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RESOLUTION NO. R2025-009

A RESOLUTION of the City Council of the City of Tumwater, Washington related to funding for mitigation and maintenance of the Davis Meeker Garry Oak Tree.

WHEREAS, the City received a risk assessment on the Davis Meeker Garry Oak Tree from Sound Urban Forestry, LLC on October 10, 2023, that found hazards with the tree and rated the associated risk as high and recommended the tree be removed; and

WHEREAS, the City obtained a second risk assessment from Todd Prager & Associates, LLC dated February 7, 2025, that found the hazard posed by the tree to be less severe than originally thought; and

WHEREAS, the report provided by Todd Prager & Associates, LLC identified measures that can be taken to reduce the public safety risks associated with retaining the tree; and

WHEREAS, the Mayor has requested funding to perform mitigation and maintenance activities to retain the Davis Meeker Garry Oak Tree; and

WHEREAS, it is the City Council's intent to appropriate sufficient funds to allow the Mayor to perform necessary and appropriate measures within her discretion to reduce public safety risks related to the Davis Meeker Garry Oak Tree and retain the tree in a safe condition;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TUMWATER AS FOLLOWS:

Section 1. The City Council hereby allocates funds, up to a maximum amount of Fifty-Five Thousand Dollars ($55,000.00), for measures including mitigation and maintenance activities as determined necessary and appropriate in the discretion of the Mayor to reduce public safety risks and retain the Davis Meeker Garry Oak Tree in a safe condition.

Section 2. The Mayor is authorized to take any and all actions necessary and proper to carry out measures including mitigation and maintenance activities to retain the tree in a safe condition within the established budget, including obtaining necessary permits and approvals and soliciting and hiring contractors.

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Section 3. The Mayor is requested to prepare and bring back to the council a budget amendment if necessary to accommodate this allocation of funds. The Mayor is also requested to bring forth additional recommendations for long-term funding, mitigation and maintenance of the Davis Meeker Garry Oak Tree.

Section 4. **Ratification**. Any act consistent with the authority and prior to the effective date of this Resolution is hereby ratified and affirmed.

Section 5. **Severability**. The provisions of this Resolution are declared separate and severable. The invalidity of any clause, sentence, paragraph, subdivision, section, or portion of this Resolution or the invalidity of the application thereof to any person or circumstance, shall not affect the validity of the remainder of the Resolution, or the validity of its application to other persons or circumstances.

Section 6. **Effective Date**. This Resolution shall become effective immediately upon adoption and signature as provided by law.

RESOLVED this 15th day of April, 2025.

CITY OF TUMWATER

Signed by:
Debbie Sullivan
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Debbie Sullivan, Mayor

ATTEST:

DocuSigned by:
Melody Valiant
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Melody Valiant, City Clerk

APPROVED AS TO FORM:

DocuSigned by:
Karen Kirkpatrick
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Karen Kirkpatrick, City Attorney