



AGENDA REPORT
July 24, 2018

**Approval of donation from Estate of Mr. Owen Charles Gallagher/So.
Mainland Public Library**

SUBJECT:

Approve the South Mainland Public Library to receive a donation of proceeds from the estate of a deceased patron.

FISCAL IMPACT:

While an exact number is not known at this point, the fiscal impact could be in excess of \$100,000.00 for the South Mainland Public Library.

DEPT/OFFICE:

Library Services

REQUESTED ACTION:

Board approval is requested to allow the South Mainland Public Library to accept the partial disbursement of \$70,000.00 received from Mr. Gallagher's Estate; authorize Jeff Thompson, Library Services Director, or his designee, to accept any additional disbursements received from Mr. Gallagher's Estate, and authorize the County Manager to approve all necessary Budget Change Requests for the South Mainland Public Library to receive the funds.

SUMMARY EXPLANATION and BACKGROUND:

On January 3, 2018, Mr. Owen Charles Gallagher passed away. As part of his Last Will and Testament. Mr. Gallagher named the South Mainland Public Library as a beneficiary of his Estate. Specifically, Mr. Gallagher's Will provides that South Mainland Public Library is to receive, at a minimum, ten percent (10%) of his remainder estate, which includes all personal, intellectual, and real property, including his homestead. The exact amount that the County will receive is unknown at this time. However, the County received a check for \$70,000.00 as a partial disbursement on June 21, 2018.

As a named beneficiary, the South Mainland Public Library would become a part owner of at least ten percent (10%) of any real property when the title transfers to the beneficiaries. At this time, a manufactured home has been identified as an asset to be transferred to beneficiaries. In order to best address these issues as they arise, it is requested that the Board designate the Library Services Director, or his designee, to take any necessary actions to protect the interests of the South Mainland Public Library and the County as a whole.

Therefore, it is requested that the Board: (1) accept the partial disbursement of \$70,000.00; (2) designate and authorize the Library Services Director, or his designee, to accept any disbursements and dispose of any assets received from Mr. Gallagher's Estate in the best interests of the County; (3) authorize the County Manager to approve all necessary Budget Change Requests to receive the funds; and (4) direct that the assets from Mr. Gallagher's Estate be deposited in the South Mainland Public Library Endowment Fund.

The funds will be an unrestricted donation to the South Mainland Public Library, per Brevard County Library System Policy **LS-17 Donations**. By these actions the Board will fulfill the intentions of the benefactor, Mr. Owen Charles Gallagher.

CLERK TO THE BOARD INSTRUCTIONS:

Please provide the Board's action item to Jeff Thompson, Library Services Director and Alex Esseesse, Assistant County Attorney, County Attorney's Office.

ATTACHMENTS:

Description

No Attachments Available



Tammy Rowe, Clerk to the Board, 400 South Street • P.O. Box 999, Titusville, Florida 32781-0999

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July 25, 2018

MEMORANDUM

TO: Jeff Thompson, Library Services Director

RE: Item F.12., Approval of Donation from Estate of Owen Charles Gallagher for South Mainland Public Library

The Board of County Commissioners, in regular session on July 24, 2018, approved allowing South Mainland Public Library to accept the partial disbursement of \$70,000 received from the Estate of Owen Charles Gallagher; authorized you, or your designee, to accept any additional disbursements received from Mr. Gallagher's Estate; and authorized the County Manager to approve all necessary Budget Change Requests for the South Mainland Public Library to receive the funds.

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK

Tammy Rowe

Tammy Rowe, Deputy Clerk

cc: Assistant County Attorney Essee
Finance
Budget