



City of Malden

Malden City Hall
215 Pleasant Street
Malden, MA 02148

Meeting Agenda - Final-revised City Council

Council President Barbara Murphy
Councillor at Large Karen Colon-Hayes
Councillor Paul Condon
Councillor Peg Crowe
Councillor Amanda Linehan
Councillor at Large Carey McDonald
Councillor Ryan O'Malley
Councillor Jadeane Sica
Councillor Chris Simonelli
Councillor at Large Craig Spadafora
Councillor Stephen Winslow

Tuesday, October 10, 2023

7:00 PM

City Council Chambers
215 Pleasant Street
Malden, MA 02148

Watch the live stream on YouTube:
<https://www.youtube.com/live/PCAiVHyVP5I?si=XsbpUgvsrLrUaSCf>

1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE & MOMENT OF SILENCE IN HONOR OF SERVICEMEN & WOMEN

3. ROLL CALL

4. GUESTS, CITIZEN ACHIEVEMENT AND ANNOUNCEMENTS

5. PUBLIC COMMENT

6. APPROVAL OF MINUTES

[341-23](#)

Minutes for the meeting of September 26, 2023

[342-23](#)

Minutes for the meeting of October 3, 2023

7. APPOINTMENTS & ELECTIONS

[343-23](#)

Mayoral Re-Appointment: Ronald B. Hogan, 5 Cider Mill Road, Saugus, MA as Director of the Parking Department, said term to expire on June 1, 2026 (Confirmation not required)

Attachments:

[Mayors Appointment Letter - Ronald Hogan - Dir. of Parking Dept.](#)

[344-23](#)

Mayoral Re-Appointment: Kevin Jarvis, 64 Jewett Street, Georgetown, MA as Veterans Service Officer/Agent, said term to expire on March 1, 2026 (Confirmation not required)

Attachments:

[Mayors Appointment Letter - Kevin Jarvis - Veterans Service Officer-Agent](#)

[345-23](#)

Mayoral Re-Appointment: Salvatore Gennetti, 37 Skyline Drive, Malden, MA as Police Commissioner, said term to commence upon his confirmation by the City Council, and to expire on March 1, 2026 (Confirmation required)

Attachments:

[Mayors Appointment Letter - Salvatore Gennetti - Police Commissioner](#)

[346-23](#)

Mayoral Re-Appointment: Yem Lip, 28 Constitution Road, Boston, MA as City Engineer/Director of Engineering Department, said term to commence upon his confirmation by the City Council, and to expire on March 1, 2026 (Confirmation required)

Attachments:

[Mayors Appointment Letter - Yem Lip - City Engineer](#)

[347-23](#)

Mayoral Re-Appointment: Anthony Rodrigues, 100 Tremont Street, Malden, MA as Director of Information Technology, said term to commence upon his confirmation by the City Council, and to expire on March 1, 2026 (Confirmation required)

Attachments:

[Mayors Appointment Letter - Anthony Rodrigues - Dir. of Information Technolog](#)

8. HEARINGS, PETITIONS, MEMORIALS AND REMONSTRANCES

[348-23](#)

Petition: Livery: On Point Transportation, 210 Lebanon St. Apt. B, Malden, 1 vehicle (New)

[349-23](#)

Petition: Livery: A.B. Limo Services, Inc. 51 Claremont Street, Malden, 1 vehicle (New)

9. MOTIONS, ORDERS AND RESOLUTIONS

[350-23](#)

Order: That the Council President will present the 2023 City Council Rule Book for review and approval of the Body

Sponsors:

Barbara Murphy

[351-23](#)

Order: That, notwithstanding legislation signed by Governor Healey extending certain COVID-19 relief measures as outlined in Section 20 of Chapter 20 of the Acts of 2021, to expire on March 31, 2025, the City Council will adopt the practice of remote participation in meetings of local public bodies as outlined in 940 CMR 29.10.(2)(a), with such authorization extending to subsequent meetings of all local public bodies in this municipality.

