City of Malden Office of the City Solicitor 215 Pleasant Street, Suite 420 Malden, MA 02148

Kathryn M. Fallon City Solicitor

John J. McNaught, Jr. Assistant City Solicitor

Mark E. Rumley Special Counsel DEP 100 TO THE PERSON OF THE P

Law Department Tel: 781.397.7106 legal@cityofmalden.org

Workers' Compensation Tel: 781.397.7136 Fax: 781.397.7105

July 14, 2021

Mr. Brian DeLacey
1 Earl Street
Malden, MA 02148

Via email transmission

RE: Open Meeting Law Complaint received 6/23/21

Dear Mr. DeLacey:

This office represents the City of Malden Finance Committee regarding the 6/23/2021 Open Meeting Law complaint filed by you against the Finance Committee. The Finance Committee voted during its 6/29/21 meeting to permit this office to answer the allegations of your complaint.

The minutes about which you allege the Finance Committee violated the Open Meeting Law contain the elements required under the Open Meeting Law and adequately record what transpired as well as what documents, if any, may have been used during the virtual meetings. The minutes do not present a violation of the Open Meeting Law as you allege.

Attached is a copy of the Report prepared by this office after review and investigation of the allegations of your Complaint.

Very truly yours,

/s/Kathryn M. Fallon

cc: via email transmission:

Office of the Attorney General – <u>openmeeting@state.ma.us</u>
Finance Chair Barbara Murphy
City Clerk Greg Lucey
Clerk of Committees Lisa Cagno

City of Malden
Office of the City Solicitor
215 Pleasant Street, Suite 420
Malden, MA 02148

Kathryn M. Fallon City Solicitor

John J. McNaught, Jr. Assistant City Solicitor

Mark E. Rumley Special Counsel



Law Department Tel: 781.397.7106 legal@cityofmalden.org

Workers' Compensation Tel: 781.397.7136 Fax: 781.397.7105

REPORT REGARDING JUNE 23, 2021 OPEN MEETING LAW COMPLAINT I. INTRODUCTION

On 6/23/21, Brian DeLacey, "Complainant", emailed a complaint under the Open Meeting Law, MGL c. 30A, §§ 18-25, "OML", to City of Malden Finance Committee Chair Barbara Murphy and City Clerk Greg Lucey, alleging the Malden City Council Finance Committee violated the OML on 5/25/21 and 6/1/21. The Complaint, received on 6/24/21, was distributed by the City Clerk to the members of the Malden City Council Finance Committee, "Finance Committee", and is attached as **Exhibit A**.

An investigation of the Complaint ensued. The Complaint was addressed by the Finance Committee during the 6/29/21 meeting of the Finance Committee, following which the Finance Committee voted to permit the undersigned to respond. A brief review of OML requirements regarding minutes was discussed, and a presentation made by the undersigned counsel, attached as Exhibit B.

II. SUMMARY OF COMPLAINT ALLEGATIONS AND ANALYSIS 1. Summary of claims.

The Complainant asserts that the Finance Committee violated the OML because the minutes of the Finance Committee meetings held on 5/25/21 and 6/1/21 do not provide a "list of documents and other exhibits used at the meetings" as required by the OML. The claims are directed at the Clerk of Committees, who records minutes on behalf of the Finance Committee. The Complainant essentially takes issue with the Clerk of Committees based on the manner of recording. The Complainant does not like the formatting in which the Clerk of Committees records minutes, alleging there is no listing of documents used at the meetings, resulting in the Complaint filed against the Finance Committee.

2. Summary of facts.

- 1. On 5/25/21, the Finance Committee met during a properly posted remote meeting via Zoom, during which various Department Heads appeared for purposes of the Finance Committee's ongoing review of the proposed FY22 Budget. The review conducted by the Finance Committee during the 5/25/21 meeting included areas of discussion involving Revenues, Police and Fire Department budgets.
- 2. City personnel were in attendance who were asked to appear and participate in the Finance Committee's review included the City's CFO, Fire Chief, Police Chief and Parking Director.
- 3. The meeting was convened for purposes of engaging in discussions with these Department Directors to discuss their Department needs.
- 4. The 5/25/21 meeting was conducted virtually via Zoom.
- 5. The 5/25/21 meeting minutes, which are attached to the Complainant's complaint, total ten (10) pages in length, provide a detailed summary of what transpired, and include reference to a document shared with the Council for viewing during the meeting.
- 6. Spreadsheets excerpted from the City's proposed FY22 budget were shared virtually during the 5/25/21 remote meeting by the CFO; the FY22 budget is referenced in the meeting minutes. Moreover, the City's full proposed FY22 budget is posted on the City of Malden's website. Slides created by the Parking Director shared virtually during the 5/25/21 meeting were referenced in the minutes and attached to the minutes by the Clerk of Committees.
- 7. Upon receipt of the Complainant's complaint, the meeting minutes were updated to include a list and the online accessibility of the reports verified; the revised minutes are also attached hereto as Exhibit C.
- 8. On 6/1/21, the Finance Committee met with various Department Heads during a properly posted and open meeting of the Finance Committee to continue review of the proposed FY22 Budget. The review included discussion of Department budgets of the DPW, Strategic Planning and Community Development (MRA), and IT.
- 9. City personnel in attendance who were asked to appear and participate in the Finance Committee's review included the City's DPW Director, the MRA Director, and the City's IT Director.

- 10. The 6/1/21 meeting minutes, which are attached to the Complainant's complaint, total seven (7) pages in length, and significant detail as to what transpired at the meeting was recorded by the Clerk of Committees. No documents or exhibits were utilized during the 6/1/21 meeting.
- 11. The minutes recorded by the Clerk of Committees provide a detailed summary of what transpired at the 6/1/21 meeting.
- 12. The 6/1/21 Finance Committee meeting was a virtual meeting, and therefore no documents or exhibits were physically present and reviewed by the Finance Committee.
- 13. No documents were virtually shared during the 6/1/21 meeting.
- 14. The City also utilizes the City website and online platforms to post documentation, including annual budgets, minutes and agendas, so that members of the public can readily access documents and records, including those referenced during Committee meetings, such as the FY22 proposed budget.

3. Legal Analysis of claims.

The OML requires a public body to create and maintain accurate minutes of all meetings, setting forth the date, time, place, members present and absent, summary of discussions on each topic discussed, and a list of documents and other exhibits used during the meeting, decisions made and actions taken during each meeting, including a record of all votes. MGL c. 30A, §22.

The Finance Committee meeting minutes in question are consistent with the requirements of the OML. No documents were used or shared during the 6/1/21 meeting. Documents shared virtually during the 5/25/21 meeting are noted in the meeting minutes recorded. There is no evidence that the City Clerk is not maintaining copies of documents and exhibits used by the Finance Committee, as required by law.

Simply put, the Complaintant's issues are essentially allegations against the Clerk of Committees because of the manner in which the Clerk of Committees records minutes. However, the Clerk of Committees is recording minutes consistent with the requirements of the OML.

III. CONCLUSION.

The meeting minutes recorded by the Clerk of Committees on behalf of the Finance Committee readily detail and document what transpired during the meeting, such that anyone who was not in attendance can easily understand what was discussed and what occurred during the meetings; this includes identifying any documents which were used during the meetings. This was noted to the Finance Committee during its 6/29/21 meeting.

As a further recommendation to be issued by the Finance Committee, the Finance Committee also voted to recommend to the full City Council that inclusion of a specifically itemized or alphabetized list of documents or exhibits used during meetings should be added to the end of all meeting minutes.

The Complainant's issues with the Clerk of Committee's manner of recording minutes does not substantiate a violation of the OML by the Finance Committee as alleged by the Complainant. The Complainant's claims are not grounded in law or fact.

Respectfully submitted, Malden Legal Department

/s/Kathryn M. Fallon, Esq.
City Solicitor
/s/John J. McNaught, Jr., Esq.
Assistant City Solicitor
/s/Mark Rumley, Esq.
Special Counsel
City of Malden Legal Department
215 Pleasant Street, Suite 420
Malden, MA 02148
781-397-7106

July 14, 2021

EXHIBIT A

Greg Lucey	
From: Sent: To: Cc: Subject: Attachments:	Brian DeLacey <bdelacey@gmail.com> Wednesday, June 23, 2021 4:52 PM Barbara Murphy; Greg Lucey Neal Anderson Open Meeting Law Complaint RE List of Documents and Other Exhibits List-of-Documents-and-Other-Exhibits-Complaint-Supplement.pdf; March7thEmail-Including a _list of documents_ with Meeting Minutes.pdf; Minutes-2021-06-01- Finance.pdf; Minutes-2021-05-25-Finance.pdf; List-of-Documents-and-Other-Exhibits-Complaint.pdf</bdelacey@gmail.com>
Dear Councilor Murphy ar	nd Clerk Lucey,
As Finance Committee Ch	air and City Clerk, I am submitting the attached files as an open meeting law complaint.
detailed minutes include and the like which were p	nance Committee meeting of May 25, 2021 and June 1, 2021 are attached. These lengthy, references to documents, exhibits, spreadsheets, a feasibility study, budgets, multiple grants hysically present, verbally identified, and/or the contents of which were discussed by the ody during those meetings.
However, these minutes proviolation of Open Meeting	provide no "list of documents and other exhibits used at the meeting". This appears to be in g Law.
This is not just a shortcom documents and other exh 5/25/21 and 6/1/21.	ning of the Finance public body. Malden's public body Minutes typically fail to record "a list of libits used at the meeting". However, it is clearly demonstrated in the minutes attached from
Thank you for your furthe	r consideration of this.
Sincerely,	•
Brian DeLacey	

This email has been scanned for spam and viruses by Proofpoint Essentials. Click <u>here</u> to report this email as spam.



The Commonwealth of Massachusetts Office of the Attorney General One Ashburton Place Boston, Massachusetts 02108

OPEN MEETING LAW COMPLAINT FORM

Instructions for completing the Open Meeting Law Complaint Form

The Attorney General's Division of Open Government interprets and enforces the Open Meeting Law, Chapter 30A of the Massachusetts General Laws, Sections 18-25. Below is the procedure for filing and responding to an Open Meeting Law complaint.

Instructions for filing a complaint:

- o Fill out the attached two-page form completely. Sign and date the second page. File the complaint with the public body within 30 days of the alleged violation. If the violation was not reasonably discoverable at the time it occurred, you must file the complaint within 30 days of the date the violation was reasonably discoverable. A violation that occurs during an open session of a meeting is reasonably discoverable on the date of the meeting.
- o To file the complaint:
 - o For a local or municipal public body, you must submit a copy of the complaint to the <u>chair of the public body</u> **AND** to the <u>municipal clerk</u>.
 - o For all other public bodies, you must submit a copy of the complaint to the chair of the public body.
 - o Complaints may be filed by mail, by email, or by hand. Please retain a copy for your records.
- o If the public body does not respond within 14 business days and does not request an extension to respond, contact the Division for further assistance.

