

RESOLUTION NO. 24-21

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT AND SIGN THE RECEIPT AND RELEASE FOR A \$75,000 DONATION FROM THE ESTATE OF HOWARD C. WARD, JR. IN MEMORY OF THE MEDINA HIGH SCHOOL CLASS OF 1941, TO BE USED FOR CHRISTMAS LIGHTING AND / OR CHRISTMAS DECORATION FOR THE TOWN SQUARE.

WHEREAS: The City was notified by the office of Cioffi Slezak Wildgrube, Attorneys and Counselors at Law of the intention of the Last Will and Testament of Howard C. Ward, Jr. to bequeath a donation to the City of Medina in memory of the Medina High School Class of 1941; and

WHEREAS: Article Ninth Paragraph B. of the Last Will & Testament of Howard C. Ward, Jr. dated January 8, 2013 reads as follows:

Three Percent (3%), but not to exceed \$75,000 (Seventy-five thousand dollars), to the City of Medina, Ohio, in memory of the Medina High School Class of 1941, to be used for Christmas lighting and /or Christmas decorations for the town square, and if desired, to the immediate contiguous business district. In the event that this bequest cannot be legally, or for any other reason, accepted or fulfilled for Christmas use as above described, the money shall revert back to the residue.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MEDINA, OHIO:

SEC. 1: That the Mayor is hereby authorized to accept the donation of \$75,000.00 from the Last Will and Testament of Howard C. Ward as described above, and is hereby authorized to sign the Receipts and Releases pertaining to this donation.

SEC. 2: That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.

SEC. 3: That this Resolution shall be in full force and effect at the earliest period allowed by law.

PASSED: February 8, 2021

SIGNED: John M. Coyne, III
President of Council

ATTEST: Kathy Patton
Clerk of Council

APPROVED: February 9, 2021

SIGNED: Dennis Hanwell
Mayor



SURROGATE'S COURT OF THE STATE OF NEW YORK
COUNTY OF SCHENECTADY

Res. 24-21

ACCOUNTING BY NED J. SIMPSON AND PAUL L.
RYAN, ESQ.
as the Co-Executors
of the ESTATE OF HOWARD C. WARD, JR.
a/k/a

RECEIPT AND RELEASE

File No. 2019-390/B

Deceased.

The undersigned, being of full age, sound mind and under no disability, and entitled to share in the estate of the above-named decedent as a:

- legatee under a will
- distributee of an intestate share
- trust beneficiary
- creditor of the estate
- other [specify]

a. Acknowledges that each fiduciary named above has fully and satisfactorily accounted for all assets of the estate;

b. Acknowledges receipt of money paid or property transferred or delivered as follows:

Money (cash or check): \$75,000.00.

The following property: _____ valued at \$ _____.

The following payment is in full payment or distribution of:

- a legacy under Article Ninth, subsection B. of the will or trust;
- a claim against the estate;
- the amount directed to be paid by a decree of this court dated ;
- other [specify]

c. Releases and discharges each fiduciary named above from all liability to the undersigned for any and all matters relating to or derived from the administration of the estate; waives the issuance and service of a citation to attend any and all proceedings for the judicial settlement of the account; and authorizes the Surrogate to make and enter a decree settling the account and fully releasing and discharging each fiduciary named above as to all matters embraced therein.

Dated: February 9, 2021

City of Medina, Ohio

Corporate Name

Dennis Hanwell

Dennis Hanwell, Mayor

STATE OF OHIO)
)
) SS.:
COUNTY OF Medina)
)

On 2-9-2021 before me, the undersigned, personally appeared Dennis Hanwell, Mayor, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument, and that such individual made such appearance before the undersigned in Medina, Ohio.

Sherry A. Crow
Notary Public
Commission Expires:
(Affix Notary Stamp or Seal)

SHERRY A. CROW
Notary Public
State of Ohio, Medina County
My Commission Expires 5-27-24

Signature of Attorney

Cristine Cloffi
Attorney Name

Cioffi Slezak Wildgrube P.C.
Firm

(518) 377-6700
Telephone

1473 Erie Boulevard, 1st Floor, Schenectady, New York 12305
Address

ccioffi@cswlawfirm.com
Email (optional)

Request for Taxpayer Identification Number and Certification

Give Form to the requester. Do not send to the IRS.

Go to www.irs.gov/FormW9 for instructions and the latest information.

1. Name (as shown on your income tax return). Name is required on this line; do not leave this line blank.
CITY OF MEDINA

2. Business name/disregarded entity name, if different from above

3. Check appropriate box for federal tax classification of the person whose name is entered on line 1. Check only one of the following seven boxes.

Individual/sole proprietor or single-member LLC

C Corporation

S Corporation

Partnership

Trust/estate

Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=Partnership) ▶ _____

Note: Check the appropriate box in the line above for the tax classification of the single-member owner. Do not check LLC if the LLC is classified as a single-member LLC that is disregarded from the owner unless the owner of the LLC is another LLC that is not disregarded from the owner for U.S. federal tax purposes. Otherwise, a single-member LLC that is disregarded from the owner should check the appropriate box for the tax classification of its owner.

Other (see instructions) ▶ **POLITICAL SUBDIVISION OF THE STATE OF OHIO**

4. Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3):

Exempt payee code (if any) 3

Exemption from FATCA reporting code (if any) _____

(Applies to accounts maintained outside the U.S.)

5. Address (number, street, and apt. or suite no.) See instructions.
132 NORTH ELMWOOD AVENUE

6. City, state, and ZIP code.
MEDINA, OHIO 44256

7. List account number(s) here (optional)

8. Requester's name and address (optional)

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the instructions for Part I, later. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN*, later.

Note: If the account is in more than one name, see the instructions for line 1. Also see *What Name and Number To Give the Requester* for guidelines on whose number to enter.

Social security number

			-				
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or

Employer identification number

3	4	-	6	0	0	1	8	5	6
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Part II Certification

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
- I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
- I am a U.S. citizen or other U.S. person (defined below); and
- The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions for Part II, later.

Sign Here: Signature of U.S. person ▶ *Ronald J. ...* Date ▶ 1/1/21

General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

Future developments. For the latest information about developments related to Form W-9 and its instructions, such as legislation enacted after they were published, go to www.irs.gov/FormW9.

Purpose of Form

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following:

- Form 1099-DIV (dividends, including those from stocks or mutual funds)
 - Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
 - Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
 - Form 1099-S (proceeds from real estate transactions)
 - Form 1099-K (merchant card and third party network transactions)
 - Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
 - Form 1099-C (canceled debt)
 - Form 1099-A (acquisition or abandonment of secured property)
- Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.
- If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See What Is Backup Withholding, later.