



City of Malden

Malden City Hall
200 Pleasant Street
Malden, MA 02148

Meeting Minutes - Final City Council

Tuesday, June 16, 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: 11 - Neal Anderson, Peg Crowe, David D'Arcangelo, Deborah DeMaria, Neil C. Kinnon, Barbara Murphy, James M. Nestor, Jadeane Sica, Craig Spadafora, Steven Ultrino and John P. Matheson

4. GUESTS, CITIZEN ACHIEVEMENT AND ANNOUNCEMENTS

The Superintendent of Schools appeared to discuss the proposed FY2016 School Budget

5. APPROVAL OF MINUTES

[366-15](#) Minutes of the meeting of June 2, 2015

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

[367-15](#) Minutes of the meeting of June 9, 2015.

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

6. APPOINTMENTS & ELECTIONS

7. HEARINGS, PETITIONS, MEMORIALS AND REMONSTRANCES

[368-15](#) Public Hearing: On the petition of Volunteers of America and Maine Drilling and Blasting for a blasting permit to remove ledge at 341 Forest St.

A motion was made by Councillor Murphy that the Petition be granted by the Fire Chief subject to receipt and review of all required documentation. The motion carried by a unanimous vote.

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

[369-15](#) Petition: Verizon New England Inc. to place approximately 100' of new conduit on the southeasterly side of Maplewood St.

A motion was made by Councillor Kinnon, seconded by Councillor Ultrino, that the Petition be granted with the following conditions: 1. That the street/sidewalk be replaced to the satisfaction of the Director of Public Works; and 2. That Engineering be notified when Dig Safe is called. The motion carried by a unanimous vote.

[370-15](#) Class II: Route 99 Auto, 70 Broadway

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

[371-15](#) Class II: City Line Auto Body 76-78 Broadway (New Owner)

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

[372-15](#) Class II: CarMatch Group, LLC 105-109 Broadway (New)

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

[373-15](#) Class II: Malden Auto Brokers, 225 Eastern Ave. (Amendment)

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

[374-15](#) Self-Service Gas Station: Snap Mart dba Petrola, 245 Main St. (Renewal)

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

[375-15](#) Self-Service Gas Station: Wash Depot 1, Inc. 333 Eastern Ave. (Renewal)

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

[376-15](#) Outdoor Parking: Rigano's 1081 Fellsway (Renewal)

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

[377-15](#) Outdoor Parking: TJ Corp. 315 Pleasant St. (Renewal)

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

[378-15](#) Order: That the Ordinance Committee review and make recommendations relative to amending the use variance for two family homes in Residence A zones.

Sponsors: John P. Matheson

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

[379-15](#)

Order: That the City amortize FY15 snow and ice removal costs over FY16 & FY17

ORDERED: That the City of Malden amortize snow and ice removal costs for FY2015 in accordance with the following schedule:

FY2016	\$ 950,000.00
FY2017	up to \$1,000, 000.00

Sponsors: Barbara Murphy

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

[380-15](#)

Order: That the Ordinance Committee investigate and make recommendation on the licensing and regulation of Transportation Network Companies operating within the city.

Sponsors: James M. Nestor, David D'Arcangelo and Deborah DeMaria

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

[381-15](#)

Order: That the City Council endorse the Master Plan of 2010 and adoption of Option 4, the slow growth option, for the City beginning January 1, 2016.

Sponsors: Neil C. Kinnon

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

[382-15](#)

Resolve: That the City Council request the state legislative delegation to file legislation requiring full funding of any new state education mandates.

Sponsors: Neil C. Kinnon, James M. Nestor, John P. Matheson and Craig Spadafora

A motion was made by Councillor Kinnon that the Resolution be passed. The motion carried by the following vote:

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

[383-15](#)

Resolve: That events scheduling, website and media communications be consolidated under the IT department and provide services to all departments.

