



City of Malden

Malden City Hall
215 Pleasant Street
Malden, MA 02148

Meeting Agenda - Final City Council

*Council President Neal Anderson,
Councillor David Camell,
Councillor Paul Condon,
Councillor Peg Crowe,
Councillor Deborah DeMaria,
Councillor Amanda Linehan,
Councillor Barbara Murphy,
Councillor Ryan O'Malley,
Councillor Jadeane Sica,
Councillor Craig Spadafora,
Councillor Stephen Winslow*

Tuesday, November 9, 2021

7:00 PM

City Council Chambers
215 Pleasant Street
Malden, MA 02148

[469-21](#)

Members of the public who wish to attend remotely can do so using the following information:

Please click the link below to join the webinar:

<https://cityofmalden.zoom.us/j/96279431015?pwd=T0NxNVZhL1EybnI2S2ZzZFEvOEk1Zz09>

Passcode: 762064

Or One tap mobile :

US: +19294362866,,96279431015#,,,,*762064#
+16465189805,,96279431015#,,,,*762064#

Or Telephone:

Dial (for higher quality, dial a number based on your current location):

US: +1 929 436 2866 or +1 646 518 9805

Webinar ID: 962 7943 1015

Passcode: 762064

International numbers available: <https://cityofmalden.zoom.us/j/aeJKRGmi6c>

If you would like to request a reasonable accommodation, please contact Maria Luise, ADA Compliance Coordinator at mluise@cityofmalden.org <<mailto:mluise@cityofmalden.org>> or 781-397-7000, Ext 2005.

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

Malden Community Food Assessment Team will appear before the council to discuss their roll out of the report as it relates to food security.

5. PUBLIC COMMENT

6. APPROVAL OF MINUTES

[470-21](#) Minutes of the Meeting of October 19, 2021.

[471-21](#) Minutes of the Meeting of October 26, 2021.

7. APPOINTMENTS & ELECTIONS

[472-21](#) Mayoral Appointment: Tovah Miller, 46 Converse Avenue # 3, Malden, MA to the Disability Commission said term to commence upon confirmation by the City Council, and to expire March 15, 2024. Tovah will fulfill the unexpired term of Lauren Schipper who recently resigned due to relocating out of Malden.

Sponsors: Peg Crowe

[473-21](#) Mayoral Re-Appointment: Paul Buckley, 115 Emerald Street, Malden, MA as a member of the Conservation Commission, said term to expire on October 1, 2023.

Sponsors: Peg Crowe

[474-21](#) Mayoral Re-Appointment: Mary Hampton, 29 Beachview Terrace, Malden, MA, as a member of the Historical Commission, said term to expire November 1, 2024.

Sponsors: Peg Crowe

8. HEARINGS, PETITIONS, MEMORIALS AND REMONSTRANCES

[475-21](#) Petition: Amusement License - Dockside, 229 Centre Street, Malden, MA 6 machines - renewal.

Sponsors: Paul Condon

[476-21](#) Petition: Amusement License - Malden Vetrans of Irish Ancestry, Inc., 177 West Street, Malden, MA 4 machines - renewal.

Sponsors: Paul Condon

[477-21](#) Petition: Amusement License - Flaming Grill Buffet, 12 Broadway, Malden, MA - 3 machines - renewal.

