



# City of Malden

Malden City Hall  
200 Pleasant Street  
Malden, MA 02148

## Meeting Minutes - Final City Council

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Tuesday, May 24, 2016

7:00 PM

City Council Chambers

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### **1. CALL TO ORDER**

The meeting was called to order at 7:08 p.m. by Acting Council President Spadafora.

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

### **3. ROLL CALL**

**Present - Councillors:** 10 - Neal Anderson, Peg Crowe, Paul Condon, David D'Arcangelo, Deborah DeMaria, Neil C. Kinnon, John P. Matheson, Ryan O'Malley, Jadeane Sica and Craig Spadafora

**Absent - Councillors:** 1 - Barbara Murphy

### **4. GUESTS, CITIZEN ACHIEVEMENT AND ANNOUNCEMENTS**

### **5. APPROVAL OF MINUTES**

[274-16](#) Minutes of the meeting of May 10, 2016

**A motion was made by Councillor Sica that the Council Minutes be approved. The motion carried by a unanimous vote.**

[275-16](#) Minutes of the meeting of May 17, 2016

**A motion was made by Councillor Sica that the Council Minutes be approved. The motion carried by a unanimous vote.**

### **6. APPOINTMENTS & ELECTIONS**

[276-16](#) Council Re-Appointment: Molly Pidgeon, 40 High St. as a member of the Energy Efficiency Commission (Term Exp: 5/1/18)

**A motion was made by Councillor Matheson that the Appointment be referred to the Compliance/Appointments Committee. The motion carried by a unanimous vote.**

### **7. HEARINGS, PETITIONS, MEMORIALS AND REMONSTRANCES**

### **8. MOTIONS, ORDERS AND RESOLUTIONS**

[277-16](#) Be it ordained that Section 4.22 of the Revised Ordinances of 1991 be

amended relative to payment of small claims

Be it ordained by the Malden City Council that Section 4.22 of the Revised Ordinances of 1991, as amended, be and the same are hereby further amended as follows:

-by striking out Section 4.22 as it currently exists and inserting in place thereof a new Section 4.22 as follows:

**SECTION 4.22 CLAIMS AGAINST THE CITY FOR DAMAGES APPROVED BY COMMITTEE ON FINANCE; AUTHORITY OF COMMITTEE TO ADJUST SMALL CLAIMS; NOTICE TO CITY SOLICITOR**

All claims made against the City for damages, and such other claims as may be referred to them, shall be examined by the Committee on Finance; and the Committee may take such steps as it deems expedient for the defense of the City in an amount not exceeding five hundred dollars; provided that no claim shall be paid except in reimbursement for paid receipts to companies doing business in the Commonwealth. Claims so allowed shall be certified by the Controller of Accounts to the Treasurer without further examination. Notices of all injuries to persons or property shall be forwarded forthwith by the officers upon whom such notices may be served to the City Solicitor for examination.

**Sponsors:** Jadeane Sica and John P. Matheson

**A motion was made by Councillor Sica that the Ordinance be referred to the Rules & Ordinance Committee. The motion carried by a unanimous vote.**

[278-16](#)

Order: That the City Council designate a new audit firm for the FY2016 roadwork audit.

**Sponsors:** John P. Matheson

**A motion was made by Councillor Matheson that the Order be referred to the Finance Committee. The motion carried by a unanimous vote.**

[286-16](#)

Order: That the Ordinance Committee consider amending parking and open space requirements in the Central Business zone

**Sponsors:** Craig Spadafora

**A motion was made by Councillor Spadafora that the Ordinance be referred to the Rules & Ordinance Committee. The motion carried by a unanimous vote.**

### **Enrolled Ordinances**

[14-16](#)

Be it Ordained that the Revised Ordinance of 1991 be amended relative to prohibiting replica firearms

**Sponsors:** Craig Spadafora

**A motion was made by Councillor Anderson that the Ordinance be ordained. The motion carried by the following vote:**

**Yea:** 7 - Anderson, Crowe, Condon, DeMaria, Kinnon, Matheson and Spadafora

**Nay:** 3 - D'Arcangelo, O'Malley and Sica

## **9. COMMUNICATIONS**

### **10. CLAIMS**

[279-16](#)

Claim: Brice Huelsman, DVM, 9 Montrose St., Malden

**A motion was made by Councillor Kinnon that the Claim be referred to the Finance Committee. The motion carried by a unanimous vote.**

[280-16](#)

Claim: Jonathan Fitzgerald, 98 Lawrence St., Malden

**A motion was made by Councillor Kinnon that the Claim be referred to the Finance Committee. The motion carried by a unanimous vote.**

### **11. COMMITTEE REPORTS**

[281-16](#)

Committee Report: Compliance/Appointments (Paper #227-16 Council Reappointment of Kathleen French as member of the Board of Assessors)

The Standing Committee on Compliance/Appointments, to whom was referred Paper #227 Series of 2016, having considered the same make the following report: Committee recommends that Kathleen French be reappointed as a member of the Board of Assessors.

COUNCILLOR MATHESON FOR THE COMMITTEE

**A motion was made by Councillor Matheson that the Committee Report be received and filed. The motion carried by a unanimous vote.**

[227-16](#)

Council Re-Appointment: Kathleen French as a member of the Board of Assessors for a term expiring March 1, 2019.

