



Alcaldía de Medellín
 Distrito de
Ciencia, Tecnología e Innovación

Mayor of Medellín
 District of
Science, Technology, and Innovation

DECREE No. 0016 OF 2024
(JANUARY 05)

"Whereby the members of the board of directors of Empresa Industrial y Comercial del Estado Empresas Públicas de Medellín E.S.P. are appointed."

THE MAYOR OF MEDELLÍN

In using their constitutional and legal powers, especially those granted by Article 315 of the National Constitution, clause 2 of section d of Article 91 of Law 136 of 1994, modified by Article 29 of Law 1551 of 2012, Article 2.2.5.1.3. of Decree 1083 of 2015, Municipal Decree 883 of 2015, Municipal Agreement 012 of 1998, and,

WHEREAS

The Special District of Science, Technology and Innovation of Medellín, as a territorial entity, in accordance with Articles 313 and 315 of the Political Constitution and Law 489 of 1998, has created different decentralized entities by services to assist in fulfilling their constitutional and legal functions.

By means of Decree 883 of 2015, modified by Municipal Agreement 1 of 2016 and Decree 863 of 2020, they regulate matters concerning the structure and operation of the district administration, particularly adapting the structure of some decentralized entities by services to the Public Conglomerate Model of the Special District of Science, Technology and Innovation of Medellín and to the Land Use Plan.

Article 97 of Decree 883 of 2015 states that the management of Empresas Públicas de Medellín ESP will be the responsibility of the board of directors and manager appointed by the Mayor of Medellín.

Article 7 of Municipal Agreement No. 12 of 1998, "Whereby the by-laws of the industrial and commercial company EMPRESAS PÚBLICAS DE MEDELLÍN E.S.P are adopted," establishes that the entity's board of directors will be formed by the Mayor of Medellín, who will preside over it, or the delegate they appoint to replace them in their temporary absences:

District Administrative Center (CAD)
 Calle 44 N°52-165. Postal Code 50015
 Citizen Service Hotline: (604) 44 44 144
 Switchboard: (604) 385 55 55 Medellín – Colombia

[Logo]
SYSTEM
CERTIFICATIO
N
ISO 9001
SGS

[Illegible
 signatur
 e]

[Illegible
 signatur
 e]



Alcaldía de Medellín
Distrito de
Ciencia, Tecnología e Innovación

Mayor of Medellín
District of
Science, Technology, and Innovation

five (5) people freely appointed by the Mayor of Medellín and three (3) people chosen by the Mayor of Medellín from among the control members of the Social Development and Control Committees of the Public Utility Services.

On April 23, 2007, the Mayor's Office of Medellín and Empresas Públicas de Medellín E.S.P. signed a Framework Agreement for Relations between the Municipality of Medellín and Empresas Públicas de Medellín E.S.P. Its purpose is "to express the general conditions that frame the 'owner-company' relationship between the Municipality of Medellín - the public entity that owns 100% of the capital - and Empresas Públicas de Medellín E.S.P. - the industrial and commercial municipal-order company of the State and official public utility company -, defining the principles that must govern them and the concrete obligations in which their effective balance is manifested".

Section 1.2 of the agreement states that the provisions of the agreement must be framed by the principles and criteria set forth therein. These include: sustainability and growth; transparency; responsible autonomy in management; adherence to the corporate purpose; efficiency, productivity and the profitability of assets; and technical, legal, financial and administrative rigor. Likewise, it points out that the appointment.

Section 2.1.2. of said agreement establishes that, when the Mayor of Medellín appoints the members of the Board of Directors, they shall endeavor to keep at least five (5) independent members of said authority who have been highly responsible and effective in their management, with high strategic and efficient added value.

The provisions of paragraph 2.1.2. condition the continuity of board members upon highly responsible, effective management with high strategic and efficient added value. Moreover, this provision must be understood within the framework of the principles set forth in paragraph 1.2 of the same agreement.

The current Board of Directors of Empresas Públicas de Medellín E S P. was appointed by the former Mayor of Medellín, disregarding the provisions of the Framework Relationship Agreement between the Municipality of Medellín and Empresas Públicas de Medellín E.S.P., especially clause 1.2, since it was made in an arbitrary and inconsistent manner, also disregarding the principles of the Framework Relationship Agreement, especially that of

District Administrative Center (CAD)
Calle 44 N°52-165. Postal Code 50015
Citizen Service Hotline: (604) 44 44 144
Switchboard: (604) 385 55 55 Medellín – Colombia

[Logo]
SYSTEM
CERTIFICATIO
N
ISO 9001
SGS

[Illegible
signatur
e]

[Illegible
signatur
e]



Alcaldía de Medellín
Distrito de
Ciencia, Tecnología e Innovación

Mayor of Medellín
District of
Science, Technology, and Innovation

responsible autonomy in management.

