



City of Malden

Malden City Hall
215 Pleasant Street
Malden, MA 02148

Meeting Minutes - Final City Council

Council President Barbara Murphy
Councillor at Large Karen Colon-Hayes
Councillor Paul Condon
Councillor Peg Crowe
Councillor Amanda Linehan
Councillor at Large Carey McDonald
Councillor Ryan O'Malley
Councillor Jadeane Sica
Councillor Chris Simonelli
Councillor at Large Craig Spadafora
Councillor Stephen Winslow

Tuesday, February 28, 2023

7:00 PM

City Council Chambers
215 Pleasant Street
Malden, MA 02148

1. CALL TO ORDER

Acting Council President Peg Crowe called the meeting to order at 7:10.

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

3. ROLL CALL

Councillor-at-Large Craig Spadafora was in attendance via Zoom.

Also in attendance was Assistant City Solicitor Alicia McNeil.

Present - Councillors: 8 - Carey McDonald, Jadeane Sica, Karen Colon Hayes, Ryan O'Malley, Craig Spadafora, Peg Crowe, Amanda Linehan and Stephen Winslow

Absent - Councillors: 3 - Barbara Murphy, Chris Simonelli and Paul Condon

4. GUESTS, CITIZEN ACHIEVEMENT AND ANNOUNCEMENTS

Representatives from Malden Reads will appear before the City Council to present their One City, One Book reading selection for 2023, They Called Us Enemy by George Takei.

Anne D'Urso-Rose of Urban Media Arts and Dora St. Martin of the Malden Public Library presented this year's book selection and outlined a vibrant schedule of events sponsored by Malden Reads, which may be found on their website at <https://www.maldenreads.org/>.

5. PUBLIC COMMENT

Jessica Li of 60 Plainfield Avenue sent public comment via email speaking in favor of Paper 88-22, the resolve on having MHS Civics Club appear in front of the Council.

Aria Shaw of 45 Loomis Street, Apt. 104 appeared in person representing MHS Civics Club to speak in favor of Paper 88-22, the resolve on having MHS Civics Club appear in

front of the Council.

6. APPROVAL OF MINUTES

[64-23](#)

Minutes for the meeting of February 14, 2023.

**A motion was made by Councillor Winslow, seconded by Councillor Sica, that the Council Minutes be approved. The motion carried by a unanimous vote of 7-0
A technical issued prohibited Councillor Spadafora from voting via Zoom.**

[65-23](#)

Minutes for the meeting of February 21, 2023.

**A motion was made by Councillor Winslow, seconded by Councillor Sica, that the Council Minutes be approved. The motion carried by a unanimous vote of 7-0
A technical issued prohibited Councillor Spadafora from voting via Zoom.**

7. APPOINTMENTS & ELECTIONS

8. HEARINGS, PETITIONS, MEMORIALS AND REMONSTRANCES

[66-23](#)

Petition: Amusement Machines - Provo Corp. dba Patrick's & Franny's, 36-40
Lebanon Street, Malden, MA - 3 machines (Renewal)

**A motion was made by Councillor Sica, seconded by Councillor at Large Colon Hayes, that the Petition be referred to the License Committee. The motion carried by a unanimous vote of 7-0.
A technical issued prohibited Councillor Spadafora from voting via Zoom.**

[67-23](#)

Petition: Livery - Limo Lounge, Inc. 56 Linden Avenue #4, Malden, MA - 1 vehicle
(New)

**A motion was made by Councillor Sica, seconded by Councillor at Large Colon Hayes, that the Petition be referred to the License Committee. The motion carried by a unanimous vote of 7-0.
A technical issued prohibited Councillor Spadafora from voting via Zoom.**

[68-23](#)

Petition: Taxi Driver - Alan Ambrose, 21 Ripley Street, Malden, MA (New)

**A motion was made by Councillor Sica, seconded by Councillor at Large Colon Hayes, that the Petition be referred to the License Committee. The motion carried by a unanimous vote of 7-0.
A technical issued prohibited Councillor Spadafora from voting via Zoom.**

[69-23](#)

Petition: Taxi Driver - Ryan Bragg, 27 Slayton Way Unit 3, Roxbury, MA (New)

**A motion was made by Councillor Sica, seconded by Councillor at Large Colon Hayes, that the Petition be referred to the License Committee. The motion carried by a unanimous vote of 7-0.
A technical issued prohibited Councillor Spadafora from voting via Zoom.**

[70-23](#)

Petition: Taxi Driver - Louis Ciulla, 235 Revere St. #503, Revere, MA (New)

A motion was made by Councillor Sica, seconded by Councillor at Large Colon Hayes, that the Petition be referred to the License Committee. The motion

carried by a unanimous vote of 7-0.