Instructions for a public body that receives a complaint:

- o The chair must disseminate the complaint to the members of the public body.
- o The public body must meet to review the complaint within 14 business days (usually 20-22 calendar days).
- o After review, but within 14 business days, the public body must respond to the complaint in writing and must send the complainant a response and a description of any action the public body has taken to address the allegations in the complaint. At the same time, the body must send the Attorney General a copy of the complaint and a copy of the response. The public body may delegate this responsibility to an individual member of the public body, its counsel, or a staff member, but only after the public body has met to review the complaint.
- o If a public body requires more time to review the complaint and respond, it may request an extension of time for good cause by contacting the Division of Open Government.

Once the public body has responded to the complaint:

- o If you are not satisfied with the public body's response to your complaint, you may file a copy of the complaint with the Division by mail, by email, or by hand, but only once you have waited for 30 days after filing the complaint with the public body. Mail may be sent to: The Division of Open Government, Office of the Attorney General, One Ashburton Place 20th Floor, Boston, MA 02108. Emails may be sent to: openmeeting@state.ma.us.
- o When you file your complaint with the Division, please include the complaint form and all documentation relevant to the alleged violation. You may wish to attach a cover letter explaining why the public body's response does not adequately address your complaint.
- o The Division will not review complaints filed with us more than 90 days after the violation, unless we granted an extension to the public body or you can demonstrate good cause for the delay.

If you have questions concerning the Open Meeting Law complaint process, we encourage you to contact the Division of Open Government by phone at (617) 963-2540 or by email at openmeeting@state.ma.us.



OPEN MEETING LAW COMPLAINT FORM

Office of the Attorney General One Ashburton Place Boston, MA 02108

Please note that all fields are required unless otherwise noted.

Your Contact Information: First Name: Brian Last Name: DeLacey		
Address: 1 Earl Street		
City: Malden State: MA Zip Code: 02148		
Phone Number: 617-863-0497 Ext.		
Email: bdelacey@gmail.com		
Organization or Media Affiliation (if any): Malden News Network		
Are you filing the complaint in your capacity as an individual, representative of an organization, or media? (For statistical purposes only) Individual Organization Media		
Public Body that is the subject of this complaint:		
City/Town County Regional/District State		
Name of Public Body (including city/town, county or region, if applicable): Malden Finance Committee		
Specific person(s), if any, you allege committed the violation: Malden Finance Committee		
Date of alleged violation: 5/25/21 and 6/1/21		

Description of alleged violation:

Describe the alleged violation that this complaint is about. If you believe the alleged violation was intentional, please say so and include the reasons supporting your belief.

Note: This text field has a maximum of 3000 characters.

Minutes of the 5/25/21 and 6/1/21 meetings provide no "list of documents and other exhibits used at the meeting". A further detailed description is provided in the attached "List of Documents and Other Exhibits Complaint".

What action do you want the public body to take in response to your complaint?

Note: This text field has a maximum of 500 characters.

- > This request seeks future compliance of Malden's Minutes to the OML requirement for a "List of documents and other exhibits".
- > Further, it is requested that a standard formatting of the template for these Minutes, includes a boilerplate section "list of documents and other exhibits used at the meeting".
- > Further, it would be helpful to adopt consistent naming conventions in recording "the list of documents and other exhibits".

Review, sign, and submit your complaint

I. Disclosure of Your Complaint.

Public Record. Under most circumstances, your complaint, and any documents submitted with your complaint, is considered a public record and will be available to any member of the public upon request.

Publication to Website. As part of the Open Data Initiative, the AGO will publish to its website certain information regarding your complaint, including your name and the name of the public body. The AGO will not publish your contact information.

II. Consulting With a Private Attorney.

The AGO cannot give you legal advice and is not able to be your private attorney, but represents the public interest. If you have any questions concerning your individual legal rights or responsibilities you should contact a private attorney.

III. Submit Your Complaint to the Public Body.

The complaint must be filed first with the public body. If you have any questions, please contact the Division of Open Government by calling (617) 963-2540 or by email to openmeeting@state.ma.us.

By signing below, I acknowledge that I have read and understood the provisions above and certify that the information I have provided is true and correct to the best of my knowledge.

Signed: Brian DeLacey (electronic signature) Date: June 23, 2021

For Use By Public Body Date Received by Public Body: For Use By AGO Date Received by AGO:



City of Malden

Malden City Hall 215 Pleasant Street Malden, MA 02148

Meeting Minutes - Final Finance Committee

Chairperson Barbara Murphy
Vice Chair David Camell
Councillor Peg Crowe
Councillor Amanda Linehan
Councillor Deborah DeMaria
Councillor Jadeane Sica

Tuesday, May 25, 2021

5:30 PM

Remote Meeting

Roll Call

Present: 6 - Chairperson Barbara Murphy, Vice Chair David Camell, Peg Crowe, Amanda Linehan, Deborah DeMaria and Jadeane Sica

Also Present: Councillors Anderson, Condon, O'Malley, Spadafora and Winslow Attorney John McNaught-Assistant City Solicitor Ron Hogan-Parking Director Charles Ranaghan-CFO/Controller Chief Kevin Molis-Malden Police Department Chief William Sullivan-Malden Fire Department

Councillor Murphy called the meeting to order at 5:31 P.M. Jon Miara and UMA recorded the meeting.

271-21

In accordance with Governor Baker's 3/12/20 Order Suspending Certain Provisions of the Open Meeting Law, G.L.c.30A,ss18, and the Governor's 3/23/20 Revised Guidance on Order by the Governor Prohibiting Assemblage of More than Ten People, this meeting will be conducted via remote participation.

In person attendance by members of the public is prohibited, and all effort will be made to permit public attendance of this meeting, in the manner specified below, via remote access by internet, telephone, and if available via public broadcast of the meeting by Malden Access Cable Television on public access television channels.

Public access will also be provided by posting draft minutes, and/or a transcript, recording, or record of the meeting on the city of Malden website at cityofmalden.org as soon as practicable after the meeting.

Additional information/guidelines for the public can be found here:

https://www.cityofmalden.org/DocumentCenter/View/2487/Public-information-on-Public-Meetings-and-Hearings-during-the-Declared-State-of-Emergency-related-to-COVID19PDF

Members of the public who wish to attend remotely can do so using the

following information:

Please click the link below to join the webinar: https://cityofmalden.zcom.us/j/963835778117 pwd=UFhRTm9zWkJSSEtXK1Fra0iXZjF0Zz09>

Passcode: 139504 Or One tap mobile:

US: +19294362866,,96383577811#,,,,*139504# +16465189805,,96383577811#,,,,*139504#

Or Telephone:

Dial (for higher quality, dial a number based on your current location):

US: +1 929 436 2866 +1 646 518 9805 Webinar ID: 963 8357 7811

Passcode: 139504

International numbers available:

https://cityofmalden.zoom.us/u/adMj7sw5IC

If you would like to request a reasonable accommodation, please contact Maria Luise, ADA Compliance Coordinator at mluise@cityofmalden.org <mailto:mluise@cityofmalden.org> or 781-397-7000, Ext 2005.

Minutes to be Approved

Minutes of May 18, 2021 to be approved.

A motion was made by Councilior Amanda Linehan, seconded by Councilior Deborah DeMaria, that the minutes of May 18, 2021 be approved. The motion carried by the following vote:

Yea: 6 - Murphy, Vice Chair Camell, Councillor Crowe, Councillor Linehan, Councillor DeMaria and Councillor Sica

Business

234-21

Order: Annual Appropriation Order for the FY2022 Budget.

Sponsors: Barbara Murphy

The Finance committee will continue the review of the FY22 Budget.

Areas to be discussed Revenues, Police Department and Fire Department Budgets.

Charles Ranaghan, CFO/Controller, Chief Kevin Molis, Police Department and Chief William Sullivan, Fire Department will be in attendance.

Councillor Murphy started the meeting discussing revenues with Ron Hogan and Charles Rananghan. Chuck began by sharing his screen on individual revenues. He explained it is an excel sheet he pulled off the City of Malden's budget on the clear gov platform. There are two spreadsheets one revenue line items which is the information on the left showing each individual revenue account and he then added comments as to how they got to numbers they did and on the right hand side information that might be helpful. He pointed out he noticed the mapping issue on the Clear gov end didn't include a piece of revenue it was a timing issue to get the book to the Council as guickly as they did but it didn't effect anything in the budget. The City of Malden's Budget is made up of all the revenues totaling just over \$188mill it's made up of 4 main buckets of revenue the largest is Property Taxes-over \$110mill. State Aid-\$66mill, Local Receipts-\$14mill and other financing sources-just over \$5mill. He explained that the City has a theme of conservative budgeting which the financial team has done very over the last few years which has lead to the City's free cash certification at the levels it has been. The motor vehicle excise revenue was estimated at \$5.55mill it showed pre-covid with an upward trend then it dropped so much and the decline was related to covid and the lack of people buying cars so they put in a post covid adjustment, a guess, of \$400,000.

Councillor Camell asked about State Aid \$66mill and \$51mill is educational aid and the other \$1mill is Charter School reimbursement

Chuck said he will show the cherry sheet at the end of the presentation which will show all of that. He focuses on Parking Citations and explained it went down during the pandemic and they are budgeting \$1mill they collected \$922,000 YTD and last year they collected \$157,000 in the height of the pandemic if the covid restrictions are lifted that may increase a little bit but being conservative. Solid waste revenue was a guess they budgeted \$1mill not knowing what the new program will generate it will true up next year. The parking garages net revenue being projected by STPlus which is the company currently running the garage projected at \$519,000. Financing sources \$1.1mill is free cash that is what was missing in the budget book sent to the Council. He went back to State Aid and said it is the actual cherry sheet from Malden Chapter 70 is \$51mill school funding, unrestricted general government aid \$13mill, Charter tuition reimbursement \$1mill and smaller ones, veterans benefits, exemptions and offset receipt from the Library. Councillor Winslow reached out to Chuck regarding Chapter 70 and how that formula is adversely effecting Malden, Ron and the Mayor have reached out to the State Delegation relating to the Chapter 70 formula.

