BOARD OF DIRECTORS
MARYLAND ENVIRONMENTAL SERVICE
RESOLUTION
(94-10-2R)

A RESOLUTION authorizing

The formal ratification by the Maryland Environmental Service (the "Service") of the procurement of a JCB model 217S Loader (the "Equipment"); assignment of the Equipment to a Project Reserve Fund ("Internal Service Fund") for use at the Midshore Regional Landfill; and the borrowing of moneys to finance the purchase of this Equipment.

R E C I T A L S

The Service was created by, exists under, and exercises the powers contained in Sections 3-101 to 3-130, inclusive, of the Natural Resources Article of the Annotated Code of Maryland (the "Act") including (among others) the powers **(i)** to acquire, purchase, hold, lease as lessee, and use any franchise and any property, real, personal or mixed, tangible or intangible, or any interest therein necessary to carry out the purposes of the Service; **(ii)** to create and establish a project reserve fund; **(iii)** to borrow money and issue bonds or notes for the purpose of paying all or any part of the cost of any one or more projects or for any other purpose of the Service.

The Service jointly owns and operates the Midshore Regional Landfill (the "Facility") in Talbot County, Maryland. The Service operates the Facility on behalf of Caroline, Kent, Queen Anne's and Talbot Counties (the "MidShore Counties"). In the event Facility revenues are not sufficient to recover the Service's total costs

(as defined in the service agreements between the Service and each of the Midshore Counties) in operating the Facility, the Midshore Counties are required to pay to the Service a Supplemental Fee (as defined in the service agreements) an amount sufficient to reimburse the Service for the total costs it incurs in operation of the Facility.

The Service considers the purchase of the Equipment for the use and support of the Facility to be in furtherance of the purposes of the Act and the Service.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE MARYLAND ENVIRONMENTAL SERVICE, THAT:

1. The purchase of the Equipment is hereby confirmed, authorized and directed pursuant to the provisions of the Act.

2. A procurement has been initiated by the Service due to funding availability and project schedules.

3. With regard to the Equipment, which is estimated to cost not more than One Hundred Twenty-five Thousand Dollars ($125,000.00), the Board approves the following: **(a)** the purchase of the Equipment; **(b)** assignment of the Equipment to the Internal Service Fund for use at the Facility; **(c)** borrowing of moneys for a term not to exceed five (5) years to finance the purchase of the Equipment; **(d)** the use of interfund borrowing, as needed, but only a temporary basis, to facilitate the purchase transaction; **(e)** use of the proceeds of permanent financing as appropriate to reimburse the interfund borrowing; and **(f)** use of the proceeds from Facility revenues and the Supplemental Fee to repay the borrowed moneys.

4. The purchase shall be, and hereby is, adopted and authorized as set forth above, and the Acting Director of the Service is hereby authorized to proceed as authorized and approved by this Resolution. The Service may make any substitutions of equipment to any client-specific project it deems necessary.

5. This Resolution shall take effect immediately.

ADOPTED, this 20th day of October, 1994.

SEAL

MARYLAND ENVIRONMENTAL SERVICE

BY: _____
LEE ZENI, ACTING DIRECTOR

BY: _____
ANNETTE ANSELMI, TREASURER

MARYLAND
ENVIRONMENTAL
SERVICE

William Donald Schaefer
Governor

George G. Perdikakis
Director

TO: Board of Directors

FROM: Annette Anselmi

Date: October 20, 1994

The Midshore counties approved the 1995 budget for the Midshore Landfill project which included sufficient funds for the first year's lease-purchase payment on a backhoe loader.

Equipment cost	$125,000
Term	5 years
Monthly payment	$ 2,500

Annette Anselmi

Annette Anselmi

2011 Commerce Park Drive • Annapolis, Maryland 21401 • 410/974/7281 • Fax 410/974/7267

RESOLUTION FOR FACSIMILE SIGNATURES

I Carolyn Davis Se t y f
Maryland Environmental Service

a corporation organized and existing under the laws of the State of Maryland do hereby certify that at a meeting of the Board of Directors of said corporation duly held on the 20 day of October 19 94 at which a quorum was present and acting throughout the following resolutions were adopted and are now in full force and effect

RESOLVED That Maryland National Bank Baltimore Maryland as a depositary of this corpo atio be and it is hereby requested authorized and directed to honor all checks drafts or other orders for the payment of money drawn in this corporation s name on its Payroll and Accounts Payable * accounts (including those drawn to the individual order of any person or persons whose name or names appear thereon as signe or igners thereof) when bearing or purport ng to bear any Two of th following facsimile signature(s)

Annette Anselmi Treasurer
Kenneth A Howarth
K A Howarth Chief Financial Officer

*Account Numbers 502212293 and 302002274

and Maryland National Bank Baltimore Maryland is hereby requested authorized and directed to honor and to charge this corporation for all such checks drafts or other orders for the payment of money regardless of by whom or by what means the actual or purported facsimile signature(s) thereon may have been affixed thereto and regardless of whether the person(s) whose name(s) appear as signer(s) of such checks drafts or other orders held office in this corporation on the day of the date of such checks drafts or other orders or on the date of the imprinting of the said facsim le signature(s) thereon or at the time of the issuance or payment thereof provided such facsimile signatures(s) resemble the facsimile specimens from time to time filed with Maryland National Bank Baltimore Maryland by the Secretary or other officer of this corporation

FURTHER RESOLVED That all previous authorizations for the signing and honoring of checks drafts or other orders for the payment of money drawn on the said Maryland National Bank Baltimore Maryland by this corporation are hereby continued in full force and effect as amplified hereby and

FURTHER RESOLVED That the Secretary of this corporation be and he hereby is di ected to deliver to Maryland National Bank Baltimore Maryland an executed copy of these resolutions setting fortr he facsimile signature(s) hereinabove authorized so that the said bank may recognize the same and otherwise act upon the authorization of these resolutions until receipt by said bank of a written notice to the contrary purporting to be signed by the Secretary of this corporation

IN WITNESS WHEREOF I ha e he e nto set my ha d and the seal of sa d corpo ation th s 20 day of October 19 94

(C po te Seal)

Carolyn D Davis
Secretary

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