



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, December 7, 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 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

Clerk Lucey read 5 emails that were received:

Susan Lawrence 176 Glenwood Street in support of 555-21 and 556-21

Brian DeLacey 1 Earl Street in support of 555-21, prior to voting consider MGL CH 9, in support of 548-21

Amy Friedman 8 Marvin Street in support of 555-21, 556-21

Marcia Manong 296 Bryant Street in support of 555-21 and 556-21 recommending to provide more resources

Fern Remedi-Brown 21 Ivy Rd in support of 555-21 and 556-21 but provide more resources

The following people spoke at the meeting on 555-21 and 556-11

David Senatillaka, Perkins Ave.

Kevin Graham 108 Coleman Street

Nate Kupal, 15 Village Court

Shana Lu, 543 Highland Ave.

*Isadel Eddy, 58 Bloomerth Street
Donna Lombradi, 571 Cross Street
Steven DeBenedictas, 17 Clyde Street,
Karen Colon-Hayes, 105 Wyoming Ave.
Billy Zeng, 103 Coleman Streetr*

6. APPROVAL OF MINUTES

7. APPOINTMENTS & ELECTIONS

[553-21](#)

Council Re-Appointment: Sheila Fermano, 140 West Street, Malden, MA, as Municipal Hearing Officer term to expire December 21, 2024.

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.

[554-21](#)

Council Re-Appointment: Lisa Cagno, 31 Quincy Street, Malden, MA as Clerk of Committee term to expire December 31, 2022.

Sponsors: Peg Crowe

Councillor DeMaria made a motion to vote the appointment out on the floor and not send to Committee. Councillor DeMaria said that Mrs. Cagno was well known to the council and the appointment should be confirmed tonight. Councillor Condon seconded the motion.

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

8. HEARINGS, PETITIONS, MEMORIALS AND REMONSTRANCES

[530-21](#)

Petition: Extended Hours - Planet Fitness, 795 Eastern Avenue, Malden, MA. 24 hrs. Mon. - Fri. 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.

[526-21](#)

Petition: Class II - Top Cars Motor, 259 Main St., Malden, MA - 35 vehicles - 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.

[529-21](#)

Petition: Class II - Uni Auto Center, 369 Salem Street, Malden, MA 20 vehicles - 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[555-21](#)

Resolve: That the City Council attend Diversity, Equity and Inclusion training in 2022 facilitated by Bybiose Larochelle. Further that the City Council establish a code of ethics and accountability system for all elected officials.

Sponsors: Deborah DeMaria

Attachments: [Master](#)

Councillor Demaria the sponsor of the Resolve said she brought the topic up to DEI Coordinator Bybiose Larochelle and asked if she would be able to conduct the training. Ms Larochelle responded very favorable so Councillor DeMaria submitted the Resolve to the Council. Council DeMaria said the training should take place annually or biannually.

Councillor Linehan was in full support and seconded the motion.

Councillor Winslow was in support and offered a friendly amendment that the Resolve include anti racism. Councillor Winslow also recommended some funding could be available to support Ms. Larochelle through the council's \$10,000 fund allocation.

Councillor Spadafora voiced his support and asked Councillor DeMaria regarding the code of ethics and accountability would the Council be able to censure members if they violated the code. Councillor DeMaria answered she was not trying to do that and tried to simplify.

Councillor Crowe offered her support and said once they get started they will see what Ms. Larochelle will need.

Councillor Murphy suggested Ms. Larochelle come to a council meeting and talk to the council on what she is doing. Councillor Murphy continued that the HR Director sits in with all of her trainings.

Council President Anderson talked of his forty years involvement with the topic and that it should not all fall on the DEI Director. We should be giving her the financial resources to bring in expertise assistance. Councillor O'MNalley agreed with the Council President.

A motion was made by Councillor DeMaria, seconded by Councillor Linehan, that the Resolution be passed. The motion carried by a unanimous vote.

[556-21](#)

Resolve: That the Malden City Council acknowledges the detrimental impact that racism has on our residents and community and will establish a Racial Equity Commission to further examine the consequences of racism on public health and propose recommendations for a Racial Equity Plan for the City of Malden.

