

City of Fort Worth, Texas

Mayor and Council Communication

DATE: 02/27/24 M&C FILE NUMBER: M&C 24-0181

LOG NAME: 80FWZA_PREDATORS EXHIBIT

SUBJECT

(ALL) Authorize Acceptance and Recording of a Gift Deed from the Fort Worth Zoological Association for the Predators of Asia & Africa Exhibit at the Fort Worth Zoo

RECOMMENDATION:

It is recommended that the City Council authorize acceptance and recording of a Gift Deed from the Fort Worth Zoological Association for the Predators of Asia & Africa Exhibit at the Fort Worth Zoo.

DISCUSSION:

The purpose of this Mayor and Council Communication (M&C) is to accept the conveyance of the Predators of Asia & Africa exhibit as a gift to the City.

On December 13, 2022, (M&C 22-1062) the City Council authorized a renewal Management Agreement (City Secretary Contract No. 58824) with the Fort Worth Zoological Association for the management, operation, and development of the Fort Worth Zoo. Section 3.06 of City Secretary Contract No. 58824, the Management Agreement with the Fort Worth Zoological Association (Association), provides that the Association shall take all steps necessary to vest title to new zoo improvements in the City, including, without limitation, the delivery of an instrument of donation to the City. In addition, Section 3.07 stipulates that the Association is to provide a maintenance endowment equal to five percent (5%) of the required construction costs for any major animal exhibit constructed at the Zoo.

The Association has tendered a Gift Deed for the constructed improvements located at the Fort Worth Zoo known as the Predators of Asia & Africa Exhibit, which includes major animal exhibits, as well as accessory buildings, holding areas, life support system, restrooms, and concession area. This Gift Deed is accepted subject to all legal requirements of City Secretary Contract No. 58824.

The Predators of Asia & Africa Exhibit was constructed at a value of \$4,506,320.88 for the major animal exhibit and \$6,174,656.46 for the associated structures for a total of \$10,680,977.34.

The Association has deposited \$225,316.04 (i.e. 5% of \$4,506,320.88) for the major animal exhibit improvements of the Predators of Asia & Africa Exhibit in the Maintenance Endowment Account as required by Section 3.07 of the Management Agreement.

The Fort Worth Zoo is located in COUNCIL DISTRICT 9 and is classified as a Special-Use Facility that serves a City-wide and regional basis.

A Form 1295 is not required because: This M&C does not request approval of a contract with a business entity.

FISCAL INFORMATION / CERTIFICATION:

The Director of Finance certifies that approval of the recommendation will have no material effect on City funds. Any assets donated as a result of this agreement will be recorded in the City's financial records as appropriate.

Submitted for City Manager's Office by: Jesica L. McEachern 5804

Originating Business Unit Head: Richard Zavala 5704

Additional Information Contact: Joel McElhany 5745