



# City of Malden

Malden City Hall  
110 Pleasant Street  
Malden, MA 02148

## Meeting Minutes - Final Rules & Ordinance Committee

*Councillors O'Malley (Chair), Matheson (Vice Chair), Spadafora,  
Sica, Winslow*

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Tuesday, December 4, 2018

5:45 PM

John & Christina Markey Community Center,  
7 Washington St.

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### Roll Call

**Present:** 5 - Councillor Ryan O'Malley, Councillor John P. Matheson, Craig Spadafora, Jadeane Sica and Stephen Winslow

### Minutes to be Approved

[472-18](#) Minutes of the Meeting of November 13, 2018.

**A motion was made by Councillor Sica, seconded by Councillor Winslow, that the Committee Minutes be approved. The motion carried by a unanimous vote.**

[473-18](#) Minutes of the Meeting of November 20, 2018.

**A motion was made by Councillor Sica, seconded by Councillor Winslow, that the Committee Minutes be approved. The motion carried by a unanimous vote.**

### Business

[360-18](#) Order: That the City of Malden submit to the General Court for passage an Act relative to reducing the voting age in Municipal Elections in the City of Malden.

**Sponsors:** Stephen Winslow

**The paper was introduced by Councillor O'Malley. Councillor Sica submitted and passed around the Citizens Engagement Committee minutes of November 15, 2018. Also present at the meeting were: Angi, Brooke, and Felix from the Malden Youth Civic Council, and Ted Louis Jacques, Chairman of Malden Rising Leaders. A motion was made by Councillor Matheson, seconded by Councillor Spadafora, that the Paper be reported out without recommendation, and that the November 15, 2018 minutes of the Citizen Engagement Committee be attached. The motion carried by the following vote:**

**Yea:** 4 - Councillor Matheson, Councillor Spadafora, Councillor Sica and Councillor Winslow

**Nay:** 1 - O'Malley

[273-18](#) Order: That prior to local licensure, initial community host agreements for each marijuana establishment be subject to an open and public process, by the Malden City Council, subject to Mayor approval.

**Sponsors:** John P. Matheson

**The Committee spent a good deal of time on this matter. The purpose of the**

discussion was to amend this paper so that it includes the subject matter of City Council paper #274-18.

Attorney Fallon was asked if the ordinance could give someone serving on the proposed licensing board special municipal status so that he or she could serve on different boards and get paid for service on both. Attorney Fallon recommended against the inclusion and suggested that a separate paper would be the preferred route for each instance.

Councillor O'Malley asked where in the draft were the terms and appointing authority. Councillor Spadafora asked about alternative members and what number made a quorum.

It was discussed that Section 6-B be amended to add appointing authority, to add an alternate member, and to have 3 year appointment terms for licensing board member, staggered to begin as follows: a License member shall be a three (3) year term, a Board of Health member shall be a two (2) year term, Business member shall be a one (1) year term, and that the alternate member be from the Planning Board.

A motion was made by Councillor Winslow, seconded by Councillor Matheson, that the Order be tabled for one week. The motion carried by a unanimous vote.

(Draft amendment to Paper 273-18 was discussed at meeting.)

[274-18](#)

Order: That the Malden Licensing Board be the license approval authority for marijuana retail establishments, in consultation with the Malden Board of Health.

**Sponsors:** John P. Matheson

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

(Draft amendment to Paper 274-18 was discussed at meeting.)

[314-18](#)

Order: That the City of Malden create a special revenue fund reserved for public health expenses for all revenue generated from Community Impact Fees negotiated in the Community Host Agreements with marijuana establishments and medical marijuana treatment centers.

**Sponsors:** Paul Condon, Ryan O'Malley, John P. Matheson and David Camell

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

[470-18](#)

Be it hereby ordained by the Malden City Council that Chapter 12 of the Revised Ordinances of 1991 as amended; be and the same are hereby further amended by adding a new Section 700.15 as follows: Section 700.15 Development Impact Mitigation.

**Sponsors:** Ryan O'Malley and Craig Spadafora

A motion was made by Councillor Winslow to amend the

paper as follows: In paragraph One, strike two residential units and insert five. In paragraph two, strike City of Malden open space fund and insert Community Preservation fund, and strike the (\$1,000.00) and insert (\$1,500.00). In paragraph three, insert \$100.00 " per Linear" foot of frontage on a public way. The motion carried by a unanimous vote. A motion was made by Councillor Winslow that the paper be reported out favorably as amended. The motion carried by a unanimous vote.

## **Other Business**

## **Adjournment**

A motion was made by Councillor Spadafora that the meeting be adjourned. The motion carried by a unanimous vote.