



City of Malden

Malden City Hall
215 Pleasant Street
Malden, MA 02148

Meeting Minutes - 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, March 16, 2021

7:00 PM

REMOTE VIRTUAL MEETING

1. CALL TO ORDER

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

3. ROLL CALL

This meeting began at 7:07 P.M.

Also in attendance, Asst. City Solicitor John McNaught.

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

4. GUESTS, CITIZEN ACHIEVEMENT AND ANNOUNCEMENTS

Council President Anderson gave the background of the recently hired Diversity Coordinator Bybiose Larochelle and introduced her to the Council. Ms. Larochelle came on the zoom and spoke about her being excited to be in Malden and in the position of Diversity Coordinator.

5. PUBLIC COMMENT

6. APPROVAL OF MINUTES

[105-21](#)

Minutes of the Meeting of March 2, 2021.

A motion was made by Councillor DeMaria, seconded by Councillor Condon, that the Council Minutes be approved. The motion carried by the following vote:

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

7. APPOINTMENTS & ELECTIONS

[106-21](#)

Council Re-Appointment: Sheila Fermano, 140 West Street, Malden, MA, Cemetery Trustee, term to expire March 1, 2026.

Sponsors: Peg Crowe

Councillor Crowe requested that all the reappointments be voted out on the floor as has been the practice since the Council has been conducting their meetings remotely. Councillor O'Malley requested that the votes be taken individually for each reappointment.

A motion was made by Councillor Crowe, seconded by Councillor Condon, that the Appointment be appointed. The motion carried by the following vote:

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

[107-21](#)

Council Re-Appointment: Joseph A. Barriss, 60 Gale Street, Malden, MA, as Cemetery Trustee, term to expire March 1, 2025.

Sponsors: Peg Crowe

A motion was made by Councillor Crowe, seconded by Councillor Condon, that the Appointment be appointed. The motion carried by the following vote:

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

[108-21](#)

Council Re-Appointment: Nathaniel Cramer, 14 MacArthur Circle, Peabody, MA as Assessor, term to expire March 1, 2024.

Sponsors: Peg Crowe

A motion was made by Councillor Crowe, seconded by Councillor Condon, that the Appointment be appointed. The motion carried by the following vote:

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

[109-21](#)

Council Appointment: Charles Ranaghan, 140 Oakland Street, Malden, MA, as Controller of Accounts, term to expire December 31, 2023.

Sponsors: Peg Crowe

Although Charles Ranaghan was up for reappointment for Controller he was also on this docket, paper #126-21 to be appointed Controller/Chief Financial Officer. This paper did not get taken up in the order it was on the docket and the Council went back to it after Mr. Ranaghan was approved on paper 126-21 to be appointed Controller/Chief Financial Officer. On paper 109-21, a motion was made by Councillor Crowe to withdraw the paper, seconded by Councillor Murphy, it was so voted 11-0 by a roll call vote.

A motion was made by Councillor Crowe, seconded by Councillor Murphy, that the Appointment be withdrawn. The motion carried by the following vote:

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

[110-21](#)

Mayoral Re-Appointment: Anthony Chiccuarelli, 2 Wesmur Road, Malden, MA as Human Resources Director, said term to commence upon his confirmation by the City Council, and to expire on March 1, 2024.

Sponsors: Peg Crowe

A motion was made by Councillor Crowe, seconded by Councillor Sica, that the Appointment be appointed. The motion carried by the following vote:

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

Nay: 1 - O'Malley

[111-21](#)

Mayoral Re-Appointment: Emery L. Haskell, 129 Wallace Street, Malden, MA as the Fire Commissioner, said term to expire March 1, 2024.

Sponsors: Peg Crowe

A motion was made by Councillor Crowe, seconded by Councillor Condon, that the Appointment be appointed. The motion carried by the following vote:

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

[112-21](#)

Mayoral Re-Appointment: Erica Lotz, 57 Newman Road, Malden, MA as a member of the Department of Public Works Commission, said term to commence upon her confirmation by the City Council, and to expire March 1, 2024.

Sponsors: Peg Crowe

A motion was made by Councillor Crowe, seconded by Councillor DeMaria, that the Appointment be appointed. The motion carried by the following vote:

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

[113-21](#)

Mayoral Re-Appointment: Mark Joseph Snider, 103 Boardman Avenue, Melrose, MA as a constable to serve process in the City of Malden and said term to expire March 8, 2022.

