BOARD OF DIRECTORS

MARYLAND ENVIRONMENTAL SERVICE

RESOLUTION

(94-04-1R)

A RESOLUTION DECLARING AND CONFIRMING THE OFFICIAL INTENT OF THE MARYLAND ENVIRONMENTAL SERVICE TO REIMBURSE EXPENDITURES TO BE INCURRED WITH RESPECT TO THE DEVELOPMENT OF THE SOMERSET COUNTY LANDFILL, INCLUDING CLOSURE OF THE WESTOVER LANDFILL, WITH THE PROCEEDS OF DEBT TO BE ISSUED BY THE MARYLAND ENVIRONMENTAL SERVICE

R E C I T A L S

WHEREAS, to facilitate an efficient borrowing program, the Maryland Environmental Service (the "Service") intends and has intended to expend money on the development of the Somerset County Landfill, which includes the closure of the Westover Landfill, prior to the issuance of debt by the Maryland Environmental Service, and

WHEREAS, on September 20, 1990, the Service adopted Resolution 90-09-2R stating its formal intent to finance the design, construction and the acquisition of equipment for the Somerset County Landfill, and

WHEREAS, the Service intends and has intended to issue bonds or other debt obligations for the development of the Somerset County Landfill, which includes the closure of the Westover Landfill, and to reimburse expenditures made prior to the issuance of bonds or other debt obligations and incurred in the development of the Landfill from the proceeds of the bonds or other debt obligations to be issued by the Service, and

WHEREAS, to comply with applicable provisions of the Internal Revenue Code of 1986, as amended, and Section 1 103-18 of the Income Tax Regulations, it is necessary in order to reimburse such expenditures with the proceeds of tax-exempt debt, that the Board of Directors of the Service declare the official intent of the Service to make such a reimbursement of expenditures

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Maryland Environmental Service (the "Service") that

1 The Service confirms its previous intention, and declares its present intention, to issue bonds or other debt obligations in the approximate amount of $8,000,000 for the design, construction and equipping of the Somerset County Landfill, which includes the closure of the Westover Landfill, and to expend money prior to the issuance of bonds or other debt obligations and reimburse such expenditures The Service expects to reimburse itself with the proceeds of the bonds or other debt obligations in the amount of Five Hundred Thousand Dollars ($500,000 00)

2 This Resolution shall take effect immediately

ADOPTED, this 28th day of April, 1994

MARYLAND ENVIRONMENTAL SERVICE

BY _____
GEORGE G PERDIKAKIS, DIRECTOR

SEAL

BY _____
ANNETTE ANSELMI, DEPUTY DIRECTOR

BY _____
EDWARD A GRIFFITH, TREASURER