Ron highlighted slides from a document he is working on with the state delegation regarding Chapter 70.(see attached) He looked at Malden compared to Revere and Everett. Malden's total tax and local revenue per resident is lower than Revere and Everett per resident/per capita. We also have the least amount of state aid. Chapter 70 is significantly less the formula

Chuck answered by saying the Police Court is court overtime the regular Police overtime was budgeted in 2020 at \$400,000 in 2021 it was cut in half to \$200,000 they restored that \$200,000 and included Police Court overtime into police overtime which would have been \$540,000 and they actually lowered it to \$500,000 to the Senior Longevity it increased by over \$100,000 after the prior superior officer contract called for after 28 yrs and officer would receive this benefit 8 or 9% they also included after 20 years an additional 4% so senior officers with 20-27 years are also eligible for another 4%.

Councillor Camell asked about the requests for cruises and vehicles and asked are the requests always not going to line up what's in the budget.

Councillor Murphy asked Chuck to speak to generally capital expenditures and what is going on with them as it will be the same for the Fire Dept.

Chuck said the original hope is that the clear gov software included a capital budget request module so they asked dept heads to put in for everything they needed their goal is to be able to incorporate and fully fund those where they ended up was because of some school funding issues related to the cares act they were be able to use some of the funding and hopefully they will be able to use some of the school's Esser money and hopefully take that money and . The answer to the question is no the capital items for all of the departments listed in that budget book are not contained within the expense items within the police and fire budget but the hope is to be able to fund all of them with the final state budget.

Councillor DeMaria thanks all of the presenters she asked the Chief about the Dare motor vehicle expenditure she said it looks like they budgeted \$57200 and asked if that is because of Covid or do we have an actual on that and is it one or two vehicles and how many police officers are Dare officers?

Chuck said if you look at the police vehicle lease we had been leasing cruisers for three years then we own them outright we did not reinstitute a new program

Chief Molis said the commitment to the schools and the focus has been greatly enhanced with Trent Headley

Dare is not the formatted version with them doing training but Trent bases it on a needs assessment from what we get with the individual schools and he also mentioned that the Jr. Police is going to be brought back also.

Councillor Winslow said he had met with the Chief and he was working toward certification that is being called for by the state we had use of force policies in place and he was impressed by what the police department is putting in place with diversity and police per capita and we are not over funding our police. There has been an effort in Malden to put together the peoples budget and they

support more mental health and add a mental health component. Would you see adding 24/7 mental health services that could work with police.

Chief Molis said they are the peoples police and when you speak of mental health it is a significant amount of our calls they have crisis intervention training to help recognize how mental health issue manifest and how to react but they also know how partnerships are important they have now a civil rights officer Mike Powell who is working with Elliot Behavioral and they are working with them to be on the same line of communication on that. It would be naive to think that someone who is in crisis that the resource would always be available but he is also open to a partnership with Paul Hammersley and Malden Overcoming Addiction.

Councillor Murphy mentioned the significant accomplishment list and read the version of Commonwealth of Massachusetts Edward J. Byrne Memorial Justice Assistance Grant (JAG) in the budget book, \$39,772.38 was awarded to the Malden Police Department for the purpose of OT funding through training and for equipment (message board sign). The training will focus on areas of de escalation and informational training of mental health issues in coordination with local behavioral health agencies. She thanked the Malden Police Department and Councillor Crowe for coming together and obtaining this grant. She asked about the gas budget in 2021 \$100,000 in 2022 \$100,000 and the price of gas is rising she asked if this amount budgeted is a realistic cost of what the cruisers are going to use or do you have more electrical vehicles she is not aware of

Chief Molis answered by saying it is impossible for him to project we do believe inflation is kicking in but he does not have enough insight to operate projection of the amount but he suspects the price will not go down in the near future but not off the charts so they kept it the way it was with the best expectations he does not know what it will be.

Councillor Murphy continued by mentioning the only thing she did not see mentioned in the Police Department objective section was Drive (Speed) 25 which is something she worked on together with Councillor Crowe and as a Ward Councillor speeding on our streets is such an issue with constituents. She would love to have a metric on speed tickets and how we are protecting the neighborhood from Ways and all of the apps that send people through our streets who are rushing to get somewhere

Chief Molis said in the area of traffic enforcement particularly speeding the Council and the Mayors office has shown a great ability to look toward innovative technology, from 2020 onward the Police Dept was criticized in reports in the past was what was a lack enforcement and a lack of revenue only to be now looked at as a model when you look at the revenue based traffic

City of Malden Page 7

enforcement on the relationship between the police department and the community. On the technological side we are looking at advanced technology such as standing signs to warn drivers of speeds.

Councillor Murphy said she knows Chief Molis is on board and has worked with him to purchase the first electric signage to monitor traffic with Traffic Solutions.

Councillor O'Malley agreed with Chief Molis rather than approaching speeding and traffic tickets from punitive perspective if we design our roads to encourage safe driving he feels it is definitely safer and it helps in terms of the relationship between the Police and our residents stays as positive as possible and they can focus on the dangerous crimes which impact the quality of our life in our community and looks forward to working together with the Traffic Commission to make our streets as safe as possible.

Chief Sullivan-Fire Department he echoed what Chief Molis said of the challenges this year has presented due to Covid which can't be understated. He has been in this position for the past fourteen months and this was his first time coming before the Finance Committee regarding the budget. On top of Covid, he commended the men and women of the fire department for rising to meet the challenge that the pandemic brought forward at the same time with respect to firefighting the over the last four fiscal years the city has seen a steady increase in the number of building fires. The fire department responds on average about 24 times in a 24 hour period citywide. On the good side as far, as accomplishments in this year he was proud to say members of the fire department have been able to write, secure and received just about \$300,000 in grants which brought into the city safety equipment for fire personnel as well as funding to be able to increase our safety program for students and senior population. He opened the floor up to questions and answers from the Council.

Councillor Camell thanks the Chief for being at the meeting and all the work the Fire Department has done throughout the year. He was happy to see the feasibility study for the new Fire Headquarters and asked if it is a line item in the budget and where that might be in the future?

Chuck explained the \$50,000 for the feasibility study would be in the same category anything contained in the capital section of that budget book is not contained in the expense section of any departmental budget. The hope would be if this provision allowing the City to use Esser Cares funding towards the local drop contribution for the school department ends up being included in the final state budget it would come back before the Council to be able to fund all the capital items including the \$50,000 for the feasibility but it is not in the Fire Dept. budget before you.

Councillor Camell said he was glad to see it in there and at this point in time it

doesn't look like it will be moved forward but looks forward to discussing it at some point in time

Councillor Linehan asked about the Merac grant acquiring a drone for the Fells and how that would work for the community

Chief Sullivan said it was an opportunity to submit a grant that will encompass Malden, Melrose, Medford, Stoneham and Winchester with the mindset of protecting the Fells, in the case of large outside fires experienced there, in the sense of the protection of firefighters you would launch a drone even in the evening which would be equipped with thermal imaging capability to get the personnel to the scene quicker and safer with that terrain also for the rescue of a lost hiker. It is a regional grant he applauds and commends the other four Fire Chiefs and Five Police Chiefs that were involved.

Councillor DeMaria asked about radio and communication supplies is budgeted at \$11,500 and there inst much spent in the actual is there any way we could spend that money and improvement with the communication Chief Sullivan said communication is vital to firefighter safety and public safety. One of the grants we received from FEMA we were awarded over \$208,000 for the purchase of 45 new radios which are now in the field so fortunately with new equipment we didn't have the expense of purchasing or the maintenance of the equipment.

Councillor O'Malley said both Police and Fire have an increase in overtime hours and asked if it would be paid out of the CaresAct funds rather than the general fund if it is Covid related

Chief Sullivan said relative to Covid related absences we did our best to track those absences with the assistance and guidance of Mr. Ranaghan we were able to recouped much of the overtime related to the pandemic.

Councillor Murphy said over the past two years the Police Dept. has the same issue the City Council had voted to cut the OT in half and asked both Chiefs to come back to the Council if they needed more funds and they both have so this year we funded it at what we feel it may be especially during Covid she asked Chuck to speak to the rational as to why we put the full budget in this year

Chuck explained the Fire OT budget in prior years was much greater than \$200,000 it wasn't till this current year that we reduced it to \$200,000, YTD the Fire Dept. is over \$750,000 not from the general fund since Covid started we have been tracking money spent as a direct result of Covid and we have recouped \$350,000 of Cares Act money to offset the OT we have also been able to secure a Fire and Police staffing grant and were able to use \$200,000 toward the Fire Dept. OT that is one of the reasons that the Fire Dept did not

A further detailed description:

List of Documents and Other Exhibits Complaint

Minutes of the Finance Committee meeting of May 25, 2021 and June 1, 2021 are attached. These lengthy, detailed documents include references to documents, exhibits, spreadsheets, a feasibility study, budgets, multiple grants and the like which were physically present, verbally identified, and/or the contents of which were discussed by the members of that public body during those meetings.

However, these minutes provide no "list of documents and other exhibits used at the meeting". This appears to be in violation of Open Meeting Law. This is not just a shortcoming of the Finance public body. Malden's public body Minutes typically fail to record "a list of documents and other exhibits used at the meeting".

Prior to the identified meetings - in a March 7, 2021 email - the City Clerk, Council President and more than a half-dozen city officials received a communication indicating a requirement of Open Meeting Law whereby public body minutes must include "a list of documents and other exhibits used at the meeting" G.L. c. 30A, § 22(a)." (See OML 2019-163). Malden's Minutes often fail to record "a list of documents and other exhibits used at the meeting". That email has been provided as a reference.

In the three months since the March 7th communication, it is unclear what effort was made by the City to comply with this part of the Open Meeting Law. As a result, this complaint is filed in an effort to improve the city's recording of minutes. It is hoped this will make the record more complete and accessible. Addressing this should have important long-term benefits, given the permanent retention of minutes.

Additional description of what OML requires was provided in that correspondence of March 7th, included this:

"Where a document is physically present, verbally identified, and the contents are discussed by the members of a public body during a meeting, it has been "used" for purposes of the Open Meeting Law. See OML 2014-12; OML 2012-42. By reviewing and briefly discussing the document at the meeting, the document was "used" by the Commission and should have been listed in the minutes." (OML 2017-85)

Requested Actions

- > This request seeks future compliance of Malden's Minutes to the OML requirement for a "List of documents and other exhibits".
- > Further, it is requested that a standard formatting of the template for these Minutes, includes a boilerplate section "list of documents and other exhibits used at the meeting".
- > Further, it would be helpful to adopt consistent naming conventions in recording "the list of documents and other exhibits". This could greatly help and simplify the retrieval of these documents by interested

parties, both residents and city staff. Here are some some examples, with reference to prior documented agenda items, which might be used as a reference for your further consideration:

FORMAT -> FileNumber-SourceSubmitter-Date:YYYYMMDD-Description

65-21-Anderson-2021-02-15-DempseyLetter
97-21-OMalley-2021-03-09-OMLComplaint
79-21-DeLacey-2021-03-02-PublicComment
371-18-Christenson-2018-09-11-ConsolidationOfCharter
368-19-OMalley-2018-09-11-SalarySchedule

Thank you for your consideration.

