



# City of Malden

Malden City Hall  
215 Pleasant Street  
Malden, MA 02148

## Meeting Minutes - Final City Council

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Tuesday, May 14, 2019

7:00 PM

John & Christina Markey Community Center,  
7 Washington St.

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

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

### **3. ROLL CALL**

**Present - Councillors:** 11 - John P. Matheson, Neal Anderson, David Camell, Paul Condon, Peg Crowe, Deborah DeMaria, Barbara Murphy, Ryan O'Malley, Jadeane Sica, Craig Spadafora and Stephen Winslow

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

Julianne Orsino, Chair, Malden CPC appeared before the Council to present the bonding recommendations for the Roosevelt Park CPA funded project.

Councillor Winslow gave the Council an update on the status of the work of the Long-Term Transportation Study Committee.

### **5. PUBLIC COMMENT**

### **6. APPROVAL OF MINUTES**

[235-19](#) Minutes of the Meeting of April 30, 2019.

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

[236-19](#) Minutes of the Meeting of May 7, 2019.

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

### **7. APPOINTMENTS & ELECTIONS**

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

[237-19](#) Outdoor Parking: Andreas Tsitos, 29 Madison St., Malden, 40 spaces (Renewal)

A motion was made by Councillor Murphy that the Petition be referred to the License Committee. The motion carried by a unanimous vote.

[238-19](#) Outdoor Parking: Andreas Tsitos, 25 Florence St., Malden, 34 spaces (Renewal)

**A motion was made by Councillor Murphy that the Petition be referred to the License Committee. The motion carried by a unanimous vote.**

[239-19](#) Taxi Driver: Richelle Destasio, 201 Chelsea St. #208, Everett, MA 02149 (New)

**A motion was made by Councillor Murphy that the Petition be referred to the License Committee. The motion carried by a unanimous vote.**

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

[240-19](#) Order: Be it hereby ordained that Chapter 4 of the revised Ordinances of 1991 by further amended by adding Section 4.43 to Prevent Wage Theft by Public Contractors.

**Sponsors:** Stephen Winslow

**A motion was made by Councillor Winslow, seconded by Councillor DeMaria, that the Order be referred to the Rules & Ordinance Committee. The motion carried by a unanimous vote.**

[241-19](#) Order that the City of Malden enter into an agreement with Malden Arts for the installation of a mural on public property located at 110 Pleasant Street.

**Sponsors:** Ryan O'Malley and Deborah DeMaria

**A motion was made by Councillor O'Malley, seconded by Councillor Spadafora, that the Order be referred to the Public Property Committee. The motion carried by a unanimous vote.**

[242-19](#) Ordered: That One Million Four Hundred Fifty Thousand Dollars (\$1,450,000) is appropriated to pay costs of design and construction of Roosevelt Park and to meet this appropriation, the Treasurer, with approval of the Mayor is authorized to borrow said amount under M.G.L. c. 44, Section 7(25) or any other enabling authority, and in conjunction therewith, the Mayor and Treasurer are each authorized to enter into one or more loan and/or security agreements, and the Mayor is authorized to contract for and expend any Federal, State or other aid available for the project, including any grant related to such project, and to take any other action necessary to carry out this project. Any premium received upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with M.G.L. c. 44, §20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount. The repayment of said loan will be made by utilizing available Community Preservation Act funds pursuant to M.G.L. Chapter 44B and as previously authorized and approved by the Malden Community Preservation Committee.

**Sponsors:** David Camell

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

[247-19](#)

Order: That the City Treasurer and Director of the Parking Dept. appear before the City Council to report on Parking meter revenues and cash collection policy.

**Sponsors:** John P. Matheson

**A motion was made by Councillor Murphy that the Order be amended by striking "appear before" and inserting "Provide a written report within two weeks". The motion carried by a unanimous vote.**

**A motion was made by Councillor Matheson that the Order be adopted as amended. The motion carried by a unanimous vote.**

**10. COMMUNICATIONS**

**11. CLAIMS**

**12. COMMITTEE REPORTS**

[243-19](#)

Committee Report: Finance (Paper #227-19 Ordered: That the Mayor be authorized to enter into a contract with Tax Exempt Leasing Corporation for the purchase/lease of a ladder truck and engine for the Fire Department.)

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

[227-19](#)

Ordered: That the Mayor be authorized to enter into a contract with Tax Exempt Leasing Corporation for the purchase/lease of a ladder truck and engine for the Fire Department.

