



City of Malden

Malden City Hall
215 Pleasant Street
Malden, MA 02148

Meeting Minutes - Final City Council

Tuesday, February 3, 2015

7:00 PM

City Council Chambers

1. CALL TO ORDER

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

3. ROLL CALL

Present - Councillors: 10 - Neal Anderson, Peg Crowe, Deborah DeMaria, Neil C. Kinnon, Barbara Murphy, James M. Nestor, Jadeane Sica, Craig Spadafora, Steven Ultrino and John P. Matheson

Absent - Councillors: 1 - David D'Arcangelo

4. GUESTS, CITIZEN ACHIEVEMENT AND ANNOUNCEMENTS

5. APPROVAL OF MINUTES

[62-15](#) Minutes of the meeting of January 20, 2014

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

[63-15](#) Minutes of the meeting of January 29, 2015.

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

6. APPOINTMENTS & ELECTIONS

7. HEARINGS, PETITIONS, MEMORIALS AND REMONSTRANCES

[64-15](#) Amusement Machines: East Side Athletic Association, 14 Webster Ct. (3 Machines)

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

[65-15](#) Open Air Parking: Malden News, 277 Commercial St. (13 Spaces)

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

[66-15](#) Class II Dealer: (Renewal) Joe Ciampa Auto Body Inc., 322 Eastern Ave.

A motion was made by Councillor Anderson that the Petition be referred to the

License Committee. The motion carried by a unanimous vote.

[67-15](#)

Taxi License: (Renewal) Taxi Time, 67 Porter St.

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

[68-15](#)

Taxi License: (Renewal) Malden Trans Inc., 290 Eastern Ave.

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

[69-15](#)

Taxi License: (Renewal) Yellow Trans, Inc., 290 Eastern Ave.

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

[70-15](#)

Taxi Driver: Adam J. Seward, 20 Fairmont St. (Malden Trans)

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

[71-15](#)

Taxi Driver: William Sweet, 1300 Salem St. (Malden Trans)

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

[72-15](#)

Taxi Driver: Edward Blake, 8 Faulkner St. (Malden Trans)

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

[73-15](#)

Taxi Driver: Daniel P. Knight, 51 Chelsea St., Revere (Malden Trans)

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

[74-15](#)

Taxi Driver: Stephen Howard, 2909 Washington St., Boston (Malden Trans)

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

[75-15](#)

Taxi Driver: William C. Cook, 25 Sherman St., Everett (Malden Trans)

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

[76-15](#)

Taxi Driver: Frederick Hardy, 16 Oyster Bay, Dorchester (Malden Trans)

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

[77-15](#)

Taxi Driver: Paul C. Johnson, 620 Main St. (Malden Trans)

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

[78-15](#)

Taxi Driver: John W. Johnson, 42 Vernon St. (Malden Trans)

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

[79-15](#)

Taxi Driver: Donald Porter, 23 Sherman St., Everett (Malden Trans)

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

[80-15](#)

Taxi Driver: Richard Martineau, 112 South St., Tewksbury (Malden Trans)

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

[81-15](#)

Taxi Driver: Arthur R. Kisthart, 23 Sussex St., Saugus (Malden Trans)

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

[82-15](#)

Taxi Driver: Ronald Robson, 22 Tappan St., Everett (Malden Trans)

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

[83-15](#)

Taxi Driver: Thomas Adams, 57 Roosevelt St., Revere (Malden Trans)

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

[84-15](#)

Taxi Driver: Robert Winegar Jr., 29 Newbury Ave., Methuen (Taxi Time)

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

[85-15](#)

Taxi Driver: David W. McNamara, 51 Melrose St., Melrose (Taxi Time)

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

[86-15](#)

Taxi Driver: Lawrence Collins, 477 Pleasant St., Melrose (Malden Trans)

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

[87-15](#)

Taxi Driver: Robert J. Citro, 1 Highland St., Woburn (Taxi Time)

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

[88-15](#)

Taxi Driver: John F. Ness, 47 School St., Saugus (Taxi Time)

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

[89-15](#)

Taxi Driver: James C. Curry, 135 Washington St. (Malden Trans)

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

[90-15](#)

Taxi Driver: Hans Walter Martin, 11 Playstead Rd. (Malden Trans)

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

[91-15](#)

Taxi Driver: Jean Dutaille, 21 Central Ave., Everett (Malden Trans)

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

[92-15](#)

Taxi Driver: Robert Thompson, 13 School St., Everett (Taxi Time)

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

8. MOTIONS, ORDERS AND RESOLUTIONS

[93-15](#)

Order: That the City exempt certain personal property from taxation.