A technical issued prohibited Councillor Spadafora from voting via Zoom.

[71-23](#)

Petition: Taxi Driver - William Cook, 19 Talbot St. #614, Saugus, MA (Renewal)

A motion was made by Councillor Sica, seconded by Councillor at Large Colon Hayes, that the Petition be referred to the License Committee. The motion carried by a unanimous vote of 7-0.

A technical issued prohibited Councillor Spadafora from voting via Zoom.

[72-23](#)

Petition: Taxi Driver - Clark Heighton, 476 Shirley Street #3, Winthrop, MA (New)

A motion was made by Councillor Sica, seconded by Councillor at Large Colon Hayes, that the Petition be referred to the License Committee. The motion carried by a unanimous vote of 7-0.

A technical issued prohibited Councillor Spadafora from voting via Zoom.

[73-23](#)

Petition: Taxi Driver - Christopher Jackson, 24 Surfside Rd. #6, Lynn, MA (Renewal)

A motion was made by Councillor Sica, seconded by Councillor at Large Colon Hayes, that the Petition be referred to the License Committee. The motion carried by a unanimous vote of 7-0.

A technical issued prohibited Councillor Spadafora from voting via Zoom.

[74-23](#)

Petition: Taxi Driver - Dominique Long, 120 Salem Street, Malden, MA (New)

A motion was made by Councillor Sica, seconded by Councillor at Large Colon Hayes, that the Petition be referred to the License Committee. The motion carried by a unanimous vote of 7-0.

A technical issued prohibited Councillor Spadafora from voting via Zoom.

[75-23](#)

Petition: Taxi Driver - Reda Neharbelaid, 13 School Street, Everett, MA (New)

A motion was made by Councillor Sica, seconded by Councillor at Large Colon Hayes, that the Petition be referred to the License Committee. The motion carried by a unanimous vote of 7-0.

A technical issued prohibited Councillor Spadafora from voting via Zoom.

[76-23](#)

Petition: Taxi Driver - Michael Rapaglia, 9 Richardson Street, Malden, MA (Renewal)

A motion was made by Councillor Sica, seconded by Councillor at Large Colon Hayes, that the Petition be referred to the License Committee. The motion carried by a unanimous vote of 7-0.

A technical issued prohibited Councillor Spadafora from voting via Zoom.

[77-23](#)

Petition: Taxi Driver - William Sweet, 117 Medford St. #1, Malden, MA (Renewal)

A motion was made by Councillor Sica, seconded by Councillor at Large Colon Hayes, that the Petition be referred to the License Committee. The motion carried by a unanimous vote of 7-0.

A technical issued prohibited Councillor Spadafora from voting via Zoom.

[78-23](#)

Petition: Taxi Driver - Valentin Tchaly, 30 Washington Street #508, Brighton, MA (Renewal)

A motion was made by Councillor Sica, seconded by Councillor at Large Colon Hayes, that the Petition be referred to the License Committee. The motion carried by a unanimous vote of 7-0.

A technical issued prohibited Councillor Spadafora from voting via Zoom.

[79-23](#)

Petition: Taxi Driver - Carlos Vargas, 290 Mishawum Road #2039, Woburn, MA (Renewal)

A motion was made by Councillor Sica, seconded by Councillor at Large Colon Hayes, that the Petition be referred to the License Committee. The motion carried by a unanimous vote of 7-0.

A technical issued prohibited Councillor Spadafora from voting via Zoom.

[80-23](#)

Petition: Taxi Driver - John Walters, 5 Hancock Street #11, Everett, MA (New)

A motion was made by Councillor Sica, seconded by Councillor at Large Colon Hayes, that the Petition be referred to the License Committee. The motion carried by a unanimous vote of 7-0.

A technical issued prohibited Councillor Spadafora from voting via Zoom.

