



City of Malden

Malden City Hall
215 Pleasant Street
Malden, MA 02148

Meeting Minutes - Final City Council

*Council President Neal Anderson,
Councillor David Camell,
Councillor Paul Condon,
Councillor Peg Crowe,
Councillor Deborah DeMaria,
Councillor Amanda Linehan,
Councillor Barbara Murphy,
Councillor Ryan O'Malley,
Councillor Jadeane Sica,
Councillor Craig Spadafora,
Councillor Stephen Winslow*

Tuesday, October 5, 2021

7:00 PM

City Council Chambers
215 Pleasant Street
Malden, MA 02148

1. CALL TO ORDER

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

3. ROLL CALL

Also in attendance was Assistant City Solicitor Zaheer Samee.

Present - Councillors: 10 - Neal Anderson, Paul Condon, Peg Crowe, Deborah DeMaria, Amanda Linehan, Barbara Murphy, Ryan O'Malley, Jadeane Sica, Craig Spadafora and Stephen Winslow

Absent - Councillors: 1 - David Camell

4. GUESTS, CITIZEN ACHIEVEMENT AND ANNOUNCEMENTS

5. PUBLIC COMMENT

6. APPROVAL OF MINUTES

[423-21](#)

Minutes of the Meeting of September 28, 2021.

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

[424-21](#)

Minutes of the Meeting of September 21, 2021.

Councillor Winslow made an amendment correcting one word in the minutes.

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

7. APPOINTMENTS & ELECTIONS

[425-21](#)

Mayoral Re-Appointment: Alan M. Bishop, 42 Loomis St., #251A, Malden, as a constable to serve process in the City of Malden effective September 22, 2021, said term to expire September 22, 2024.

(Place on File).

Sponsors: Peg Crowe

A motion was made by Councillor Crowe that the Appointment be placed on file. The motion carried by a unanimous vote.

[426-21](#)

Mayoral Re-Appointment: Matthew Burne, 80 Cross St., Malden, as a member of the Conservation Commission, said term to commence upon his confirmation by the City Council, and to expire on October 1, 2023.

Sponsors: Peg Crowe

A motion was made by Councillor Crowe that the Appointment be referred to the Personnel/Appointments Committee. The motion carried by a unanimous vote.

[427-21](#)

Mayoral Re-Appointment: Kenny N. Mazonson, 206 Bryant Street, # 4, Malden, MA as a member of the Conservation Commission, said term to expire on October 1, 2023.

Sponsors: Peg Crowe

A motion was made by Councillor Crowe that the Appointment be referred to the Personnel/Appointments Committee. The motion carried by a unanimous vote.

8. HEARINGS, PETITIONS, MEMORIALS AND REMONSTRANCES

[428-21](#)

Petition: Christmas Tree Sales: Jay's Pizza & Ice Cream, 167 Centre St. Malden (Renewal)

Sponsors: Paul Condon

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

9. MOTIONS, ORDERS AND RESOLUTIONS

10. COMMUNICATIONS

11. COMMITTEE REPORTS

[429-21](#)

Committee Report: License Petitions - Papers Listed Below - The Committee on License recommends favorably the petitions listed below:

376-21 - Livery: Arminder Singh, 27 Alpine St. # 3, Malden, 1 car (renewal)

388-21 - Pool Table: Mr. Suazo's Barbershop, 16 Lebanon St., Malden, 1 table (renewal)

377-21 - Outdoor Parking: Emmanuel Baptist Church, 20 Hillside Ave., Malden, (lot

address: 29 Madison St.). 27 spaces (renewal)

401-21 - Outdoor Parking: Andy's Service Center, Inc., 356 Lebanon St., Malden, 12 spaces (renewal)

(Note: Requested 20 spaces - 12 spaces approved)

378-21 - Outdoor Parking: Three C Realty Trust, 61 Clinton St., Malden, 22 spaces (renewal)

402-21 - Lodging House: Lawrence W. French, 98 Laurel St., Malden, (renewal)

282-21 - Extended Hours: GoBrands, Inc. DBA Gopuff, 338 Eastern Ave., Malden Hours: 24/7 (New)

Sponsors: Paul Condon

Councillor Condon confirmed that the compliance officers Dave Morse and Jim Tuxbury confirmed that there were no issues with any of the licenses being voted on tonight except for #401-21 (Andy's Service Center) who submitted a renewal application for 20 spaces where their current license and plot plan was for 12 spaces.

