



City of Malden

Malden City Hall
200 Pleasant Street
Malden, MA 02148

Meeting Minutes - Final City Council

Tuesday, February 23, 2016

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, Paul Condon, David D'Arcangelo, Deborah DeMaria, John P. Matheson, Ryan O'Malley, Jadeane Sica, Craig Spadafora and Barbara Murphy

Absent - Councillors: 1 - Neil C. Kinnon

4. GUESTS, CITIZEN ACHIEVEMENT AND ANNOUNCEMENTS

5. APPROVAL OF MINUTES

[110-16](#) Minutes of the meeting of February 9, 2016.

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

[111-16](#) Minutes of the meeting of February 16, 2016.

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

[112-16](#) Taxi Driver: Bryan Scharn 56 W. Wyoming Ave. #17, Melrose (Renewal)

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

[113-16](#) Livery: Malachi Mamo 15 Granville Ave., Malden (Renewal)

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

[114-16](#) Livery: Samson Assefa, 47 2nd St., Malden (Renewal)

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

License Committee. The motion carried by a unanimous vote.

[115-16](#)

Class II: Maxima Auto Sales Corp. 105 Broadway (Transfer)

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

[116-16](#)

Order: That the City accept the provisions of Mass. General Law Chapter 41, Section 111K, relative to scheduling firefighter vacations from June to September.

Sponsors: David D'Arcangelo

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.

[117-16](#)

Order: That City Council Rules be amended relative to motions for reconsideration.

Sponsors: Ryan O'Malley

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

[118-16](#)

Order: That the City Solicitor appear before the City Council to provide information on the number and value of building permits issued which cannot be reconciled with a corresponding receipt of funds.

Sponsors: John P. Matheson

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

[119-16](#)

Bond: Karen Anderson, City Clerk (Renewal)

A motion was made by Councillor Matheson that the Bond be approved. The motion carried by a unanimous vote.

9. COMMUNICATIONS

10. CLAIMS

11. COMMITTEE REPORTS

[123-16](#)

Committee Report: License (Papers #67-73 & #76-92 Renewal of Taxi Cab, Livery and Taxi Driver Licenses)

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

[68-16](#)

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

A motion was made by Councillor Anderson that the Petition be granted. The

motion carried by a unanimous vote.

[69-16](#)

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

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

[70-16](#)

Livery: Kassahun T. Damita 411 Salem St. (Renewal)

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

[72-16](#)

Livery Driver: Dawit Waldu, 15 Phillips St. (Renewal)

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

[73-16](#)

Livery: Brahim Boudlal 1 Maple St. #10, Malden (Renewal)

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

[74-16](#)

Livery : Linda Dellolacono 259 Mountain Ave. (Renewal)

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

[75-16](#)

Livery: Shimelis Adugna 93 Bowers Ave. #2 (Renewal)

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

[76-16](#)

Taxi Driver: Christopher Gochckowski 48 Cedar St. Everett (New)

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

[77-16](#)

Taxi Driver: Edward Blake 8 Faulkner St. (Renewal)

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

[78-16](#)

Taxi Driver: James Curry 263 Highland Ave. (Renewal)

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

[79-16](#)

Taxi Driver: John A. Danca 36 Highland Ct. (Renewal)

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

[80-16](#)

Taxi Driver: Allan Fisher 28 Hazelwood St. (Renewal)

A motion was made by Councillor Anderson that the Petition be granted. The

motion carried by a unanimous vote.

[81-16](#)

Taxi Driver: James J. Fraser 52 Rock Valley Ave. #2 Everett (Renewal)

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

[82-16](#)

Taxi Driver: Richard J. Habeeb 862 Broadway Revere (Renewal)

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

[83-16](#)

Taxi Driver: Daniel P. Knight 36 Church St. Everett (Renewal)

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

[84-16](#)

Taxi Driver: Ismar Maldonado, 10 Stone Place, Somerville (Renewal)

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

[85-16](#)

Taxi Driver: Darren W. McClurg 95 Nichols St. #4 Everett (Renewal)

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

[86-16](#)

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

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

[87-16](#)

Taxi Driver: Michael Rapaglia 58 Lawrence St. #1, Methuen (Renewal)

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

[88-16](#)

Taxi Driver: Arthur Rizzo 10 Nancia St. East Boston (Renewal)

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

[89-16](#)

Taxi Driver: James A. Schultz 10 Ashland St. (Renewal)

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

[90-16](#)

Taxi Driver: John Spano 30 Daniels St. #110 (Renewal)

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

[91-16](#)

Taxi Driver: William L. Sweet 1300 Salem St. (Renewal)

A motion was made by Councillor Anderson that the Petition be granted. The

motion carried by a unanimous vote.

[92-16](#)

Taxi Driver: Valentin Tchaly, 97 Devir St. #408 (Renewal)

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

[124-16](#)

Committee Report: Ordinance (Paper #16-16 That the City schedule a public hearing relative to the composition of the Community Preservation Committee)

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

[126-16](#)

Order: That the Council conduct public hearings and a community survey on the Community Preservation Act.

Sponsors: Craig Spadafora

A motion was made by Councillor Spadafora that the Order be adopted in accordance with the recommendations of the Ordinance Committee Report. The motion carried by a unanimous vote.

[125-16](#)

Committee Report: Finance (Recommendation relative to City Auditing Services for FY2016-2018)

A motion was made by Councillor Matheson that the Committee Report be received and filed. 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 Matheson that the Order be referred to the Finance Committee. The motion carried by a unanimous vote.

[120-16](#)

Order: That the City Council meet in Executive Session to discuss pending litigation. (Amirault v. Malden)

Sponsors: Barbara Murphy and John P. Matheson

The Council President declared that open discussion would be detrimental to the City's litigating position.

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

Yea: 10 - Anderson, Crowe, Condon, D'Arcangelo, DeMaria, Matheson, O'Malley, Sica, Spadafora and Murphy

[121-16](#)

Order: That the City Council meet in Executive Session with investigating officers to ascertain the status of the investigations into employee theft, and alleged misconduct at the YMCA.

Sponsors: John P. Matheson

The Council President declared that open discussion would be detrimental to the City's litigating position.

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

Yea: 9 - Anderson, Crowe, Condon, DeMaria, Matheson, O'Malley, Sica, Spadafora and Murphy

Nay: 1 - D'Arcangelo

[122-16](#)

Order: That the City Council meet with representatives of the Mayor's Office in Executive Session relative to union negotiations.

Sponsors: Barbara Murphy

The Council President declared that open discussion would be detrimental to the City's negotiating position.

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

Yea: 10 - Anderson, Crowe, Condon, D'Arcangelo, DeMaria, Matheson, O'Malley, Sica, Spadafora and Murphy

13. PERSONAL PRIVILEGE

The open meeting was recessed and executive session convened at 7:50 p.m. The open meeting was reconvened at 9:35 p.m.

14. ADJOURNMENT

At 9: 35 p.m., a motion was made by Councillor D'Arcangelo that the meeting be adjourned. The motion carried by a unanimous vote.

KAREN ANDERSON, CITY CLERK