9. MOTIONS, ORDERS AND RESOLUTIONS

[81-23](#)

Be it hereby ordained by the City Council of the City of Malden that the Code of the City of Malden (MCC) be amended by adding Title 2, Chapter .16, Section .150
POLICE COMMUNITY ADVISORY COUNCIL

Sponsors: Karen Colon Hayes, Amanda Linehan, Carey McDonald, Stephen Winslow, Peg Crowe and Ryan O'Malley

Attachments: [Police Community Advisory Council Paper - 2.22.23](#)
[Mayor's Letter to the Council re PCAC Ordinance](#)

Prior to Councillor McDonald speaking on this paper, a letter of support from Mayor Christenson was read into the record. Letter is attached to the history of Paper 81-23. This paper originally began with the Mayor's request to review the police department's use of force; this opened a dialog with the community and over 1,300 Malden residents were surveyed on potential recommendations. These recommendations may be viewed on the city's website. The vision for this council is to review data as it's published annually by the police department to then discuss policy, strategy, how the work of the police department intersects with other public safety groups. Councillor McDonald further stated Chief Cronin is in support of this paper.

A motion was made by Councillor at Large McDonald, seconded by Councillor Winslow, that the Ordinance be referred to the Rules & Ordinance Committee. The motion carried by the following vote:

Yea: 8 - McDonald, Sica, Colon Hayes, O'Malley, Spadafora, Crowe, Linehan and Winslow

[82-23](#)

Communication: The Board of Registrars of Voters respectfully submits to the City Council the Board's recommendation for papers necessary to the upcoming 2023 Municipal election cycle, numbered as 83-23, 84-23, 85-23, and 86-23.

A motion was made by Councillor at Large McDonald, seconded by Councillor Sica, that the Communication be received and filed. The motion carried by the following vote:

Yea: 8 - McDonald, Sica, Colon Hayes, O'Malley, Spadafora, Crowe, Linehan and Winslow

[83-23](#)

Ordered: That the City Council designate the polling places for entirety of the 2023 election cycle.

Sponsors: Barbara Murphy

Attachments: [2023 Polling Locations](#)

A motion was made by Councillor Sica, seconded by Councillor at Large Colon Hayes, that the Order be adopted. The motion carried by the following vote:

Yea: 8 - McDonald, Sica, Colon Hayes, O'Malley, Spadafora, Crowe, Linehan and Winslow

[84-23](#)

Ordered: That the Mayor and City Council hereby fix the dates and hours for the 2023 Municipal Election calendar.

Sponsors: Barbara Murphy

Attachments: [2023 Election Calendar](#)

Councillor O'Malley suggested adding the words "for those candidates who have a preliminary" to the date line of September 13. Councillor Linehan pointed out a typo on the date line for January 20 in that it should read the year '24, not '23.

A motion was made by Councillor O'Malley, seconded by Councillor at Large Colon Hayes, that the Order be amended by adding the words "for those candidates who have a preliminary" to the date line of September 13 and to have the date line for January 20 read the year '24, not '23. The motion carried by the following vote:

Yea: 8 - McDonald, Sica, Colon Hayes, O'Malley, Spadafora, Crowe, Linehan and Winslow

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

Yea: 8 - McDonald, Sica, Colon Hayes, O'Malley, Spadafora, Crowe, Linehan and Winslow

[85-23](#)

Ordered: That the City Council opt the City of Malden into in-person Early Voting for the 2023 Municipal Election, and to designate the City Clerk's Office, 215 Pleasant Street, Room 220 as the central early voting polling location during the dates and times to be determined as voted on by the Board of Registrars of Voters.

Sponsors: Barbara Murphy and Ryan O'Malley

Per the recommendation of the Board of Registrars of Voters, early voting hours for the municipal election are October 23-26, October 30-31, November 1-2 to be held during normal City Hall business hours at the Clerk's Office in Room 220. Councillor McDonald made a recommendation to do a second mailing during the summer of Vote by Mail applications to all the house holds in the city. Councillor O'Malley made a recommendation to arrange for a banner to be hung in Malden Square reminding residents of the election dates. Councillor Spadafora made a recommendation to move early voting sites around the city in an attempt to reach more voters who may not have access to travel all the way downtown.