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

[376-21](#)

Livery: Arminster Singh, 27 Alpine St. #3, Malden, 1 car (Renewal)

Sponsors: Paul Condon

A motion was made by Councillor Condon, seconded by Councillor Sica, that the Petition be granted. The motion carried by a unanimous vote.

[388-21](#)

Pool Table: Mr. Suazo's Barbershop, 16 Lebanon St. Malden, 1 table (Renewal)

Sponsors: Paul Condon

A motion was made by Councillor Condon, seconded by Councillor Sica, that the Petition be granted. The motion carried by a unanimous vote.

[377-21](#)

Outdoor Parking: Emmanuel Baptist Church, 20 Hillside Ave. Malden, (lot address: 29 Madison St.) 27 spaces (Renewal)

Sponsors: Paul Condon

A motion was made by Councillor Condon, seconded by Councillor Sica, that the Petition be granted. The motion carried by a unanimous vote.

[401-21](#)

Outdoor Parking: Andy's Service Center, Inc., 356 Lebanon St. Malden, 20 spaces (Renewal)

Sponsors: Paul Condon

Councillor Condon said this license was approved for 12 spaces in committee not the 20 spaces that was requested on the renewal application. The current plot being used is for only 12 spaces and Councillor Condon said that is all the site can hold. The current license is for 12 spaces.

A motion was made by Councillor Condon, seconded by Councillor Sica, that the Petition be granted with conditions. The motion carried by a unanimous vote.

[378-21](#)

Outdoor Parking: Three C Realty Trust, 61 Clinton St. Malden, 22 spaces (Renewal)

Sponsors: Paul Condon

A motion was made by Councillor Condon, seconded by Councillor Sica, that the Petition be granted. The motion carried by a unanimous vote.

[402-21](#)

Lodging House: Lawrence W. French, 98 Laurel St. Malden, MA (Renewal)

Sponsors: Paul Condon

A motion was made by Councillor Condon, seconded by Councillor Sica, that the Petition be granted. The motion carried by a unanimous vote.

[282-21](#)

Extended Hours: GoBrands, Inc. DBA Gopuff, 388 Eastern Ave. Malden, Hours: 24/7 (New)

Sponsors: Paul Condon

A motion was made by Councillor Condon, seconded by Councillor Sica, that the Petition be granted. The motion carried by a unanimous vote.

[430-21](#)

Committee Report: Finance - Paper #406-21, Paper 407-21, Paper 408-21 - The Committee on Finance recommends favorably the papers listed below:
#406-21 - Order: That the sum of Two Hundred Thirty Two Thousand Seven Hundred Six Dollars and Thirty Two Cents (\$232,706.32) be and the same is hereby transferred to the following accounts. (See attached).
#407-21 - Order: That the sum of Three Hundred Fourteen Thousand Sixty One Dollars and Sixty Nine Cents (\$314,061.69) be and the same is hereby transferred from Salary Reserve (0010-996-5110) to Police Labor Salaries (0010-210-5120).
#408-21 - Order: That the sum of Seventy Five Thousand Dollars (\$75,000) be and the same is hereby transferred from Workers Compensation Wages (0010-912-5140) to Legal Professional Services (0010-151-5300).

