**BOARD OF DIRECTORS**

**MARYLAND ENVIRONMENTAL SERVICE**

**RESOLUTION**

**(96-10-2R)**

**A RESOLUTION DECLARING**

**THE OFFICIAL INTENT OF THE MARYLAND ENVIRONMENTAL SERVICE TO REIMBURSE EXPENDITURES TO BE INCURRED WITH RESPECT TO THE ACQUISITION OF CERTAIN EQUIPMENT ON BEHALF OF USA WASTE FOR AND RELATED TO THE ANNAPOLIS JUNCTION TRANSFER STATION WITH THE PROCEEDS OF PRIVATE ACTIVITY 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 to expend money to acquire equipment on behalf of USA Waste for and related to the Annapolis Junction Transfer Station Project, as identified on the attached list entitled "Annapolis Junction Transfer Station Project Equipment Requirements" (the "Equipment"), prior to the issuance of debt by the Service, for such project; and

**WHEREAS,** the Service intends to reimburse such expenditures from the proceeds of debt to be issued by the Service, which debt may be in the form of private activity debt, as permitted in accordance with Internal Revenue Code of 1986, as amended; 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 THAT:**

1. The Service intends to expend money on the acquisition of the Equipment for the Annapolis Junction Transfer Station Project prior to the issuance of bonds, notes or other debt obligations to reimburse such expenditures. The Service expects to reimburse itself with the proceeds of private activity bonds, notes or other debt obligations, including, without limitation, the proceeds from a Master Equipment Lease-Purchase Agreement, in an amount not-to-exceed Seven Million Fifty Thousand Dollars ($7,050,000.00).

2. This Resolution shall take effect immediately.

**ADOPTED, this 24th day of October, 1996.**

**MARYLAND ENVIRONMENTAL SERVICE**

**BY:** _____
**JAMES W. PECK, DIRECTOR**

**BY:** _____
**KENNETH A. HOWARTH, TREASURER**

**BY:** _____
**CAROLYN D. DAVIS, SECRETARY**

## ANNAPOLIS JUNCTION TRANSFER STATION

## EQUIPMENT REQUIREMENTS

| Item | Number | Est. Cost |
|---|---|---|
| Loaders | 2 | $ 405,000 |
| Excavators | 2 | $ 450,000 |
| Sweeper Truck | 1 | $ 120,000 |
| Railcar Movers | 2 | $ 855,000 |
| Pick-Up Truck | 1 | $ 20,000 |
| Railcars | 80 | $5,200,000 |
| | | $7,050,000 |