Sincerely,

Brian DeLacey

EXHIBIT B

EXHIBIT B

6/23/21 Open Meeting Law Complaint of Brian Delacey

RE: Finance Committee Minutes

Allegations of Brian Delacey

Complainant alleges that "no list of documents and other exhibits used at the meeting" are not provided in the minutes of the 5/25/21 and 6/1/21 Finance Committee meetings.

5/25/21 Meeting
Remote meeting
Review of FY22 Budget
and meeting with certain Department Directors

6/1/21 Meeting
Remote Meeting
Review of Budget
and meeting with certain Department Directors

FROM MGL c. 30A, §22 (Open Meeting Law)

- Section 22. (a) A public body shall create and maintain accurate minutes of all meetings, including
 executive sessions, setting forth the date, time and place, the members present or absent, a
 summary of the discussions on each subject, a list of documents and other exhibits used at the
 meeting, the decisions made and the actions taken at each meeting, including the record of all
 votes.
- (b) No vote taken at an open session shall be by secret ballot. Any vote taken at an executive session shall be recorded by roll call and entered into the minutes.
- (c) Minutes of all open sessions shall be created and approved in a timely manner. The minutes of an open session, if they exist and whether approved or in draft form, shall be made available upon request by any person within 10 days.
- (d) Documents and other exhibits, such as photographs, recordings or maps, used by the body at an open or executive session shall, along with the minutes, be part of the official record of the session.
- (e) The minutes of any open session, the notes, recordings or other materials used in the preparation of such minutes and all documents and exhibits used at the session, shall be public records in their entirety and not exempt from disclosure pursuant to any of the exemptions under clause Twenty-sixth of section 7 of chapter 4. Notwithstanding this paragraph, the following materials shall be exempt from disclosure to the public as personnel information: (1) materials used in a performance evaluation of an individual bearing on his professional competence, provided they were not created by the members of the body for the purposes of the evaluation; and (2) materials used in deliberations about employment or appointment of individuals, including applications and supporting materials; provided, however, that any resume submitted by an applicant shall not be exempt.

Minutes Checklist

Under the Open Meeting Law Meeting Minutes must contain the following information:

- Date
- Time
- Place
- members present
- members absent
- summary of the discussions on each subject
- a list of documents and other exhibits used at the meeting
- votes/decisions made/actions taken at each meeting, including the record of all votes

"Documents and other exhibits, such as photographs, recordings or maps, used by the body at an open or executive session shall, along with the minutes, be part of the official record of the session."

Analysis

The minutes reflect the topic under review by the Committee, which was specifically the FY22 budget during both meetings. The complaint appears to take issue with documents not being listed. The open meeting law requires a list of documents and other exhibits used at the meeting. However, the Committee was engaged in interviews of Department Heads regarding the FY22 budget, which is stated at the outset.

Response

The 5/25/21 minutes reference the FY22 budget, and reference slides highlighted by Ron Hogan during his presentation, which Lisa attached to the minutes.

The 6/1/21 minutes reference the FY22 budget.

It appears that a format challenge is the basis for this complaint. Mr. Delacey wants the documents used during the hearing to be in list format.

Remedial Measures

- 1. The minutes can incorporate a list, if documents or exhibits are actually used by the Council during the meeting. In this instance, the FY22 budget is identified as being the topic of the meeting and was the only subject matter on the agenda. Moving forward, however, the minutes should identify any documents or exhibits used or referred to during meetings. For example, the minutes of this meeting should list and identify this presentation.
- 2. The Committee can vote to allow the Legal Department to respond to Mr. Delacey's Complaint.

EXHIBIT C



City of Malden

Malden City Hall 215 Pleasant Street Malden, MA 02148

Meeting Minutes - Final Finance Committee

Chairperson Barbara Murphy Vice Chair David Camell Councillor Peg Crowe Councillor Amanda Linehan Councillor Deborah DeMaria Councillor Jadeane Sica

Tuesday, May 25, 2021

5:30 PM

Remote Meeting

Roll Call

Present: 6 - Chairperson Barbara Murphy, Vice Chair David Camell, Peg Crowe, Amanda Linehan, Deborah DeMaria and Jadeane Sica

Also Present: Councillors Anderson, Condon, O'Malley, Spadafora and Winslow
Attorney John McNaught-Assistant City Solicitor
Ron Hogan-Parking Director
Charles Ranaghan-CFO/Controller
Chief Kevin Molis-Malden Police Department
Chief William Sullivan-Malden Fire Department

Councillor Murphy called the meeting to order at 5:31 P.M. Jon Miara and UMA recorded the meeting.

271-21

In accordance with Governor Baker's 3/12/20 Order Suspending Certain Provisions of the Open Meeting Law, G.L.c.30A,ss18, and the Governor's 3/23/20 Revised Guidance on Order by the Governor Prohibiting Assemblage of More than Ten People, this meeting will be conducted via remote participation.

In person attendance by members of the public is prohibited, and all effort will be made to permit public attendance of this meeting, in the manner specified below, via remote access by internet, telephone, and if available via public broadcast of the meeting by Malden Access Cable Television on public access television channels.

Public access will also be provided by posting draft minutes, and/or a transcript, recording, or record of the meeting on the city of Malden website at cityofmalden.org as soon as practicable after the meeting.

Additional information/guidelines for the public can be found here:

https://www.cityofmalden.org/DocumentCenter/View/2487/Public-information-on-Public-Meetings-and-Hearings-during-the-Declared-State-of-Emergency-related-to-COVID19PDF Members of the public who wish to attend remotely can do so using the following information:

Please click the link below to join the webinar: https://cityofmaiden.zoom.us/j/96383577811? pwd=UFhRTm9zWkJSSEtXK1Fra0IXZjF0Zz09>

Passcode: 139504 Or One tap mobile:

US: +19294362866,,96383577811#,,,,*139504# +16465189805,,96383577811#,,,,*139504#

Or Telephone:

Dial (for higher quality, dial a number based on your current location):

US: +1 929 436 2866 +1 646 518 9805

Webinar ID: 963 8357 7811

Passcode: 139504

International numbers available:

https://cityofmalden.zoom.us/u/adMj7sw5lC

If you would like to request a reasonable accommodation, please contact

Maria Luise, ADA Compliance Coordinator at mluise@cityofmalden.org

<mailto:mluise@cityofmalden.org> or 781-397-7000, Ext 2005.

Minutes to be Approved

Minutes of May 18, 2021 to be approved.

A motion was made by Councillor Amanda Linehan, seconded by Councillor Deborah DeMaria, that the minutes of May 18, 2021 be approved. The motion carried by the following vote:

Yea: 6 - Murphy, Vice Chair Camell, Councillor Crowe, Councillor Linehan, Councillor DeMaria and Councillor Sica

Business

234-21 Order: Annual Appropriation Order for the FY2022 Budget.

Sponsors: Barbara Murphy

Attachments: Appropriation Order FY2022

Finance FY22 Proposed Budget Meeting Grid

Finance Presentation Ron Hogan 52521

The Finance committee will continue the review of the FY22 Budget.

Areas to be discussed Revenues, Police Department and Fire Department Budgets.

Charles Ranaghan, CFO/Controller, Chief Kevin Molis, Police Department and Chief William Sullivan, Fire Department will be in attendance.

Councillor Murphy started the meeting discussing revenues with Ron Hogan and Charles Rananghan. Chuck began by sharing his screen on individual revenues. He explained it is an excel sheet he pulled off the City of Malden's budget on the clear gov platform. There are two spreadsheets one revenue line items which is the information on the left showing each individual revenue account and he then added comments as to how they got to numbers they did and on the right hand side information that might be helpful. He pointed out he noticed the mapping issue on the Clear gov end didn't include a piece of revenue it was a timing issue to get the book to the Council as quickly as they did but it didn't effect anything in the budget. The City of Malden's Budget is made up of all the revenues totaling just over \$188mill it's made up of 4 main buckets of revenue the largest is Property Taxes-over \$110mill, State Aid-\$66mill, Local Receipts-\$14mill and other financing sources-just over \$5mill. He explained that the City has a theme of conservative budgeting which the financial team has done very over the last few years which has lead to the City's free cash certification at the levels it has been. The motor vehicle excise revenue was estimated at \$5.55mill it showed pre-covid with an upward trend then it dropped so much and the decline was related to covid and the lack of people buying cars so they put in a post covid adjustment, a guess, of \$400,000.

Councillor Camell asked about State Aid \$66mill and \$51mill is educational aid and the other \$1mill is Charter School reimbursement

Chuck said he will show the cherry sheet at the end of the presentation which will show all of that. He focuses on Parking Citations and explained it went down during the pandemic and they are budgeting \$1mill they collected \$922,000 YTD and last year they collected \$157,000 in the height of the pandemic if the covid restrictions are lifted that may increase a little bit but being conservative. Solid waste revenue was a guess they budgeted \$1mill not knowing what the new program will generate it will true up next year. The parking garages net revenue being projected by STPlus which is the company currently running the garage projected at \$519,000. Financing sources \$1,1mill is free cash that is what was missing in the budget book sent to the Council. He went back to State Aid and said it is the actual cherry sheet from Malden Chapter 70 is \$51mill school funding, unrestricted general government aid \$13mill. Charter tuition reimbursement \$1mill and smaller ones, veterans benefits, exemptions and offset receipt from the Library. Councillor Winslow reached out to Chuck regarding Chapter 70 and how that formula is adversely effecting Malden, Ron and the Mayor have reached out to the State Delegation relating to the Chapter 70 formula.

Ron highlighted slides from a document he is working on with the state delegation regarding Chapter 70.(see attached) He looked at Malden compared to Revere and Everett. Malden's total tax and local revenue per resident is lower than Revere and Everett per resident/per capita. We also have the least amount of state aid. Chapter 70 is significantly less the formula

that determines what we get for aid is not connected to our ability to pay. It is what we are able to put through education as compared to Revere and Everett and it leaves us to after we are done paying for education based on the way the formula works what we are left with per resident is lower figure by a long shot. This is a function of the way the formula determines a communities ability to pay that's been in place for 20 years he is on this with the state. After we are done paying what is determined from the formula there is not enough left. He is working on coming up with an answer to this that is fair to us and our state delegation can get passed at their level and they are being super committed to working with us it is not an easy thing to resolve our goal is try to find a way to go about it that doesn't impact anyone negatively and bridge this gap for us.