Sponsors: Barbara Murphy

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

[406-21](#)

Order: That the sum of Two Hundred Thirty Two Thousand Seven Hundred Six Dollars and Thirty Two Cents (\$232,706.32) be and the same is hereby transferred to the following accounts:

Assessor Salaries	\$8,928.23
City Clerk Salaries	\$9,510.65
Controller Salaries	\$12,838.28
Engineering Salaries	\$7,588.96
Health & Human Services Salaries	\$14,856.78
Human Resources Salaries	\$7,375.00
Inspectional Services Salaries	\$19,552.12
Information Technology Salaries	\$11,905.07
Legal Salaries	\$9,070.45
Legislative Salaries	\$1,634.65

Compliance Salaries	\$1,517.93	
Mayor's Office Salaries	\$12,653.38	
Strategic Planning & Comm Dev Salaries		\$21,595.15
Parking Salaries	\$6,714.53	
Public Facilities Salaries	\$22,215.75	
Recreation Salaries	\$3,073.74	
Senior Center Salaries	\$5,382.99	
Teen Center Salaries	\$4,007.87	
Treasurer Salaries	\$16,787.34	
Veterans Salaries	\$2,890.97	
Fire Admin Salaries	\$6,607.02	
Police Admin Salaries	\$14,092.74	
DPW Admin Salaries	\$8,003.62	
Cemetery Admin Salaries	\$3,903.10	

Sponsors: Barbara Murphy

Councillor Murphy said the paper was approved unanimously in Finance Committee and the paper was giving the non union city hall employees a 2 1/2 % raise retroactive to July 1, 2021. The raise would be the same as the next paper that the council will be voting on for the Patrolman's Association.

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

Yea: 10 - Anderson, Condon, Crowe, DeMaria, Linehan, Murphy, O'Malley, Sica, Spadafora and Winslow

407-21

Order: That the sum of Three Hundred Fourteen Thousand Sixty One Dollars and Sixty Nine Cents (\$314,061.69) be and the same is hereby transferred from Salary Reserve (0010-996-5110) to Police Labor Salaries (0010-210-5120).

Sponsors: Barbara Murphy

Councillor Murphy said the paper was negotiated between the City and the Patrolman's Association and a MOU was signed giving the patrolman a 2 1/2 % raise retroactive to July 1, 2021.

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

Yea: 10 - Anderson, Condon, Crowe, DeMaria, Linehan, Murphy, O'Malley, Sica, Spadafora and Winslow

408-21

Order: That the sum of Seventy Five Thousand Dollars (\$75,000) be and the same is hereby transferred from Workers Compensation Wages (0010-912-5140) to Legal Professional Services (0010-151-5300).

Sponsors: Barbara Murphy

Councillor Murphy stated this transfer was needed for the Legal Department because of the increase need to hire outside counsel to handle the up tick of cases this year that

Legal has had to take on. The \$75,000 is coming out of the workers compensation account which although hard to predict the rest of the year would have enough money in the account at this time.

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

Yea: 10 - Anderson, Condon, Crowe, DeMaria, Linehan, Murphy, O'Malley, Sica, Spadafora and Winslow

[436-21](#)

Committee Report: Rules & Ordinance Papers 409-21 and 360-21: The Committee recommends favorably the papers listed below:

Paper # 409-21 Order: Be it hereby ordained that the revised ordinances of 2020 are hereby amended as follows:

Amend section 2.24.060 of the Police Patrolman Salary Schedule

Amend section 2.20.030 of the Officers Salary Schedule

Amend section 2.20.040 of the Specialist Salary Schedule

Amend section 2.20.050 of the Clerical Salary Schedule

Amend section 2.20.060 of the Unclassified Salary Schedule

Paper # 360-21 Order: Be it hereby ordained that Section 2.16.080 of the Revised Ordinances of 2020 be amended by deleting the following language from Section B:

1. First sentence: "subject to confirmation by the City Council"
2. Last sentence: last two words: "and confirmation"

Sponsors: Craig Spadafora

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

[409-21](#)

