



City of Malden

Malden City Hall
215 Pleasant Street
Malden, MA 02148

Meeting Minutes - Final Rules & Ordinance Committee

*Chairperson Craig Spadafora
Vice Chair Peg Crowe
Ryan O'Malley
David Camell
Stephen Winslow*

Tuesday, November 23, 2021

5:30 PM

215 Pleasant Street - Room 108 Small Board Room
Malden, MA 02148

Roll Call

Also in attendance, Asst. City Solicitor McNeil, Councillors Condon, Murphy and DeMaria

Present: 3 - Craig Spadafora, Peg Crowe and Stephen Winslow

Absent: 2 - Ryan O'Malley and David Camell

Minutes to be Approved

[540-21](#)

Minutes of the Meeting of November 16, 2021.

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

Business

[464-19](#)

Order: That the City Council review and evaluate Section 2.30 of its ordinances known as "Community Preservation Committee, Composition: Duties, etc."

Sponsors: Deborah DeMaria, Craig Spadafora, Stephen Winslow, Peg Crowe and Ryan O'Malley

Attachments: [CPC Ord Winslow Proposed Amendments 10-13-2021](#)

Chair Spadafora turned over the meeting to Councillor Winslow to speak on the paper. Councillor Winslow started by saying that there were several meetings held pre Covid regarding the makeup of the CPC. Most of the issues were around the statutory positions with the ward appointments that was a mess and causes confusion figuring out what ward needs to be represented when an appointment comes open. Councillor Winslow stated his paper untangles that. Councillor Winslow continued, the 4 statutory positions would remain with the regular process. The five remaining positions (council appointments) would be vetted through the Personnel and Appointments Committee. Personnel and Appointments would screen the applicants and send them to the full council for approval. Any new appointment would have to be from a ward that had no representation. If no changes are made there would be 5 out of the 9 positions would be termed out.

Councillor Crowe said there have been past issues when someone steps off and said when Rob DeMarco stepped off, it took the Conservation Committee 8 months to appoint someone.

Councillor Winslow said the committee has a lot of burden when someone steps off the board from the statutory positions and the council has to wait to see who gets appointed because of the ward representation.

Councillor Crowe asked that this proposal would extend the terms to three years. Councillor Winslow answered by saying that in his view projects can take time to complete, 5 years or so, by extending the terms it would allow people who approve projects to make sure they know the plans are implemented and there would be institutional knowledge with projects. Councillor Winslow continued that with term limits you get new ideas but then you lose experience and knowledge. The application process and implementation takes time we need to balance the term limits with this. Councillor Winslow said this is a strong committee and the CPC want potential appointees to have strong qualifications.

Councillor Murphy struggles with Personnel/Appointmets recommending out to the council changing the lottery system. Councillor Murphy was fine going with 3, 2 year terms or 2, 3year terms but 3, 3 year terms were too long.

Councillor Winslow stated he is not a fan of the lottery system and has confidence in the Personnel/Appointment Committee to recruit and get good candidates for positions.

Councillor Winslow made a friendly amendment to eliminate the last part in the last sentence of 5.2 eliminating the reference to lottery,

Councillor Winslow said the proposal would give your term 2 years from the date of your appointment not to fill the term that is left with the appointment. By eliminating the lottery, the personell/Appointments Committee will make recommendations and taking the ward representation into account. There still be no more than 2 from a ward and up to Personnel/Appointmets to broaden ward applications. the current board members would get their terms extended.

There were 3 amendments to Councillor Winslow's proposal:

1) Councillor Winslow made a motion, seconded by Councillor Crowe to strike the last part of the sentence referring to the lottery in 5.2. It was so voted 3-0, Crowe (y), Winslow (y), Spadafora (y)

2) Councillor Winslow made a motion, seconded by Councillor Crowe in section 1.5.4 strike three years and replace it with two years. It was so voted 3-0; Crowe (y), Spadafora (y), Winslow (y)

3) Councillor Winslow made a motion, seconded by Councillor Crowe the word general be put in front of member in section 2. It was so voted 3-0; Crowe (y), Winslow (y), Spadafora (y)

Councillor Winslow made a motion to accept the proposal as amended, Councillor Crowe seconded the motion it was so voted 3-0 ; Crowe (y), Winslow (y), Spadafora (y)

A motion was made by Councillor Winslow, seconded by Vice Chair Crowe, that the Order be recommended favorably as amended to the City Council. The motion carried by a unanimous vote.

Other Business

Adjournment

A motion was made by Vice Chair Crowe, seconded by Councillor Winslow, that the meeting be adjourned. The motion carried by a unanimous vote.

The meeting adjourned at 6:29 P.M.