Sponsors: Paul Condon

- [478-21](#) Petition: Amusement License - Provo Corp. d/b/a - Patrick's & Franny's, 36-40 Lebanon Street, Malden, MA - renewal 3 machines.
- [479-21](#) Petition: Amusement License - Italian American War Veterans Post 16, 40 Oakland Street, Malden, MA - renewal 4 machines.
- Sponsors:** Paul Condon
- [480-21](#) Petition: Amusement Machine - Town Line Ten Pin Corp., 665 Broadway, Malden, MA - renewal 25 machines.
- Sponsors:** Paul Condon
- [481-21](#) Petition: Extended Hours: Dunkin Donuts, 617 Broadway, Malden, MA - renewal.
- Sponsors:** Paul Condon
- [482-21](#) Petition: Extended Hours - Walgreens, 185 Centre Street, Malden, MA 24 hours - renewal.
- Sponsors:** Paul Condon
- [483-21](#) Petition: Extended Hours: Dunkin Donuts, 424 Main Street, Malden, MA - renewal.
- Sponsors:** Paul Condon
- [484-21](#) Petition: Extended Hours: Dunkin Donuts, 57 Eastern Avenue, Malden, MA - renewal.
- Sponsors:** Paul Condon
- [485-21](#) Petition: Extended Hours - Dunkin Donuts, 200 Commercial Street, Malden, MA - renewal.
- Sponsors:** Paul Condon
- [486-21](#) Petition: Extended Hours - Dunkin Donuts, 245 Pleasant Street, Malden, MA 5 a.m. - 11:00 p.m. - renewal.
- Sponsors:** Paul Condon
- [487-21](#) Petition: Extended Hours - L & K Billiard Pool Hall, 94 B Pleasant Street, Malden, MA - renewal 12:00 p.m. to 11:45 p.m.
- [510-21](#) Petition: Class I - Absolute Auto Rental & Sales, Inc., 495 Broadway, Malden, MA - renewal.
- Sponsors:** Paul Condon
- [511-21](#) Petition: Class II - Smart Buy Auto Group d/b/a Smart Buy USA, 616 Broadway, Malden, MA 26 vehicles - renewal.

- [488-21](#) Petition: Class II - Rio Auto Group Corp., dba Dealer One Motors, 77 Broadway, Malden, MA - 48 vehicles - renewal.
- [489-21](#) Petition: Class II - Ciampa Auto Body, 322 Eastern Avenue, Malden, MA - 4 vehicles - renewal.
- Sponsors:** Paul Condon
- [490-21](#) Petition: Class II - Frank's Auto Sales, 189 Highland Avenue, Malden, MA - 4 vehicles - renewal.
- Sponsors:** Paul Condon
- [491-21](#) Petition: Class II - Green Leaf Auto Ent. Inc. - 28 Broadway, Malden, MA - 50 vehicles - renewal.
- Sponsors:** Paul Condon
- [492-21](#) Petition: Class II - River Auto Sales, Inc. - 77 Eastern Avenue, Malden, Ma - 21 - renewal.
Previously had license for 25 vehicles - now 21 - new plot plan submitted.
- [493-21](#) Petition: Class II - Culleton Bros. Inc., 61 Clinton Street, Malden, MA - 2 vehicles - renewal.
- Sponsors:** Paul Condon
- [494-21](#) Petition: Class II - G.P. Motorcycle Supply, 420 Broadway, Malden, MA - 4 motorcycles - renewal.
- Sponsors:** Paul Condon
- [495-21](#) Petition: Class II - Maxima Auto Sales Corp., 105 Broadway, Malden, MA - 31 Vehicles - renewal.
- Sponsors:** Paul Condon
- [496-21](#) Petition: Class II - Next Level Motors, Inc., 189 Eastern Avenue, Malden, MA - 35 vehicles - renewal.
- Sponsors:** Paul Condon
- [497-21](#) Petition: Class II - Broadway Auto Sales, 628 Broadway, Malden, MA - 0 - renewal.
- Sponsors:** Paul Condon
- [498-21](#) Petition: Class II - MacMillen Automotive, 388 Eastern Avenue, Malden, MA - 15 vehicles - renewal.
- Sponsors:** Paul Condon

[499-21](#) Petition: Class II - A.G.M. Auto Sales, 160 Eastern Avenue, Malden, MA - 18 vehicles renewal.

Sponsors: Paul Condon

[500-21](#) Petition: Class II - Nick's Foreign Car Center, 121 Beach Street, Malden, MA - 19 vehicles - renewal (Name Change from Linden Automotive to Nick's Foreign Car Center) New Owner.

Sponsors: Paul Condon

[501-21](#) Petition: Class II - Scott M. Fitzpatrick d/b/a Wentworth Auto Sales, 730 Eastern Avenue, Suite 091B, Malden, MA - renewal - 15 vehicles.

[502-21](#) Petition: Class II - Hub Starters & Alterations, Inc., 172 Broadway, Malden, MA - 4 vehicles - renewal.

[503-21](#) Petition: Class II - Louis Foreign Car Garage, Inc., 191 Salem Street, Malden, MA - renewal 2 vehicles.

Sponsors: Paul Condon

[504-21](#) Petition: Class II - Malden Middlesex Motor Sales, Inc., 129 Charles Street, Malden, MA - renewal.

Sponsors: Paul Condon

[505-21](#) Petition: Class III - Malden Middlesex Motor Sales, Inc., 129 Charles Street, Malden, MA - renewal.