Councillor Murphy loves his curiosity and is thankful he is looking into this with the funding mechanism and everyone should be extremely concerned about this as we are not getting our fair share and she is glad to hear the state delegation is willing to work with us on this.

Councillor O'Malley asked about the Casino payment not showing anything for the past two years

Ron said it was broken out and it is contained on another line item and they also broke it out this year

Chuck explains that misc. revenues \$945,000 it is budgeted and is titled Casino surrounding community payment

Councillor Camell said the formula is quite complex and what we are expected to pay as our revenue but he expects that alot of the communities are in the same general household income, what are some of the factors that could lead to that and what are the particulars we are looking at with the state delegation that the formula doesn't so negatively impact us?

Ron said the formula is simplistically two pieces of data to determine how much a community can fund towards education to a degree one is the EQB the total equalized value of all the property in Malden what it doesn't do is look at what we actually generate for revenue from that property so communities with more commercial properties are going to have more revenue generated from their EQB and it doesn't take into account different communities have different tax rates we don't control each year it uses an equal value number he questions why not use the revenue if we know what that is. The second piece is also the total income that is generated with everyone listed using 02148 and his argument is that we don't generate any income from that income. When you look at us with other two communities our EQB is higher but our income is lower. It is a complicated thing to solve but they are open minded and desirous to help us solve this.

Councillor Murphy cautions everyone although this topic is exciting it is not a topic for discussion for this budget and this will not be resolved before we have to pass this budget. She would like to have a more in depth conversation of what we should to do to change this but it should happen later in the year having a more detailed meeting in September and Mr. Hogan and Mr. Ranaghan will hopefully have more information for us then. She asked Mr. Ranaghan is he agrees.

Chuck said it is up to the Council but the role of the Council is to pass the budget as it is related to the expenditures and all of the revenue pieces we spoke about get us to a balanced budget on the expense side.

Councillor Winslow thanked Ron and Chuck for taking his questions and he appreciates Councillor Murphy wants to continue this conversation when we come back in the September.

Councillor Murphy said she is not used to seeing the charge backs in multi departments she said it is very enlightening and she was happy to see it in the budget and the presentation was great and she appreciates all the work they have put into the budget book this year.

Chief Molis-Police Department said that 2020/2021 have been a unique year of challenge to the Police Dept. in Malden and they have met that challenge whether it be Covid-19 or the scrutiny the police profession has undergone. The budget reflects the needs of the department and the community. The call volume continues to rise. Malden is a major city and he is a member of the Major City Chiefs and we have all the urban realities that cities have and he believes with all those challenges statistically we have shown we delivered a crime rate that indicates a police department that has a handle on issues of violence and gang activity. He said the budget supports their operational needs. The demands on the police do continue sometimes in the form of a pandemic and sometimes in the form of the spontaneous rise of violent crime. Looking at arrest data, enforcement data and complaint data you see a police department that is forward thinking and we have proven that with training we have emphasized and when you look at our policies that exist, long before the conversation began, he believes addresses the issues and concerns raised locally and nationally and he believes the confidence he feels in the department is something they can continue to deliver with the numbers before them. He thanks them all and welcomes their voices and their questions provide him with insight in the community also.

Councillor Crowe asked Chuck about Police Senior longevity that jumped quite a bit and also about Police Court is zero is that absorbed someplace else.

Chuck answered by saying the Police Court is court overtime the regular Police overtime was budgeted in 2020 at \$400,000 in 2021 it was cut in half to \$200,000 they restored that \$200,000 and included Police Court overtime into police overtime which would have been \$540,000 and they actually lowered it to \$500,000 to the Senior Longevity it increased by over \$100,000 after the prior superior officer contract called for after 28 yrs and officer would receive this benefit 8 or 9% they also included after 20 years an additional 4% so senior officers with 20-27 years are also eligible for another 4%.

Councillor Camell asked about the requests for cruises and vehicles and asked are the requests always not going to line up what's in the budget.

Councillor Murphy asked Chuck to speak to generally capital expenditures and what is going on with them as it will be the same for the Fire Dept.

Chuck said the original hope is that the clear gov software included a capital budget request module so they asked dept heads to put in for everything they needed their goal is to be able to incorporate and fully fund those where they ended up was because of some school funding issues related to the cares act they were be able to use some of the funding and hopefully they will be able to use some of the school's Esser money and hopefully take that money and . The answer to the question is no the capital items for all of the departments listed in that budget book are not contained within the expense items within the police and fire budget but the hope is to be able to fund all of them with the final state budget.

Councillor DeMaria thanks all of the presenters she asked the Chief about the Dare motor vehicle expenditure she said it looks like they budgeted \$57200 and asked if that is because of Covid or do we have an actual on that and is it one or two vehicles and how many police officers are Dare officers?

Chuck said if you look at the police vehicle lease we had been leasing cruisers for three years then we own them outright we did not reinstitute a new program

Chief Molis said the commitment to the schools and the focus has been greatly enhanced with Trent Headley

Dare is not the formatted version with them doing training but Trent bases it on a needs assessment from what we get with the individual schools and he also mentioned that the Jr. Police is going to be brought back also.

Councillor Winslow said he had met with the Chief and he was working toward certification that is being called for by the state we had use of force policies in place and he was impressed by what the police department is putting in place with diversity and police per capita and we are not over funding our police. There has been an effort in Malden to put together the peoples budget and they

support more mental health and add a mental health component. Would you see adding 24/7 mental health services that could work with police.

Chief Molis said they are the peoples police and when you speak of mental health it is a significant amount of our calls they have crisis intervention training to help recognize how mental health issue manifest and how to react but they also know how partnerships are important they have now a civil rights officer Mike Powell who is working with Elliot Behavioral and they are working with them to be on the same line of communication on that. It would be naive to think that someone who is in crisis that the resource would always be available but he is also open to a partnership with Paul Hammersley and Malden Overcoming Addiction.

Councillor Murphy mentioned the significant accomplishment list and read the version of Commonwealth of Massachusetts Edward J. Byrne Memorial Justice Assistance Grant (JAG) in the budget book, \$39,772.38 was awarded to the Malden Police Department for the purpose of OT funding through training and for equipment (message board sign). The training will focus on areas of de escalation and informational training of mental health issues in coordination with local behavioral health agencies. She thanked the Malden Police Department and Councillor Crowe for coming together and obtaining this grant. She asked about the gas budget in 2021 \$100,000 in 2022 \$100,000 and the price of gas is rising she asked if this amount budgeted is a realistic cost of what the cruisers are going to use or do you have more electrical vehicles she is not aware of

Chief Molis answered by saying it is impossible for him to project we do believe inflation is kicking in but he does not have enough insight to operate projection of the amount but he suspects the price will not go down in the near future but not off the charts so they kept it the way it was with the best expectations he does not know what it will be.

Councillor Murphy continued by mentioning the only thing she did not see mentioned in the Police Department objective section was Drive (Speed) 25 which is something she worked on together with Councillor Crowe and as a Ward Councillor speeding on our streets is such an issue with constituents. She would love to have a metric on speed tickets and how we are protecting the neighborhood from Ways and all of the apps that send people through our streets who are rushing to get somewhere

Chief Molis said in the area of traffic enforcement particularly speeding the Council and the Mayors office has shown a great ability to look toward innovative technology, from 2020 onward the Police Dept was criticized in reports in the past was what was a lack enforcement and a lack of revenue only to be now looked at as a model when you look at the revenue based traffic

City of Malden Page 8

enforcement on the relationship between the police department and the community. On the technological side we are looking at advanced technology such as standing signs to warn drivers of speeds.

Councillor Murphy said she knows Chief Molis is on board and has worked with him to purchase the first electric signage to monitor traffic with Traffic Solutions.

Councillor O'Malley agreed with Chief Molis rather than approaching speeding and traffic tickets from punitive perspective if we design our roads to encourage safe driving he feels it is definitely safer and it helps in terms of the relationship between the Police and our residents stays as positive as possible and they can focus on the dangerous crimes which impact the quality of our life in our community and looks forward to working together with the Traffic Commission to make our streets as safe as possible.

Chief Sullivan-Fire Department he echoed what Chief Molis said of the challenges this year has presented due to Covid which can't be understated. He has been in this position for the past fourteen months and this was his first time coming before the Finance Committee regarding the budget. On top of Covid, he commended the men and women of the fire department for rising to meet the challenge that the pandemic brought forward at the same time with respect to firefighting the over the last four fiscal years the city has seen a steady increase in the number of building fires. The fire department responds on average about 24 times in a 24 hour period citywide. On the good side as far, as accomplishments in this year he was proud to say members of the fire department have been able to write, secure and received just about \$300,000 in grants which brought into the city safety equipment for fire personnel as well as funding to be able to increase our safety program for students and senior population. He opened the floor up to questions and answers from the Council.

Councillor Camell thanks the Chief for being at the meeting and all the work the Fire Department has done throughout the year. He was happy to see the feasibility study for the new Fire Headquarters and asked if it is a line item in the budget and where that might be in the future?

Chuck explained the \$50,000 for the feasibility study would be in the same category anything contained in the capital section of that budget book is not contained in the expense section of any departmental budget. The hope would be if this provision allowing the City to use Esser Cares funding towards the local drop contribution for the school department ends up being included in the final state budget it would come back before the Council to be able to fund all the capital items including the \$50,000 for the feasibility but it is not in the Fire Dept. budget before you.

Councillor Camell said he was glad to see it in there and at this point in time it

doesn't look like it will be moved forward but looks forward to discussing it at some point in time

Councillor Linehan asked about the Merac grant acquiring a drone for the Fells and how that would work for the community

Chief Sullivan said it was an opportunity to submit a grant that will encompass Malden, Melrose, Medford, Stoneham and Winchester with the mindset of protecting the Fells, in the case of large outside fires experienced there, in the sense of the protection of firefighters you would launch a drone even in the evening which would be equipped with thermal imaging capability to get the personnel to the scene quicker and safer with that terrain also for the rescue of a lost hiker. It is a regional grant he applauds and commends the other four Fire Chiefs and Five Police Chiefs that were involved.

Councillor DeMaria asked about radio and communication supplies is budgeted at \$11,500 and there inst much spent in the actual is there any way we could spend that money and improvement with the communication Chief Sullivan said communication is vital to firefighter safety and public safety. One of the grants we received from FEMA we were awarded over \$208,000 for the purchase of 45 new radios which are now in the field so fortunately with new equipment we didn't have the expense of purchasing or the maintenance of the equipment.

