



City of Malden

Malden City Hall
110 Pleasant Street
Malden, MA 02148

Meeting Minutes - Final City Council

Tuesday, December 12, 2017

7:00 PM

John & Christina Markey Community Center,
7 Washington St.

1. CALL TO ORDER

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

3. ROLL CALL

Present - Councillors: 9 - Neal Anderson, Paul Condon, Deborah DeMaria, John P. Matheson, Barbara Murphy, Ryan O'Malley, Jadeane Sica, Peg Crowe and David Camell

Absent - Councillors: 2 - David D'Arcangelo and Craig Spadafora

4. GUESTS, CITIZEN ACHIEVEMENT AND ANNOUNCEMENTS

The Mayor gave a presentation to the City Council from the MAPC relative to a Housing Production Plan.

[448-17](#)

Order: That the MRA calculate the General Land Area Minimum pursuant to M.G.L. Ch. 40B and Sec. 56.03 of 760 CMR.

Sponsors: John P. Matheson

[485-17](#)

Committee Report: Finance (Paper #459-17 Ordered: That the Mayor be authorized to borrow \$5,230,000 and that said \$5,230,000 and \$50,355.55 in ban premiums from prior borrowing be appropriated for street reconstruction)

A motion was made by Councillor Condon that the Committee Report be taken from the table. The motion carried by unanimous vote.

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

[459-17](#)

Ordered: That the Mayor be authorized to borrow \$5,230,000 and that said \$5,230,000 and \$50,355.55 in BAN premiums from prior borrowing be appropriated for street reconstruction.

Sponsors: Paul Condon

A motion was made by Councillor Matheson that the Order be tabled. The motion failed for lack of second.

A motion was made by Councillor Condon, seconded by

Councillor DeMaria, that the Order be adopted. The motion carried by the following vote:

Yea: 8 - Anderson, Condon, DeMaria, Murphy, O'Malley, Sica, Crowe and Camell

Nay: 1 - Matheson

5. APPROVAL OF MINUTES

[477-17](#) Minutes of the meeting of November 14, 2017.

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

[478-17](#) Minutes of the meeting of November 21, 2017.

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

[489-17](#) Minutes of the meeting of November 28, 2017.

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

[490-17](#) Minutes of the meeting of December 5, 2017.

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

6. APPOINTMENTS & ELECTIONS

7. HEARINGS, PETITIONS, MEMORIALS AND REMONSTRANCES

[491-17](#) Class I: Bay State Ambulance Sales, Inc., 163 Eastern Ave. (Renewal)

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

[492-17](#) Class II: Culleton Bros, Inc., 61 Clinton St., 2 cars (Transfer & Renewal)

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

[493-17](#) Class II: Frank's Auto Sales, 189 Highland Ave., 4 cars (Renewal)

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

[494-17](#) Class II: 99 Towing & Truck, 469 Broadway, 7 cars (Renewal)

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

[495-17](#) Class II: Malden Auto Brokers, Inc., 225 Eastern Ave., 20 cars (Renewal)

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

[496-17](#) Class II: Auto Tech II, Inc. 1236 Eastern Ave., 5 cars (Renewal)

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

[497-17](#) Class II: Rio Auto Group Corp. dba Dealer One Motors, 77 Broadway, 48 cars (Renewal)

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

[498-17](#) Class II: Hub Starters & Alternators, Inc., 172 Broadway, 4 cars (Renewal)

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

[499-17](#) Class II: Champion Motors USA, 251 Broadway, 15 cars (Renewal)

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

[500-17](#) Class II: AGM Auto Sales, Inc., 135 Eastern Ave., 15 cars (Renewal)

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

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

[501-17](#) Class II: Louis Foreign Car Garage, Inc., 191 Salem St., 3 cars (Renewal)

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

[502-17](#) Class II: John's Service, 200 Beach St., 15 cars (Renewal)

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

[503-17](#) Class II: Bay State Auto Gallery, LLC, 616 Broadway, 30 cars (Renewal)

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

[504-17](#) Class II: Century Auto Collision & Service Center, 448 Eastern Ave., 15 cars (Renewal)

