



# City of Malden

Malden City Hall  
110 Pleasant Street  
Malden, MA 02148

## Meeting Minutes - Final City Council

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Tuesday, September 11, 2018

7:00 PM

John & Christina Markey Community Center,  
7 Washington St.

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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, David Camell, Paul Condon, Peg Crowe, John P. Matheson, Barbara Murphy, Ryan O'Malley, Jadeane Sica, Craig Spadafora, Stephen Winslow and Deborah DeMaria

### 4. GUESTS, CITIZEN ACHIEVEMENT AND ANNOUNCEMENTS

Dora St. Martin, of the Malden Public Library appeared before the City Council to speak about the "Brew for Books" event.

John Buonopane of the USW Gas Workers Union appeared before the City Council to speak about "lock-out".

### 5. PUBLIC COMMENT

### 6. APPROVAL OF MINUTES

[353-18](#) Minutes of the Meeting of June 26, 2018.

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

### 7. APPOINTMENTS & ELECTIONS

[354-18](#)

Mayor's Re-Appointment: George Laskey, 52 Blue Hill Ave., Malden, as a member of the Conservation Commission, term to expire September 15, 2020. (CONFIRMATION REQUIRED)

**A motion was made by Councillor Crowe that the Appointment be referred to the Personnel/Appointments Committee. The motion carried by a unanimous vote.**

[355-18](#)

Mayor's Re-Appointment Roberto DiMarco, 17 Division St., Malden, as a member of the Conservation Commission, term to expire September 15, 2020. (CONFIRMATION REQUIRED)

**A motion was made by Councillor Crowe that the Appointment be referred to the**

Personnel/Appointments Committee. The motion carried by a unanimous vote.

[356-18](#)

Mayor's Re-Appointment: Barbara L. Tolstrup, 44 Noble St., Malden, as a member of the Historical Commission, term to expire September 1, 2021. (CONFIRMATION REQUIRED)

A motion was made by Councillor Crowe that the Appointment be referred to the Personnel/Appointments Committee. The motion carried by a unanimous vote.

[357-18](#)

Mayor's Appointment: Annie Rousseau (formerly Annie Latham), 19 Glen Rock Ave., Malden, MA as a member of the Cultural Council, term to expire September 18, 2021 (CONFIRMATION REQUIRED)

A motion was made by Councillor Crowe that the Appointment be referred to the Personnel/Appointments Committee. The motion carried by a unanimous vote.

[377-18](#)

Mayor's Appointment: Mark Linehan, 83 Blomerth St., Malden, as a member of the Cultural Council, term to expire September 10, 2021. (CONFIRMATION REQUIRED)

A motion was made by Councillor Crowe that the Appointment be referred to the Personnel/Appointments Committee. The motion carried by a unanimous vote.

## **8. HEARINGS, PETITIONS, MEMORIALS AND REMONSTRANCES**

[358-18](#)

Outdoor Parking: 11 Charles Street Realty LLC, 25 cars (New)

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

[359-18](#)

Livery: Ideal Park Limousine Services, Inc., 61 High Rock Rd., Malden, MA. - 1 car.

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

## **9. MOTIONS, ORDERS AND RESOLUTIONS**

[360-18](#)

Order: That the City of Malden submit to the General Court for passage an Act relative to reducing the voting age in Municipal Elections in the City of Malden.

**Sponsors:** Stephen Winslow

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

**Yea:** 8 - Anderson, Camell, Crowe, O'Malley, Sica, Spadafora, Winslow and DeMaria

**Nay:** 3 - Condon, Matheson and Murphy

[361-18](#)

Order: That the President of the City Council appoint a three or four member committee to work with the Director of Parking to address resident parking.

**Sponsors:** Paul Condon and Ryan O'Malley

**A motion was made by Councillor Matheson, seconded by Councillor Murphy, that the Order be amended by adding at the end of the sentence "and signage". The motion carried by a unanimous vote.**

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

**Yea:** 10 - Anderson, Camell, Condon, Crowe, Matheson, Murphy, O'Malley, Sica, Winslow and DeMaria

**363-18**

**Resolve:** That it is the sense of the City Council that the Malden legislative delegation file and support legislation to designate the first Tuesday after the first Monday in November (Election Day) a state holiday in honor of President John Fitzgerald Kennedy.

