

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE 1) APPROVING THE SALE BY SHARKS ICE, LLC OF THE NAMING RIGHTS TO THE COMPETITION ARENA AT THE ICE CENTRE OF SAN JOSE, AND CONSENTING TO THE OFFICIAL NAMING OF THE COMPETITION ARENA AS “TECH CU ARENA AT SHARKS ICE AT SAN JOSE” AND TO THE USE OF THE SHORTER VERSION OF THE NAME “TECH CU ARENA” WHEN USE OF THE FULL OFFICIAL NAME IS NOT REASONABLY PRACTICAL FOR THE TERM OF THE SPONSORSHIP AGREEMENT ~~ENDING JUNE 30, 2032~~; 2) ~~DELEGATING TO AUTHORIZING~~ THE CITY MANAGER, OR HER DESIGNEE, ~~AUTHORITY~~ TO APPROVE THE LOCATION, DESIGN, SIZE, AND APPEARANCE OF NEW EXTERIOR SIGNAGE AT THE COMPETITION ARENA AT THE ICE CENTRE OF SAN JOSE TO PORTRAY THE NEW NAME AND LOGO; ~~AND 3) DELEGATING TO AUTHORIZING~~ THE CITY MANAGER ~~AUTHORITY~~ TO REQUIRE “SAN JOSE” BE PLACED ON EXTERIOR SIGNAGE AT THE SAN JOSE ICE CENTRE IN ANY FUTURE NAMING RIGHTS AGREEMENTS FOR THE SAN JOSE ICE CENTRE; AND 4) CLARIFY THE PARTIES’ INTENT NOT TO AMEND THE EXISTING LEASE OR SPONSORSHIP AGREEMENTS

**WHEREAS**, Sharks Ice at San Jose (“Ice Centre”) is a public ice facility operated in the 180,000 square foot City of San José (“City”) owned building located at 1500 South Tenth Street; and

**WHEREAS**, on October 1, 2020, the City entered into the Second Amended and Restated Ice Centre Lease and Management Agreement (“Lease Agreement”) with Sharks Ice, LLC (“Sharks Ice”), which agreement governs the use and management of the Ice Centre; and

**WHEREAS**, to help advertise and pay for programs at no cost to the City, Sharks Ice has been seeking a naming rights sponsor as permitted by the Lease Agreement to name the Competition Arena at the Ice Centre; and

**WHEREAS**, Sharks Ice wishes to sell the naming rights of the Competition Arena at the Ice Centre to Technology Credit Union and name the Competition Arena as “Tech CU Arena at Sharks Ice at San Jose” which is in compliance with the terms of the Lease Agreement; and

**WHEREAS**, the Lease Agreement requires that Sharks Ice get City approval for the sale of the naming rights of the Competition Arena at the Ice Centre; and

**WHEREAS**, the City and Sharks Ice have also reached an agreement on the inclusion of “San Jose” on future exterior signage at the Ice Centre (as agreed<sup>3</sup> to by Sharks Ice and the City Manager) in any future naming rights agreement for the Ice Centre; and

**WHEREAS**, Sharks Ice and the City would like to ~~delegate authority to the~~ authorize the City Manager or her designee to approve the location, design, size, and appearance of new exterior signage at the Competition Arena at the Ice Centre to portray the new name and logo which will conform to applicable City policies and ordinances;

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

1. The sale by Sharks Ice, LLC of the naming rights to the Competition Arena at the Ice Centre of San José is hereby approved, and the City Council hereby consents to the official naming of the Competition Arena as “Tech CU Arena at Sharks Ice at San Jose” and to the use of the shorter version of the name

“Tech CU Arena” when use of the full official name is not reasonably practical for the term of the sponsorship agreement ending June 30, 2032 (or such later date in the event the term is extended).

2. The City Manager, or her designee, is hereby ~~delegated the authority~~ authorized to approve the location, design, size, and appearance of new exterior signage at the Competition Arena at the Ice Centre of San Jose to portray the new name and logo.
3. The City Manager, or her designee, is hereby authorized to require “San Jose” (as agreed to by Sharks Ice and the City Manager) to be placed in exterior signage at the Ice Centre of San Jose in any future naming rights agreement for the Ice Centre.
4. For purposes of clarity, this Resolution is not intended to amend, replace, supplement or otherwise modify the terms of the Lease Agreement or the sponsorship agreement in respect of Tech CU’s naming rights of the Competition Arena.

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ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2022, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

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SAM LICCARDO  
Mayor

ATTEST:

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TONI J. TABER, CMC  
City Clerk