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

- [505-17](#) Class II: Greenleaf Auto Sales II, 69 Newland St., 37 cars (Renewal)
A motion was made by Councillor Anderson that the Petition be referred to the License Committee. The motion carried by a unanimous vote.
- [506-17](#) Class II: Greenleaf Auto Ent., Inc., 28 Broadway, 55 cars (Renewal)
A motion was made by Councillor Anderson that the Petition be referred to the License Committee. The motion carried by a unanimous vote.
- [507-17](#) Class II: MacMillen Automotive, 388 Eastern Ave., 15 cars (Renewal)
A motion was made by Councillor Anderson that the Petition be referred to the License Committee. The motion carried by a unanimous vote.
- [508-17](#) Class II: Richard's Motorcars, Inc., 672 Broadway, 80 cars (Renewal)
A motion was made by Councillor Anderson that the Petition be referred to the License Committee. The motion carried by a unanimous vote.
- [509-17](#) Class II: Skip's Auto Service, Inc., 74 Highland Ave., 12 cars (Renewal)
A motion was made by Councillor Anderson that the Petition be referred to the License Committee. The motion carried by a unanimous vote.
- [510-17](#) Class II: Linden Automotive, 121 Beach St., 19 cars (Renewal)
A motion was made by Councillor Anderson that the Petition be referred to the License Committee. The motion carried by a unanimous vote.
- [512-17](#) Class II: Rigano's Towing Service, Inc., 1081 Fellsway, 20 cars (Renewal)
A motion was made by Councillor Anderson that the Petition be referred to the License Committee. The motion carried by a unanimous vote.
- [513-17](#) Class II: River Auto Sales, Inc., 77 Eastern Ave., 25 cars (Renewal)
A motion was made by Councillor Anderson that the Petition be referred to the License Committee. The motion carried by a unanimous vote.
- [514-17](#) Class II: Maxima Auto Sales Corp., 17 Charles St., 21 cars (Renewal)
A motion was made by Councillor Anderson that the Petition be referred to the License Committee. The motion carried by a unanimous vote.
- [515-17](#) Class II: Maxima Auto Sales II, 105-109 Broadway, 31 cars (Renewal)
A motion was made by Councillor Anderson that the Petition be referred to the License Committee. The motion carried by a unanimous vote.
- [516-17](#) Class II: Sega Auto Sales & Service, Inc., 449 Ferry St., 15 cars (Renewal)
A motion was made by Councillor Anderson that the Petition be referred to the License Committee. The motion carried by a unanimous vote.

- [517-17](#) Class III: Malden Broadway Auto Body, Inc., 590 Broadway, (Renewal)
A motion was made by Councillor Anderson that the Petition be referred to the License Committee. The motion carried by a unanimous vote.
- [518-17](#) Amusement Machine: Lt. Dexter W. Clifford DAV 85, 85 Willow St., 1 machine (Renewal)
A motion was made by Councillor Anderson that the Petition be referred to the License Committee. The motion carried by a unanimous vote.
- [519-17](#) Amusement Machine: Loyal Order of the Moose Lodge 1910, 562 Broadway, 2 machines (Renewal)
A motion was made by Councillor Anderson that the Petition be referred to the License Committee. The motion carried by a unanimous vote.
- [520-17](#) Amusement Machine: Alben, Inc. dba Pearl Street Station Restaurant, 53 Summer St., 4 machines (Renewal)
A motion was made by Councillor Anderson that the Petition be referred to the License Committee. The motion carried by a unanimous vote.
- [521-17](#) Extended Hours: Supreme Food Mart, 1018 Eastern Ave., Hours: 24-7 (Renewal)
A motion was made by Councillor Anderson that the Petition be referred to the License Committee. The motion carried by a unanimous vote.
- [522-17](#) Extended Hours: CMB Medeiros, Inc. dba Dunkin Donuts, 57 Eastern Ave., Hours: 24/7 (Renewal)
A motion was made by Councillor Anderson that the Petition be referred to the License Committee. The motion carried by a unanimous vote.
- [523-17](#) Extended Hours: Pires & Helena Donuts, Inc. dba Dunkin Donuts, 424 Main St., Hours: 7 Days, 5am-9pm (Renewal)
A motion was made by Councillor Anderson that the Petition be referred to the License Committee. The motion carried by a unanimous vote.
- [524-17](#) Extended Hours: Medeiros Donuts, LLC dba Dunkin Donuts, 245 Pleasant St., Hours: 7 Days, 5am-11pm (Renewal)
A motion was made by Councillor Anderson that the Petition be referred to the License Committee. The motion carried by a unanimous vote.
- [525-17](#) Extended Hours: Maia Donuts, LLC dba Dunkin Donuts, 200 Commercial St., Hours: 7 days, 5am-10pm (Renewal)
A motion was made by Councillor Anderson that the Petition be referred to the License Committee. The motion carried by a unanimous vote.
- [526-17](#) Extended Hours: Dant Chris Corp dba Dunkin Donuts, 980 Eastern Ave. Hours: 7 days, 4am- midnight (Renewal)

