

RESOLUTION NO.

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE AUTHORIZING THE CITY MANAGER, OR HER DESIGNEE, TO NEGOTIATE AND EXECUTE A MEMORANDUM OF UNDERSTANDING TO SECURE A PERFORMANCE AND PARTNERSHIP AGREEMENT AND A COMMUNITY BENEFIT AGREEMENT WITH TOKAY ENERGY STORAGE 1, LLC

WHEREAS, the City of San José (“City”) City Council desires to adopt this resolution for the reasons set forth in the memorandum, dated August 11, 2026, from the Director of Public Works and Matt Loesch for the August 25, 2026 City Council meeting (“Memorandum”);

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 to secure a performance and partnership agreement and a Community Benefit Agreement with Tokay Energy Storage 1, LLC for the purposes described in the Memorandum.

ADOPTED this _____ day of _____, 2026, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

MATT MAHAN
Mayor

ATTEST:

TONI J. TABER, MMC
City Clerk