Ordered: That, under the provisions of Massachusetts General Laws Chapter 59 Section 5, Clause 54, the City exempt from taxation personal property valued at \$10,000 or less.

Sponsors: John P. Matheson

A motion was made by Councillor Murphy that the Order be referred to the Finance and Ordinance Committee. The motion carried by a unanimous vote.

[94-15](#)

Order: That Council rules be amended to create a Standing Committee on Personnel

Sponsors: David D'Arcangelo

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

[95-15](#)

Order: That the Finance Committee meet with the Controller to develop a Request for Qualifications for auditing services.

Sponsors: John P. Matheson

A motion was made by Councillor Murphy that the Order be referred to the Finance Committee. The motion carried by a unanimous vote.

[96-15](#)

Order: That the City fix dates and hours for the 2015 municipal election.

Sponsors: John P. Matheson

A motion was made by Councillor Anderson that the Order be adopted. The motion carried by a unanimous vote.

[97-15](#)

Order: That the City designate polling places for the 2015 municipal elections.

Sponsors: John P. Matheson

A motion was made by Councillor Anderson that the Order be adopted. The motion carried by a unanimous vote.

[98-15](#)

Resolve: That the Traffic Commission consider modifying parking restrictions in the Central Business District
Resolved: That it is the sense of the City Council that the Traffic Commission increase the allowed parking time from one hour to two hours in the Central Business District.

Sponsors: John P. Matheson

A motion was made by Councillor Nestor that the Resolution be referred to the Downtown/City Hall Relocation Committee. The motion carried by a unanimous vote.

ENROLLED ORDINANCES

[430-14](#)

Be it ordained that R.O. 1991 be amended by adding a new Section 2.31 relative to the Everett Casino and/or the Surrounding Community Agreement

Sponsors: David D'Arcangelo and James M. Nestor

A motion was made by Councillor Kinnon that the Ordinance be ordained. The motion failed by the following vote:

Yea: 5 - Kinnon, Murphy, Nestor, Spadafora and Matheson

Nay: 5 - Anderson, Crowe, DeMaria, Sica and Ultrino

9. COMMUNICATIONS

10. CLAIMS

11. COMMITTEE REPORTS

[99-15](#)

Committee Report: Finance (Paper #44 that \$50,000 be transferred from Unemployment Compensation to Police Line of Duty Medical)
The Standing Committee on Finance, to whom was referred Paper #44 Series of 2015, having considered the same, make the following report:
Committee recommends that this paper be reported out favorably.

Councillor Murphy for the Committee

A motion was made by Councillor Murphy that the Committee Report be received

and filed. The motion carried by a unanimous vote.

[44-15](#)

Order: That \$50,000 be transferred from Unemployment Compensation to Police line of Duty Medical

Sponsors: Barbara Murphy

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

Yea: 10 - Anderson, Crowe, DeMaria, Kinnon, Murphy, Nestor, Sica, Spadafora, Ultrino and Matheson

[100-15](#)

Committee Report: Finance (Paper #45 That \$100,000 be transferred from Temporary Loan Misc. to DPW Equipment Parts)

The Standing Committee on Finance, to whom was referred Paper #45 Series of 2015, having considered the same make the following report: Committee recommends that this paper be reported out favorably.

Councillor Murphy for the Committee

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

[45-15](#)

Order: That \$100,000 be transferred from Temporary Loan Miscellaneous to DPW Equipment Parts

Sponsors: Barbara Murphy

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

Yea: 10 - Anderson, Crowe, DeMaria, Kinnon, Murphy, Nestor, Sica, Spadafora, Ultrino and Matheson

[101-15](#)

Committee Report: Finance (Paper #46 That \$21,000 be transferred from Various Accts. To Various PIPS Accts.)

The Standing Committee on Finance, to whom was referred Paper #46 Series of 2015, having considered the same make the following report: Committee recommends that this paper be reported out favorably.

Councillor Murphy for the Committee

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

[46-15](#)

Order: That \$21,000 be transferred from Various Accounts to various Permits Inspections & Planning Accounts

Sponsors: Barbara Murphy

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

Yea: 10 - Anderson, Crowe, DeMaria, Kinnon, Murphy, Nestor, Sica, Spadafora, Ultrino and Matheson

[102-15](#) Committee Report: Finance (Paper #43 That \$200,000 be transferred from Central Fire Station CIP to Public Facilities School Building Maintenance)
The Standing Committee on Finance, to whom was referred Paper #43 Series of 2015, having considered the same make the following report:
Committee recommends that this paper be reported out favorably with the following amendment: that the amount of the transfer be reduced to \$40,000.