Sponsors: Paul Condon

[506-21](#) Petition: Class III - Malden Broadway Auto Body, 590 Broadway, Malden, MA - renewal.

Sponsors: Paul Condon

9. MOTIONS, ORDERS AND RESOLUTIONS

10. COMMUNICATIONS

11. COMMITTEE REPORTS

[507-21](#) Committee Report: License Committee - Petitions for the following Papers #'s:
439 21 Petition: Class II John's Service, 200 Beach Street, Malden, MA (15) vehicles renewal.
440 21 Petition: Class II Autotech II, Inc., 1236 Eastern Avenue, Malden, MA (5) vehicles renewal.
441 21 Petition: Class II Malden Auto Brokers, 225 Eastern Avenue, MA 20 vehicles renewal.

442 21 Petition: Class II Malden Auto Sales, 147 Ferry Street, Malden, MA 25 vehicles renewal.

460 21 Petition: Class II Broadway Auto Motors, Inc., 495 Broadway, Malden, MA (27) vehicles renewal.

443 21 Petition: Amusement Machines Loyal Order of the Moose, Lodge 1910, 562 Broadway, Malden, MA (1) machine renewal.

444 21 Petition: Amusement Machines GLS Associates, Inc., 50 Holden Street, Malden, MA (9) renewal.

445 21 Petition: Poolroom Billiard License AOH Ancient Order of Hibernians, Inc., 259 Charles St., Malden, MA (1) renewal.

446 21 Petition: Christmas Tree Sales Smart Buy Auto Group, Inc., 616 Broadway, Malden, MA **new**.

447 21 Petition: Fortune Teller Angie Marks, 495 Broadway, Malden, MA renewal.

448 21 Petition: Extended Hours: Dunkin Donuts, 980 Eastern Avenue, Malden, MA 4:00 a.m. Midnight renewal.

428 21 Petition: Christmas Tree Sales: Jay's Pizza & Ice Cream, 167 Centre St. Malden renewal.

(Requested license through January 10, 2022; only granted through December 31, 2021.

12. TABLED PAPERS

[314-21](#)

Resolve: That, the Malden City Council authorize the Mayor, as Malden's Chief Executive Officer, to allow remote participation in accordance with the requirements of 940 CMR 29.10, for all subsequent meetings of all local public bodies in the City of Malden."

"Whereas, the COVID-19 pandemic revealed the need for emergency preparedness planning for all entities, public and private;

Whereas, the Governor Baker's 2020 emergency order authorizing remote participation for public meetings, resulted in record public meeting attendance and participation in the City of Malden;

Whereas, remote participation has helped enable the elderly, disabled, evening shift workers, young families, and home bound individuals participate in public meetings,

Sponsors:

Ryan O'Malley, Deborah DeMaria and Amanda Linehan

[416-21](#)

The committee will review and discuss letter submitted by Hans Eysenbach, Attorney for ExteNet RE: Request to Reconsider Recommended Denial of Attachment Authorization Request by ExteNet Systems, Inc. for the Utility Pole Adjacent to 71 Plainfield Avenue.

13. EXECUTIVE SESSION[508-21](#)

Executive Session: The City Council will vote to go into executive session with legal counsel for the City, in regard to the matter of Barkosky v. Malden Police Department et al for the purposes of Exemption Three, Massachusetts General Laws Chapter 30A Section 21 (a)(3) to discuss strategy with respect to litigation where such discussion in open meeting may have a detrimental effect of the litigation position of the City, if so declared by the chair, and to admit City Solicitor Kate Fallon, Attorney Alicia McNeil, Attorney Joseph Padosky and Attorney Kenneth Anderson.

[509-21](#)

Executive Session: The City Council will vote to go into executive session with legal counsel for the City, in regard to the matter of Guillaume v. Malden Police Department et al for the purposes of Exemption Three, Massachusetts General Laws Chapter 30A Section 21 (a)(3) to discuss strategy with respect to litigation where such discussion in open meeting may have a detrimental effect of the litigation position of the City, if so declared by the chair, and to admit City Solicitor Kate Fallon, Attorney Alicia McNeil, Attorney Joseph Padosky and Attorney Kenneth Anderson.

14. PERSONAL PRIVILEGE**15. ADJOURNMENT**

GREGORY LUCEY, CITY CLERK