Order: Be it hereby ordained that the revised ordinances of 2020 are hereby amended as follows:

Amend section 2.24.060 of the Police Patrolman Salary Schedule

Amend section 2.20.030 of the Officers Salary Schedule

Amend section 2.20.040 of the Specialist Salary Schedule

Amend section 2.20.050 of the Clerical Salary Schedule

Amend section 2.20.060 of the Unclassified Salary Schedule

Sponsors: Craig Spadafora

Attachments: [FY2022 Non Union Salary Schedule Updates](#)
[Patrol Ordinance](#)

Councillor Spadafora told the council this ordinance will cover the 2 1/2 % raise that was just approved by the council. The Ordinance will now match the financial paper.

A motion was made by Councillor Spadafora, seconded by Councillor DeMaria, that the Ordinance be enrolled. The motion carried by the following vote:

Yea: 10 - Anderson, Condon, Crowe, DeMaria, Linehan, Murphy, O'Malley, Sica, Spadafora and Winslow

[360-21](#)

Order: Be it hereby ordained that Section 2.16.080 of the Revised Ordinances of 2020 be amended by deleting the following language from Section B:

1. First sentence: "subject to confirmation by the City Council"

2. Last sentence - last two words: "and confirmation"

Sponsors: Craig Spadafora

Attachments: [Cultural Council Ordinance - REVISED](#)

Councillor Spadafora said this was a request by the Cultural Council and supported by the mayor that will streamline the nominating process for the Cultural Council members and make the board more efficient in processing and applying for grants. The Cultural Council has a tight calendar and have term limits of no more than 2 consecutive terms which caused a problem last month with having to confirm 7 appointments.

A motion was made by Councillor Spadafora, seconded by Councillor Crowe, that the Ordinance be enrolled. The motion carried by the following vote:

Yea: 10 - Anderson, Condon, Crowe, DeMaria, Linehan, Murphy, O'Malley, Sica, Spadafora and Winslow

[431-21](#)

Committee Report: Public Property (Paper #416-21 Petition: The committee will review and discuss letter submitted by Hans Eysenbach, Attorney for ExteNet re: Request to reconsider recommended denial of attachment authorization request by ExetNet Systems, Inc. for the Utility Pole adjacent to 71 Plainfield Avenue.)

Sponsors: Amanda Linehan

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

[416-21](#)

The committee will review and discuss letter submitted by Hans Eysenbach, Attorney for ExteNet RE: Request to Reconsider Recommended Denial of Attachment Authorization Request by ExteNet Systems, Inc. for the Utility Pole Adjacent to 71 Plainfield Avenue.

Councillor Linehan stated that the petition was denied in committee as it had been previously been denied. Councillor Linehan talked to Building Commissioner Nelson Miller and the reason for denying because of the tree may not stand up if there is a legal challenge. The petitioner is going to talk to Mr. Miller on Wednesday, October 6th to try to find a solution. Councillor Linehan asked that the petition be tabled until the next council meeting.

A motion was made by Councillor Linehan, seconded by Councillor Winslow, that the Petition be tabled. The motion carried by a unanimous vote.

[432-21](#)

Committee Report: Personnel/Appointments (Paper #394-21 Ordered: That Mayoral re-appointment Marilyn Andrews, 83 Cleveland Street, Malden, MA be re-appointed to the Disability Commission, said term to expire September 20, 2024 upon Council confirmation.)

Sponsors: Peg Crowe

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

[394-21](#)

Mayoral Re - Appointment: Marilyn Andrews, 83 Cleveland Street, Malden, MA to the Disability Commission said term to expire September 20, 2024.

Sponsors: Peg Crowe

A motion was made by Councillor Crowe, seconded by Councillor Condon, that the Appointment be confirmed. The motion carried by a unanimous vote.

[433-21](#)

Committee Report: Personnel/Appointments (Paper #395-21 Ordered: That Mayoral re-appointment: Maria Luise, 1410 Eastern Avenue, Malden, MA be re-appointed to the Disability Commission said term to expire September 20, 2024 upon Council confirmation.)