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

[527-17](#)

Extended Hours: MRM Donuts Corp. dba Dunkin Donuts, 617 Broadway,
Hours: 7 Days, 4am-10pm (Renewal)

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

[528-17](#)

Taxi Driver: Calvin Lawrence, 36 Sear St., Revere, MA 02151 (New)

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

8. MOTIONS, ORDERS AND RESOLUTIONS

[529-17](#)

Be it hereby Ordained that Section 2.1 of Chapter 2 of the R.O. of 1991 by amended relative to Election and Appointment of Officers.

Sponsors: Ryan O'Malley

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

10. CLAIMS

[530-17](#)

Claim: Cecilia Romano, 77 Clark St. #2, Everett, MA 02149

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

[536-17](#)

Claim: Anthony DeVito Jr., 19 Earl St., Malden, MA 02148.

A motion was made by Councillor Matheson that the docket rules be suspended. The motion carried by a unanimous vote.

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

11. COMMITTEE REPORTS

[531-17](#)

Committee Report: Personnel/Appointments (Paper #458-17 Mayoral appointment of Brian Creamer, 49 Newman Street, Malden, Ma as a member of the Conservation Commission said term to expire on November 1, 2019.)

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

[458-17](#)

Mayor's Appointment: Brian Creamer, 49 Newman Rd., Malden, MA, as a member of the Conservation Commission, said term to expire November 1, 2019.

A motion was made by Councillor DeMaria that the Appointment be confirmed.

The motion carried by a unanimous vote.

[532-17](#)

Committee Report: Annual Committee Report for Personnel/Appointments.

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

[533-17](#)

Committee Report: License (Paper #427-17 Class II: Malden Auto Brokers II, 189 Eastern Ave. (Transfer of ownership))

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

[427-17](#)

Class II: Malden Auto Brokers II, 189 Eastern Ave. (Transfer of ownership)

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

[534-17](#)

Committee Report: License (Paper #479-17 Class II: Broadway Auto Sales, 628 Broadway, Malden, MA 02148 (Renewal))

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

[479-17](#)

Class II: Broadway Auto Sales, 628 Broadway, Malden, MA (Renewal)

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

[535-17](#)

Committee Report: License (Paper #480-17 Extended Hours: Speedway #2504, 214 Broadway, Malden MA (Renewal))

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

[480-17](#)

Extended Hours: Speedway #2504, 214 Broadway, Malden MA (Renewal)

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

9. COMMUNICATIONS

[486-17](#)

Committee Report: Rules & Ordinance (Paper #460-17 Be it Ordained that Section 11.35 of the R.O of 1991 be amended relative to Removal of Snow and Ice from Sidewalks.

12. TABLED PAPERS

[536-16](#)

Resolve: That the City Council support the Mayor's Complete Streets Policy.

Sponsors: Peg Crowe

[99-17](#) Kelli Collomb to be appointed to Human Rights, Fair Housing and Disability Commission be appointed to Disability Member term to expire February 1, 2018.

[167-17](#) Order: That according to the Massachusetts General Laws, Chapter 268A, Section 20 job coach for Malden's Summer Youth Employment Program be exempt from provisions.

Sponsors: Deborah DeMaria

[244-17](#) Order: That the City Municipal Hearing Officer from this point forward waive all fines, fees and tickets that are appealed that do not comply with State or Federal Law.

Sponsors: Neil C. Kinnon

[379-17](#) Petition of National Grid and Verizon New England Inc. to install a jointly owned pole on Cross St approximately 200 feet from the intersection of Main St.

(HEARING REQUIRED)

[380-17](#) Petition of Verizon Wireless to install Small Cell antenna on an existing utility pole on Glenwood St.

(HEARING REQUIRED)

[411-17](#) National Grid and Verizon New England, Inc request permission to locate poles, wires, and fixtures, including the necessary sustaining and protecting fixtures, along and across the following public way: Bryant St. for service to new customer's Pad Mount transformer

(HEARING REQUIRED).

13. PERSONAL PRIVILEGE

14. ADJOURNMENT

A motion was made by Councillor Paul Condon that this was adjourned.. The motion carried unanimously.

THOMAS E. BRENNAN, CITY CLERK