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

Yea: 8 - McDonald, Sica, Colon Hayes, O'Malley, Spadafora, Crowe, Linehan and Winslow

[86-23](#)

Ordered: That the City detail a minimum of one officer for each polling building, to be determined by the City Clerk and Police Chief.

Sponsors: Barbara Murphy

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

Yea: 8 - McDonald, Sica, Colon Hayes, O'Malley, Spadafora, Crowe, Linehan and Winslow

[87-23](#)

Resolve: That it is the sense of the City Council that they wish to receive quarterly updates from the City Solicitor's Office on all pending litigation with the City of Malden via Executive Session under Massachusetts General Law Chapter 30A, Section 21: Meeting of Public Body in Executive Session.

Sponsors: Karen Colon Hayes, Stephen Winslow, Amanda Linehan, Carey McDonald and Ryan O'Malley

Councillor O'Malley made a recommendation to change the words "they wish" to "it wishes" and to insert "at least" before the word "quarterly". Councillor Winslow made a recommendation to have these updates during COTW nights instead of in the middle of full Council meetings.

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

Yea: 8 - McDonald, Sica, Colon Hayes, O'Malley, Spadafora, Crowe, Linehan and Winslow

A motion was made by Councillor Linehan, seconded by Councillor O'Malley, that the Resolution be passed as amended. The motion carried by the following vote:

Yea: 8 - McDonald, Sica, Colon Hayes, O'Malley, Spadafora, Crowe, Linehan and Winslow

[88-23](#)

Resolve: That it is the sense of the City Council that they wish to invite the Malden High School Civics Club to appear to provide an update on Paper 138-22 MALDEN YOUTH COUNCIL

Sponsors: Karen Colon Hayes, Carey McDonald and Ryan O'Malley

A motion was made by Councillor at Large Colon Hayes, seconded by Councillor O'Malley, that the Resolution be passed. The motion carried by a unanimous vote of 7-0

A technical issued prohibited Councillor Spadafora from voting via Zoom.

[89-23](#)

Order: That the City Council meet with legal counsel in executive session in regard to Guillaume v. Malden Police Department, et al., under Massachusetts General Laws Chapter 30A Section 21(a)(3) to discuss strategy with respect to litigation, as such discussion in open meeting would have a detrimental effect on the City's litigating position, and to admit Maria Luise, Special Assistant to the Mayor.
(Roll Call Required)

Sponsors: Barbara Murphy

Councillor Crowe announced that she would proceed with personal privilege and Council adjournment per the evening's agenda so that when Executive Session ended, the Council would adjourn directly without reconvening.

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

Yea: 8 - McDonald, Sica, Colon Hayes, O'Malley, Spadafora, Crowe, Linehan and Winslow

10. COMMUNICATIONS

12. COMMITTEE REPORTS

90-23

Committee Report: The Standing Committee on License to whom was referred Papers 29-23 and 43-23, having considered the same, make the following report that the petitions be recommended favorably.

A motion was made by Councillor Sica, seconded by Councillor at Large Colon Hayes, that the Committee Report be received and filed. The motion carried by the following vote:

Yea: 8 - McDonald, Sica, Colon Hayes, O'Malley, Spadafora, Crowe, Linehan and Winslow

29-23

Petition: Livery License for Roman Kerm of 150 Sylvan Street, renewal, 3 vehicles

A motion was made by Councillor Sica, seconded by Councillor at Large Colon Hayes, that the Petition be granted. The motion carried by the following vote: Councillor O'Malley was not present in Chamber during this vote.

Yea: 7 - McDonald, Sica, Colon Hayes, Spadafora, Crowe, Linehan and Winslow

43-23

Petition: Taxi Cab License for Malden Trans., Inc. of 290 Eastern Avenue, renewal, 11 vehicles

A motion was made by Councillor Sica, seconded by Councillor at Large Colon Hayes, that the Petition be granted. The motion carried by the following vote: Councillor O'Malley was not present in Chamber during this vote.

Yea: 7 - McDonald, Sica, Colon Hayes, Spadafora, Crowe, Linehan and Winslow

91-23

Committee Report: The Standing Committee on License to whom was referred Paper 17-23, having considered the same, make the following report that the petition be recommended unfavorably.

A motion was made by Councillor Sica, seconded by Councillor at Large Spadafora, that the Committee Report be received and filed. The motion carried by the following vote: Councillor O'Malley was not present in Chamber during this vote.