Sponsors: John P. Matheson, James M. Nestor, Neil C. Kinnon, David D'Arcangelo and Craig Spadafora

A motion was made by Council President Matheson that the Resolution be passed. The motion carried by the following vote:

Yea: 8 - Anderson, D'Arcangelo, Kinnon, Murphy, Nestor, Spadafora, Ultrino and Matheson

Nay: 3 - Crowe, DeMaria and Sica

[384-15](#) Resolve: That the Traffic Commission adopt a regulation providing for city parking permits.

Sponsors: John P. Matheson, Steven Ultrino, David D'Arcangelo, Craig Spadafora and Deborah DeMaria

A motion was made by Councillor Murphy that the Resolution be amended to read as follows: Resolved: That the Traffic Commission prepare a regulation for a citywide resident permit parking program and present it to the Council for approval. The motion carried by a unanimous vote.

A motion was made by Councillor Murphy, seconded by Councillor Crowe, that the Resolution be passed as amended. The motion carried by the following vote:

Yea: 9 - Anderson, Crowe, D'Arcangelo, DeMaria, Murphy, Sica, Spadafora, Ultrino and Matheson

Nay: 2 - Kinnon and Nestor

[385-15](#) Resolve: That GIS functions and personnel be consolidated with the IT Department

Sponsors: James M. Nestor

A motion was made by Councillor Nestor that the Resolution be passed. The motion carried by the following vote:

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

9. COMMUNICATIONS

[386-15](#) Communication from the Mayor relative to increasing the FY 2016 Appropriation for the School Department
Dear Honorable Members of the Council:

I write to request that an additional \$500,000 be added to the School Department budget for Fiscal Year 2016.

Since we submitted our proposed budget to you on May 7th, it has become clear that the original figure of \$65,690,193 is not going to be enough to plan accordingly for the needs of the School Department particularly as it relates to SPED costs. The primary driver centers on an increase in expenses to out-of-district placements. Even with the proposed increase, the School Department will be required to lay off staff to live within the new figure of \$66,190,193.

The proposed increase of \$500,000 will be funded through amortizing this year's snow and ice deficit over three years rather than two which is the maximum allowed by law. Although not optimum, this would result in

\$316,667 of the \$500,000 needed and the balance would be budgeted for by decreasing Revenue Reserve \$99,569, Unemployment Insurance \$72,264, and the ROCA Work Program \$11,500.

Superintendent DeRuosi and members of the School Committee are available to meet with you to answer specific questions on the proposed amendment. Thank you for your consideration.

Sincerely,

GARY CHRISTENSON

Mayor, City of Malden

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

[387-15](#)

Communication and petition from the Fellsmere Heights Neighborhood Association regarding the former Malden Hospital site.

A motion was made by Council President Matheson that the Communication be received and filed. The motion carried by a unanimous vote.

[388-15](#)

Communication from the Planning Board relative to Paper #268-15 (Parking Regulations, Residential Uses, Minimum Number of Parking Spaces)

Re: C.C.P. #268/2015

Amendment of §500.1.2, Ch.12, Rev. Ord. of 1991 as

Amended of City of Malden Parking Regulations, Residential Uses, Minimum Number of Parking Spaces

Dear Councilors:

On June 9, 2015, the Planning Board and City Council Ordinance Committee jointly held a public hearing regarding the above-referenced proposed amendment.

As a result of the public hearing, a majority of the Planning Board, namely, six of the eight members present, voted to recommend approval of the amendment as submitted and with the following revision:

add a parking requirement for studio dwelling units

The minutes of the joint public hearing will be made available at your request. For your reference, attached please find the Planning Report & Recommendation dated June 9, 2015, which was presented at the hearing.

Finally, please be advised, that, if the City Council fails to act on the amendment within 90 days of the date the public hearing closed, a new duly advertised public hearing must be held. Accordingly, the final date for action is September 7, 2015.

I am available to discuss and answer any questions regarding the amendment and the Planning Board's recommendation. Please do not hesitate to contact me. Thank you.

