



City of Malden

Malden City Hall
110 Pleasant Street
Malden, MA 02148

Meeting Minutes - Draft City Council

Tuesday, March 12, 2019

7:00 PM

John & Christina Markey Community Center,
7 Washington St.

1. CALL TO ORDER

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

3. ROLL CALL

Absent - Councillors: 1 - John P. Matheson

4. BUSINESS

[98-19](#)

Committee Report: Rules & Ordinance (Paper #46-19 Order: That the Malden City Council Rules be amended as follows:

By adding Section 4.03 & 4.04 to Section 400.

Section 4.03

The City Clerk shall distribute all executive session meeting minutes to all members who attended the executive session within 10 calendar days of the date the meeting was held. Council members shall provide the Clerk with any feedback or objections to any materials contained within the minutes within 10 business days of receipt.

Section 4.04

The City Clerk will schedule an executive session meeting within 14 days upon receipt of a request for the release of minutes from an executive session meeting to determine if Open Meeting Laws warrant continued non-disclosure under G.L. c 30A. Additionally, the City Clerk shall schedule an executive session of the Malden City Council during the last weeks of April and October of each year for the purpose of determining if the Open Meeting Law warrants continued non-disclosure under G.L. c 30A of meeting minutes that have not previously been released. The Council will vote on the release of any minutes that no longer warrant exemption from the Open Meeting Laws.

5. OTHER BUSINESS

[99-19](#)

Discussion relating to the MBTA's proposed changes to various bus stops throughout the city.

Sponsors: Stephen Winslow

Councillor Winslow introduced the paper stating that the proposed changes will have an impact on residential property as well as commercial business within the City of Malden. Depending on the street lay out, the bus stops will require 60 to 90 feet of open space so that the bus can make proper and safe pick ups and drop offs.

Councillor Spadafora asked if the business owners have been informed of the plans; stating three to four parking spots could be lost in front of a store.

Councillor Condon pointed out that the plan is going to create problems on Highland Ave.

Councillor Sica stated that there are to few spaces for parking in front of the Linden School; that the proposed plan is going to make a bad situation worse.

Maria Luise of the Mayor's Office told the Councillor that if they had issues in their ward to give her a call. She will work on resolving the issues. She further suggested that the hearing be put off to allow time to review the proposed plan.

Councillor DeMaria stated the City needs to open dialogue with the MBTA.

A motion was made by Councillor Winslow, seconded by Councillor DeMaria that the Council ask the MBTA to postpone any actions proposed on changes to the bus stops. The motion carried by a unanimous vote.

A motion was made by Councillor Winslow, seconded by Councillor DeMaria, that the Communication be received and filed. The motion carried by a unanimous vote.

15. EXECUTIVE SESSION

1. The City Council will vote to enter into executive session, with legal counsel for the City Council, in accordance with Exemption Seven (MGL c. 30A, Sec.21 (a) (7), to comply with, or act under the authority of, any general or special law or federal grant-in-aid requirements, in order to act on the periodic review of those executive session minutes listed herein; council vote is required prior to release of the executive session minutes of the following dates: 1/25/11, 11/15/11, 10/23/12, 2/19/13, 1/27/04, 10/26/04, 2/15/05 and 4/15/05;

In so convening in executive session, the City Council will act under the Open Meeting Law (MGL c. 30a, Sec. 22 (g) (2), to determine whether the executive session minutes referenced above warrant continued non-disclosure.

A motion was made by Councillor Spadafora to admit Attorney Ken Rossetti and Maria Luise, Special Assistant to the Mayor, into Executive Session. The motion carried by a unanimous roll call vote.

1. The City Council will vote to enter into executive session, with legal counsel for the City Council, in accordance with Exemption Seven (MGL c. 30A, Sec.21 (a) (7), to comply with, or act under the authority of, any general or special law or federal grant-in-aid requirements, in order to act on the periodic review of those executive session minutes listed herein; council vote is required prior to release of the executive session minutes of the following dates: 1/25/11, 11/15/11, 10/23/12, 2/19/13, 1/27/04, 10/26/04, 2/15/05 and 4/15/05;

In so convening in executive session, the City Council will act under the Open Meeting Law (MGL c. 30a, Sec. 22 (g) (2), to determine whether the executive session minutes referenced above warrant continued non-disclosure.

A motion was made by Councillor Spadafora to enter into Executive Session with Attorney Rossetti and Maria Luise. The motion carried by a unanimous roll call vote.

2. The Chair requests that the City Council meet in Executive Session to discuss strategy with respect to litigation in the Case of Amirault v. City of Malden under MGL 30A§21 Exemption (3); an open meeting may have a detrimental effect on the City's litigation position.

A motion was made by Councillor Spadafora to admit Attorney Laurence Donoghue and Maria Luise, Special Assistant to the Mayor, into Executive Session. The motion carried by a unanimous roll call vote.

2. The Chair requests that the City Council meet in Executive Session to discuss strategy with respect to litigation in the Case of Amirault v. City of Malden under MGL 30A§21 Exemption (3); an open meeting may have a detrimental effect on the City's litigation position.

A motion was made by councilor Spadafora to enter into executive session with both Attorney Donoghue and Maria Luise. A roll call vote was taken the motion carried by a unanimous vote those voting to go into executive session were Councilor Anderson, Camell, Condon Crowe DeMaria Murphy O'Malley Spadafora Winslow and Sica.

A motion was made by Councillor Spadafora to enter into Executive Session with Attorney Donoghue and Maria Luise. The motion carried by a unanimous roll call vote.

16. ADJOURNMENT

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

THOMAS E. BRENNAN, CITY CLERK