WHEREAS the 2020 Decennial Census estimates that over 60% of all Malden residents identify as Black, Asian and Pacific Islander, Hispanic, American Indian or multiracial

WHEREAS over 43% of residents are unable to effectively communicate in English which has an impact on their abilities to live healthy and fulfilling lives

WHEREAS last year MHS students and staff issued a petition asking the city to

support initiatives and spaces to hold dialogue around issues related to race and instances of racism in their school

WHEREAS Mayor Gary Christenson declared that racism is a public health crisis in the City of Malden

WHEREAS the Massachusetts Attorney General's Office has acknowledged the disproportionate impacts of the COVID-19 pandemic on residents of color and commissioned a report to study racial justice and health equity

WHEREAS racism and racial inequities can cause undue harm to residents' wellbeing, mental health, access to healthcare, jobs, housing, educational attainment, and economic mobility

BE IT RESOLVED that the Malden City Council

- I. Supports the establishment of an ad-hoc Racial Equity Commission who--over the course of 18 months--will develop surveys, conduct focus groups, conduct research and interviews with impacted community members, leaders, and organizations to document the impacts of racism and discrimination, study language access, healthcare, mental health and wellbeing; employment and economic mobility, and educational needs of the city at the municipal level, in the business community, nonprofit and faith-based communities, schools, and beyond
- II. Recommends that the Commission is Chaired by the Mayor's Diversity, Equity and Inclusion Coordinator and further established as follows: Mayor appoints 1 member, the the Malden City Council appoints 2 members, that the School Committee appoint 1 member from the student body of MPS, and that the these 5 members nominate 2 additional members.
- III. Desires that the composition of the commission should be as proportionate as possible with the racial demographics of the city as reported by the 2020 US Decennial Census
- IV. Will provide updates to the Mayor and City Council at 6 and 12 month intervals during a public meeting, to be followed by a final report and presentation 18 months after commencement of start of the work.

Sponsors: Jadeane Sica, Stephen Winslow, Craig Spadafora, Amanda Linehan, Peg Crowe, Deborah DeMaria, Neal Anderson, Paul Condon and Barbara Murphy

Attachments: [Master](#)

Councillor Sica , the sponsor of the paper spoke on the Resolve. Councillor Sica said that she had met with her election opponent Nate Bae Kupel after the election and discussed making a joint statement. They were unable to make a joint statement and Councillor Sica issued a statement of her own. Mr. Kupel did speak at Public Comment earlier and suggested 2 amendments 1) hiring a DEI consultant and allow the commission members to choose the chairperson.

Councillor Linehan suggested to have more than 1 youth member.

Councillor Winslow spoke of the need to have dialogue and there has to be give and take

with forgiveness being very important. Councillor Winslow also suggested the DEI Coordinator can convene the commission but doesn't have to be the chair.

Councillor Crowe thanked Councillor Sica and is in support.

Councillor Spadafora spoke on both resolves tonight and stated whatever we do we need to have outside expertise to assist on both.

Councillor DeMaria suggested to have MS Larochelle at next week's Committee of the Whole to speak on the two resolves.

Councillor Murphy said we should pass the Resolve as we passed the previous Resolve

Council President Anderson said we need to move on this tonight and he was very encouraged from what he was hearing from everyone and we need to put the money where our mouth is. Councillor Sica made a motion to amend the Resolve to include 4 items, Councillor Murphy seconded the motion.

- 1) hire a DEI Consultant*
- 2) the Commission members will decide the chair*
- 3) add a second youth member*
- 4) DEI Coordinator will convene the Commission but doesn't have to chair*

It was so voted: Condon (y), Crowe (y), DeMaria (y), Linehan (y), Murphy (y), O'Malley (y), Sica (y), Spadafora (y), Winslow (y), Anderson (y)

A motion was made by Councillor Sica, seconded by Councillor Murphy, that the Resolution be passed as amended. The motion carried by a unanimous vote.

548-21

Resolve: That it is the sense of the City Council that a stone bench be placed on the new City Hall Plaza and dedicated to the former Mayor of Malden, Ed Lucey.

Sponsors: Deborah DeMaria

Attachments: [20211208 In 1955, Ed graduated Salem State College with a degree](#)

Councillor DeMaria the sponsor of the Resolve read a statement giving the history and accomplishments of former Mayor Edwin C Lucey and made a motion to pass the Resolve. Councillor O'Malley seconded the motion.

Councillor Sica stated she was in favor of the paper but asked Councillor DeMaria if we could even do this on the city hall plaza. Councillor DeMaria said they could and she had checked with Eric Rubin and DPW Chair Bill Coleman.

Councillor Winslow spoke in support and said he had worked with Mayor Lucey way back when he was Mayor and he was working on getting the Bike to the Sea started.

