

RESOLUTION NO. 74620

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE A MEMORANDUM OF UNDERSTANDING WITH TESLA MOTORS

WHEREAS, on August 18, 2008, the City Council of the City of San José (“City”) directed that the City initiate discussions with Tesla Motors (“Tesla”) regarding a potential location of that company’s automobile manufacturing facility in San José; and

WHEREAS, City staff and Tesla executives have identified a potential location for the proposed facility, expected to include a manufacturing center, and its headquarters and research and development space, at the Water Pollution Control Plant (“Plant”) located at Zanker Road and Highway 237; and

WHEREAS, the City desires to negotiate and execute a memorandum of understanding with Tesla regarding its intent to bring an automobile manufacturing facility to San José, including the use of 89 acres of buffer land at the Plant, in accordance with the proposed term sheet as specified in Attachment A of Paul Krutko’s memorandum to the City Council dated September 17, 2008;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE THAT:

The City Manager, or her designee, is hereby authorized to negotiate and execute a memorandum of understanding with Tesla Motors regarding its intent to bring an electric automobile manufacturing facility to San José, including the use of 89 acres of buffer land at the Water Pollution Control Plant located at Zanker Road and Highway 237, in accordance with the proposed term sheet as specified in Attachment A of Paul Krutko’s memorandum to the City Council dated September 17, 2008.

ADOPTED this 7th day of October, 2008, by the following vote:

AYES: CHIRCO, CHU, CONSTANT, CORTESE, LICCARDO,
NGUYEN, OLIVERIO, PYLE, REED.

NOES:

ABSENT: CAMPOS, WILLIAMS.

DISQUALIFIED:

CHUCK REED
Mayor

ATTEST:

LEE PRICE, MMC
City Clerk