**Sponsors:** Ryan O'Malley

**A motion was made by Councillor O'Malley that the Resolution be passed. The motion carried by the following vote:**

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

**364-18**

**Resolved:** That the City of Malden urges National Grid to end the lockout of its gas workers so that gas line inspections, services, and repairs may continue to be performed by qualified and properly trained employees; and Be it further Resolved: That the City Council of the City of Malden urges National Grid to agree to a fair and equitable contract that provides for competitive wages and benefits commensurate the technical skills and qualifications possessed by the members of United Steelworkers District 4, Local 10212-4, Boston Gas Workers Union; and Be it further Resolved: That the City of Malden continue to provide heightened scrutiny and safety inspections and monitoring on all National Grid work being done. That the City of Malden continue to cease the issuance of new permits for non-emergency gas construction projects to National Grid during the lockout of their workers.

**Sponsors:** Deborah DeMaria and Stephen Winslow

**A motion was made by Councillor Winslow, seconded by Council President DeMaria, that the Resolution be passed. The motion carried by the following vote:**

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

**365-18**

**Be it hereby Ordained** that Chapter 8 of the R.O. of 1991 be amended to add a new Section 8.42.9 relative to DPW Supervisors Salary Schedule.

**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.

[366-18](#)

Be it hereby Ordained that Section 8.35 of Chapter 8 of the R.O. of 1991 be amended relative to the Officers Salary Schedule.

**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.

[367-18](#)

Be it hereby Ordained that Section 8.36 of Chapter 8 of the R.O. of 1991 be amended relative to the Specialists Salary Schedule.

**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.

[368-18](#)

Be it hereby Ordained that Section 8.37 of Chapter 8 of the R.O. of 1991 be amended relative to the Clerks Salary Schedule.

**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.

[369-18](#)

Be it hereby Ordained that Section 8.38 of Chapter 8 of the R.O. of 1991 be amended relative to the Unclassified Salary Schedule.

**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. ENROLLED ORDINANCES**

[283-18](#)

Be it hereby Ordained by the Malden City Council that Sections 200, 300, 400, 500, 700 and 800 of Chapter 12, Revised Ordinance of 1991 as Amended, be further amended to establish use regulations, dimensional controls, parking requirements and definitions for adult use, non-medical Marijuana Establishments (business, industrial and other uses); to create a Marijuana Establishment Overlay District; and to amend existing use regulations and definitions to correspond with proposed new regulations and definitions.

**Sponsors:** Peg Crowe

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

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

## **11. COMMUNICATIONS**

[371-18](#) Communication from the Mayor Re: Consolidation of the City Charter.

**A motion was made by Councillor Sica that the Communication be received and filed. The motion carried by a unanimous vote.**

[362-18](#) Ordered: That the Mayor and the City Council approve the following consolidation of the City Charter for publication to residents and for use as the basis of prospective charter revision: (See Attached)

**Sponsors:** Ryan O'Malley and Deborah DeMaria

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

[370-18](#) Communication from MassDEP Re: Written Determination Pursuant to M.G.L. Chapter 91: Waterways License Application.

**A motion was made by Councillor Murphy that the Communication be referred to the Waterfront Access Committee. The motion carried by a unanimous vote.**

## **12. CLAIMS**

[372-18](#) Claim: Richard A. Pascarelli, 435 Newtonville Avenue, Newton, MA 02460.

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

[373-18](#) Claim: Edward Romboli, 31 Gilbert St., Malden, MA 02148.

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

[374-18](#) Claim: Jean M. Tucker, 36 Johnson Street, Malden, MA

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

[375-18](#) Claim: Jennifer Lyman, 11 Eastman St., Medford, MA

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

[376-18](#) Claim: Leslie Gildart, 238B Pearl St., Malden, MA.

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

## **13. COMMITTEE REPORTS**

[342-18](#) Committee Report: Finance (Paper #312-18 ordered that the City Council accept the provisions of M.G.L c32 Sec.6(1) and adopt a local Retirement Board option for Ordinary Disability.)

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

[312-18](#)

Ordered: That the City Council accept the provisions of M.G.L. c 32 Sec. 6(1) and adopt a local Retirement Board option for Ordinary Disability.

A motion was made by Councillor Condon that the Order be adopted. The motion carried by the following vote:

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

#### **14. TABLED PAPERS**

[137-16](#)

Petition: National Grid to replace existing 25 psig to LP 4" Regulator Station in the sidewalk area of 158 Washington St., Malden, MA

[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).

[224-18](#)

The Fellsmere Housing Group and Friends of Fellsmere Heights to present their proposal of a zoning overlay allowing clustered mixed of residential housing at the former Malden Hospital Site to the Rules & Ordinance Committee.

**Sponsors:** Craig Spadafora

#### **15. PERSONAL PRIVILEGE**

#### **16. ADJOURNMENT**

A motion was made by Councillor Sica that this meeting be adjourned. The motion carried unanimously.

**THOMAS E. BRENNAN, CITY CLERK**