Sponsors: Peg Crowe

A motion was made by Councillor Crowe, seconded by Councillor Condon, that the Appointment be appointed. The motion carried by the following vote:

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

[114-21](#)

Mayoral Re-Appointment: Adam Sherwin, 31 Greenwood Street, Malden, MA as the legal member of the Zoning Board of Appeal said term to commence upon confirmation by the City Council, and to expire March 1, 2024.

Sponsors: Peg Crowe

A motion was made by Councillor Crowe, seconded by Councillor DeMaria, that the Appointment be appointed. The motion carried by the following vote:

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

[115-21](#)

Mayoral Re-Appointment: Kathleen Young, 70 Essex Street, Malden, MA as a member of the Registrar of Voters Board, said term to commence upon

confirmation by the City Council, and to expire March 1, 2024.

Sponsors: Peg Crowe

A motion was made by Councillor Crowe, seconded by Councillor Condon, that the Appointment be appointed. The motion carried by the following vote:

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

[116-21](#)

Mayoral Re-Appointment: Eric MacCuish, 101 Hill Street, Malden, MA , as a member of the Planning Board, said term to commence upon confirmation by the City Council, and to expire March 1, 2026.

Sponsors: Peg Crowe

A motion was made by Councillor Crowe, seconded by Councillor Condon, that the Appointment be appointed. The motion carried by the following vote:

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

Nay: 1 - O'Malley

[117-21](#)

Mayoral Re-Appointment: Diane Chuha, 19 Marion Street, Malden, MA, as a member of the Planning Board, said term to commence upon confirmation by the City Council, and to expire March 1, 2026.

Sponsors: Peg Crowe

A motion was made by Councillor Crowe, seconded by Councillor O'Malley, that the Appointment be appointed. The motion carried by the following vote:

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

8. HEARINGS, PETITIONS, MEMORIALS AND REMONSTRANCES

[118-21](#)

Class II: Joe Ciampa Auto Body, Inc., 322 Eastern Ave., Malden, 4 cars (Renewal)

Sponsors: Paul Condon

A motion was made by Councillor Condon that the Petition be referred to the License Committee. The motion carried by the following vote:

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

9. MOTIONS, ORDERS AND RESOLUTIONS

[119-21](#)

Order: That the 2021 City Preliminary and Election Calendar be amended changing the last day to obtain nomination papers from the City Clerk's Office from July 22 to July 23.

Sponsors: Neal Anderson

Clerk Lucey told the Council when the 2021 Election Calendar was approved by the Council, The Clerk's Office used Thursday, July 22nd at 5:00 P.M. as the last day and

hour to obtain nomination papers from the City Clerk's Office. Thursday was used because of city hall being closed on Fridays which would have been the day that would have been used. The Secretary of State informed the Clerk's Office that Friday, July 23rd would have to be the date not Thursday, July 22nd.

A motion was made by Councillor O'Malley, seconded by Councillor Winslow, that the Order be adopted. The motion carried by the following vote:

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

120-21

Order: That the City of Malden post pictorial signs informing residents to not litter and to pick up pet waste.

Sponsors: Ryan O'Malley

Councillor O'Malley discussed the problems with pet owners not picking up after their pets. Councillor Sica questioned where the signs would go. Councillor Winslow mentioned that he and Councillor Murphy worked with a vendor for signage regarding dumping on the bike trail. Councillor Crowe likes the idea but we have to be careful where the signs are placed, she would not want too many. Councillor Linehan offered potential ward funds for the initiative. Councillor Condon identified several areas in his ward that could use signage. Council President Anderson suggested the council request additional resources for the animal control officer.

A motion was made by Councillor O'Malley, seconded by Councillor Linehan, that the Order be referred to the Public Property Committee. The motion carried by the following vote:

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

121-21

Order: Be it hereby ordained that the Revised Ordinances of 2020 be amended to create a Department of Planning and Economic Development.

Sponsors: Ryan O'Malley, Amanda Linehan, Jadeane Sica and Craig Spadafora

Councillor O'Malley recognized the hard work put into the paper by the administration, Ron Hogan and MRA Director, Deb Burke. Councillors Winslow, Linehan, Murphy, Condon, Camell and DeMaria and President Anderson all requested to be added as cosponsors of the paper.

Councillor Linehan stated this paper will be one of the most important items that will be taken up by the council this year and for the need to get it right. Councillor DeMaria is cautiously optimistic and wants the council to be mindful of the employees as they blend to the city. Council President Anderson praise the work of the MRA over the years and because of the real estate involved there will be challenges.

