

A RESOLUTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAIR OAKS RANCH, TEXAS APPROVING THE ACCEPTANCE OF A MONETARY DONATION FROM THE FAIR OAKS RANCH HOMEOWNERS ASSOCIATION IN THE AMOUNT OF \$10,000 FOR THE CITY'S OAK WILT PROGRAM

WHEREAS, oak wilt is a serious tree disease that affects all oak species, particularly live oaks and red oaks, leading to the wilting and death of trees, and

WHEREAS, the City's Oak Wilt Program was established by City Council on May 2, 2024, to incentivize and aid in oak wilt treatment within the City limits through a reimbursement process, and

WHEREAS, the City annually allocates funds from the Tree Mitigation Fund for the Oak Wilt Program, and

WHEREAS, the Program has grown in popularity and the demand from residents exceeded available funds in FY 2024-25, and

WHEREAS, on September 9, 2025, the Fair Oaks Ranch Homeowners Association (FORHA) Board of Directors approved a one-time financial donation of \$10,000 to the City's Oak Wilt Program to provide additional reimbursement opportunities to residents, and

WHEREAS, the donation will augment the City's oak wilt funding, to further mitigate the spread of oak wilt in Fair Oaks Ranch, and

WHEREAS, the City Council of the City of Fair Oaks Ranch finds it in the best interest of the City to accept the monetary donation to the Oak Wilt Program to treat, protect and preserve the City's urban tree canopy, and maintain the beauty and unique aesthetic of Fair Oaks Ranch.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FAIR OAKS RANCH, TEXAS:

- Section 1.** The City Council hereby approves the acceptance of a monetary donation from the Fair Oaks Ranch Homeowners Association in the amount of \$10,000 and directs it be used towards the City's Oak Wilt Program.
- Section 2.** That the recitals contained in the preamble hereto are hereby found to be true and such recitals are hereby made a part of this resolution for all purposes and are adopted as a part of the judgment and findings of the City Council.
- Section 3.** If any provision of this resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this resolution and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this resolution would have been enacted without such invalid provision.
- Section 4.** That it is officially found, determined, and declared that the meeting at which this resolution is adopted was open to the public and public notice of the time, place, and

subject matter of the public business to be considered at such meeting, including this resolution, was given, all as required by Chapter 551, as amended, Texas Government Code.

Section 5. All resolutions or parts thereof, which are in conflict or inconsistent with any provision of this resolution are hereby repealed to the extent of such conflict, and the provision of this resolution shall be and remain controlling as to the matters resolved herein.

Section 6. This resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 7. This resolution shall be in force and effect from and after its final passage, and it is so resolved.

PASSED, APPROVED, and ADOPTED on this 6th day of November 2025.

Gregory C. Maxton, Mayor

ATTEST:

APPROVED AS TO FORM:

Christina Picioccio, TRMC
City Secretary

Denton Navarro Rodriguez Bernal Santee & Zech
P.C., City Attorney