

RESOLUTION NO.: 2023-__

A RESOLUTION RELATING TO THE ACCEPTANCE OF A BEQUEST FROM THE LUCILLE E. ROBISON LIVING TRUST TO THE RIDGE MANOR LIBRARY; PROVIDING FOR CERTAIN AUTHORIZATIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Hernando County Board of County Commissioners (“the Board”) is the governing body in and for Hernando County, a political subdivision of the State of Florida; and,

WHEREAS, Hernando County Code § 17-41 creates “in Hernando County, Florida, a county public library system, which system shall be composed of all libraries and related facilities which may, from time to time, be incorporated into the system by the board of county commissioners. The board of county commissioners is hereby designated as the single library administrative unit and governing body responsible for providing public library service to Hernando County residents.”; and,

WHEREAS, the Board owns and operates the East Hernando Branch Library (the “Ridge Manor Library”), 6457 Windmere Road, Ridge Manor, Florida 34602, as a component of Hernando County’s public library system; and,

WHEREAS, the Board has certain powers and authority relative to accepting donations and bequests from private individuals; and,

1 WHEREAS, pursuant to Fla. Const. art. VIII, § 1(d), Clerk of the Circuit Court and
2 Comptroller Douglas Chorvat, Jr., serves as Hernando County’s “auditor, recorder and custodian of
3 all county funds”; and,

4 WHEREAS, pursuant to Fla. Stat. § 125.012(3), Hernando County has the authority to
5 acquire by grant, gift, devise or by private sale real or personal property, if certain findings are made
6 by the Board; and,

7 WHEREAS, the late Ms. Lucille E. Robison devised, by trust dated February 4, 1994, and
8 amended on February 24, 2000, July 10, 2000, February 12, 2003, April 22, 2008, and January 21,
9 2010 (the “Robison Trust”), 20% of her residuary trust estate assets to the Ridge Manor Library; and,

10 WHEREAS, the Board has carefully reviewed the bequest and finds that the acceptance
11 thereof would serve a valuable public purpose and would be in the public’s interest; and,

12 WHEREAS, Wells Fargo Bank, N.A. (“Wells Fargo”), the current trustee of the Robison
13 Trust, requires that the Board complete and return to it a Form W-9, a Refunding Agreement, and
14 a Direction to Distribute/Transfer Assets Form for each of the two accounts from which Wells Fargo
15 will distribute the Robison Trust’s residual assets; and,

16 WHEREAS, Hernando County, as a political subdivision of the State of Florida, is exempt
17 from both backup withholding and Foreign Account Tax Compliance Act (FATCA) reporting.

18 NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY
19 COMMISSIONERS OF HERNANDO COUNTY:

1 **Section 1. Incorporation of Recitals.** The above-stated recitals are hereby accepted and
2 approved as being true and accurate, and are adopted and incorporated herein as if set out further at
3 length.

4 **Section 2. Acceptance of Bequest.** Hernando County accepts the bequest from the Robison
5 Trust.

6 **Section 3. Limitation on Use of Bequest.** Hernando County agrees to use the bequest
7 exclusively for the use and benefit of the Ridge Manor Library.

8 **Section 4. Appointment of Authorized Person.** In order that the proposed transaction is
9 more efficiently consummated, the Board specifically authorizes and directs Clerk of the Circuit
10 Court and Comptroller Douglas Chorvat, Jr., to execute any and all necessary documents for the said
11 transaction on behalf of the Board.

12 **Section 5. Severability.** It is declared to be the intent of the Board of County
13 Commissioners that if any section, subsection, clause, sentence, phrase, or provision of this
14 resolution is for any reason held unconstitutional or invalid, the invalidity thereof shall not affect the
15 validity of the remaining portions of this resolution.

16 **Section 6. Conflicting Provisions Repealed.** All resolutions or parts of resolutions in
17 conflict with the provisions of this resolution are hereby repealed.

18 **Section 7. Effective Date.** This resolution shall take effect immediately.