A motion was made by Councillor O'Malley, seconded by Councillor DeMaria, that the Order be referred to the Rules & Ordinance Committee. The motion carried by the following vote:

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

122-21

Order: Be it hereby ordained that the Revised Ordinances of 2020 be amended by

updating Section 2.24.050 of the Police Superior Officers Salary Schedule per attached.

Sponsors: Craig Spadafora

A motion was made by Councillor Spadafora, seconded by Councillor Sica, that the Order be referred to the Rules & Ordinance Committee. The motion carried by the following vote:

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

123-21

Resolve: That The Malden City Council resume live meeting in the council chamber. Allow Council President Anderson to work with the Public Facilities Director to plan for social distancing and to secure partitions as an increased component for overall safety protocols. Council meetings will continue to be broadcast via zoom & MATV/UMA.

Sponsors: Craig Spadafora

The sponsor of the paper, Councillor Spadafora stated the paper speaks for itself. Councillor Spadafora said depending how the vote goes on this Resolve will affect the next item docketed, 124-21. Councillor O'Malley stated the council was the largest deliberative body and would not feel comfortable coming back until everyone was vaccinated. Councillor DeMaria questioned if this was the month to come back in person. Councillor Winslow stated it is more than his feeling on the topic but personal decisions for others. Councillor Winslow suggested President Anderson work with the council in making the decision and that the President needs flexibility and the council should rely on the President's guidance. Councillor Linehan agreed with Councillor Winslow and stated that the recent CLEC meeting held in the Council Chamber it was difficult to hear because the members were masked and spread out. Councillor Condon stated he was willing to come back and also allow others to be remote if they choose. Councillor Murphy said she could not bring herself as a Councillor to say we do not need to come back but city hall employees are working everyday in the building. Councillor Sica stated its time for the council to come back. Councillors Crowe and Camell stated they had confidence in President Anderson coming up with the right decision. Councillor Anderson stated he has heard what everyone has said.

Councillor O'Malley voted present which counted with the majority yes vote.

A motion was made by Councillor Spadafora, seconded by Councillor Sica, that the Resolution be passed. The motion carried by the following vote:

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

124-21

Resolve: That in the interest of equity and safety that all boards, commissions and city hall staff work fully remote until such time as the Malden City Council returns to in person meetings.

Sponsors: Craig Spadafora and Jadeane Sica

Because paper 123-21 had passed, this paper 124-21 was not needed. The sponsor of the Resolve Councillor Spadafora made a motion to withdraw the paper.

Councillor O'Malley voted present which counted with the majority vote, yes.

A motion was made by Councillor Spadafora, seconded by Councillor Sica, that

the Resolve be withdrawn. The motion carried by the following vote:

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

10. ENROLLED ORDINANCES

70-20

Order: Be it hereby ordained that Section 9.28 of the Revised Ordinances of 2020 be amended as follows:

Section A by amending City of Malden approved trash bags with City of Malden approved trash bag, such bag to be contained in a Trash Barrel, or in a City of Malden Trash Barrel affixed with a City of Malden annual trash tag, provided that no Trash Barrel shall exceed 35 lbs, and adding that such barrel shall be filled in such a way that the cover can be fully closed.

Section A by adding the City of Malden may declare up to three trash holiday weeks per year, during which time trash shall be permitted to be placed in containers other than City approved trash bags or barrels affixed with an annual trash tag, provided that said trash shall always be contained within a closed container.

The section titled "Mandatory Recycling" by removing any references to recycling bin and replacing with recycling barrel and by adding the following paragraph in place of the existing language:

Each qualifying household shall be provided with one City of Malden issued recycling barrel. Residents may place all designated recyclables together in the recycling barrel utilizing a 'single stream' recycling method, provided that the barrel shall only be filled in such a way that the cover can be completely closed. Residents may purchase additional recycling barrels from the Department of Public Works, or may utilize their own covered recycling barrel for additional recycling materials. Damaged barrels may be turned in for free replacement. Stolen barrels will be replaced with the filing of a police report reporting such theft. Specialized recycling days will be scheduled based upon availability of funding as published by the Department of Public Works. The Department of Public Works shall provide at the city yard, during regular hours of operation and on Saturdays from 9 a.m. to noon, a facility for recycling of paper, plastic, cans and bottles.

