



# City of Malden

Malden City Hall  
200 Pleasant Street  
Malden, MA 02148

## Meeting Minutes - Final City Council

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Tuesday, October 13, 2015

7:00 PM

City Council Chambers

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### 1. CALL TO ORDER

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

### 3. ROLL CALL

**Present - Councillors:** 11 - Neal Anderson, Peg Crowe, David D'Arcangelo, Deborah DeMaria, Neil C. Kinnon, Barbara Murphy, James M. Nestor, Jadeane Sica, Craig Spadafora, Steven Ultrino and John P. Matheson

[527-15](#)

Be it hereby Ordained that Chapter 12 R.O. 1991 be amended relative to the zoning map relative to parcels of land on Commercial, Centre, Charles and Canal streets and use regulations in Industrial 2 zoning district

**Sponsors:** Peg Crowe and James M. Nestor

**A motion was made by Councillor Nestor, seconded by Councillor Crowe, that the rules be suspended. The motion carried by a unanimous vote.**

**A motion was made by Councillor Nestor that the Ordinance be referred to the Rules & Ordinance Committee and Planning Board. The motion carried by a unanimous vote.**

[529-15](#)

Committee Report (Ordinance): That certain papers be placed on file. The Standing Committee on Ordinance to whom was referred Papers #117-15, 151-15, 152-15, 176-14, 253-14, 271-15, 273-14, 355-12, 359-13, 46-13, having considered the same make the following report: Committee recommends that these papers be placed on file.

Councillor D'Arcangelo for the Committee

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

[117-15](#)

Order: That the Ordinance Committee consider reducing building permit fees for resident owners over 65 years and increasing fees for non-resident owners.

**Sponsors:** Neil C. Kinnon

**A motion was made by Councillor D'Arcangelo, seconded by Councillor Anderson, that the Order be placed on file. The motion carried by a unanimous vote.**

[151-15](#) Amending Section 8.40 relative to the City Council Salary Plan.

**Sponsors:** David D'Arcangelo

**A motion was made by Councillor D'Arcangelo, seconded by Councillor Anderson, that the Ordinance be placed on file. The motion carried by a unanimous vote.**

[152-15](#) Amending Sections 8.41 relative to the School Committee Salary Plan.

**Sponsors:** David D'Arcangelo

**A motion was made by Councillor D'Arcangelo, seconded by Councillor Anderson, that the Ordinance be placed on file. The motion carried by a unanimous vote.**

[176-14](#) Ordered: That the Ordinance Committee review fees for Second Hand Dealer and Pawnbroker licenses.

**Sponsors:** James M. Nestor

**A motion was made by Councillor D'Arcangelo, seconded by Councillor Anderson, that the Order be placed on file. The motion carried by a unanimous vote.**

[253-14](#) Ordered: That the Ordinance Committee work with the City Solicitor to draft an ordinance mandating that any amount in excessive of taxes and fees incurred be refunded to the former owner of property taken for taxes.

**Sponsors:** Neil C. Kinnon

**A motion was made by Councillor D'Arcangelo, seconded by Councillor Anderson, that the Order be placed on file. The motion carried by a unanimous vote.**

[271-15](#) Be it hereby ordained that the Chapter 12 of the Revised Ordinances of 1991 be amended by providing for the Ordinance Committee to make recommendations to the Board of Appeal relative to granting variances.

**Sponsors:** Neil C. Kinnon

**A motion was made by Councillor D'Arcangelo, seconded by Councillor Anderson, that the Ordinance be placed on file. The motion carried by a unanimous vote.**

[273-14](#) Amending the definitions of "Family" and "Rooming House" as appearing in Chapter 12, Sections 800.6 of R.O. 1991

**Sponsors:** Peg Crowe

**A motion was made by Councillor D'Arcangelo, seconded by Councillor Anderson, that the Ordinance be placed on file. The motion carried by a unanimous vote.**

[355-12](#)

That Section 8.4 of R.O. 1991 be amended relative to residency requirements for city employees.

