

RESOLUTION NO. 22-227

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS AUTHORIZING THE TRANSFER OF FUNDS FROM THE WILLIAM J. AND MELVINA K. TONEY REVOCABLE TRUST DEPOSITED INTO THE MENDOCINO COUNTY MUSEUM ENDOWMENT FUND TO THE HISTORICAL SOCIETY OF MENDOCINO COUNTY

WHEREAS, the County of Mendocino operates and maintains the Mendocino County Museum as a department of local government dedicated to the collection, preservation, and public interpretation of significant historical artifacts and information relating to the rich cultural history of Mendocino County; and

WHEREAS, the William J. Toney and Melvina K. Toney Revocable Trust (Toney Trust) was established May 9, 1983 and amended August 7, 1989 to provide that specified proceeds "shall be deposited in the Mendocino County Museum Endowment Fund to be used by the Historical Society of Mendocino County, California for the purposes which it deems best within the terms of the Endowment Fund and the law of California"; and

WHEREAS, the Toney Trust did not prohibit use of principal provided such use was within the terms of the Endowment Fund and the law of California; and

WHEREAS, the Mendocino County Board of Supervisors, as trustees of the Endowment Fund, have the authority to clarify the terms of the Endowment Fund, including the process by which the Historical Society of Mendocino County (HSMC) may access funds, including principal; and

WHEREAS, on August 18, 2015, the Board of Supervisors through Resolution No. 15-132 resolved that the Toney Endowment Principal may be disbursed to the HSMC for use as specified by the HSMC in case of emergencies or for capital projects, pursuant to a written request and subject to a resolution of the Mendocino County Board of Supervisors approving said disbursement; and

WHEREAS, the HSMC has requested in writing that Sixty-One Thousand Nine Hundred Twenty Dollars and Thirty-Two Cents (\$61,920.32) of the Toney Endowment principal be distributed to HSMC for the following capital expenses:

1. Ongoing construction of the event pavilion: \$47,766.93.
2. Restoration of the Held Memorial Home: \$8,842.57.
3. Fire hardening, gutters, and gutter guards for the Held Home and the Toney Archive: \$ 5,310.82

NOW, THEREFORE, BE IT RESOLVED by the Mendocino County Board of Supervisors that the Mendocino County Auditor-Controller is hereby authorized to disburse \$61,920.32 from the Toney Endowment Principal account to the Historical Society of Mendocino County as requested by them to assist in the paying for capital expenses.

The foregoing Resolution introduced by Supervisor Mulheren, seconded by Supervisor McGourty, and carried this 6th day of December, 2022, by the following vote:

AYES: Supervisors McGourty, Mulheren, Haschak, Gjerde, and Williams
NOES: None
ABSENT: None

WHEREUPON, the Chair declared said Resolution adopted and SO ORDERED.

ATTEST: DARCIE ANTLE
Clerk of the Board

TED WILLIAMS, Chair
Mendocino County Board of Supervisors

Deputy

I hereby certify that according to the provisions of Government Code Section 25103, delivery of this document has been made.

APPROVED AS TO FORM:
CHRISTIAN M. CURTIS
County Counsel

BY: DARCIE ANTLE
Clerk of the Board

Deputy