Section C, section 1 titled 'Fees' shall be updated as follows:

Fees for collection of residential waste and for collection of commercial waste shall be as follows:

Approved 35 gallon trash bags:	\$ 2
Approved 15 gallon trash bags:	\$ 1
Approved 8 gallon trash bags:	\$.50
Annual Trash hang tag:	\$ 75
White Good (residential only):	\$ 20
Additional Recycling or Trash Barrel:	At city's actual cost

Sponsors: Peg Crowe, Deborah DeMaria, David Camell, Jadeane Sica and Barbara Murphy

A motion was made by Councillor Spadafora, seconded by Councillor Crowe, that the Ordinance be ordained. The motion carried by the following vote:

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

11. COMMUNICATIONS

12. COMMITTEE REPORTS

[125-21](#)

Committee Report: Rules & Ordinance: (Paper #85-21) Order: That the City submit to the Massachusetts Legislature for passage in substantially the following form:
AN ACT RELATIVE TO THE PREPARATION OF CERTAIN BILINGUAL BALLOTS IN THE CITY OF MALDEN

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same as follows:

SECTION 1. As used in this act, "transliteration" shall mean the translation into the relevant Chinese characters to represent the phonetic equivalent of the syllables of an English name or a name in a language that is not traditionally written using Chinese characters.

SECTION 2. Notwithstanding the provisions of any general or special state law to the contrary, in any election in which the state secretary or the city clerk is required by federal law to print bilingual English and Chinese ballots for use by voters of the city, the state secretary or city clerk, as the case may be, shall also provide for the transliteration of all candidates' names. Each candidate shall be provided with a written copy of the proposed transliteration of that candidate's name, and may, within 7 days, request in writing any modification to the proposed transliteration or may decline to have the candidate's own name transliterated on the ballot. The transliteration shall be subject to final approval by the state secretary or city clerk, as the case may be. The state secretary or city clerk shall provide public notice of transliterated names as soon as practicable.

SECTION 3. Notwithstanding any general or special law to the contrary, the city in any primary or state or federal election shall be responsible for the cost of transliteration and the state secretary shall be responsible for all other costs resulting from the implementation of this act including, without limitation, the production of ballots.

SECTION 4. This act shall take effect upon its passage.

The Standing Committee on ordinance to whom was referred Paper #85-21 having considered the same make the following report: Committee recommends that this paper be reported out favorably as amended.

Sponsors: Craig Spadafora

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

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

[85-21](#)

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SECTION 3. Notwithstanding any general or special law to the contrary, the city in any primary or state or federal election shall be responsible for the cost of transliteration and the state secretary shall be responsible for all other costs resulting from the implementation of this act including, without limitation, the production of ballots.

SECTION 4. This act shall take effect upon its passage.

Sponsors: Craig Spadafora, Deborah DeMaria, Amanda Linehan, Barbara Murphy, Ryan O'Malley, Jadeane Sica, Stephen Winslow, Peg Crowe, Paul Condon, David Camell and Neal Anderson

A motion was made by Councillor Spadafora, seconded by Councillor Crowe, that the Order be adopted. The motion carried by the following vote:

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

[126-21](#)

Committee Report: Finance (Paper #465-20 Order: That as authorized under the City of Malden Charter Section 14 that the City Council appoint Controller Charles Ranaghan, 140 Oakland Street, Malden, MA as Controller/Chief Financial Officer with the funding at the M3 Step 10 Level.)

Sponsors: Barbara Murphy

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

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

[465-20](#)

Order: That as authorized under the City of Malden Charter Section 14 that the City Council appoint Controller Charles Ranaghan as Chief Financial Officer effective

December 31, 2020.

Sponsors: David Camell

A motion was made by Councillor Murphy, seconded by Councillor DeMaria, that the Order be adopted. The motion carried by the following vote:

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

[133-21](#)

Committee Report: License - (Paper # 348-20) - Petition: Class II - Sega Auto Sales & Service, 449 Ferry Street, Malden, MA - 15 cars

Councillor O'Malley voted present which went to the majority vote of yes.

A motion was made by Councillor Condon that the council rules be suspended. The motion carried by the following vote:

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

[348-20](#)

Petition: Class II - Sega Auto Sales & Service, 449 Ferry Street, Malden, MA - 15 cars (see notes) incomplete application

A motion was made by Councillor Condon, seconded by Councillor Sica, that the Petition be granted. The motion carried by the following vote:

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

13. TABLED PAPERS

14. PERSONAL PRIVILEGE

15. ADJOURNMENT

A motion was made by Councillor Condon, seconded by Councillor DeMaria, that the meeting be adjourned. The motion carried by the following vote:

The meeting adjourned at 9:21 P.M.

Yea: 9 - Anderson, Condon, Crowe, DeMaria, Linehan, Murphy, Sica, Spadafora and Winslow

GREGORY LUCEY, CITY CLERK