

1 **A RESOLUTION APPROVING A FOURTH AMENDMENT TO THE GOVERNMENTAL**  
2 **AGREEMENT AMONG THE CITY OF ATLANTA, FULTON COUNTY, GEORGIA AND**  
3 **THE CITY OF ATLANTA AND FULTON COUNTY RECREATION AUTHORITY**  
4 **REGARDING THE ATLANTA ZOO FOR THE PURPOSE OF RELEASING THE ABANA**  
5 **COURTYARD FROM THE LEASED PREMISES; AUTHORIZING THE CHAIRMAN TO**  
6 **EXECUTE THE FOURTH AMENDMENT AND ANY RELATED DOCUMENTS;**  
7 **AUTHORIZING THE COUNTY ATTORNEY TO APPROVE THE FOURTH**  
8 **AMENDMENT AND ANY RELATED DOCUMENTS AS TO FORM AND MAKE**  
9 **NECESSARY MODIFICATIONS THERETO PRIOR TO EXECUTION; AND FOR**  
10 **OTHER PURPOSES.**  
11

12 **WHEREAS**, Fulton County, Georgia (“Fulton County”) is a political subdivision of  
13 the State of Georgia, existing as such under and by the Constitution, statutes, and laws  
14 of the State of Georgia; and

15 **WHEREAS** the City of Atlanta (“City”), the City of Atlanta and Fulton County  
16 Recreation Authority (“Authority”) and Fulton County previously entered into an  
17 Agreement Regarding the Atlanta Zoo, dated December 5, 1985, as amended on March  
18 27, 1992 and December 1, 2003, pursuant to which an approximately 36.42-acre parcel  
19 of land, improvements, and associated facilities (“Leasehold”) owned by the City and  
20 located at Grant Park were leased to the Authority and operated as a public zoo (“Atlanta  
21 Zoo”) for amusement and educational purposes; and

22 **WHEREAS**, the Authority, the City, and Fulton County subsequently entered into  
23 a Governmental Agreement Regarding the Atlanta Zoo, dated June 1, 2007, and as  
24 amended by the First Amendment dated as of January 25, 2010, the Second Amendment  
25 dated as of April 1, 2015, and the Third Amendment dated as of December 29, 2017 (as  
26 amended, the “Governmental Agreement”), pursuant to which the City re-conveyed the  
27 Leasehold to the Authority; and

28 **WHEREAS**, pursuant to the First Amendment, an approximately one-acre parcel  
29 was added to the Leasehold on which the City of Atlanta Office of Parks Southeast  
30 Maintenance Facility is located; and

31 **WHEREAS**, pursuant to the Second Amendment, the Atlanta Cyclorama Building  
32 and an area on which to construct an African Savanna Elephant Exhibit were added to  
33 the Leasehold, such that it then consisted of approximately 41.283 acres; and

1           **WHEREAS**, pursuant to the Third Amendment, the Cyclorama was excluded from  
2 the Leasehold in order to facilitate its renovation and rehabilitation through a tax credit  
3 financing arrangement; and

4           **WHEREAS**, the current Leasehold includes an area of Grant Park known as the  
5 Abana Courtyard; and

6           **WHEREAS**, the City and Authority have requested that the parties approve and  
7 execute the Fourth Amendment to Governmental Agreement, for the purpose of excluding  
8 the Abana Courtyard from the Leasehold and returning control of the Abana Courtyard to  
9 the City in order to permit the City to open the Abana Courtyard for public access and  
10 enjoyment of a newly restored seating plaza, and the Fulton County Department of Real  
11 Estate and Asset Management recommends that the Governmental Agreement be  
12 amended as requested; and

13           **WHEREAS**, pursuant to Fulton County Code § 1-117, the Fulton County Board of  
14 Commissioners has exclusive jurisdiction and control over directing and controlling all the  
15 property of Fulton County, as they may deem expedient, according to law.

16           **NOW THEREFORE BE IT RESOLVED**, that the Board of Commissioners hereby  
17 approves the Fourth Amendment to Governmental Agreement Regarding the Atlanta Zoo  
18 among the City of Atlanta, the City of Atlanta and Fulton Country Recreation Authority,  
19 and Fulton County, in substantially the form attached hereto as Exhibit A, for the purpose  
20 of excluding the Abana Courtyard from the Leasehold under the Governmental  
21 Agreement.

22           **BE IT FURTHER RESOLVED**, that the Chairman of the Board of Commissioners  
23 is hereby authorized to execute the Fourth Amendment and any related documents.

24           **BE IT FURTHER RESOLVED** that prior to execution by the Chairman, the County  
25 Attorney shall approve the Fourth Amendment and any related documents as to form and  
26 make any necessary changes thereto to protect Fulton County's interests.

27           **BE IT FINALLY RESOLVED**, that this Resolution shall become effective upon its  
28 adoption, and that all resolutions and parts of resolutions in conflict with this Resolution  
29 are hereby repealed to the extent of the conflict.

30  
31           **PASSED AND ADOPTED** by the Board of Commissioners of Fulton County,  
32 Georgia, this \_\_\_\_\_ day of \_\_\_\_\_, 2026.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

**FULTON COUNTY BOARD OF  
COMMISSIONERS**

\_\_\_\_\_  
Robert L. Pitts, Chairman (At Large)  
Fulton County Board of Commissioners

ATTEST:

\_\_\_\_\_  
Tonya R. Grier, Clerk to the Commission

APPROVED AS TO FORM:

\_\_\_\_\_  
Y. Soo Jo, County Attorney

**EXHIBIT A**

Fourth Amendment to Governmental Agreement Regarding the Atlanta Zoo