**Sponsors:** David Camell and Deborah DeMaria

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

**Yea:** 11 - Anderson, Camell, Condon, Crowe, Murphy, O'Malley, Spadafora, Winslow, DeMaria, Sica and Matheson

[244-19](#)

Committee Report: Finance (Paper #228-19 Ordered: That the sum of Fifty-One Thousand Nine Hundred Sixty Dollars and Forty Eight Cents (\$51,960.48) be and the same is hereby transferred from Salary Reserve to the following accounts:

Legal Salaries	\$14,141.92
Mayor's Office Salaries	\$11,851.84
Information Technology Salaries	\$ 9,938.76
PIPS Salaries	\$ 9,504.56
Public Facilities Salaries	\$ 3,738.28
Board of Health Salaries	\$ 2,785.12)

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

**Yea:** 11 - Anderson, Camell, Condon, Crowe, Murphy, O'Malley, Spadafora, Winslow, DeMaria, Sica and Matheson

[228-19](#)

Ordered: That the sum of Fifty One Thousand Nine Hundred Sixty Dollars and Forty Eight Cents (\$51,960.48) be and the same is hereby transferred from Salary Reserve (0010-996-5110) to the following accounts:

Legal Salaries	\$14,141.92
Mayor's Office Salaries	\$11,851.84
Information Technology Salaries	\$ 9,938.76
PIPS Salaries	\$ 9,504.56
Public Facilities Salaries	\$ 3,738.28
Board of Health Salaries	\$ 2,785.12

**Sponsors:** David Camell

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

**Yea:** 10 - Anderson, Camell, Condon, Crowe, Murphy, Spadafora, Winslow, DeMaria, Sica and Matheson

[245-19](#)

Committee Report: License Paper #'s 205-19 - 209-19

205 19

Pool Tables: AOH Division 12, 259 Charles St., Malden, 1 table (Renewal)

206 19

Taxi Driver: Donald F. Porter, 25 Sherman St., Everett, MA 02149  
(Renewal)

207 19

Outdoor Parking: Andy's Service Center, Inc., 356 Lebanon St., Malden,  
12 spaces (Renewal)

208 19

Outdoor Parking: Rigano's, Inc., 1081 Fellsway, Malden, 20 spaces  
(Renewal)

209 19

Outdoor Parking: Rigano's, Inc., 1152 Eastern Ave., Malden, 10 spaces  
(Renewal)

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

[205-19](#)

Pool Tables: AOH Division 12, 259 Charles St., Malden, 1 table (Renewal)

A motion was made by Councillor Murphy that the Petition be granted. The motion carried by a unanimous vote.

[206-19](#)

Taxi Driver: Donald F. Porter, 25 Sherman St., Everett, MA 02149 (Renewal)

A motion was made by Councillor Murphy that the Petition be granted. The motion carried by a unanimous vote.

[207-19](#)

Outdoor Parking: Andy's Service Center, Inc., 356 Lebanon St., Malden, 12 spaces (Renewal)

A motion was made by Councillor Murphy that the Petition be granted. The motion carried by a unanimous vote.

[208-19](#)

Outdoor Parking: Rigano's, Inc., 1081 Fellsway, Malden, 20 spaces (Renewal)

A motion was made by Councillor Murphy that the Petition be granted. The motion carried by the following vote:

**Yea:** 10 - Anderson, Camell, Condon, Crowe, Murphy, O'Malley, Spadafora, Winslow, DeMaria and Matheson

**Recused:** 1 - Sica

[209-19](#)

Outdoor Parking: Rigano's, Inc., 1152 Eastern Ave., Malden, 10 spaces (Renewal)

A motion was made by Councillor Murphy that the Petition be granted. The motion carried by the following vote:

**Yea:** 10 - Anderson, Camell, Condon, Crowe, Murphy, O'Malley, Spadafora, Winslow, DeMaria and Matheson

**Recused:** 1 - Sica

### **13. TABLED PAPERS**

[224-18](#)

Order: The Fellsmere Housing Group and Friends of Fellsmere Heights to present their proposal of a zoning overlay allowing clustered mixed of residential housing at the former Malden Hospital Site to the Rules & Ordinance Committee.

[385-18](#)

Order: That the City Council create a five member ad hoc committee to investigate the Condition and Safety of the Natural Gas Infrastructure in Malden. The committee shall be composed of three City Councillors, the DPW Director and the City Engineer, or their designees.

**Sponsors:** Ryan O'Malley and David Camell

[64-19](#)

Be it hereby Ordained that Section 35, Subsection 1 of Chapter 11 of the Rules & Ordinance of 1991 be further amended as follows:

Strike "Remove snow, slush and ice from said sidewalk within 24 (twenty-four) hours after snowfall has ended or the Public Works Director has declared that snow removal operations are complete." and insert:

"For Non-Commercial Properties" (excluding multifamily properties of 5 or more units) - Remove snow, slush and ice from said sidewalk within 24 (twenty-four) hours after snowfall has ended or the Public Works Director has declared that snow removal operations are complete.

"For Commercial Properties and Multifamily Properties" of 5 or more units - Remove snow, slush and ice from said sidewalk within 12 (twelve) hours after snowfall has ended or the Public Works Director has declared that snow removal operations are complete.

**Sponsors:** Ryan O'Malley and Stephen Winslow

#### **14. PERSONAL PRIVILEGE**

#### **15. ADJOURNMENT**

A motion was made by Councillor Crowe that the meeting be adjourned. The motion carried by a unanimous vote.

**THOMAS E. BRENNAN, CITY CLERK**