Councillor Anderson said he went further back than that with Mayor Lucey and not only had he served with him on the council back in the eighties but he had him as a substitute teacher when he was at Lincoln Jr. High School. Council President was in full support of the paper.

A motion was made by Councillor DeMaria, seconded by Councillor O'Malley, that the Resolution be passed. The motion carried by a unanimous vote.

557-21

Order: The Personal and Appointments Committee develop and advertise a notice

for a posting for the soon to be opening on the Cannabis Commission. Board Chair Jenelle DeVits will be leaving the Commission on December 31, 2021. The posting will be advertised for two weeks in the local print and online outlets.

Sponsors: Peg Crowe

Councillor O'Malley thanked Jenelle DeVits for her service on the Cannabis Commission.

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

549-21

Order: Order: Be it hereby ordained that the Revised Ordinances of 2020 be amended as follows: Amend section 2.24.040 of Parking Enforcement Officers Salary Schedule.

EFFECTIVE 7/1/20

Wages per hour \$20.25

EFFECTIVE 7/1/21

Wages per hour \$20.75

EFFECTIVE 7/1/22

Wages per hour \$21.27

Sponsors: Craig Spadafora

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

10. COMMUNICATIONS

11. ENROLLED ORDINANCES

383-21

Order: Alternative #1: ORDER: Be it hereby ordained that Section 12 of the Revised Ordinances of 2020 effective 1/1/2020 be amended by amending Section 12.030 Use Regulations to indicate that Warehouse and Wholesale and Distribution Uses are not allowable uses in BH (Highway Business Zones).

Order: Alternative #2: ORDER: Be it hereby ordained that Section 12 of the Revised Ordinances of 2020 effective 1/1/2020 be amended by striking the first three lines of Section 12.12.010 Paragraph B and replacing that with the following, (See attached final amendment).

Sponsors: Stephen Winslow, Deborah DeMaria and Amanda Linehan

Attachments: [CCP 383 2021 PBR](#)
[CCP 383 2021 PBR w Att](#)
[Master](#)

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

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

12. COMMITTEE REPORTS

550-21

Committee Report: Rules & Ordinance Paper # 536-21 - Order: Be it hereby ordained that the Revised Ordinances of 2020 be amended as follows; Amend Section 2.24.080 of Fire Fighters Salary Schedule (see attached).

Attachments: [Fire Salary Info](#)

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

536-21

Order: Be it hereby ordained that the Revised Ordinances of 2020 be amended as follows:
Amend section 2.24.080 of Fire Fighters Salary Schedule (see attached).

Sponsors: Barbara Murphy

Attachments: [Fire Salary Schedule 2020-2023](#)
[Master](#)

Councillor Spadafora made a motion to enroll the paper, seconded by Councillor Crowe, it was so voted by roll call vote: Condon (y), Crowe (y), DeMaria (y), Linehan (y) Murphy (y), O'Malley (y), Sica (y), Spadafora (y), Winslow (y), Anderson (y)

Because this paper needed to be ordained to be able to pass financial paper 535-21 being taken up tonight, Councillor Winslow made a motion to suspend council rules for the purpose of ordaining, Councillor Murphy seconded the motion, it was so voted by roll call vote : Condon (y), Crowe (y), DeMaria (y), Linehan (y), Murphy (y), O'Malley (y), Sica (y), Spadafora (y), Winslow (y), Anderson (y)

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

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

551-21

Committee Report: Rules & Ordinance Paper # 464-19 - Order: That the City Council review and evaluate Section 2.30 of its ordinances known as "Community Preservation Committee, Composition: Duties, etc." (See attached proposed amendments).

Attachments: [CPC Ord. Proposed Amendment Winslow](#)
[464 19 Attachment CPC Ord R and O Amended 11-23-2021.](#)

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

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](#)

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

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

[558-21](#)

Committee Report: Rules & Ordinance - Papers # 543-21 Order: That the following position be given special municipal employee status: Person who holds this position works periodically providing assistance to the Inspectional Services Department on an on-call/as-needed basis as a non-benefited, non-regular employee, and must meet one of the following criteria: (1) is not paid; (2) is part-time allowing the person the flexibility to work at another job during normal working hours if the person chooses; or (3) has not been paid by the City of Malden for more than 800 working hours during the preceding 365 days.

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

[543-21](#)

Order: That the following position be given special municipal employee status: Person who holds this position works periodically providing assistance to the Inspectional Services Department on an on-call/as-needed basis as a non-benefited, non-regular employee, and must meet one of the following criteria: (1) is not paid; (2) is part-time allowing the person the flexibility to work at another job during normal working hours if the person chooses; or (3) has not been paid by the City of Malden for more than 800 working hours during the preceding 365 days.