Sincerely,
Michelle A. Romero, City Planner

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

[389-15](#)

Communication from the Planning Board relative to Paper #269-15 (Dimensional Controls, Residential Uses, Dwellings, Single-family, Area-Lot Size)

**Re: C.C.P. #269/2015
Amendment of §400.1.2.1, Ch.12, R. O. of 1991, as Amended,
of City of Malden
Dimensional Controls, Residential Uses, Dwelling,
Single-family, Area (lot size)**

Dear Councilors:

On June 9, 2015, the Planning Board and City Council Ordinance Committee jointly held a public hearing regarding the above-referenced proposed amendment.

As a result of the public hearing, a majority of the Planning Board, namely, six of the eight members present, voted to recommend approval of the amendment as submitted and with the following revision for subdivisions of three or more:

1. In §400.1.2.1, Footnote +
Delete "7,000 square feet" and insert "8,750 square feet."

The minutes of the joint public hearing will be made available at your request. For your reference, attached please find the Planning Report & Recommendation dated June 9, 2015, which was presented at the hearing.

Finally, please be advised, that, if the City Council fails to act on the amendment within 90 days of the date the public hearing closed, a new duly advertised public hearing must be held. Accordingly, the final date for action is September 7, 2015.

I am available to discuss and answer any questions regarding the amendment and the Planning Board's recommendation. Please do not hesitate to contact me. Thank you.

Sincerely,
Michelle A. Romero, City Planner

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

[390-15](#)

Communication from the Planning Board relative to Paper #271-15
(Administration, Board of Appeal)

Re: C.C.P. #271/2015

**Amendment of §800.4.6.1, Ch.12, R. O. of 1991, as Amended,
of City of Malden**

Administration, Board of Appeal

Dear Councilors:

On June 9, 2015, the Planning Board and City Council Ordinance Committee jointly opened a public hearing regarding the above-referenced proposed amendment.

Immediately after opening the public hearing, at the request of the City Council Ordinance Committee, a majority of the Planning Board, namely, all eight members present, voted to table the public hearing. At your request, the Planning Board will schedule to reopen the public hearing on this amendment.

For your reference, attached please find the Planning Report & Recommendation dated June 9, 2015.

I am available to discuss and answer any questions regarding the amendment. Please do not hesitate to contact me. Thank you.

Sincerely,

Michelle A. Romero, City Planner

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

[391-15](#)

Communication from the Planning Board relative to Paper #272-15
(Moratorium on Multifamily Residential Dwellings)

Re: C.C.P. #272/2015

**Amendment of §800.3, Ch.12, R. O. of 1991, as Amended, of
City of Malden**

Moratorium on Multifamily Residential Dwellings

Dear Councilors:

On June 9, 2015, the Planning Board and City Council Ordinance Committee jointly held a public hearing regarding the above-referenced proposed amendment.

As a result of the public hearing, a majority of the Planning Board, namely, all eight members present, voted to not endorse the moratorium and to recommend to the City Council:

1. disapproval of the amendment and
2. follow up on the outstanding actions and pursue the next steps identified in the *City of Malden Master Plan* of 2010, including review and implement the General Recommendations and complete the Implementation Matrix

contained in the *Plan*.

The minutes of the joint public hearing will be made available at your request. For your reference, attached please find the Planning Report & Recommendation dated June 9, 2015, which was presented at the hearing.

Finally, please be advised, that, if the City Council fails to act on the amendment within 90 days of the date the public hearing closed, a new duly advertised public hearing must be held. Accordingly, the final date for action is September 7, 2015.

I am available to discuss and answer any questions regarding the amendment and the Planning Board's recommendation. Please do not hesitate to contact me. Thank you.

