

RESOLUTION NO. 2020-006

**RESOLUTION OF THE BOARD OF DIRECTORS
OF THE ANAHEIM TRANSPORTATION NETWORK
FIND EMERGENCY UNUSUAL AND COMPELLING URGENCY
TO EXTEND FUEL SUPPLY AND MOBILE FUEL TANK
LEASE AGREEMENT WITH CLEAN ENERGY FOR A 12-MONTH PERIOD
TO SUPPLY ATN WITH LIQUIFIED NATURAL GAS AND
LIQUIFIED NATURAL GAS MOBILE FUEL STATION**

WHEREAS, Anaheim Transportation Network (“ATN”) is a private, non-profit public benefit transportation management association created in 1995 to, among other things, implement the City of Anaheim (“City”) mitigation measures described below and to develop and operate a public transportation system commonly known as the Anaheim Resort Transportation (“ART”) for the Anaheim Resort®, the Platinum Triangle™ and other areas of the City and surrounding communities; and

WHEREAS, ATN manages and operates ART Clean Fuel Public Transit system along fixed routes in The “Anaheim Resort” and “Platinum Triangle” geographic areas identified by the Anaheim Resort®, Disneyland® Resort and Platinum Triangle™ Specific Plans, which have been approved by the City and have been amended from time to time; and

WHEREAS, The Platinum Triangle, and the Anaheim and Disneyland Resort Specific Plans identify Disneyland® Park, Disney® California Adventure, Downtown Disney District®, Anaheim Regional Intermodal Transportation Center, Anaheim Stadium, the Honda Center, City National Grove, the Anaheim Convention Center, Center City Anaheim and Anaheim Senior Mobility Programs, as applicable, as ART service area; and

WHEREAS, ATN has also amended a franchise agreement with the City to develop, operate and administer ART Clean Fuel Public Transit System and operate as a municipal transit operator for the City of Anaheim; and

WHEREAS, ATN contracts with a third party to provide ART Clean Fuel Public Transit service in accordance with the ATN’s commitment to the City; and

WHEREAS, on July 7, 2014, ATN and Clean Energy entered into an agreement to supply fuel and mobile fuel maintenance services for the provision of Liquified Natural Gas (LNG) fuel for

the fleet of 48 LNG buses operated by ATN for Clean Fuel Public Transit services;

WHEREAS, on June 24, 2020, in accordance with the ATN Procurement Manual as approved in May 2019, ATN finds an Emergency, Unusual and Compelling Urgency to give a 12-month extension to Clean Energy to supply LNG fuel to the ATN to maintain mobile LNG fueling station located on ATN property located at 1354 South Anaheim Boulevard, Anaheim;

WHEREAS, ATN plans to continue to operate its fleet of forty-eight LNG buses until such time as ATN new facility is available and is able to accept and provide electric charging infrastructure to operate forty-six Zero Emission Buses (ZEBs);

WHEREAS, at that time, Clean Energy, at its own expense, will remove mobile LNG station equipment, terminate supply of LNG fuel and ATN will dispose of its LNG fleet in accordance with applicable laws, grant agreements and other stipulations, if applicable;

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Anaheim Transportation Network approves the following:

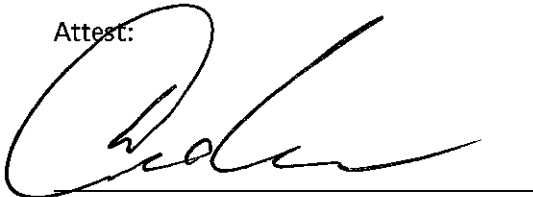
Find emergency unusual and compelling urgency to extend fuel supply and mobile fuel tank lease agreement with clean energy for a 12-month period to supply ATN with liquified natural gas and liquified natural gas mobile fuel station

Adopted, signed and approved this 24th day of June 2020.



Paul Sanford
ATN Chairman

Attest:



Diana Kotler, Executive Director

I, Diana Kotler, Executive Director of Anaheim Transportation Network, do hereby certify that the foregoing Resolution No. 2020-006 of the Board of Directors was duly adopted by the Board of Directors of Anaheim Transportation Network, a California nonprofit public benefit corporation, at a regular meeting of the Board on June 24, 2020, and that it was so adopted by the following vote:

YEAS: 8
NEAS: 0
ABST: 0



Diana Kotler, Executive Director