Sponsors: Peg Crowe

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

[395-21](#)

Mayoral Re - Appointment: Maria Luise, 1410 Eastern Avenue, Malden, MA to the Disability Commission said term to expire September 20, 2024.

Sponsors: Peg Crowe

A motion was made by Councillor Crowe, seconded by Councillor Condon, that the Appointment be confirmed. The motion carried by a unanimous vote.

[434-21](#)

Committee Report: Personnel/Appointments (Paper #374-21 Ordered: That Council re-appointment of Robert Donnelly, 38 Goldcliff Road, Malden, MA be re-appointed as a part-time member of the Board of Assessors: term to expire March 1, 2023 upon Council confirmation.)

Sponsors: Peg Crowe

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

[374-21](#)

Council - ReAppointment: Robert Donnelly, 38 Goldcliff Rd., Malden, MA as part-time member of the Board of Assessors; term to expire March 1, 2023. Confirmation Required.

Sponsors: Peg Crowe

A motion was made by Councillor Crowe, seconded by Councillor Murphy, that the Appointment be confirmed. The motion carried by a unanimous vote.

[435-21](#)

Committee Report: Personnel /Appointments (Paper#334-21 Ordered: That Mayoral appointment: Mikeneil Paul, 10 Manomet Street, New Bedford, MA as Senior Center Program coordinator, said term to expire 3 years from appointment date upon Council confirmation.)

Sponsors: Peg Crowe

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

[334-21](#)

Mayoral Appointment: Mikeneil Paul, 10 Manomet Street, New Bedford, MA as

Senior Center Program coordinator, said term to expire 3 years from appointment date.

Sponsors: Peg Crowe

Attachments: [Mayor's Letter Mikeneil Paul](#)

Mr. Paul gave the council an update of all the activities that are taking place at the Senior Center since he has arrived..Mr. Paul praised his staff and he has added time to the successful activities that are popular with the seniors. The newsletter has gone out for October and he continues to outreach to the community to get more seniors back to the building. He also talked about the Haitian fundraiser, the farmers market and the benefits day that had 20 vendors in the building. Councillor Winslow suggested he reach out to the Malden Housing Authority to get the word out in their senior buildings. Mr. Paul did ask the council for help with the lack of parking spaces that are available to the building. Council President Anderson suggested he work with the mayor's office for possible solutions and the council would be able to weigh in. Councillor O'Malley asked if the senior van was available for transportation and if not there could be federal money through the CARES Act that could support the program.

A motion was made by Councillor Crowe, seconded by Councillor O'Malley, that the Appointment be confirmed. The motion carried by a unanimous vote.

12. TABLED PAPERS

[358-21](#)

Minutes of the Meeting of June 29, 2021.

Attachments: [Council Minutes.6.29.21](#)

Councillor Sica made a motion to untable paper #358-21 , seconded by Councillor Linehan. it was so voted by unanimous vote.

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

[314-21](#)

Resolve: That, the Malden City Council authorize the Mayor, as Malden's Chief Executive Officer, to allow remote participation in accordance with the requirements of 940 CMR 29.10, for all subsequent meetings of all local public bodies in the City of Malden."

"Whereas, the COVID-19 pandemic revealed the need for emergency preparedness planning for all entities, public and private;

Whereas, the Governor Baker's 2020 emergency order authorizing remote participation for public meetings, resulted in record public meeting attendance and participation in the City of Malden;

Whereas, remote participation has helped enable the elderly, disabled, evening shift workers, young families, and home bound individuals participate in public meetings,

Sponsors: Ryan O'Malley, Deborah DeMaria and Amanda Linehan

13. PERSONAL PRIVILEGE

14. ADJOURNMENT

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

The meeting adjourned at 8:04 P.M.

GREGORY LUCEY, CITY CLERK