Sincerely,

Michelle A. Romero, City Planner

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

[392-15](#)

Communication from the Planning Board relative to Paper #289-15 (Use Regulations, Dimensional Controls, Parking & Loading Regulations, Definition for Adult Daycare Center)

Re: C.C.P. #289/2015

Amendments of §§300, 400, 500 & 800, Ch.12, R. O. of 1991, as Amended, of City of Malden

Use Regulations, Dimensional Controls, Parking & Loading Regulations, Definition for Adult Daycare Center

Dear Councilors:

On June 9, 2015, the Planning Board and City Council Ordinance Committee jointly held a public hearing regarding the above-referenced proposed amendment.

As a result of the public hearing, a majority of the Planning Board, namely, all eight members present, voted to recommend approval of the amendments as submitted and with the following revisions:

1. §§300, 400, 500 and 800
Delete "Adult Daycare Center" and insert "Adult Day Health Center"
2. §800.6, Definition
Insert "licensed by the state Department of Public Health," after the words "An entity,"

The minutes of the joint public hearing will be made available at your request. For your reference, attached please find the Planning Report &

Recommendation dated June 9, 2015, which was presented at the hearing.

Finally, please be advised, that, if the City Council fails to act on the amendments within 90 days of the date the public hearing closed, a new duly advertised public hearing must be held. Accordingly, the final date for action is September 7, 2015.

I am available to discuss and answer any questions regarding the amendments and the Planning Board's recommendation. Please do not hesitate to contact me. Thank you.

Sincerely,

Michelle A. Romero, City Planner

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

[393-15](#)

Communication from the Planning Board relative to Paper #303-15 (Use Regulations, Dimensional Controls, Parking & Loading Regulations, Definition for Asphalt, Brick, Concrete & Soil Recycling)

Re: C.C.P. #303/2015

Amendments of §§300, 400, 500 & 800, Ch.12, R. O. of 1991, as Amended, of City of Malden

Use Regulations, Dimensional Controls, Parking & Loading Regulations, Definition for

Asphalt, Brick, Concrete & Soil Recycling

Dear Councilors:

On June 9, 2015, the Planning Board and City Council Ordinance Committee jointly held a public hearing regarding the above-referenced proposed amendment.

As a result of the public hearing, a majority of the Planning Board, namely, all eight members present, voted to recommend approval of the amendments as submitted and with the following revisions:

1. §400.1.5.11, Dimensional Controls
Under the column "Side," change 10' to 15'
Under the column "Both Sides," change 20' to 30'
2. §800.6.2, Definition
Add the following language:
"Asphalt, Brick, Concrete & Soil Recycling may not be allowed as an accessory use to any other use and shall not be classified or categorized as a building, constructing & contracting use."

The minutes of the joint public hearing will be made available at your request. For your reference, attached please find the Planning Report & Recommendation dated June 9, 2015, which was presented at the hearing.

Finally, please be advised, that, if the City Council fails to act on the amendments within 90 days of the date the public hearing closed, a new duly advertised public hearing must be held. Accordingly, the final date for action is September 7, 2015.

I am available to discuss and answer any questions regarding the amendments and the Planning Board's recommendation. Please do not hesitate to contact me. Thank you.

Sincerely,

Michelle A. Romero, City Planner

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

[394-15](#)

Communication from the Planning Board relative to Paper #270-15 (Dimensional Controls, Residential Uses, Area)

Re: C.C.P. #270/2015

Amendments of §400.1.2, Ch.12, R. O. of 1991, as Amended, of City of Malden

Dimensional Controls, Residential Uses, Area (lot size)

Dear Councilors:

On June 9, 2015, the Planning Board and City Council Ordinance Committee jointly held a public hearing regarding the above-referenced proposed amendments.

As a result of the public hearing, a majority of the Planning Board, namely, six of the eight members present, voted to recommend approval of the amendments as submitted and with the following revisions for Dwelling, Two-family, for subdivisions of three or more:

1. §400.1.2.2.1, Footnote ++

Delete "12,000 square feet" and insert "15,000 square feet."

2. §400.1.2.2.2, Footnote +++

Delete "6,000 square feet" and insert "7,500 square feet."