Sponsors:

Barbara Murphy

[352-23](#)

Order: That the Rules and Ordinance Committee work with the Mayor's Office, City Planner Michelle Romero, and the Office of Strategic Planning and Community Development to develop and publish a Request for Proposals to engage an outside consultant to assist with modernizing our zoning to better accomplish the City's goals of smart growth.

Be it further ordered that this combined effort focuses on responsible zoning which encourages growth that diversifies our tax base and is informed by input from city leaders on the impact to our city from residential, industrial, and commercial development.

Sponsors:

Craig Spadafora, Peg Crowe, Carey McDonald and Jadeane Sica

[353-23](#)

Be it ordained by the Malden City Council that the Code of the City of Malden (MCC) 12.32.060 DEFINITIONS - ZONING is hereby amended by adding under Paragraph B:

Retail Car Wash: An establishment operating a facility that provides motor vehicle washing, vacuuming, or cleaning service to the public using either automatic, manual, or self-service methods. A Retail Car Wash establishment does not include establishments that perform vehicle washing, vacuum, and cleaning services in association with Vehicle Sales or Rental facilities or as a courtesy by Motor Vehicle Repair Shops to vehicles being repaired.

Be it further ordained by the Malden City Council that the Code of the City of Malden (MCC) 6.12.010 HOURS OF OPERATION; IN GENERAL is hereby amended by adding under Paragraph A: Retail Car Wash 8:00 AM to 6:00 PM

Sponsors:

Stephen Winslow, Craig Spadafora and Amanda Linehan

[354-23](#)

Resolve: That it is the sense of the City Council that they wish to invite the Malden River Works Steering Committee to appear to present updates to the Malden River Works Park project.

Sponsors:

Stephen Winslow

[355-23](#)

Resolve: That it is the sense of the Malden City Council that the City of Malden work in collaboration with the Board of Health and Building Inspector to update MCC 9.04.010A relative to overgrowth of vegetation so as to protect and allow for sustainable landscaping and naturalized lawn practices, including but not limited to pollinator gardens, perennial wildflower meadows, and other non-manicured methods of cultivation, exempting such practices from the nuisance category of our municipal health code, with final discretion by the Board of Health Director.

Sponsors:

Amanda Linehan, Ryan O'Malley, Stephen Winslow and Carey McDonald

[356-23](#)

Resolve: That it is the sense of the Malden City Council there gets written a Code of Conduct for City Council Members. This code shall be a collaborative process which shall result in an agreed upon standard of behavior to discuss issues openly at City Council meetings, demonstrate respect, consideration and civility, and serve as a model of leadership to the community.

Sponsors:

Karen Colon Hayes, Amanda Linehan and Carey McDonald

[357-23](#)

Resolve: That it is the sense of the Malden City Council that the Body moves forth with the recommended policies for public access to Council meetings from the Technology Committee. The Committee was tasked with creating a policy which was unanimously approved by the City Council, reviewed by Acting City Solicitor Alicia McNeil, as well as city employees from the IT Department and the Mayor's Office.

Sponsors:

Karen Colon Hayes

ENROLLED ORDINANCES[227-23](#)

Be it ordained by the Malden City Council that the Code of the City of Malden (MCC) Title 12, Chapter 12 be amended as follows:
12.12.030 USE REGULATIONS be amended by striking "SP" in the Drive Thru category and replacing it with "No" in the Neighborhood Business (BN) and Central Business (BC) columns.
12.12.150 DRIVE-THRU be amended by striking "Neighborhood Business (BN), Central Business (BC)," in the first paragraph.

Sponsors:

Ryan O'Malley, Amanda Linehan and Carey McDonald

Attachments:

[CCP 227 2023 Drivethrus PSR wAtts](#)

[CCP 227 2023 PBR 7.23 wAtts](#)

[304-23](#)

Be it ordained by the Malden City Council that the Code of the City of Malden (MCC) 2.20.020 Elected Officials Salary Classification Plan be hereby amended to reflect the following compensation levels to be effective January 1, 2024.