**A motion was made by Councillor D'Arcangelo, seconded by Councillor Anderson, that the Ordinance be placed on file. The motion carried by a unanimous vote.**

[359-13](#)

Amending Chapter 2 of R.O. 1991 relative to the authority of the Mayor to recommend appropriations and limitations on the Council's approval of appropriations

**Sponsors:** Neil C. Kinnon

**A motion was made by Councillor D'Arcangelo, seconded by Councillor Anderson, that the Order be placed on file. The motion carried by a unanimous vote.**

[46-13](#)

That the Ordinance Committee draft an ordinance relative to local licensing of Medical Marijuana Treatment Centers

**A motion was made by Councillor D'Arcangelo, seconded by Councillor Anderson, that the Ordinance be placed on file. The motion carried by a unanimous vote.**

[530-15](#)

Committee Report (Ordinance): Paper #500-15 Amending R.O. 1991 relative to personnel in the Assessor's Office  
The Standing Committee on Ordinance to whom was referred Paper #500 Series of 2015, having considered the same make the following report: Committee recommends that this paper be reported out favorably.

Councillor D'Arcangelo for the Committee

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

[500-15](#)

Be it ordained that the Revised Ordinances of 1991 be amended to establish positions in the Assessor's Office.

**Sponsors:** John P. Matheson and Neil C. Kinnon

**A motion was made by Councillor D'Arcangelo, seconded by Councillor Kinnon, that the Ordinance be enrolled. The motion carried by the following vote:**

**Yea:** 11 - Anderson, Crowe, D'Arcangelo, DeMaria, Kinnon, Murphy, Nestor, Sica, Spadafora, Ultrino and Matheson

**A motion was made by Councillor D'Arcangelo that the rules be suspended. The motion carried by a unanimous vote.**

**A motion was made by Councillor D'Arcangelo, seconded by Councillor Kinnon, that the Ordinance be ordained. The motion carried by the following vote:**

**Yea:** 11 - Anderson, Crowe, D'Arcangelo, DeMaria, Kinnon, Murphy, Nestor, Sica, Spadafora, Ultrino and Matheson

[531-15](#)

Committee Report (Finance): Paper #430 That the Council approve

payment of approximately \$35,000 to Blum Shapiro for auditing services in connection with the Department of Permits, Inspections and Planning Services.

The Standing Committee on Finance to whom was referred Paper #430 Series of 2015, having considered the same make the following report: Committee recommends that this paper be reported out favorably with the following amendment: that the words "\$35,000.00" be stricken and the following inserted in place thereof: "\$20,000.00".

Councillor Murphy for the Committee

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

[430-15](#)

Order: That the City Council approve payment of approximately \$35,000 to Blum Shapiro for auditing services in connection with the Department of Permits, Inspections and Planning Services.

**Sponsors:** John P. Matheson

**A motion was made by Councillor Murphy that the Order be amended by striking the sum of \$35,000 and inserting in place thereof the sum \$20,000. The motion carried by a unanimous vote.**

**A motion was made by Councillor Murphy that the Order be adopted as amended. The motion carried by the following vote:**

**Yea:** 11 - Anderson, Crowe, D'Arcangelo, DeMaria, Kinnon, Murphy, Nestor, Sica, Spadafora, Ultrino and Matheson

[532-15](#)

Resolve: That the Mayor initiate action to provide compensation for Director of Assessing

Resolved: That it is the sense of the City Council that the Mayor initiate action to authorize compensation for the Director of Assessing at a M2 Step 3 rate from January of 2015 through June 30, 2015.

DAVID D'ARCANGELO, COUNCILLOR AT LARGE

**A motion was made by Councillor D'Arcangelo, seconded by Councillor Anderson, that the Resolution be rules suspended. The motion carried by a unanimous vote.**

**A motion was made by Councillor D'Arcangelo that the Resolution be passed. The motion carried by a unanimous vote.**

[528-15](#)

Order: That the City Council meet in Executive Session with representatives of the Mayor's Office relative to labor negotiations.

**Sponsors:** David D'Arcangelo

**This Order was adopted**

The meeting was recessed and Executive Session convened at 7:20 p.m. Executive Session was recessed and the open meeting reconvened at 7:50 p.m.

The Council engaged in a discussion relative to filling the Clerk of Committees position.

**14. ADJOURNMENT**

At 8:40 p.m., a motion was made by Councillor Sica that the meeting be adjourned. The motion carried by a unanimous vote.

**KAREN ANDERSON, CITY CLERK**