The minutes of the joint public hearing will be made available at your request. For your reference, attached please find the Planning Report & Recommendation dated June 9, 2015, which was presented at the hearing.

Finally, please be advised, that, if the City Council fails to act on the amendments within 90 days of the date the public hearing closed, a new duly advertised public hearing must be held. Accordingly, the final date for action is September 7, 2015.

I am available to discuss and answer any questions regarding the amendments and the Planning Board's recommendation. Please do not

hesitate to contact me. Thank you.

Sincerely,

Michelle A. Romero, City Planner

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

10. CLAIMS

[395-15](#)

Claim: Theresa Ventura 44 Hardin Rd., Melrose, MA 02176

A motion was made by Councillor Murphy that the Claim be referred to the Finance Committee. The motion carried by the following vote:

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

11. COMMITTEE REPORTS

[396-15](#)

Committee Report: Finance (Paper #308 Annual Appropriation Order for FY2016)

The Standing Committee on Finance, to whom was referred Paper #308 Series of 2015, having considered the same make the following report: Committee recommends that the Appropriation Order for FY16 be rejected and sent back to the Mayor, who will work with the Finance Chair to create a budget with all necessary changes and edits.

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

[308-15](#)

Annual Appropriation Order for FY2016

A motion was made by Councillor Murphy, seconded by Councillor Kinnon, that the Mayor's budget be rejected by reducing individual line items as follows:

Assessor's Department	REDUCE BY:
Personal Services	318,656
Operating Expenses	93,500
Total	412,156

Board of Appeal	REDUCE BY:
Personal Services	13,360
Operating Expenses	150
Total	13,510

Cemetery Department	REDUCE BY:
Personal Services	403,842
Operating Expenses	62,920
Total	466,762

City Clerk's Office	REDUCE BY:
Personal Services	341,319
Operating Expenses	60,000

Total 401,319

Conservation Commission REDUCE BY:
Personal Services 5,600
Total 5,600

Controller's Office REDUCE BY:
Personal Services 354,495
Operating Expenses 643,181
Total 997,676

Debt Service REDUCE BY:
Operating Expenses 16,009,229
Total 16,009,229

Emergency Management Office REDUCE BY:
Personal Services 22,500
Operating Expenses 5,250
Total 27,750

Engineering Department REDUCE BY:
Personal Services 234,105
Operating Expenses 2,500
Total 236,605

Fire Department REDUCE BY:
Personal Services 9,593,401
Operating Expenses 504,605
Total 10,098,006

Historical Commission REDUCE BY:
Operating Expenses 5,000
Total 5,000

Human Resources Department REDUCE BY:
Personal Services 270,644
Operating Expenses 11,500
Total 282,144

Information Technology Department REDUCE BY:
Personal Services 259,777
Operating Expenses 293,127
Total 552,904

Insurance Costs REDUCE BY:
Operating Expenses 18,723,000
Total 18,723,000

Legal Department REDUCE BY:
Personal Services 228,031
Operating Expenses 158,600
Total 386,631

Legislature REDUCE BY:

Personal Services 311,813
Operating Expenses 43,035
Total 354,848

Library REDUCE BY:

Personal Services 1,145,357
Operating Expenses 238,018
Total 1,383,375

Licensing Board REDUCE BY:

Personal Services 9,300
Operating Expenses 1,000
Total 10,300

Mayor's Office REDUCE BY:

Personal Services 556,725
Operating Expenses 125,000
Total 681,725

Pension Costs REDUCE BY:

Operating Expenses 8,958,225
Total 8,958,225

Permits, Inspections & Planning Services REDUCE BY:

Personal Services 854,827
Operating Expenses 67,374
Total 922,201

Pine Banks Park REDUCE BY:

Operating Expenses 371,787
Total 371,787

Planning Board REDUCE BY:

Personal Services 13,680
Operating Expenses 14,400
Total 28,080

Police Department REDUCE BY:

