning of other key utilities and services such as hospitals, police, firefighting, emergency response, water treatment and telecommunications, among others.

WHEREAS: Act 17 of April 11, 2019 includes transparency and citizen participation as main component of the public policy of the Government of Puerto Rico to be included in every process related to electric power service in Puerto Rico. PREPA in compliance with Act 17 will establish a standard procedure for the publication of documents related to RFP processes.

THEREFORE: In accordance with Act 83 and Act 17 PREPA's Governing Board resolves to:

1. Establish herewith a standard procedure for the publication of documents related to RFP processes with broad supplier participation.
2. This procedure, as a minimum, needs to consider the following:
  - a. An Executive Summary that describes the RFP process, including the RFP scope of work.
  - b. List of participants.
  - c. A summary table including the awarded organization and the organizations in second and third place. The summary table should include reasoning for the awarding and quoted amounts.
  - d. Signed contract with awarded organization.
  - e. To be published in PREPA's web site.

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Approved in San Juan, Puerto Rico, in \_\_\_\_ day of \_\_\_\_\_ two thousand  
nineteen.