Sponsors: Craig Spadafora

Attachments: [Master](#)

A motion was made by Councillor Spadafora, seconded by Councillor Winslow, that the Order be adopted. The motion carried by a unanimous vote.

[566-21](#)

Committee Report: Rules & Ordinance Paper # 405-21 Order: Be it hereby ordained that Section 12 of the Revised Ordinances of 2020 effective 1/1/2020 be amended by adding Section 12.12.300 Site Plan Review; (See Attached).

Attachments: [12.12.300 SITE PLAN REVIEW OTHER v5. 11.30.2021](#)

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

[405-21](#)

Order: Be it hereby ordained that Section 12 of the Revised Ordinances of 2020 effective 1/1/2020 be amended by adding Section 12.12.300 Site Plan Review:

Sponsors: Stephen Winslow

Attachments: [12.12.300 SITE PLAN REVIEW OTHER v2](#)
[12.12.300 SITE PLAN Paper 405.21 Revised](#)
[CCP 405 2021 PBR](#)
[CCP 405 2021 PSR w Att](#)
[Attachment Paper 405-21](#)
[12.12.300 SITE PLAN REVIEW OTHER v5. 11.30.2021](#)

Because of the substantial changes that were made to paper 405-21 with input from the City Solicitor Fallon and City Planner Romero, Councillor Winslow made changes and recommended that the paper should go to a joint Planning/ordinance meeting.

A motion was made by Councillor Winslow, seconded by Councillor Spadafora, that the paper be referred to a joint Planning/ Rules & Ordinance Committee. The motion carried by a unanimous vote.

559-21

Committee Report: License - Petitions - The following petitions have been recommended favorably by the License Committee:

Paper # 510-21 Petition - Class I - Absolute Auto Rental & Sales, Inc., 495 Broadway, Malden, MA renewal.

Paper # 511-21 Petition - **Class I (changed from Class II)** - Smart Buy Auto Group d/b/a Smart Buy, USA, 616 Broadway, Malden, MA 26 vehicles renewal.

Paper # 521-21 Petition - Class II - Richards MotorCars, Inc., 672 Broadway, Malden, MA 80 vehicles renewal.

Paper # 522-21 Petition - Class II - Auto Bazaar Corporation, 17 Charles Street, Malden, MA 21 vehicles renewal.

Paper # 525-21 Petition - Class II - Sica's Automotive, Inc., 1114 Eastern Ave., Malden, MA 2 vehicles renewal.

Paper # 527-21 Petition - Class II - Prestige Motors of Malden, 600 Broadway, Malden, MA 67 vehicles renewal.

Paper # 528-21 - Petition - Class II - Andy's Service Ctr, IUnc., 356 Lebanon St., Malden, MA 3 vehicles renewal.

Paper # 532-21 - Amusement Machines - Pearl St. Station (Alben, Inc.), 53 Summer St., Malden, MA 2 machines renewal.,

Paper # 533-21 Petition - Extended Hours - Honey Dew Donuts, 691 Eastern Ave., Malden, MA 5 a.m. to 7:00 p.m. 7 days/week - renewal.

Paper # 534-21 - Lodging House - Top Tier Properties, LLC, 33 Maple St., Malden, MA - 44 units.

Councillor Sica requested to be recused from voting on the dealer licenses because of paper 525-21. seconded by Councillor Condon it was so voted ; Condon (y), Crowe (y), DeMaria (y), Linehan (y), Murphy (y), O'Malley (y), Sica (y), Spadafora (y), Winslow (y), Anderson (y).

Councillor Condon requested that the dealers licenses get voted on as a group, and the nondelaer licenses as well. All the licenses tonight were vetted in the License Committee and were recommended favorable to be granted. The compliance officers confirmed there are no issues.

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

[510-21](#)

Petition: Class I - Absolute Auto Rental & Sales, Inc., 495 Broadway, Malden, MA - renewal.

Sponsors: Paul Condon

A motion was made by Councillor Condon, seconded by Councillor DeMaria, that the Petition be granted. The motion carried by the following vote:

Yea: 9 - Anderson, Condon, Crowe, DeMaria, Linehan, Murphy, O'Malley, Spadafora and Winslow

Recused: 1 - Sica

[511-21](#)

Petition: Class II - Smart Buy Auto Group d/b/a Smart Buy USA, 616 Broadway, Malden, MA 26 vehicles - renewal.