Personal Services 10,257,120
Operating Expenses 557,120
Total 10,814,240

Public Facilities Department REDUCE BY:

Personal Services 699,492
Operating Expenses 1,607,793
Total 2,307,285

Public Works Department REDUCE BY:

Personal Services 1,921,638
Operating Expenses 4,331,500
Total 6,253,138

Recreation Department REDUCE BY:

Personal Services 139,383

Operating Expenses 65,306
 Total 204,689

School Department REDUCE BY:
 Personal Services/Operating Expenses 65,690,193
 Total 65,690,193

Senior Center REDUCE BY:
 Personal Services 170,672
 Operating Expenses 175,000
 Total 345,672

Teen Enrichment Center REDUCE BY:
 Personal Services 112,210
 Operating Expenses 60,350
 Total 172,560

Traffic Department REDUCE BY:
 Personal Services 646,403
 Operating Expenses 20,000
 Total 666,403

Treasurer's Department REDUCE BY:
 Personal Services 493,854
 Operating Expenses 264,453
 Total 758,306

Unclassified Accounts REDUCE BY:
 Operating Expenses 3,025,152
 Total 3,025,152

Veterans Services Department REDUCE BY:
 Personal Services 103,212
 Operating Expenses 253,000
 Total 356,212

Workers Compensation REDUCE BY:
 Operating Expenses 851,000
 Total 851,000

Total Reduction in proposed Appropriations and Assessments 152,773,682

Schedule C

Description Reduce by:
 Labor and Administration 828,103.24
 Overtime 92,500
 Sick Bonus (Contractual) 6,352
 Substitute Longevity (Contractual) 9,215
 Equipment Parts 30,000
 Operating and Maintenance Costs 100,000
 Indirect Costs 3,100,000
 Water Assessment 6,941,818
 Sewer Assessment 12,566,842
 Miscellaneous 35,000

Asphalt Costs	765,000	
Printing and Stationery	14,250	
Postage Costs	7,500	
Professional Services	90,000	
Gas and Light Costs	28,500	
Debt - Principal	1,683,844	
Debt - Interest	590,756	
Water Main Replacement Road Work		1,400,000
Other Operating Costs	285,000	
Totals Reduction	28,574,680	

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

[397-15](#)

Committee Report: Compliance/Appointments (Paper #363 Mayor's Appointment of Judith Bucci, 69 Brentwood St. as a member of the Licensing Board)

The Standing Committee on Compliance/Appointments, to whom was referred Paper #363 Series of 2015, having considered the same make the following report: Committee recommends that this appointment be confirmed.

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.

[363-15](#)

Mayor's Appointment: Judith Bucci, 69 Brentwood St. as member of the Licensing Board for term expiring June 1, 2018.

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

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

Nay: 3 - D'Arcangelo, Kinnon and Nestor

[398-15](#)

Committee Report: Compliance/Appointments (Paper #318 Mayor's Re-Appointment of Shannon Brandano, 80 Adams St.. as a member of the Board of Appeal)

The Standing Committee on Compliance/Appointments, to whom was referred Paper #318 Series of 2015, having considered the same make the following report: Committee recommends that this appointment be confirmed.

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.

[318-15](#)

Mayor's Re-Appointment: Shannon Brandano, 80 Adams St. as member of the Board of Appeal for term expiring March 1, 2018.

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

[399-15](#)

Committee Report: Compliance/Appointments (Paper #344 Mayor's Appointment of Eric MacCuish, 101 Hill Street, as a member of the Planning Board)

The Standing Committee on Compliance/Appointments, to whom was referred Paper #344 Series of 2015, having considered the same make the following report: Committee recommends that this appointment be confirmed.

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.

[344-15](#)

Mayor's Appointment: Eric MacCuish, 101 Hill Street, as a member of the Planning Board for term expiring March 1, 2016.