Councillor O'Malley said both Police and Fire have an increase in overtime hours and asked if it would be paid out of the CaresAct funds rather than the general fund if it is Covid related

Chief Sullivan said relative to Covid related absences we did our best to track those absences with the assistance and guidance of Mr. Ranaghan we were able to recouped much of the overtime related to the pandemic.

Councillor Murphy said over the past two years the Police Dept. has the same issue the City Council had voted to cut the OT in half and asked both Chiefs to come back to the Council if they needed more funds and they both have so this year we funded it at what we feel it may be especially during Covid she asked Chuck to speak to the rational as to why we put the full budget in this year

Chuck explained the Fire OT budget in prior years was much greater than \$200,000 it wasn't till this current year that we reduced it to \$200,000, YTD the Fire Dept. is over \$750,000 not from the general fund since Covid started we have been tracking money spent as a direct result of Covid and we have recouped \$350,000 of Cares Act money to offset the OT we have also been able to secure a Fire and Police staffing grant and were able to use \$200,000 toward the Fire Dept. OT that is one of the reasons that the Fire Dept did not

have to come before the Council for OT money. The staffing levels going into next year the \$400,000 spent would be needed.

Councillor O'Malley said if additional hiring helps to reduce OT and giving someone a Full-Time job he would prefer that over OT.

Councillor Winslow spoke of two fires which we recently provided mutual aid and he also would like to see the new headquarters moving forward.

Councillor Murphy asked Chief Sullivan to get the cost of the sled and the cost of turnout gear dryers are she said if we are talking short money the turnout gear could help the general public by getting firefighters out to a fire more quickly. She would like to see the actual dollar amount of both of those items are and see if we could do something about that. She thanks Chief Sullivan and Chief Molis and their staff for being first responders during the pandemic and this Council appreciates all the work they have done.

Motion to adjourn was made by Councillor Camell and seconded by Councillor Linehan.

Other Business

Adjournment

A motion was made by Vice Chair David Camell, seconded by Councillor Amanda Linehan, that the meeting be adjourned at 7:07 P.M. The motion carried by the following vote:

Yea: 6 - Murphy, Vice Chair Camell, Councillor Crowe, Councillor Linehan, Councillor DeMaria and Councillor Sica

City of Malden Mayor Gary Christenson Fiscal Year 2022 Proposed Budget



Proposed version

Last updated 05/06/21

TABLE OF CONTENTS

Introduction	
Appropriatio	on Orders

INTRODUCTION

Appropriation Order General Fund

Order: Annual Appropriation Order for the FY2022. General Fund

ORDERED: That for the purpose of defraying the expenses of the City of Malden for the budget period, Fiscal Year 2022, 7//21-6/30/22, together with the interest and municipal indebtedness the sum of money named in the accompanying Schedule "B", be and the same is hereby appropriated to the accounts and for the purpose and objects therein stated and explained, and it is hereby provided and

ORDERED: That the appropriations enumerated in said Schedule "B" being in the amount of \$172,226,878 and also the sums which will be required as the City's proportion of the State and County taxes to be raised in the property and estates in the City according to the provisions of law, and it is further

ORDERED: That the interest rate established by law shall be charged from August 3, 2021 and/or November 2, 2021 and/or February 2, 2022 and/or May 3, 2022 upon all taxes to be assessed the present fiscal year, and remaining unpaid on August 2, 2021 and/or November 1, 2021 and/or February 1, 2022 and/or May 2, 2022.

City of Malden

FY2022 Proposed Budget General Fund

Schedulo B

July 1, 2021 – June 30, 2022

Assessor \$457,930

Board of Appeals \$16,510 Cannabis Commission \$30,750 Compilance \$9,735 Cemetery \$492.796 City Clerk \$590,927 City Council \$361,904 Conservation Commission \$11,000 Controller \$2,697,974 Debt \$7,321,051 Emergency Management \$31,250 Engineering \$393,558 Essex County Voke \$210,437 Fire Department \$11,294,010 Fourth of July \$24,000 Mayor's Office \$736,137 Health and Human Services \$658,935 Historical Commission \$6,000 Human Resources & Benefits \$23,521,001 Information Technology \$912,619 Inspectional Services \$833,085 Legal \$1,309,419 Library \$1,539,269

Northeast Regional Voke \$1,618,957 Parking Department \$643,300 Pine Banks Parks \$451,665 Planning Board \$28,080

Licensing Board \$20,600 Memorial Day \$5,000

Police Department \$11,982,870 Public Facilities \$2,527,103

Public Works \$7,868,797

Recreation \$276,950

Retirement (Pensions) \$13,782,561

School Department \$76,057,780

Strategic Planning and Community Development \$1,153,707

Senior Center \$369,316

Teen Enrichment Center \$160,315

Traffic Department \$467,836

Treasurer \$988,105

Veterans Day \$5,000

Veteran's Services \$358,639

Appropriation Order General Fund (Other Financing Sources)

Order: Annual Appropriation Order for the FY2022 General Fund Other Financing Sources

ORDERED: That the following budgetary revenue items be adopted as part of the Fiscal Year 2022 budget

Water Sewer Indirect Costs \$3,200,000 Sale of Lots and Graves \$50,000 Free Cash \$1,141,756

Appropriation Order Water & Sewer Enterprise Fund

Order: Annual Appropriation Order for the FY2022
Water & Sewer Enterprise Fund

ORDERED: That for the purpose of defraying the expenses of the City of Malden Water Sewer Enterprise Fund for the budget period, Fiscal Year 2022, 7/1/21-6/30/22, the sum of money named in the accompanying Schedule "C" be and the same is hereby appropriated to the accounts and for the purpose and objects therein stated and explained, and it is hereby provided, and it is further

ORDERED: That the appropriations enumerated in said Schedule "C" being in the amount of \$31,074,695 and also the sums which will be required as the City's proportion of State and County taxes to be raised in the water and sewer accounts in the City according to the provisions of law, and it is further

ORDERED: That the interest rate established by law shall be charged on a monthly basis on all water and sewer bills remaining unpaid 30 days after the due date, and it is further

ORDERED: That the amount of \$624,695 be appropriated from Water & Sewer Enterprise Fund retained earnings

City of Malden

FY2022 Proposed Budget Water & Sewer Enterprise Fund

Schedule C

July 1, 2021 – June 30, 2022

Water Sewer Enterprise Fund \$31,074,695

Appropriation Order Cable Access Fund

Order: Annual Appropriation Order for the FY2022 Cable Access Fund

ORDERED: That for the purpose of defraying the expenses of the City of Malden Cable Access Enterprise Fund for the budget period, Fiscal Year 2022, 71/21-6/30/22 the sum of money named in the accompanying Schedule "D" be and the same is hereby appropriated to the accounts and for the purpose and objects therein stated and explained, and it is hereby provided and

ORDERED: That the appropriations enumerated in said Schedule "D" being in the amount of \$725,000

City of Malden
FY2022 Proposed Budget Cable Access Fund
Schedule D
July 1, 2021 – June 30, 2022

Cable Access Fund \$725,000

Appropriation Order Community Preservation Fund

Order: Annual Appropriation Order for the F/2022 Community Preservation Fund

ORDERED: That for the purpose of defraying the expenses of the City of Malden Community Preservation Fund for the budget period, Fiscal Year 2022, 7/1/21-6/30/22, the sum of money named in the accompanying Schedule "E" be and the same is hereby appropriated to the accounts and for the purpose and objects therein stated and explained, and it is hereby provided and

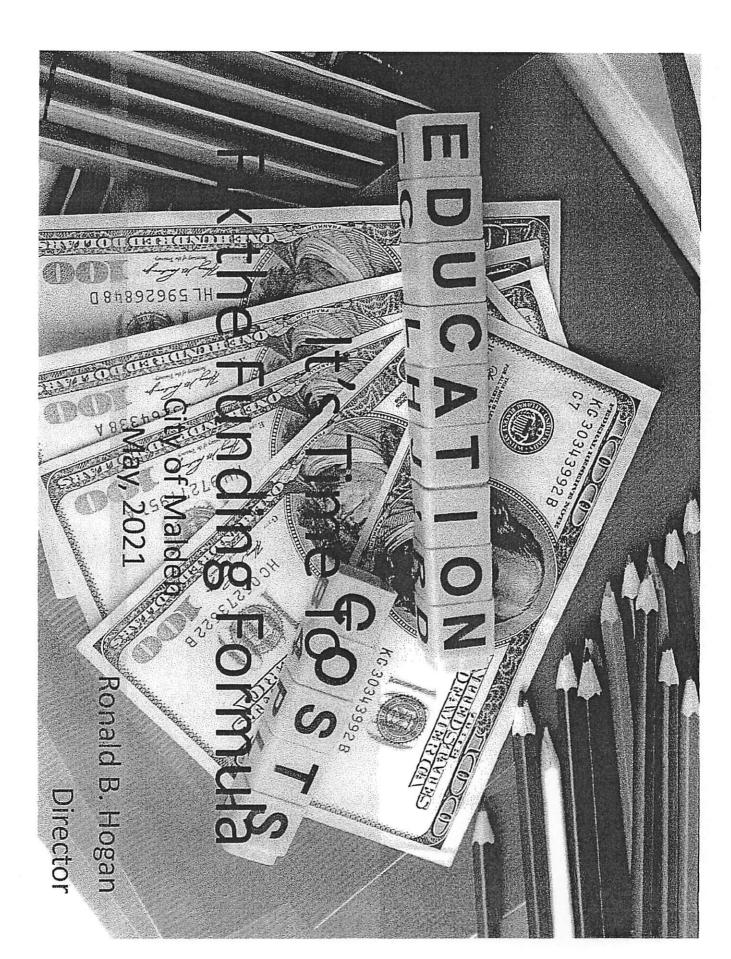
ORDERED: That the appropriations enumerated in said Schedule "E" being in the amount of \$927,109

<u>City of Maiden</u>
<u>FY2022 Proposed Budget Community Preservation Fund</u>
<u>Schedule E</u>
July 1, 2021 – June 30, 2022

Community Preservation \$927,109

DATE	COUNCIL			
5/18	Whole	Discuss Schedule		
5/25	Full	Police Dept Fire Dept		
6/1	Whole	MPS		***
6/8	Full	DPW Strategic Planning and Community Development (MRA)	Public Hearing	
6/15	Whole	City Council requests for departments to appear Departments who requested to appear Proposed cuts Request for add to the Mayor	Budget voted out of Fin Comm.	***
6/22	Full		Council Vote	
6.29	Full			

•



Why Can't We.....

