

## VOTE OF THE SELECT BOARD

I, the Clerk of the Select Board of the Town of Arlington, Massachusetts (the “Town”), certify that at a meeting of the board held December 4, 2023, of which meeting all members of the board were duly notified and at which a quorum was present, the following votes were unanimously passed, all of which appear upon the official record of the board in my custody:

Voted: We hereby determine, in accordance with G.L. c.70B, that the cost of the Arlington High School reconstruction project authorized by vote of the Town passed on April 29, 2019 (Article 1) and excluded from the limitations of Proposition 2 ½, so-called, by a vote of the Town passed June 11, 2019 (Question 1), being financed with proceeds of a portion of the Bonds defined below, together with all other bonds and notes of the Town previously issued to pay costs of this project, does not exceed the portion of the total cost of the project that is not being paid by the school facilities grant and we hereby approve the issuance of notes and bonds to finance this project under G.L. c.70B.

Further Voted: that the sale of the \$17,290,000 General Obligation Municipal Purpose Loan of 2023 Bonds of the Town dated December 13, 2023 (the “Bonds”) to Fidelity Capital Markets, a Division of National Financial Services LLC at the price of \$18,197,822.91 and accrued interest is hereby approved and confirmed. The Bonds shall be payable on December 1 of the years and in the principal amounts and bear interest at the respective rates, as follows:

<u>Year</u>	<u>Amount</u>	<u>Interest Rate</u>	<u>Year</u>	<u>Amount</u>	<u>Interest Rate</u>
2024	\$370,000	5.00%	2039	\$595,000	4.00%
2025	525,000	5.00	2040	605,000	4.00
2026	535,000	5.00	2041	620,000	4.00
2027	540,000	5.00	2042	635,000	4.00
2028	545,000	5.00	2043	650,000	4.00
2029	550,000	5.00	2044	550,000	4.00
2030	555,000	5.00	2045	565,000	4.00
2031	535,000	5.00	2046	575,000	4.00
2032	545,000	5.00	2047	595,000	4.00
2033	550,000	5.00	2048	610,000	4.00
2034	545,000	5.00	2049	630,000	4.00
2035	555,000	4.00	2050	650,000	4.00
2036	570,000	4.00	2051	670,000	4.00
2037	580,000	4.00	2052	690,000	4.00
2038	590,000	4.00	2053	560,000	4.00

Further Voted: that in connection with the marketing and sale of the Bonds, the preparation and distribution of a Notice of Sale and Preliminary Official Statement dated November 20, 2023 and a final Official Statement dated November 29, 2023 (the “Official

Statement”), each in such form as may be approved by the Town Treasurer, be and hereby are ratified, confirmed, approved and adopted.

Further Voted: that the Bonds shall be subject to redemption, at the option of the Town, upon such terms and conditions as are set forth in the Official Statement.

Further Voted: that the Town Treasurer and the Select Board be, and hereby are, authorized to execute and deliver a continuing disclosure undertaking in compliance with SEC Rule 15c2-12 in such form as may be approved by bond counsel to the Town, which undertaking shall be incorporated by reference in the Bonds for the benefit of the holders of the Bonds from time to time.

Further Voted: that we authorize and direct the Town Treasurer to establish post issuance federal tax compliance procedures and continuing disclosure procedures in such forms as the Town Treasurer and bond counsel deem sufficient, or if such procedures are currently in place, to review and update said procedures, in order to monitor and maintain the tax-exempt status of the Bonds and to comply with relevant securities laws.

Further Voted: that any certificates or documents relating to the Bonds (collectively, the “Documents”), may be executed in several counterparts, each of which shall be regarded as an original and all of which shall constitute one and the same document; delivery of an executed counterpart of a signature page to a Document by electronic mail in a “.pdf” file or by other electronic transmission shall be as effective as delivery of a manually executed counterpart signature page to such Document; and electronic signatures on any of the Documents shall be deemed original signatures for the purposes of the Documents and all matters relating thereto, having the same legal effect as original signatures.

Further Voted: that each member of the Select Board, the Town Clerk and the Town Treasurer be and hereby are, authorized to take any and all such actions, and execute and deliver such certificates, receipts or other documents as may be determined by them, or any of them, to be necessary or convenient to carry into effect the provisions of the foregoing votes.

*[Remainder of page intentionally omitted; signature page follows.]*

I further certify that the votes were taken at a meeting open to the public, that no vote was taken by secret ballot, that a notice stating the place, date, time and agenda for the meeting (which agenda included the adoption of the above votes) was filed with the Town Clerk and a copy thereof posted in a manner conspicuously visible to the public at all hours in or on the municipal building that the office of the Town Clerk is located or, if applicable, in accordance with an alternative method of notice prescribed or approved by the Attorney General as set forth in 940 CMR 29.03(2)(b), at least 48 hours, not including Saturdays, Sundays and legal holidays, prior to the time of the meeting and remained so posted at the time of the meeting, that no deliberations or decision in connection with the sale of the Bonds were taken in executive session, all in accordance with G.L. c.30A, §§18-25, as amended.

Dated: December 4, 2023

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Clerk of the Select Board