

**RESOLUTION NO. 15-132**

**RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS CLARIFYING  
THE TERMS AND PROCESS BY WHICH THE MENDOCINO COUNTY HISTORICAL  
SOCIETY MAY ACCESS FUNDS FROM THE WILLIAM J. AND MELVINA K. TONEY  
REVOCABLE TRUST DEPOSITED INTO THE MENDOCINO COUNTY MUSEUM  
ENDOWMENT FUND**

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 Mendocino County Historical Society (MCHS) has commenced construction on an archival building and has requested in writing that a portion of the Toney Endowment principal be distributed to assist in said construction; 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 MCHS may access funds, including principal.

NOW, THEREFORE, BE IT RESOLVED that the Mendocino County Auditor-Controller shall either quarterly disburse Toney Endowment Interest directly to the MCHS upon their request or maintain said interest in the Toney Endowment Interest Account pending a future request for disbursement by the MCHS; and

BE IT FURTHER RESOLVED that Toney Endowment Principal may be disbursed to the MCHS for use as specified by them 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

BE IT FURTHER RESOLVED that the Mendocino County Auditor-Controller is hereby authorized to disburse \$121,987 from the Toney Endowment Principal account to the Mendocino County Historical Society as requested by them to assist in the construction of an archival building.

The foregoing Resolution introduced by Supervisor Woodhouse, seconded by Supervisor Hamburg, and carried this 18th day of August, 2015, by the following vote:

AYES:	Supervisors Brown, McCowen, Woodhouse, Gjerde and Hamburg
NOES:	None
ABSENT:	None


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

ATTEST: CARMEL ANGELO  
Clerk of the Board

  
Deputy


APPROVED AS TO FORM:  
DOUGLAS LOSAK, County Counsel

  
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CARRE BROWN, Chair  
Mendocino County Board of Supervisors

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

BY: CARMEL ANGELO  
Clerk of the Board

  
Deputy