BOARD OF DIRECTORS

MARYLAND ENVIRONMENTAL SERVICE

RESOLUTION

(97-10-2R)

A RESOLUTION

CONFIRMING CERTAIN PROJECT RESERVE FUNDS, ESTABLISHING AN EASTERN CORRECTIONAL INSTITUTE ("ECI") CO-GENERATION MAINTENANCE PROJECT RESERVE FUND, CONFIRMING THE TRANSFER OF FUNDS TO THOSE PROJECT RESERVE FUNDS, AND AUTHORIZING THE USE OF SUCH FUNDS BY THE SERVICE.

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, construct, reconstruct, rehabilitate, improve, maintain, and operate water, wastewater and solid waste projects within or without the State; **(ii)** to create and establish project reserve funds, and **(iii)** to pay into such project reserve funds moneys appropriated and made available by the State for the purposes of such funds, and any other moneys which may be received or otherwise made available to the Service from any other source or sources which the Service has designated for deposit into such funds.

The Service has previously established a Pretreatment Project Reserve Fund ("Pretreatment Fund"), an Engineering Services Project Reserve Fund ("Engineering Services Fund"), and a Critical Maintenance Project Reserve Fund ("Critical Maintenance Fund") for funding improvements to State-owned water and wastewater facilities (collectively, "the Funds"). The Funds have been funded from monies appropriated or otherwise made available to the Service from the State of Maryland. As of June 30, 1997, the Funds contained monies in the amounts detailed in this Resolution. The Service also desires to establish and fund an Eastern Correctional Institute ("ECI") Co-Generation

Maintenance Project Reserve Fund ("ECI Fund"), and to fund it from funds appropriated or otherwise made available to the Service from the State of Maryland. The Service considers the use of monies in the Funds and the ECI Fund 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 Pretreatment Fund, the Engineering Services Fund, and the Critical Maintenance Fund are hereby confirmed.

2. The Eastern Correctional Institute ("ECI") Co-Generation Maintenance Project Reserve Fund is hereby created.

3. The transfer of monies from budgeted State reimbursable funds to the Funds and the ECI Fund is hereby confirmed.

4. As of June 30, 1997, the monies in each of the following Funds is as follows:

Pretreatment Fund:	$ 239.580.50
Engineering Services Fund:	$ 91,274.98
Critical Maintenance Fund:	$ 81,935.20

5. As of July 1, 1997, the money in the ECI Co-Generation Maintenance Project Reserve Fund is $313,379.12.

6. The Service shall disburse monies from the Funds and the ECI Fund only for the purposes for which the Funds and the ECI Fund have been established.

7. This Resolution shall be effective retroactive to July 1, 1997.

ADOPTED, this 23rd day of October, 1997.

MARYLAND ENVIRONMENTAL SERVICE

SEAL

James W. Peck
Director

Catherine Pieper Stevenson
Deputy Director

Kenneth Howarth
Treasurer

Carolyn D. Davis
Secretary

Absent

Attest: Carolyn D. Davis
Carolyn D. Davis, Secretary