- Provide trash services at no cost like other cities
- Keep up on road paving year after year
- Provide additional resources for community needs like other cities that seem similar to us
- Invest more in parks, open space & the arts
- Provide funding for our schools beyond the baseline net school spending level
- Replace critical equipment for our Public Works department before it's falling apart
- Stay on top of building maintenance needs before they become a crisis

DISCLAIMER

Comparisons to other communities are displayed to show how Malden is being <u>UNDERFUNDED</u>. The comparisons therefore should not be interpreted as the author stating that these communities are being overfunded. The author in fact believes the funding for the comparison urban gateway communities better reflects the commitment needed from the State to fund education in a way that allows communities to still be able to fund other community services.

Comparing Similar Cities

COMPARISONS

Three Gateway Cities (Malden, Everett, Revere)

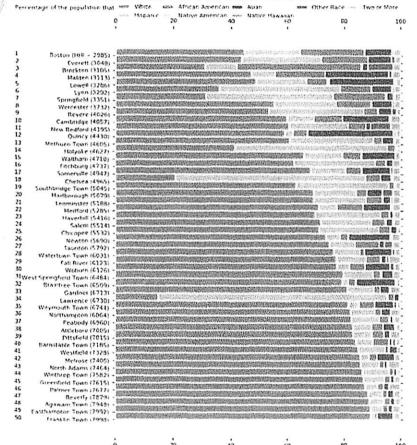
All amongst the top 10 diverse cities with populations between 45k and 61k

All have median household incomes between \$55k and \$65k

Additional analysis on geographically close nongateway communities

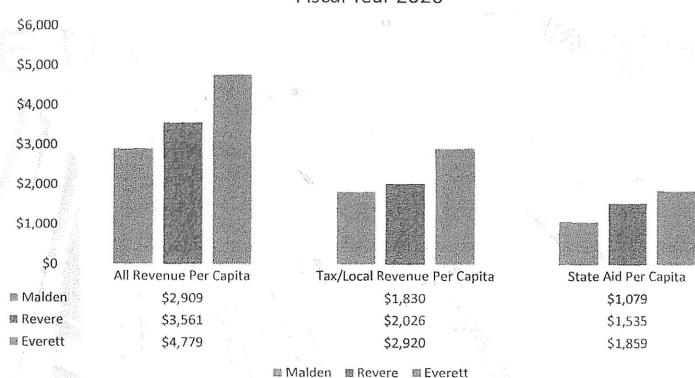
Note: Data has been from Department of Education, Department of Revenue, US Census and City budgets

Most Diverse Cities In Massachusetts



Revenue and Aid Per Capita





\$11,152 Chapter 70 Aid per Pupil FY2022 \$10,319 Chapter 70 Aid Per P \$7,429 \$9,728 Chapter 70 Aid per Pupil FY2020 \$8,178 \$6,872 \$12,000 \$10,000 \$2,000 \$6,000 \$4,000 \$8,000 \$0

國 Revere 個 Everett

Malden Malden

Expected Local Contribution

Disconnected from the True Ability to Pay

Expected Funding IS Tied to only Two Factors

Expected Funding Has No Connection To

> Total Combined Income of Residents

ACTUAL Revenues of the City or Town

Population Being Served

Total EQV (equalized value)

Z 0 0

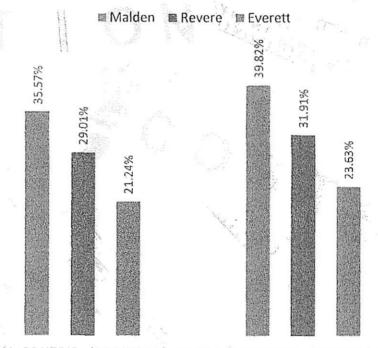
> U Ш Z

Required Education Contribution as a % of Revenue

Local Contribution

- Shown as a % of Revenue w/out Chapter 70 Aid.
- Required Local
 Contribution is less
 than Target as state
 phases in getting to
 target.
- For Malden, each
 1% equals \$1.26
 Million dollars.





LOCAL CONTRIB. (REQUIRED) AS LOCAL CONTRIB. (TARGET) AS %

% OF REVENUE

OF REVENUE

Required Local Contribution

Lowest Revenue, Highest Expected Contribution

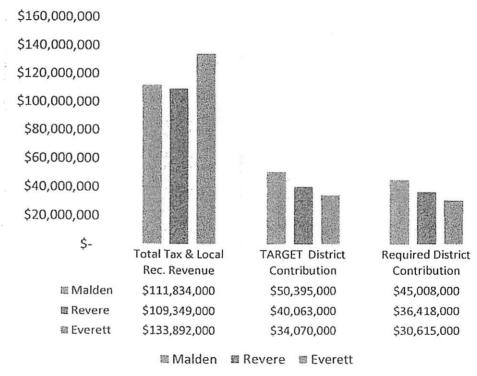
Disconnected From Revenue

Required Local Contribution

- Meant to determine what the city can 'afford' to pay toward education
- Relies upon two simple indicators: EQV and Total Income
- One might expect it to be proportion to tax and local revenue; but it's not
- Required district contributions will continue to grow until they reach the Target level (which increases annually).
- Despite having the LOWEST Tax and Local receipts, Malden has the HIGHEST required contribution

Fiscal Year 2020

Malden-Required Local Contribution



Funds Remaining For City Services

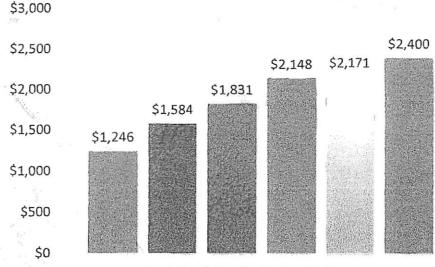
Area Cities

Other City Services

- Public Safety
- Public Works
- · Health and Human Services
- General Government
- · Culture and Recreation
- Fixed Costs (pensions, debt, health)
- Education support above Net School Spending
- · Roads and Infrastructure

Funds Available Per Capita for Non Educational Services FY20

(At Target District Contribution)



Amt. Avail. Per Capita for City Services

■ Malden ■ Revere ■ Medford ■ Melrose Somerville ■ Everett

Where Will/The Cuts Come From?

Under the current Chapter 70 funding formula for FY22, the City of Malden SHOULD be able to...

REALLOCATE \$7.5 MILLION FROM OTHER AREAS

to fund education at the level the formulas says we can afford, with a commensurate REDUCTION in Chapter 70 Aid.

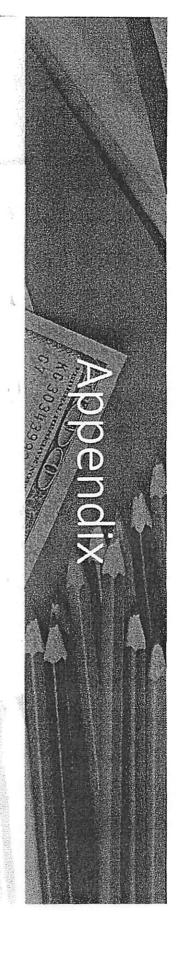
Look closely at the FY 2022 City of Malden budget. Where would that funding come from?

Changes from FY20 to FY22

Top 10 Diverse Communities Population under 100k

Analysis on prior slides was using FY20 as a baseline as that's the last fully completed fiscal year. Maybe it's gotten better? Unfortunately, it's heading in the wrong direction.

	Malden	Revere	Everett	Lyan	Brockton	
Increase in Chapter 70 Aid	\$207,600	\$9,842,000	\$8,697,000	\$12,293,000	\$21,347,000	
Student Count Change	-530	-225	-205	-442	-631	
Increase in Chapter 70 Aid per Student	\$556	\$1,601	\$1,425	\$1,764	\$1,798	



- Chapter 70 Overview
- Foundation Budget and Student Opportunity Act Overview
- Funds remaining for City Services
- and Summary Page DESE FY22 Calculation of Required Contribution
- 10 year decline in Chapter 70 Aid- Charts
- Full data set used for analysis

Chapter 70 Funding

WHAT IS THE CHAPTER 70 FUNDING FORMULA BASED ON?

At its core the Chapter 70 formula is based on something called the Foundation Budget, which is designed to be a "model school budget" that quantifies the minimum level of funding for each school district. The goal of the formula is to ensure that every district has sufficient resources to meet its Foundation Budget spending level, through a combination of local property taxes and state aid. The Foundation Budget and the Local Contribution are the two key parts of the formula, though there are also some additional wrinkles.

How is the required local contribution calculated?

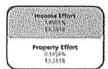
Determining each community's target local share starts with the local share of statewide foundation.

Calculate statewide forevalence transport

Statewide Foundation Budget \$11 1998 Determine local share of statewide foundation



Statewide, determine percentages that yield 11, from originally and 12 from occurs



Property and income percentages are applied uniformly across all cities and towns to determine the combined effort yield from property and income.

Foundation Budget

Low Income Secondary

HOW IS THE FOUNDATION BUDGET DETERMINED?

The Foundation Budget is determined by taking the individual student population in 14 different enrollment categories and multiplying each by the cost rates in 11 different program areas. The enrollment categories (full list in graph below) are based on student demographics, such as how many students in each district are at the kindergarten level, elementary, middle school or high school. There are additional enrollment categories for special needs students, student with limited English proficiency, vocational students and low income students. The cost rates are broken down

FOUNDATION BUDGET RATES (FY16)

Pre-School	43,659
Kindergarten-Half	\$3,639
Kindergarten-Full	\$7,279
Elementary	77.57.57
Junior/Middle	36,542
High School	13,557
Limited English PK	\$4,652
Limited English K Half Time	SA(652)
Limited English Full Time	99-363
Vocational	\$13,200
Special Ed-In School	\$25,332
Special Ed-Tuitioned Out	\$26,461
Low Income Elem	\$3,474

Student Opportunity Act A GREAT First Step

The Student Opportunity Act, (SOA) signed into law on Nov. 26, 2019 is a tremendous victory for students and our communities. It provides a major infusion of new funding to Massachusetts public schools. Backed by the Fund Our Future Coalition, the act is by far the most significant update of the state education funding system since the Massachusetts Education Reform Act was enacted in 1993. The primary beneficiaries will be low-income students, students of color and English learners who have been left behind by the outdated system.

The new law, Chapter 132 of the Acts of 2019, updates the foundation budget. A unique foundation budget is created for each district specifying the minimum level of education spending required to adequately educate the district's students. The costs are shared between municipalities and the state. First, the state calculates how much a municipality must contribute, largely based on local income and property tax wealth. Next, the state determines the difference between the "required local contribution" and the foundation budget. State Chapter 70 aid is then allocated to make up that difference.