A motion was made by Councillor Condon, seconded by Councillor DeMaria, that the Petition be granted. The motion carried by the following vote:

Yea: 9 - Anderson, Condon, Crowe, DeMaria, Linehan, Murphy, O'Malley, Spadafora and Winslow

Recused: 1 - Sica

[521-21](#)

Petition: Class II - Richard's MotorCars, Inc., 672 Broadway, Malden, MA - 80 vehicles - renewal.

Sponsors: Paul Condon

A motion was made by Councillor Condon, seconded by Councillor DeMaria, that the Petition be granted. The motion carried by the following vote:

Yea: 9 - Anderson, Condon, Crowe, DeMaria, Linehan, Murphy, O'Malley, Spadafora and Winslow

Recused: 1 - Sica

[522-21](#)

Petition: Class II - Auto Bazaar Corporation, 17 Charles Street, Malden, MA - 21 vehicles - renewal.

Sponsors: Paul Condon

A motion was made by Councillor Condon, seconded by Councillor DeMaria, that the Petition be granted. The motion carried by the following vote:

Yea: 9 - Anderson, Condon, Crowe, DeMaria, Linehan, Murphy, O'Malley, Spadafora and Winslow

Recused: 1 - Sica

[525-21](#)

Petition: Class II - Sica's Automotive, Inc., 1114 Eastern Avenue, Malden, MA - 2 vehicles - renewal.

Sponsors: Paul Condon

A motion was made by Councillor Condon, seconded by Councillor DeMaria, that the Petition be granted. The motion carried by the following vote:

Yea: 9 - Anderson, Condon, Crowe, DeMaria, Linehan, Murphy, O'Malley, Spadafora and Winslow

Recused: 1 - Sica

[527-21](#)

Petition: Class II - Prestige Motors of Malden, 600 Broadway, Malden, MA 67 vehicles - renewal.

Sponsors: Paul Condon

A motion was made by Councillor Condon, seconded by Councillor DeMaria, that the Petition be granted. The motion carried by the following vote:

Yea: 9 - Anderson, Condon, Crowe, DeMaria, Linehan, Murphy, O'Malley, Spadafora and Winslow

Recused: 1 - Sica

[528-21](#)

Petition: Class II - Andy's Service Center, Inc., 356 Lebanon St., Malden, MA - 3 vehicles - renewal.

Sponsors: Paul Condon

A motion was made by Councillor Condon, seconded by Councillor DeMaria, that the Petition be granted. The motion carried by the following vote:

Yea: 9 - Anderson, Condon, Crowe, DeMaria, Linehan, Murphy, O'Malley, Spadafora and Winslow

Recused: 1 - Sica

[532-21](#)

Petition: Amusement Machines - Pearl St. Station (Alben, Inc.), 53 Summer St., Malden, MA - 2 machines - renewal.

Sponsors: Paul Condon

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

[533-21](#)

Petition: Extended Hours - Honey Dew Donuts, 691 Eastern Ave., Malden, MA - 5 a.m. to 7:00 p.m. - 7 days; renewal.

Sponsors: Paul Condon

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

[534-21](#)

Petition: Lodging House - Top Tier Properties, LLC (Sir Carlton), 33 Maple Street, Malden, MA - 44 units.

Sponsors: Paul Condon

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

[560-21](#)

Committee Report: Personnel/Appointments (Paper #474-21 Ordered: That Mayoral re-appointment: Council confirmation of Mary Hampton, 29 Beachview

Terrace, Malden, MA as a member of the Historical Commission, said term to expire November 1, 2024.

Councillor Crowe requested that the council vote to receive committee report 560-21, 561-21, 562-21, 563-21 in group.

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

[474-21](#)

Mayoral Re-Appointment: Mary Hampton, 29 Beachview Terrace, Malden, MA, as a member of the Historical Commission, said term to expire November 1, 2024.

Sponsors: Peg Crowe

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

[561-21](#)

Committee Report: Personnel/Appointments (Paper #472-21 Ordered: That Mayoral appointment: Council confirmation of Tovah Miller, 46 Converse Avenue #3, Malden, MA to the Disability Commission said term to commence upon confirmation by the City Council, and to expire March 15, 2024. Tovah will fulfill the unexpired term of Lauren Schipper who recently resigned due to relocating out of Malden.)

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

[472-21](#)

Mayoral Appointment: Tovah Miller, 46 Converse Avenue # 3, Malden, MA to the Disability Commission said term to commence upon confirmation by the City Council, and to expire March 15, 2024. Tovah will fulfill the unexpired term of Lauren Schipper who recently resigned due to relocating out of Malden.