**A motion was made by Councillor Matheson that the Appointment be appointed. The motion carried by a unanimous vote.**

[282-16](#)

Committee Report: Compliance/Appointments (Paper #255-16 Mayor's Reappointment of Francis Boudrow, 48 Essex St. as a member of the Malden Housing Authority)

The Standing Committee on Compliance/Appointments, to whom was referred Paper #255 Series of 2016, having considered the same make the following report: Committee recommends that this appointment be confirmed.

## COUNCILLOR MATHESON FOR THE COMMITTEE

**A motion was made by Councillor Matheson that the Committee Report be received and filed. The motion carried by a unanimous vote.**

[255-16](#)

Mayor's Re-Appointment: Francis Boudrow, 48 Essex St. Malden, as Labor representative member of Malden Housing Authority Board (Term Exp: May 4, 2021)

**A motion was made by Councillor Matheson that the Appointment be appointed. The motion carried by a unanimous vote.**

[283-16](#)

Committee Report: Compliance/Appointments (Papers #256 & 257-16 Mayor's Appointments to the Energy Efficiency Commission)  
The Standing Committee on Compliance/Appointments, to whom was referred Papers #256 & #257 Series of 2016, having considered the same make the following report: Committee recommends that these appointments be placed on file.

## COUNCILLOR MATHESON FOR THE COMMITTEE

**A motion was made by Councillor Matheson that the Committee Report be received and filed. The motion carried by a unanimous vote.**

[256-16](#)

Mayor's Re-Appointment: Stacy VanDeveer, 6 Lebanon Terrace, Malden to Commission on Energy Efficiency (Term Exp: May 4, 2018)

**A motion was made by Councillor Matheson that the Appointment be placed on file. The motion carried by a unanimous vote.**

[257-16](#)

Mayor's Re-appointment: Joshua Ward Smith, 44 Greystone Rd. as member of the Energy Efficiency Commission (Term Exp: May 4, 2018)

**A motion was made by Councillor Matheson that the Appointment be placed on file. The motion carried by a unanimous vote.**

[284-16](#)

Committee Report: Compliance/Appointments (Paper #233-16 Council Reappointment of Daniel Grover as Cemetery Trustee)  
The Standing Committee on Compliance/Appointments, to whom was referred Paper #233 Series of 2016, having considered the same make the following report: Committee recommends that Daniel Grover be reappointed as a Cemetery Trustee.

## COUNCILLOR MATHESON FOR THE COMMITTEE

**A motion was made by Councillor Matheson that the Committee Report be received and filed. The motion carried by the following vote:**

**Yea:** 10 - Anderson, Crowe, Condon, D'Arcangelo, DeMaria, Kinnon, Matheson, O'Malley, Sica and Spadafora

[233-16](#)

Council Re-Appointment: Daniel Grover, 22A Wigglesworth St., as Cemetery Trustee (Term Expiring: March 1, 2021)

**A motion was made by Councillor Matheson that the Appointment be appointed. The motion carried by a unanimous vote.**

[287-16](#)

Committee Report: Finance (Paper #241-16 Annual Appropriation Order for FY2017)

The Standing Committee on Finance, to whom was referred Paper #241 Series of 2016, having considered the same, make the following report: Committee recommends that this paper be defeated.

Councillor Kinnon for the Committee

**A motion was made by Councillor Kinnon that the Committee Report be received and filed. The motion carried by a unanimous vote.**

[241-16](#)

Annual Appropriation Order for FY2017

**Sponsors:** Neil C. Kinnon

**A motion was made by Councillor Kinnon that the Order be defeated. The motion carried by the following vote:**

**Yea:** 10 - Anderson, Crowe, Condon, D'Arcangelo, DeMaria, Kinnon, Matheson, O'Malley, Sica and Spadafora

[285-16](#)

Committee Report: Finance (Relative to adopting a resolve to the state legislative delegation regarding Chapter 70 Funding)

The Standing Committee on Finance, having considered the proposed school budget for FY2017, makes the following report: Committee recommends that the following resolve be passed: Resolved: That it is the sense of the City Council that the Malden Legislative Delegation work to encourage the Legislature to review and amend the Chapter 70 education formula to provide an equitable distribution of funds to communities based more directly on actual student need.

Councillor Kinnon for the Committee

**This Committee Report was received and filed**

[288-16](#)

Resolve: That the Malden Legislative Delegation work to amend the Chapter 70 School Aid Formula

Resolved: That it is the sense of the City Council that the Malden Legislative Delegation work to encourage the Legislature to review and amend the Chapter 70 education formula to provide an equitable distribution of funds to communities based more directly on actual student need.

**A motion was made by Councillor O'Malley that the Resolution be passed. The motion carried by a unanimous vote.**

**12. TABLED PAPERS**

**13. PERSONAL PRIVILEGE**

**14. ADJOURNMENT**

At 7:38 p.m., a motion was made by Councillor Kinnon that the meeting be adjourned. The motion carried by a unanimous vote.

**KAREN ANDERSON, CITY CLERK**