

RESOLUTION NUMBER R- 308689

DATE OF FINAL PASSAGE JAN 2 2014

A RESOLUTION OF THE COUNCIL OF THE CITY OF  
SAN DIEGO AUTHORIZING THE EXTENSION OF A  
CONTRACT WITH BLINK NETWORK, LLC, FOR THE  
MAINTENANCE AND OPERATION OF ELECTRIC VEHICLE  
CHARGING STATIONS.

WHEREAS, on June 8, 2011, the City of San Diego (City) and Ecotality North America, Inc. (ECotality) entered into a Charging Site Host Agreement (Agreement) for the installation of ten electric vehicle charging stations in Balboa Park; and

WHEREAS, the Agreement provides for a pilot program for situating electric vehicle charging apparatuses in public places within the City; and

WHEREAS, on October 4, 2012, the City Council approved Resolution No. R-307721 authorizing the installation of up to 117 electric vehicle charging stations at specified sites; and

WHEREAS, on June 25, 2013, the City Council approved Resolution No. R-308298, authorizing adjustments to the list of previously approved installation sites and the installation of up to 165 electric vehicle charging stations; and

WHEREAS, on or about September 16, 2013, ECotality filed for Chapter 11 bankruptcy protection in the United States Bankruptcy Court in Arizona; and

WHEREAS, on or about October 10, 2013, Blink Network, LLC (Blink) purchased ECotality's assets, including the contract between the City and ECotality; and

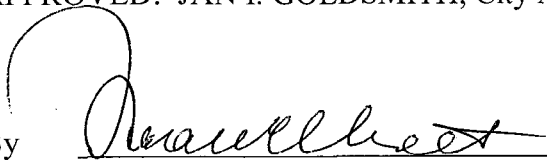
WHEREAS, Blink is willing to extend the Agreement through December 31, 2014, and to revise the termination language in the Agreement to allow either party to terminate the Agreement at any time and for any reason upon thirty (30) days' written notice to the other party; and

WHEREAS, City staff recommends extending this Agreement so that staff can return to the City Council to offer options about the continued maintenance and operation of these EV stations and to seek direction; and

WHEREAS, City staff have determined that this activity is exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to section 15061(b)(3) of the CEQA Guidelines; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the Council President in his capacity under Charter section 265(i), or his designee, is authorized to execute, for and on behalf of the City, an amendment to the Agreement that would extend the term of the Agreement through December 31, 2014, and allow either party to terminate the Agreement at any time and for any reason upon thirty (30) days' written notice to the other party, on file with the City Clerk as Document No. RR- **308689**.

APPROVED: JAN I. GOLDSMITH, City Attorney

By   
Mara W. Elliott  
Chief Deputy City Attorney

MWE:cfq  
11/25/13  
Or.Dept:Mayor  
Doc.No:574632

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego,  
at its meeting of DEC 17 2013.

ELIZABETH S. MALAND, City Clerk

By   
Deputy City Clerk

Approved pursuant to Charter section 265(i):

\_\_\_\_\_  
(date)

\_\_\_\_\_  
TODD GLORIA, Council President

Passed by the Council of The City of San Diego on DEC 17 2013, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Sherr Lightner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kevin Faulconer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Todd Gloria	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Myrtle Cole	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lorie Zapf	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
David Alvarez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage JAN 2 2014.

(Please note: When a resolution is approved by the Council President as interim Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

TODD GLORIA, COUNCIL PRESIDENT

as interim Mayor of The City of San Diego, California.

ELIZABETH S. MALAND

City Clerk of The City of San Diego, California.

(Seal)

By *Mary Zamora*, Deputy

Office of the City Clerk, San Diego, California

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