

January 24, 2024

WHEREAS, V.T.C.A. Government Code Chapter 791, the Interlocal Cooperation Act ("Act"), provides authorization for a local government to contract or agree with another local government to perform governmental functions and services under the terms of the Act; and

WHEREAS, the City is a political subdivision within the State of Texas and engage in the provision of governmental services for the benefit of their residents; and

WHEREAS, on September 1, 2004, the City Council authorized the City to provide game fees to the University of Texas, University of Oklahoma, Grambling State University and Prairie View A&M University on an annual basis for five years, subject to annual appropriations, beginning 2004 and ending 2008, by Resolution No. 04-2501; and

WHEREAS, on May 23, 2007, the City Council authorized (1) the City's participation as a third party beneficiary to the State Fair/Texas-OU Cotton Bowl Stadium Agreement by providing each university a game fee, subject to the annual University of Texas versus University of Oklahoma football game being played at the Cotton Bowl, in the amount of \$125,000.00 each in 2007, \$425,000.00 each beginning in 2008 through 2011, and \$500,000.00 each beginning in 2012 through 2015, for an amount not to exceed \$7,650,000.00; and (2) the City to provide Grambling State University and Prairie View A&M University a game fee, subject to the Grambling State University versus Prairie View A&M University football game being played at the Cotton Bowl, in the amount of \$25,000.00 each in 2007 and \$75,000.00 each beginning in 2008 through 2015, for an amount not to exceed \$1,250,000.00, in an amount not to exceed \$8,900,000.00, by Resolution No. 07-1539; and

WHEREAS, on May 16, 2012, the City Council authorized the first amendment to the Cotton Bowl Stadium Agreement with State Fair of Texas, University of Oklahoma, The University of Texas and the City of Dallas for the City's participation as a third party beneficiary to the State Fair/Texas-OU Cotton Bowl Stadium Agreement by providing each university a game fee, subject to the annual University of Texas versus University of Oklahoma football game being played at the Cotton Bowl, in the amount of \$500,000.00 each beginning in 2016 through 2020, in the amount of \$5,000,000.00; and the City to provide Grambling State University and Prairie View A&M University a game fee, subject to the Grambling State University versus Prairie View A&M University football game being played at the Cotton Bowl, in the amount of \$75,000.00 each beginning in 2016 through 2020, in the amount of \$750,000.00 and a total amount not to exceed \$5,750,000.00, by Resolution No. 12-1358 ; and

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WHEREAS, on September 24, 2014, the City Council authorized the second amendment to the Cotton Bowl Stadium Agreement with the State Fair of Texas, the University of Oklahoma, the University of Texas and the City of Dallas for the City's participation as a third party beneficiary to the State Fair/Texas-CU Cotton Bowl Stadium Agreement by providing each university a game fee, subject to the annual University of Texas versus University of Oklahoma football game being played at the Cotton Bowl, in the amount of \$500,000.00 each year beginning in 2021 through 2025, in the amount of \$5,000,000.00; and the City to provide the participating teams in the Southwest Airlines State Fair Classic a game fee, subject to the Southwest Airlines State Fair Classic football games being played at the Cotton Bowl, in the amount of \$75,000.00 each year beginning in 2021 through 2025, in the amount of \$750,000.00 for a total amount not to exceed \$5,750,000.00, by Resolution No. 14-1600; and

WHEREAS, on August 20, 2019, the parties entered into a third agreement by letter agreement stating that the State Fair of Texas shall have the exclusive right to all concessions in and around the Cotton Bowl Stadium, including the sale of all food and beverages; and

WHEREAS, as stated in Fair Park management agreement that game fees will be paid by Fair Park First, by Resolution No. 18-1531; and

WHEREAS, this action will authorize the fourth amendment to extend the Cotton Bowl Stadium Agreement with the State Fair of Texas, The University of Texas ("Texas"), The University of Oklahoma ("OU"), and the City of Dallas for the City's participation as a third party beneficiary to the State Fair/Texas-OU Cotton Bowl Stadium Agreement from 2026 through 2036; and by providing each university a game fee, subject to the annual University of Texas versus University of Oklahoma football game being played at the Cotton Bowl, in the amount of \$500,000.00 each beginning in 2026 through 2036, for a total amount not to exceed \$11,000,000.00.

Now, Therefore,

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

SECTION 1. That the President of the Park and Recreation Board and City Manager are hereby authorized to **(1)** extend the Cotton Bowl Stadium Agreement with Fair Park First, approved as to form by the City Attorney, for the City's participation as a third party beneficiary to the State Fair/Texas-OU Cotton Bowl Stadium Agreement from 2026 through 2036; and **(2)** make disbursements to each university, subject to the annual University of Texas versus University of Oklahoma football game being played at the Cotton Bowl, in the amount of \$500,000.00 each beginning in 2026 through 2026, for a total amount not to exceed \$11,000,000.00.

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SECTION 2. That the key terms of the agreement are included in **Exhibit A** attached hereto and made a part hereof for all purposes.

SECTION 3. That the Chief Financial Officer is hereby authorized to disburse funds in an amount not to exceed \$11,000,000.00 to Fair Park First (VC19221) from the General Fund, Fund 0001, Department PKR, Unit 5206, Object 3072, Encumbrance/Contract No. PKR-2024-00023853.

SECTION 4. That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.