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

[400-15](#)

Committee Report: Compliance/Appointments (Paper #294 Council's Re-appointment of Kunwar Singh, 1127 Salem St. as a member of the Board of Health)

The Standing Committee on Compliance/Appointments, to whom was referred Paper #294 Series of 2015, having considered the same make the following report: Committee recommends that Kunwar Singh be appointed.

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.

[294-15](#)

Council Re- Appointment: Dr. Kunwar Singh, 1127 Salem St. as a member of the Board of Health for a term expiring March 1, 2018.

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

12. TABLED PAPERS

[118-15](#)

Order: That the Finance Committee meet with the Executive Director of the Malden Redevelopment Authority relative to the Malden Hospital site.

Sponsors: David D'Arcangelo, John P. Matheson and Neil C. Kinnon

A motion was made by Council President Matheson that the Order be taken from the table. The motion carried by a unanimous vote.

A motion was made by Councillor Spadafora that the Order be tabled. The motion

carried by a unanimous vote.

[325-15](#)

Order: That the General Rules Governing the City of Malden Switchbox Beautification Program be amended

Sponsors: Peg Crowe

A motion was made by Councillor Crowe that the Order be taken from the table. The motion carried by the following vote:

Yea: 10 - Anderson, Crowe, D'Arcangelo, DeMaria, Kinnon, Murphy, Sica, Spadafora, Ultrino and Matheson

Nay: 1 - Nestor

A motion was made by Councillor Crowe, seconded by Councillor Sica, that the Order be amended as follows: by deleting the proposed amendment to Paragraph 10 and inserting the following:

-by deleting Paragraph 10 in its entirety and inserting in place thereof the following new Paragraph 10:

10. Approval process shall include the following:

- 1. Completed application and documentation shall be submitted to Malden Arts.**
- 2. Malden Arts shall review each application and requisite documentation, and if deemed necessary by Malden Arts, may consult with artist relative to suggested design modification and/or location.**
- 3. Approved design applications shall be presented by Malden Arts to the Malden Cultural Council.**
- 4. Malden Arts may recommend a location it deems appropriate for the design, however the ultimate determination regarding location of artwork remains with the Cultural Council and ward councilor; provided that, to the extent possible, an assigned switchbox shall be proximate to the artist's choice as provided on application.**
- 5. The Cultural Council shall review each application presented and approve designs in accordance with established guidelines.**
- 6. For each review period, Ward Councillors with available boxes will receive images of the all approved designs, and may request that a design be placed in a specific location in their ward. If several ward Councillors are interest in the same design, Malden Arts will choose a location that best suits the artwork and the artist's wishes.**
- 7. In the event that Malden Arts and the Cultural Council approves a design and location, but the design is not selected by a Ward Councillor, the design shall be deemed rejected with no right of appeal.**
- 8. The Chairman of the Cultural Council shall sign the application indicating approval or denial, and if approved the location shall also be identified.**
- 9. For approved designs and locations, Malden Arts will notify the artist and notify the Cultural Council and Ward Councillor when work commences and is completed.**

. The motion carried by the following vote:

Yea: 10 - Anderson, Crowe, D'Arcangelo, DeMaria, Kinnon, Murphy, Sica, Spadafora, Ultrino and Matheson

Nay: 1 - Nestor

A motion was made by Councillor Crowe, seconded by Councillor Sica, that the Order be adopted as amended. The motion carried by the following vote:

Yea: 10 - Anderson, Crowe, D'Arcangelo, DeMaria, Kinnon, Murphy, Sica, Spadafora, Ultrino and Matheson

Nay: 1 - Nestor

UNDER SUSPENSION OF DOCKET RULES

[401-15](#)

Ordered: That the City create a Long Term Budget & Capital Planning Steering Committee.

Sponsors: David D'Arcangelo

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

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

13. PERSONAL PRIVILEGE

14. ADJOURNMENT

At 11:23 p.m., a motion was made by Councillor Anderson that the meeting be adjourned. The motion carried by a unanimous vote.

KAREN ANDERSON, CITY CLERK