



CITY COUNCIL CONSENT ITEM

CITY OF FAIR OAKS RANCH, TEXAS

AGENDA TOPIC: Approval of a resolution amending Resolution No. 2023-46 to affirm the status of donations received for the Dietz Elkhorn Sidewalk Project and direct the donation from SA Front Gate, LLC and its affiliates donation to be deposited into the Tree Mitigation Fund for tree mitigation purposes

DATE: September 4, 2025

DEPARTMENT: Public Works

PRESENTED BY: Consent Item: Grant Watanabe, P.E., CFM, Director of Public Works & Engineering Services

INTRODUCTION/BACKGROUND:

On November 16, 2023, the City Council approved a resolution accepting donations for the design and construction of the Dietz Elkhorn Sidewalk Project. The donation from SA Front Gate, LLC, Elkhorn Ridge Development SA, LLC, and Elkhorn Ridge SA, LLC was in the amount of \$42,000, of which \$22,000 was intended as a donation in lieu of planting trees since no such option to pay a fee existed in the City's old subdivision regulations. The other two anticipated donations, one from ROW at Dietz Elkhorn, LLC and another from Vantage at Fair Oaks, LLC, were not received.

The City Council on March 6, 2025 removed the Dietz Elkhorn Sidewalk Project from the Capital Improvements Plan. The developer has stated their donation can be redirected to alternate roadway, drainage, or tree mitigation efforts. Staff recommend allocating the received donation of \$42,000 to the City's Tree Mitigation Fund.

This resolution formally amends Resolution No. 2023-46 (**Exhibit A**) to reflect these changes.

POLICY ANALYSIS/BENEFIT(S) TO CITIZENS:

Redirecting the donation supports environmentally responsible development through tree mitigation efforts. It also ensures transparent and purposeful use of received donations in alignment with stated developer intentions.

LONGTERM FINANCIAL & BUDGETARY IMPACT:

The \$42,000 donation received from SA Front Gate, LLC and its affiliates will be deposited into the Tree Mitigation Fund to support future eligible projects as defined in the City's Tree Mitigation Fund policy.

LEGAL ANALYSIS:

Approved as to form.

RECOMMENDATION/PROPOSED MOTION:

Consent Item: I move to approve a resolution amending Resolution No. 2023-46 to affirm the status of donations received for the Dietz Elkhorn Sidewalk Project and direct donation from SA Front Gate LLC and its affiliates donation to be deposited into the Tree Mitigation Fund for tree mitigation purposes.