Under the Student Opportunity Act, a relatively small number of districts will have to spend more on their local schools than they otherwise would have. The majority will not, because they already contribute more than mandated. Most of the new money under the act will come from the state. Projections show that new Chapter 70 allocations will exceed \$2 billion a year by 2027 in actual dollars — or about \$1.4 billion over what the aid would have been without the SOA.

The Student Opportunity Act (SOA) addressed the outdated Foundation Budget Formula, which greatly understated the amount required to provide a quality education. That's a GREAT step for school districts and students alike.

However, SOA did NOT address an overly simplistic and outdated 'local contribution funding' formula that has no connection to the true ability of a Community's ability to pay.

Funding Education Costs

SIMPLIFIED OVERVIEW OF EDUCATION FUNDING

Step 1- Determine Foundation Budget

A 'foundation budget' is calculated for each community by DESE; The intent is to determine the amount required to provide a quality education in every community taking into account data on students by grade and need.

Step 2- A Community's "Ability to Pay" is Calculated

Using just two pieces of data (Total EQV and Total Income), DESE calculates the amount a community is expected to pay towards the foundation budget with a goal of about a 60/40 split statewide between local contributions and state aid. This is referred to as the *Target Local Contribution*.

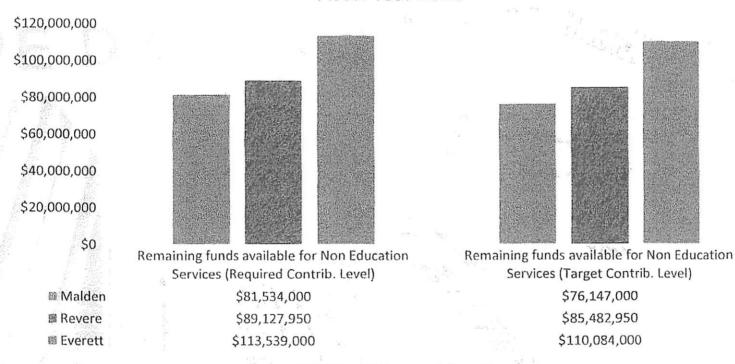
Step 3- State Aid (Chapter 70) is provided to 'fill in the gap'

With some adjustments for 'phase ins' for communities above or below their 'target local contribution', Chapter 70 aid is provided to provide funding needed to fund the full foundation budget.

Funds Remaining for City Services

Gross Dollars

Fiscal Year 2020



™ Malden ™ Revere ™ Everett

Funds Remaining for City Services

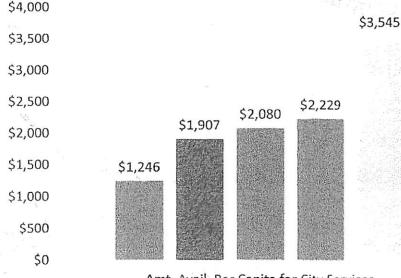
5th Middlesex Senate District

Other City Services

- Public Safety
- Public Works
- Health and Human Services
- General Government
- Culture and Recreation
- Fixed Costs (pensions, debt, health)
- Education support above Net School Spending
- Roads and Infrastructure

Funds Available Per Capita for Non Educational Services FY20

(At Target District Contribution)



Amt. Avail. Per Capita for City Services

爾Malden 國Stoneham ■Wakefield ■Reading Winchester

Required Local Contribution Malden FY22

Massachusetts Department of Elementary and Secondary Education Office of School Finance

FY22 Chapter 70 Determination of City and Town Total Required Contribution

165 Malden



Effor	1.Goal		FY22 Increments Toward Goal	
	2020 equalized valuation	9,209,316,800	13) FY21 required local contribution	46,830,846
,	2) Uniform property percentage	0.3311%	14) Municipal revenue growth factor (DOR)	3,20%
1	3) Local effort from property wealth	30,490,732	15) FY22 preliminary contribution (13 raised by 14)	48,329,433
/			16) Preliminary contribution pct of foundation (15 / 8)	48.12%
Ī	4) 2018 income	1,860,508,000	1	
į.	5) Uniform income percentage	1.4135%	If preliminary contribution is above the target share:	
ě	6) Local effort from income	26,297,899	17) Excess local effort (15 - 10)	
1			18) 100% reduction toward target (17 x 100%)	
1	7) Combined effort yield (3 + 6)	56,788,631	19) FY22 required local contribution (15 - 18), capped at 90% of foundation	
1			20) Contribution as percentage of foundation (19 / 8)	
	8) FY22 Foundation budget	100,437,861	/	
	5 Maximum local contribution (82.5% * 8)	82,861,236	If preliminary contribution is below the target shore:	
		A STATE OF THE STA	21) Shortfall from target local share (10 - 15)	8,459,198
	10) Target locar sectribution (lesser of 7 or 9)	55,788,631	22) Shortfall percentage (L1 - 16)	8.42%
	The state of the s		23) Added increment toward target (13 x 1% or 2%)*	936,617
	11) Target local share (10 as % of 8)	56.54%	*1% if shortfall is between 2.5% and 7.5%; 2% if shortfall > 7.5%	
	12) Target aid share (100% minus 11)	43.46%	24) Special Increment toward 82.5% target**	0
			**if combined effort yield > 175% foundation	
			Combined effort yield as % of foundation	
	See a listing of all 351 communities		25) Shortfall from target after adding increments (10 - 15 - 23 - 24)	7,522,581
			26) FY22 required local contribution (15 + 23 + 24)	49,265,050
			27) Contribution as percentage of foundation (26 / 8)	49.05%

of Malden FY2

Massachusetts Department of Elementary and Secondary Education

FY22 Chapter 70 Summary

165 Malden

\$1,206,223 \$1,206,230 \$1,279,066 \$1,279,066 \$1,279,066 \$1,279,066 \$1,41,833 There for 6 - Bare 5, otherwise () 20,610 \$1,413,833 There for 8 - Bare 5, otherwise () 21,413,833 There for 6 - Bare 5, otherwise () 21,413,833 There for 8 - Bare 5, otherwise () 21,413,833							_								- (.)							_	_
Frediment Fredim		if line 9 - line 8 > 0, then line 9 - line 8, otherwise (10 Aid adjustment increment	9 Minhrum aid adjustment	Minimum Aid Adjustment		8 Sum of 1,5,7	Subtotal		(if line 5 - line 5 > 0, then line 6 - line 5, otherwise i	7 Minimum aid amount	6 thininum Still per pupil increase	Minimum Ald	5 Increase over FY21 (4 - 1)	4 Foundation aid (2 -3)	3 Required district contribution FY22	2 foundation budget FY22	Foundation Aid		1 Chapter 70 FY21	Prior Year Aid		Aid Calculation FT22
Fr21 Fr22 Charge		0		51,413,853			51,413,853			207,630		202,630		9	19,627,244	47,779,006	97,406,250			51,206,223			
PR21 F72 Change PR21 F72 Change 9,479,020 97,406,250 2,526,620 45,00,692 47,79,006 2,218,144 51,206,273 51,413,553 207,550 96,766,915 99,197,859 2,425,944 48,34% 43,40% 32,47% 52,78% 101,99% 101,83% 101,83% 101,99% 101,83%	acronus +	: outsette:	i sectorizon I		The state of the s	(If C > 0, then lesser of B or C, otherwi	(D) ESSER I) allocation available to fun	(C) Change in required district contribu	(B) 75% of ESSER II aflocation	(A) ESSER II affocation	ESSER II Allocation Available to Fund I		Required NSS % of foundation	C70 % of translation	Target aid share	ara-	Required net school spending (NSS)	Chapter 70 aid	Required district contribution	Foundation budget	Enrollment		COMPANIES TO CLASS
FY22 Charge FY22 Charge 93.47 97.406,250 92.16,250 42775,066 22715,114 51.411,853 207.559 99.197,859 1425,944 43.40% 527.85% 101.83% 101.83% 101.83% 101.83% 101.83% 101.83% 101.83% 101.83% 101.83% 101.83%				Five		(e 0)	d district contribution	tion over F721			eroase in Required		101.99%	53.97%	48,34%		96,766,915	\$1,206,223	45,560,692	94,879,630	7,268	P721	SECURIOR DE L'ANTINE DE L'ANTI
Change 2,47 2,16,514 2016,514 2016,59 2,425,94				Year Trend		2218,314	on increase	2,215,314	5,781,328	7,041,771	District Contributs		101.83%	52.78%	43,40%		99,192,859	51,413,853	47,779,006	97,406,250	6,921	FY72	CHANGE MINISTER STREET
											On						2,425,944	207,530	2,215,314	2,526,620	-347	Change	AND THE PROPERTY OF THE PARTY O

EDUCATION

	P721	FYZZ	Change	Pct Chg
Impot	7,268	6,921	-347	477%
detion budget	94,879,630	97,406,250	2,526,620	2.66%
and district contribution	45,560,692	47,779,006	2,215,314	4.87%
ter Touid	51,206,223	51,413,853	207,530	041%
ited net school sprending (NSS)	96,766,915	99,192,859	2,425,944	251%
t aid share	48.4%	43.46%		
of foundation	3397%	52.78%		

Nate an Minimum Aid Adjustment an lines 9 and 10:

17.22 Chapter 70.0vd 12 Sum of 1,5,7,30 minus 11

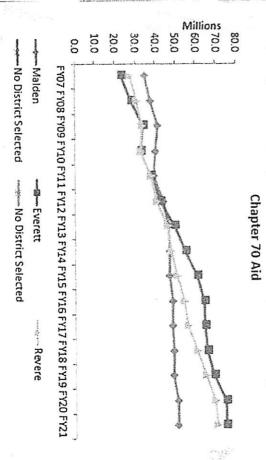
\$1,413,853

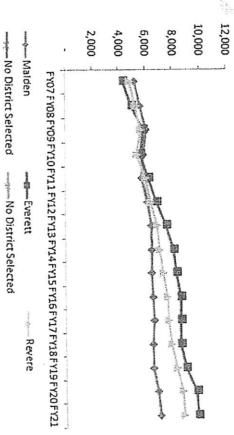
Non-Operating District Reduction to Foundation
11 Reduction to foundation

the minimum aid adjustment is the turn of (1) the greater of frandation aid or base aid determined based on the FV21 have auditoremental astechnicated to FV22, and (b) foundation condinent multiplied by SM. The aid adjustment frances (fine 9) is the fine 8 amount four this fine 7 amount of the Arman of the aid for a fine of the aid for a fine of the aid for a fine and fine 9).

LU Year Dec Chapter /O A o

Since 2010, the Chapter 70 Commitment to Malden has not kept pace with similar cities, eroding the ability of the City to fund other community needs.





Chapter 70 Aid per Pupil

Both in absolute dollars and in dollars per pupil, the 10-year trend helps explain why so few funds are leftover each year to address other priorities.