Councillor Murphy for the Committee

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

[43-15](#) Order: That \$200,000 be transferred from Central Fire Station CIP to Public Facilities School Building Maintenance.

Sponsors: Barbara Murphy

A motion was made by Councillor Murphy that the Order be amended to reduce the amount transferred to \$40,000. The motion carried by a unanimous vote.

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

Yea: 10 - Anderson, Crowe, DeMaria, Kinnon, Murphy, Nestor, Sica, Spadafora, Ultrino and Matheson

[103-15](#) Committee Report: License (Papers #39-42 Renewal of Class II and III Dealer's Licenses)
The Standing Committee on License to whom was referred Papers #39-42 Series of 2015 having considered the same make the following report:
Committee recommends that these licenses be granted.

Councillor Anderson for the Committee

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

[39-15](#) Class II: Malden Auto Sales, 147 Ferry St. (Renewal)

A motion was made by Councillor Anderson that the Petition be granted. The motion carried by a unanimous vote.

[40-15](#) Class II: Main St. Auto Mall Inc. 259 Main St. (Renewal)

A motion was made by Councillor Anderson that the Petition be granted. The motion carried by a unanimous vote.

[41-15](#) Class II: Loca Enterprises Inc. dba L & L Sales & Service 7-11 Bow St. (Renewal)

A motion was made by Councillor Anderson that the Petition be granted. The motion carried by a unanimous vote.

[42-15](#) Class III: Malden Middlesex Motor Sales Inc. 35 Canal St. (Renewal)

A motion was made by Councillor Anderson that the Petition be granted. The motion carried by a unanimous vote.

[104-15](#) Committee Report: Ordinance (Paper #57 Amending Section 3.2 relative to permit fees for demolition)

The Standing Committee on Ordinance to whom was referred Paper #57 Series of 2015 having considered the same make the following report: Committee recommends that this paper be reported out favorably with the following amendment: that the permit fee for demolition of a commercial structure be increased to \$20.00 per \$1,000.00 of the estimated cost of demolition

Councillor Nestor for the Committee

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

[57-15](#) Be it Ordained that Section 3.2 of the Revised Ordinances of 1991 be amended relative to Permit Fees for Demolition

Sponsors: David D'Arcangelo

A motion was made by Councillor Nestor that the Ordinance be amended in accordance with the committee report. The motion carried by the following vote:

Yea: 9 - Anderson, Crowe, DeMaria, Murphy, Nestor, Sica, Spadafora, Ultrino and Matheson

Nay: 1 - Kinnon

A motion was made by Councillor Nestor that the Ordinance be enrolled as amended. The motion carried by the following vote:

Yea: 8 - Anderson, Crowe, DeMaria, Murphy, Nestor, Sica, Ultrino and Matheson

Nay: 2 - Kinnon and Spadafora

[105-15](#) Committee Report: Compliance/Appointments (Paper #47 That the Summer Youth Payroll, Training and Business Co-ordinator be exempt from the provisions of MGL Chapter 268A Section 20)

The Standing Committee on Compliance/Appointments to whom was referred Paper #47 Series of 2015 having considered the same make the following report: Committee recommends that this paper be reported out favorably.

Councillor Anderson for the Committee

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

[47-15](#) Order: That the Summer Youth Payroll, Training and Business Coordinator

be exempt from the provisions of MGL Chapter 268A, Section 20

Sponsors: Neal Anderson

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

Yea: 10 - Anderson, Crowe, DeMaria, Kinnon, Murphy, Nestor, Sica, Spadafora, Ultrino and Matheson

[106-15](#)

Resolve: That the City request the Massachusetts Industrial Development Finance Agency issue bonds to finance the proposed Hoff's Kitchen Co. Inc. project at 32 and 35 Green St.

Sponsors: Peg Crowe

A motion was made by Councillor Crowe that rules be suspended. The motion carried by a unanimous vote.

A motion was made by Councillor Crowe that the Order be referred to the Finance Committee. The motion carried by a unanimous vote.

13. PERSONAL PRIVILEGE

14. ADJOURNMENT

KAREN ANDERSON, CITY CLERK