



City of Malden

Malden City Hall
215 Pleasant Street
Malden, MA 02148

Meeting Minutes - Final License Committee

Chairperson Paul Condon
Vice Chair Jadeane Sica
Craig Spadafora
Amanda Linehan
Neal Anderson

Tuesday, February 9, 2021

5:30 PM

REMOTE VIRTUAL MEETING

50-21

In accordance with Governor Baker's 3/12/20 Order Suspending Certain Provisions of the Open Meeting Law, G.L.c.30A,ss18, and the Governor's 3/23/20 Revised Guidance on Order by the Governor Prohibiting Assemblage of More than Ten People, this meeting will be conducted via remote participation.

In person attendance by members of the public is prohibited, and all effort will be made to permit public attendance of this meeting, in the manner specified below, via remote access by internet, telephone, and if available via public broadcast of the meeting by Malden Access Cable Television on public access television channels.

Public access will also be provided by posting draft minutes, and/or a transcript, recording, or record of the meeting on the city of Malden website at cityofmalden.org as soon as practicable after the meeting.

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<https://www.cityofmalden.org/DocumentCenter/View/2487/Public-information-on-Public-Meetings-and-Hearings-during-the-Declared-State-of-Emergency-related-to-COVID19PDF>

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Roll Call

Also in attendance Assistant City Solicitor John McNaught, Ken LaFauci from Brothers Auto Body and Attorney Callaghan representing Ken LaFauci from Brothers Auto Body.

Present: 5 - Paul Condon, Jadeane Sica, Craig Spadafora, Amanda Linehan and Neal Anderson

Minutes to be Approved

51-21

Minutes of the Meeting of January 26, 2021.

A motion was made by Vice Chair Sica, seconded by Councillor Linehan, that the Committee Minutes be approved. The motion carried by the following vote:

Yea: 5 - Chairperson Condon, Vice Chair Sica, Spadafora, Linehan and Anderson

Business

340-20

Petition: Class II - Brothers Auto Body, 969 Salem Street, Malden, MA - 0 cars

Chair Condon read a statement of the concerns the committee has regarding the renewal of the license and prompted the desire to have the hearing so the petitioner and his attorney could answer the concerns. Attorney Callaghan stated the petitioner has held a Malden Class II Dealers License since 1999 and currently holds a Grandfathered License. Attorney Callaghan walked through what Mr. LaFauci does with his license and how it relates to purchasing salvaged vehicles. Mr. LaFauci has 10 employees. Attorney Callaghan informed the committee that Mr. LaFauci has signed a lease for a new location at 511-513 Broadway and his renewal application should reflect that change. Attorney Callaghan explained the issues Mr. LaFauci has had with the State Police and felt the State Police were targeting Mr. LaFauci when he is at auction. Attorney Callaghan told the Committee that Mr. LaFauci did have his Revere Dealers License revoked because of fire code issues and tax delinquencies but has appealed the fire violations and has been working on catching up on the taxes. Mr. LaFauci has also retained an attorney to appeal his 2018 conviction.

Council President Anderson spoke in favor to renew the license and has a long history with Mr. LaFauci and his application should not be denied.

Councillors Sica spoke in favor of denying the application given the new location already has 3 businesses on site and the discrepancies with regards to the state police version of events and Attorney Callaghan's.

Councillor Linehan has serious reservations with the renewal and would not be able to vote in favor of granting.

Councillor Anderson moved to grant and the motion failed because there were no second

to the motion.

Councillor Sica made a motion to deny, seconded by Councillor Linehan. The following roll call vote was taken: Linehan (y), Sica (y), Spadafora (n), Anderson (n), Condon (n). Motion failed.

A motion was made by Vice Chair Sica, seconded by Councillor Spadafora, that the Petition be returned without recommendation. The motion carried by the following vote:

Yea: 5 - Chairperson Condon, Vice Chair Sica, Spadafora, Linehan and Anderson

[35-21](#)

Class II: Richard's Motorcars, Inc., 672 Broadway, Malden, 80 cars (Renewal)

Sponsors: Paul Condon

A motion was made by Vice Chair Sica, seconded by Council President Anderson, that the Petition be recommended favorably. The motion carried by the following vote:

Yea: 5 - Chairperson Condon, Vice Chair Sica, Spadafora, Linehan and Anderson

[36-21](#)

Extended Hours: Speedway #2504, 214 Broadway, Malden, Hours: 24/7 (Renewal)

Sponsors: Paul Condon

A motion was made by Councillor Spadafora, seconded by Council President Anderson, that the Petition be recommended favorably. The motion carried by the following vote:

Yea: 5 - Chairperson Condon, Vice Chair Sica, Spadafora, Linehan and Anderson

[37-21](#)

Petition: Livery: David Ulysse, 230 Bryant St. #3, Malden, 1 livery (Renewal)

Sponsors: Paul Condon

A motion was made by Council President Anderson, seconded by Councillor Spadafora, that the Petition be tabled. The motion carried by the following vote:

Yea: 5 - Chairperson Condon, Vice Chair Sica, Spadafora, Linehan and Anderson

[38-21](#)

Petition: Livery: Ideal Park Limousine Services, Inc., 61 High Rock Rd., Malden, 1 livery (Renewal)

Sponsors: Paul Condon

A motion was made by Council President Anderson, seconded by Councillor Spadafora, that the Petition be tabled. The motion carried by the following vote:

Yea: 5 - Chairperson Condon, Vice Chair Sica, Spadafora, Linehan and Anderson

[39-21](#)

Petition: Livery: Roman Kerm, 150 Sylvan St., Malden, 3 liveries (Renewal)

Sponsors: Paul Condon

A motion was made by Council President Anderson, seconded by Councillor

Spadafora, that the Petition be tabled. The motion carried by the following vote:

Yea: 5 - Chairperson Condon, Vice Chair Sica, Spadafora, Linehan and Anderson

Other Business

Tabled Papers

Adjournment

A motion was made by Council President Anderson, seconded by Councillor Linehan, that the meeting be adjourned. The motion carried by the following vote:

The meeting adjourned at 6:37 P.M.

Yea: 5 - Chairperson Condon, Vice Chair Sica, Spadafora, Linehan and Anderson