

# City of Sacramento

## Legislation Text

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File #: 2019-00740, Version: 1

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**Title:**

**Agreement: Eighth Amendment to Sacramento Zoological Society Operating Agreement**

File ID: 2019-00740

**Location:** Sacramento Zoo, 3930 W. Land Park Drive, District 4

**Recommendation:**

Pass a Motion: 1) finding that special circumstances make the use of the bid procedure inappropriate and it is in the best interest of the City to lease without bidding pursuant to City Code section 3.68.110(F); and 2) authorizing the City Manager or the City Manager's designee to execute the Eighth Amendment to Agreement 97-021 with the Sacramento Zoological Society to extend the Agreement for one year through June 30, 2020 for the operation and management of the Sacramento Zoo.

**Contact:** Rebecca Bitter, Administrative Analyst, (916) 808-8052; Jody Ulich, Director, (916) 808-5105, Department of Convention and Cultural Services

**Presenter:** None

**Attachments:**

- 1-Description/Analysis
- 2-Eighth Amendment to Agreement 97-021

**Description/Analysis**

**Issue Detail:** The Sacramento Zoological Society ("Society") is a 501(c)(3) nonprofit public benefit corporation and has operated the Sacramento Zoo through Agreement 97-021 since 1997. In 2018, the City and Society executed a Seventh Amendment to extend the term of the Agreement for one year through June 30, 2019 while the City and Society negotiated a new agreement in good faith. The negotiations are still ongoing, so the City and Society desire to extend the term of Agreement 97-021 through June 30, 2020.

**Policy Considerations:** The proposed amendment supports the City's 2035 General Plan Goal ERC 4.1 to provide a diversity of arts and cultural facilities and programs for people of all ages to improve

knowledge of Sacramento's history, enhance quality of life, and enrich community culture, and policies that encourage partnerships with organizations to support cultural educational activities and programming, children's programming, and reinvestment in City facilities.

**Economic Impacts:** Not Applicable

**Environmental Considerations:** The report concerns administrative activities that will not have a significant effect on the environment and is exempt from the California Environmental Quality Act (CEQA) review [CEQA Guidelines Sections 15061(b)(3); 15378(b)(2)].

**Sustainability:** Not Applicable

**Commission/Committee Action:** Not Applicable

**Rationale for Recommendation:** The City and Society extended Agreement 97-021 for one year through June 30, 2019. All available term extensions under the Agreement have been exhausted. With no remaining term extensions available, any extensions must be approved by City Council.

City Code section 3.68.110(F) provides that City Council may determine that, in the best interest of the City, special circumstances make the use of the bid procedure inappropriate. Staff recommends that it is in the best interests of the City to approve the proposed amendment to Agreement 97-021 for one additional year due to the long-standing and successful operation of the Sacramento Zoo by Society.

**Financial Considerations:** City funding for the Zoo is in two parts. Society will receive approximately \$277,000 annually from the General Fund (Fund 1001) and \$70,000 annually from the Community Center Fund (Fund 6010) for the cost of the City positions (3.0 FTE) at the Zoo along with limited services and supplies in FY2019/20. Society also receives approximately \$50,000 annually from Funderland revenue. Funderland revenue is shared equally among the Fairytale Town Fund, the Sacramento Zoo Fund, and the Land Park Improvement Fund, as defined by Agreement 2006-0258 and its amendments.

**Local Business Enterprise (LBE):** Not Applicable