In accordance with the provisions of paragraph 3.1. of the Framework Relationship Agreement between the Municipality of Medellín and Empresas Públicas de Medellín E.S.P., this document is only binding as long as it guarantees the principles, values and purposes that inspired it.

In order to safeguard the guiding principles of said agreement, it is necessary to stop applying the provisions of clause 1.2. ibidem and appoint a new Board of Directors for Empresas Públicas de Medellín E.S.P. that guarantees the highest professional, moral and ethical standards. It is also necessary to reestablish users and different stakeholders' real and effective participation in the decision-making processes of Empresas Públicas de Medellín E.S.P.

In compliance with the procedure established in point two of clause 1.2. above, the different sectors of the city and region were asked to nominate names and profiles that, due to their integrity, experience and professional merits, could be candidates to the Board of Directors of Empresas Públicas de Medellín E.S.P.

The candidate's resumes have been duly validated by Empresas Públicas de Medellín E.S.P., in accordance with the procedures established by the company to that end.

On the other hand, it was validated that the control members to be appointed are registered as such with the Special District of Science, Technology, and Innovation of Medellín.

Article 2.2.5.1.3. of Decree 1083 of 2015 indicates that appointments under the competence of mayors shall be made by decree.

In view of the above, the Mayor of Medellín

DECREES

Article 1. TO APPOINT the following as the five (5) members freely appointed by the Mayor of Medellín, in accordance with Article 55 of Municipal Decree 883 of 2015 and Article 7 of Municipal Agreement 12 of 1998:

District Administrative Center (CAD)
Calle 44 N°52-165. Postal Code 50015
Citizen Service Hotline: (604) 44 44 144
Switchboard: (604) 385 55 55 Medellín – Colombia

[Logo]
SYSTEM
CERTIFICATIO
N
ISO 9001
SGS

[Illegible
signatur
e]

[Illegible
signatur
e]



Alcaldía de Medellín
 Distrito de
Ciencia, Tecnología e Innovación

Mayor of Medellín
 District of
Science, Technology, and Innovation

	NAME	I.D.
Appointed by the Mayor	FELIPE BAYÓN PARDO	80.407.311
Appointed by the Mayor	JOSEFINA MARIA AGUDELO TRUJILLO	42.871.896
Appointed by the Mayor	LUIS FELIPE HENAO CARDONA	80.068.061
Appointed by the Mayor	LUIS FERNANDO ALVAREZ JARAMILLO	70.037.757
Appointed by the Mayor	LUIS FERNANDO RICO PINZÓN	19.304.857

Article 2. TO APPOINT the following as the three (3) control members appointed from among the Social Development and Control Committees of Public Utility Services, in accordance with Article 55 of Municipal Decree 883 of 2015 and Article 7 of Municipal Agreement 12 of 1998:

	NAME	I.D.
Control Member	CARLOS ALBERTO ARROYAVE LEMA	8.315.353
Control Member	ELENA DE JESÚS RICO VILLEGAS	42.984.921
Control Member	GABRIEL RICARDO MAYA MAYA	71.672.029

Article 3. TO COMMUNICATE this decree to Empresas Públicas de Medellín E.S.P.

Article 4. TO PUBLISH this administrative act according to the provisions of the paragraph of Article 65 of Law 1437 of 2011, as amended by Article 15 of Law 2080 of 2021.

Article 5. TERM AND REPEALMENTS. This decree is effective as of the date it is communicated and repeals all other provisions contrary to it.

BE IT SERVED, KNOWN AND COMPLIED WITH

District Administrative Center (CAD)
 Calle 44 N°52-165. Postal Code 50015
 Citizen Service Hotline: (604) 44 44 144
 Switchboard: (604) 385 55 55 Medellín – Colombia



[Illegible signature]

[Illegible signature]



Alcaldía de Medellín

Distrito de

Ciencia, Tecnología e Innovación

Mayor of Medellín

District of

Science, Technology, and Innovation

[Illegible signature]

FEDERICO GUTIÉRREZ ZULUAGA

Mayor of Medellín

[Illegible signature]

SIMÓN MOLINA GÓMEZ

Private Secretary

Prepared by: Nicolás Osorio López Office Advisor Private Secretary	[Illegible signature]	Reviewed by: Simón Molina Gómez Private Secretary	[Illegible signature]
--	-----------------------	--	-----------------------