Sponsors:

Barbara Murphy and Stephen Winslow

10. COMMUNICATIONS

[358-23](#) Communication: Attorney General's determination that no violation was found in Open Meeting Law Complaint 2023-155 against the Parks and Recreation Committee.

Sponsors: Ryan O'Malley

Attachments: [OML 2023-155 - Malden Parks and Recreation Committee](#)

12. COMMITTEE REPORTS

[359-23](#) Committee Report: The Standing Committee on Rules & Ordinance to whom was referred Paper 323 Series of 2023, having considered the same make the following report: Committee recommends this paper out favorably to the Full Council

Sponsors: Peg Crowe

[323-23](#) Be it ordained by the Malden City Council that the Code of the City of Malden (MCC) is hereby amended by adding Title 2, Chapter .24, Section .025, PUBLIC FACILITIES DEPARTMENT EMPLOYEES SALARY CLASSIFICATION PLAN, to reflect the following compensation levels:

Sponsors: Peg Crowe

Attachments: [Public Facilities Dept Employees Salary Classification 2.24.025](#)

[360-23](#) Committee Report: The Standing Committee on Finance to whom was referred Paper 324 Series of 2023, having considered the same make the following report: Committee recommends this paper out favorably to the Full Council

Sponsors: Carey McDonald

[324-23](#) Order: That the sum of One Hundred and Twenty Thousand Dollars (\$120,000.00) is transferred from Salary Reserve (0010-996-5110) to Public Facilities Labor Salaries (0010-241-5120)

Sponsors: Carey McDonald

13. TABLED PAPERS

[138-22](#) Resolve: That the City of Malden City Council establish "The Malden Youth Council" Ad Hoc Committee with three (3) City Councillors as voting members assigned by the Council President; to provide an opportunity for the youth of Malden and foster civic engagement and an opportunity to be involved and participate in local government to acquire a greater knowledge of and appreciation for local government through active participation in the system.

Sponsors: Karen Colon Hayes, Amanda Linehan and Carey McDonald

Attachments: [Youth Board Presentation for City Council April 25 2023](#)

[399-22](#)

Petition: Boston Gas d/b/a National Grid, 40 Sylvan Road, Waltham MA, W.O. No. 90000XX to install a new gas Regulator Station on Green Street near the intersection of Medford Street in accordance with the attached plans.

Hearing required

Attachments:

[National Grid Green Street WO #90000XX](#)

[Notice of Public Hearing & Abutters Green and Medford](#)

[171-23](#)

Petition: Massachusetts Electric Company dba National Grid of North Andover, Plan #30683608 to construct a line of underground electric conduits located at the intersection of Eastern Avenue and Marlboro Street in accordance with the attached plans

(Hearing Required)

Attachments:

[National Grid Eastern @Marlboro Plan# 30683608](#)

[Abutters List - National Grid Eastern @Marlboro Plan# 30683608](#)

[172-23](#)

Petition: Massachusetts Electric Company dba National Grid of North Andover, Plan #30511632 to construct a line of underground electric conduits located at the intersection of Main Street and Cross Street in accordance with the attached plans

(Hearing Required)

Attachments:

[National Grid Main @Cross Plan# 30511632](#)

[Abutters List - National Grid Main @Cross Plan# 30511632](#)

[214-23](#)

Petition: ExteNet Systems, 3030 Warrenville Road, Suite 340 Lisle, IL , Project No. 100523 - ExteNet Systems seeking grant of location to install fiber conduit beginning at a point approximately located at 244-248 Main Street running up to approximately 22 Charles Street.

(Hearing Required)

Attachments:

[ExteNet Systems Fiber Plans 244-288 Main Street Project No. 100523](#)

[ExteNet Systems Abutters List Main and Charles Project No. 100523](#)

14. PERSONAL PRIVILEGE

15. ADJOURNMENT

CAROL ANN DESIDERIO, CITY CLERK