Yea: 7 - McDonald, Sica, Colon Hayes, Spadafora, Crowe, Linehan and Winslow

17-23

Petition: Class I License for Absolute Auto Rental and Sales dba Scoot Scoot New England of 495 Broadway, renewal

A motion was made by Councillor Sica, seconded by Councillor at Large Spadafora, that the Petition be denied. The motion carried by the following vote: Councillor O'Malley was not present in Chamber during this vote.

Yea: 7 - McDonald, Sica, Colon Hayes, Spadafora, Crowe, Linehan and Winslow

[92-23](#)

Committee Report: The Standing Committee on License to whom was referred Paper 31-23 , having considered the same, make the following report that the petition be recommended favorably based on the stipulation that Mr. Colameta agrees to the payment plan as negotiated during the License Committee meeting of February 21 and codified in Treasurer Grover's written agreement delivered on February 23 to Mr. Colameta at 12:30 PM.

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

Councillor O'Malley was not present in Chamber during this vote.

Yea: 7 - McDonald, Sica, Colon Hayes, Spadafora, Crowe, Linehan and Winslow

[31-23](#)

Petition: Class I License for Smart Buy USA of 616 Broadway, renewal, 26 vehicles

Attachments: [Treasurer Grover's written agreement](#)

A motion was made by Councillor Sica, seconded by Councillor at Large Spadafora, that the Petition be tabled to the City Council. The motion carried by the following vote:

Councillor O'Malley was not present in Chamber during this vote.

Yea: 7 - McDonald, Sica, Colon Hayes, Spadafora, Crowe, Linehan and Winslow

13. TABLED PAPERS

Tabled to a Future Meeting

[138-22](#)

Resolve: That the City of Malden City Council establish "The Malden Youth Council" Ad Hoc Committee with three (3) City Councillors as voting members assigned by the Council President; to provide an opportunity for the youth of Malden and foster civic engagement and an opportunity to be involved and participate in local government to acquire a greater knowledge of and appreciation for local government through active participation in the system.

Sponsors: Karen Colon Hayes, Amanda Linehan and Carey McDonald

[287-22](#)

Order: That the City Council discuss the disposition of property owned by the City identified as Parcel No. 185-575-507 in the City of Malden Assessor's Maps, also known as Louis Cohn Way/Robbins Street. Such discussion to include a description of the parcel and it's present use and possible alternatives for future use, care, custody, and control of the property, which will be maintained at the sole expense of the lessee, and that payments include the amount of any taxes that would otherwise be due to the city as well as including whether or not to enter a License

Agreement for business use of said property.

Sponsors: Jadeane Sica

Attachments: [Assessors Handout Pub Prop Meeting 62822](#)

A motion was made by Councillor Sica, seconded by Councillor Winslow, that the Order be taken from the table to the City Council. The motion carried by the following vote:

Yea: 7 - McDonald, Sica, Colon Hayes, Spadafora, Crowe, Linehan and Winslow

Abstain: 1 - O'Malley

A motion was made by Councillor Sica, seconded by Councillor at Large Spadafora, that the Order be withdrawn. The motion carried by the following vote:

Yea: 8 - McDonald, Sica, Colon Hayes, O'Malley, Spadafora, Crowe, Linehan and Winslow

[399-22](#)

Petition: Boston Gas d/b/a National Grid, 40 Sylvan Road, Waltham MA, W.O. No. 90000XX to install a new gas Regulator Station on Green Street near the intersection of Medford Street in accordance with the attached plans.
Hearing required

Attachments: [National Grid Green Street WO #90000XX](#)
[Notice of Public Hearing & Abutters Green and Medford](#)

14. PERSONAL PRIVILEGE

15. ADJOURNMENT

**A motion was made by Councillor Sica, seconded by Councillor O'Malley, that the meeting be adjourned. The motion carried by the following vote:
Public meeting of the full council was adjourned at 8:58 PM. Acting President Crowe again announced that with no further reason to reconvene, the body would adjourn directly from Executive Session.**

Yea: 8 - McDonald, Sica, Colon Hayes, O'Malley, Spadafora, Crowe, Linehan and Winslow

CAROL ANN DESIDERIO, CITY CLERK