THE STATE OF TEXAS	)	
	)	SUPPLEMENTAL AGREEMENT NO. 1
	)	TO CONTRACT
COUNTY OF DALLAS	)	•

THIS SUPPLEMENTAL AGREEMENT NO. 1 to that certain Contract authorized by Resolution No. 93-2933, dated August 11, 1993 ("the Contract"), by and between the CITY OF DALLAS, TEXAS, a Texas municipal corporation, hereinafter called "CITY", and DALLAS MUSEUM OF NATURAL HISTORY, hereinafter called "MUSEUM", evidences the following:

- 1. Section 19.4.A of the Contract is hereby rescinded and replaced by the following Section 19.4 A:
  - It is also understood that the Museum Association is providing a valuable service to the City and citizens of Dallas by assuming the management of the Museum and the care of City owned It is further understood that the assumption of management responsibilities by the Museum Association will not result in a reduction to the City's annual general fund allocation to the Museum Association that is greater than the average annual percentage reduction to the City's general fund appropriation for the cultural services contract programs (if such reductions are necessary) for Fiscal Year 1993/94 through Fiscal Year 1999/2000. acknowledged that City's budgeted allocation for the Museum in Fiscal Year 1993/94 was \$661,000.00; this amount shall serve as the baseline allocation for the purposes of this Contract through Fiscal Year 1999/2000, but shall be reduced at an annual rate of 10% starting in Fiscal Year 2000/01. Annual allocations will be determined by the City Manager, with the advice of the Director of the Office of Cultural Affairs, subject to the conditions of this contract and approval by the City Council. The Museum's annual general fund allocation will remain as an administrative line in the Office of Cultural Affairs' budget to Fiscal Year 2003/04. Beginning in Fiscal Year 2003/04, the Museum Association will be required to conform to the City's established cultural policy, as such policy may exist from time to time.

The Museum Association shall comply with the provisions of the City's Cultural Policy regarding city support by the end of Fiscal Year 2002/03. Through Fiscal Year 1999/2000, the Museum Association shall submit annual business and long range plans to the Office of Cultural Affairs demonstrating its progress toward complying with the City's Cultural Policy provisions regarding any annual cultural services

contract amounts and/or indirect support it is eligible to receive from the City.

2. All other terms, provisions, conditions, and obligations of the Contract between the CITY and MUSEUM shall remain in full force and effect, and said Contract, as same may have been previously amended, and this Supplemental Agreement No. 1 shall be construed together as a single contractual agreement.

Executed this 28th day of May, 1997, by the CITY acting through its City Manager, duly authorized by Resolution No. 97-1777, approved on May 28, 1997, and by MUSEUM, acting through its duly authorized officials.

APPROVED AS TO FORM:

SAM A. LINDSAY, City Attorney

CITY OF DALLAS

JOHN L, WARE, City Manager

Assistant City Attorney

Assistant City Manager

MUSEUM:

DALLAS MUSEUM OF NATURAL

**HISTORY** 

971777 COUNCIL CHAMBER

May 28, 1997

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WHEREAS, the Dallas Museum of Natural History, a City-owned museum located in Fair Park, is dedicated to collecting, preserving, exhibiting, and interpreting the record of the natural world and providing valuable educational services to the community; and

WHEREAS, the Dallas Museum of Natural History Association is a nonprofit corporation which was organized to support, assist, and promote the activities of the Museum; and

WHEREAS, in 1993, the City Council authorized the transfer of governance and management of the Museum from the Office of Cultural Affairs to the Museum Association, to that end, it was appropriate to enter into a 20-year management contract with the Museum Association for the operation of the Museum, with support from the City for operation and maintenance cost in the amount of \$661,000 through 1997/98; and

WHEREAS, the Museum Association has proposed changes in the terms of the management contract that would extend the deadline of 1997/98 to 1999/2000, an additional two years, the annual funding commitment of \$661,000; and

WHEREAS, in FY 2000/01, the Museum's base of \$661,000 would be reduced at an annual rate of 10% through FY 2003/04; and

WHEREAS, the Museum Association has also proposed extending the deadline to conform to the City of Dallas Cultural Policy from commencing in FY 1998/99 to the beginning of FY 2003/04 (allowing the Museum to exceed the 25% budget cap imposed on other cultural organizations) and continue deducting the Museum's funding allocation from the Office of Cultural Affairs administrative budget through FY 2003/04. Now, Therefore:

## BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

Section 1. That the proposed changes to the management contract between the City and the Dallas Museum of Natural History Association be approved.

Section 2. That the City-Manager-be-authorized-to-execute-these revisions-to-the-managermanagement contract after approval as to form by the City Attorney.

Section 3. That this resolution take effect immediately from and after its passage in accordance with the provision of the Charter of the City of Dallas, and it is accordingly so resolved:

MAY 28 1997

City Secretary