Sponsors: Peg Crowe

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

[562-21](#)

Committee Report: Personnel/Appointments (Paper #519-21 Ordered: That Mayoral re-appointment: Council confirmation of Eric Rubin, 5 Sullivan Circle, Stoneham, MA as Director of Public Facilities, said term to expire December 31, 2024.)

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

[519-21](#)

Mayoral Appointment: Eric Rubin, 5 Sullivan Circle, Stoneham, MA as Director of Public Facilities, said term to expire December 31, 2024.

Sponsors: Peg Crowe

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

[563-21](#)

Committee Report: Personnel/Appointments (Paper #473-21 Ordered: That Mayoral re-appointment: Council confirmation of Paul Buckley, 115 Emerald Street, Malden, MA as a member of the Conservation Commission, said term to expire on

October 1, 2023.)

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

[473-21](#)

Mayoral Re-Appointment: Paul Buckley, 115 Emerald Street, 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, seconded by Councillor Condon, that the Appointment be appointed. The motion carried by a unanimous vote.

[564-21](#)

Committee Report: Public Property (Paper #415-21 Petition: Cellco Partnership d/b/a Verizon Installation of necessary telecommunication equipment and corresponding aerial fiber optic cable on National Grid owned Utility Poles; Verizon also to install antennae and appurtenant equipment and aerial fiber route; to collocate small wireless facilities (also referred to as "small cells" on existing wooden utility poles located within the public right of way at the following location: 1038 Salem Street with the following conditions; that equipment not be installed on any poles or adjacent to double poles until National Grid replaces them and these installations do not include mechanical cooling devices.

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

[415-21](#)

Cellco Partnership d/b/a Verizon - Installation of necessary telecommunication equipment and corresponding aerial fiber optic cable on National Grid owned Utility Poles; Verizon also to install antennae and appurtenant equipment and aerial fiber route; To collocate small wireless facilities (also referred to as "small cells" on existing wooden utility poles located within the public right of way at the following location:

1. 1038 Salem St. (Re: Paper 226-21).

Petition 415-21 had a prior public hearing and was talked about in committee but tabled. A couple of residents had questions and the item was tabled to get some answers. Chair Linehan stated that any questions have been satisfied and asked that the petition be granted.

Councillor Spadafora questioned the petitioner on is the pole is being replaced and he has seen far too many poles going up with nothing on them and he feels they are going up for the rent that they can charge for items going on the poles. Councillor Spadafora continued that in the future he won't be routinely support these unless satisfied for complete information.

The license was granted with conditions 9-1 : Motion made by Councillor Linehan, seconded by Councillor Sica: Condon (y), Crowe (y), DeMaria (y), Linehan (y), Murphy (y), O'Malley (y), Sica (y), Spadafora (n), Winslow (y), Anderson (y)

[565-21](#)

Committee Report: Finance (Paper #535-21 Ordered: That the sum of Five Hundred Twelve Thousand One Hundred Sixty Dollars (\$512,160) be and the same is hereby transferred from Salary Reserve (0010-996-5110) to Fire Fighters Salaries

(0010-220-5120).

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

[535-21](#)

Order: That the sum of Five Hundred Twelve Thousand One Hundred Sixty Dollars (\$512,160) be and the same is hereby transferred from Salary Reserve (0010-996-5110) to Fire Fighters Salaries (0010-220-5120).

Sponsors: Barbara Murphy

Attachments: [Copy of Fire Salary Schedule 2020-2023](#)

[MOA June 2020 to June 2023](#)

[Master](#)

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

13. TABLED PAPERS

[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

[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.

The petitioner spoke with Building Commissioner Nelson Miller and it was agreed that the pole was an appropriate pole.

Councillor Winslow made a motion to approve the petition from Extenet with standard conditions and the following additional condition; seconded by Councillor DeMaria that the petitioner is not allowed to trim back any city owner trees. The amendment was so voted

by voice vote 10-0.

The petition was granted as amended on a motion by Councillor Linehan, seconded by Councillor Sica by a unanimous vote 10-0.

A motion was made by Councillor Linehan, seconded by Councillor O'Malley, that the Petition be taken from the table to the City Council. The motion carried by a unanimous vote.

14. PERSONAL PRIVILEGE

15. ADJOURNMENT

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

The meeting adjourned at 10:04 P.M.

GREGORY LUCEY, CITY CLERK