



City of Malden

Malden City Hall
215 Pleasant Street
Malden, MA 02148

Meeting Agenda - 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, May 25, 2021

7:00 PM

REMOTE VIRTUAL MEETING

[256-21](#)

In accordance with Governor Baker's 3/12/20 Order Suspending Certain Provisions of the Open Meeting Law, G.L.c.30A,ss18, and the Governor's 3/23/20 Revised Guidance on Order by the Governor Prohibiting Assemblage of More than Ten People, this meeting will be conducted via remote participation.

In person attendance by members of the public is prohibited, and all effort will be made to permit public attendance of this meeting, in the manner specified below, via remote access by internet, telephone, and if available via public broadcast of the meeting by Malden Access Cable Television on public access television channels.

Public access will also be provided by posting draft minutes, and/or a transcript, recording, or record of the meeting on the city of Malden website at cityofmalden.org as soon as practicable after the meeting.

Additional information/guidelines for the public can be found here:

<https://www.cityofmalden.org/DocumentCenter/View/2487/Public-information-on-Public-Meetings-and-Hearings-during-the-Declared-State-of-Emergency-related-to-COVID19PDF>

Members of the public who wish to attend remotely can do so using the following information:

Please click the link below to join the webinar:

<https://cityofmalden.zoom.us/j/96383577811?pwd=UFhRTm9zWkJSSEtXK1Fra0lXZiF0Zz09>

Passcode: 139504

Or One tap mobile :

US: +19294362866,,96383577811#,,,,*139504#

+16465189805,,96383577811#,,,,*139504#

Or Telephone:

Dial (for higher quality, dial a number based on your current location):

US: +1 929 436 2866
+1 646 518 9805
Webinar ID: 963 8357 7811
Passcode: 139504
International numbers available: <https://cityofmalden.zoom.us/j/96383577811>

If you would like to request a reasonable accommodation, please contact Maria Luise, ADA Compliance Coordinator at mluise@cityofmalden.org <<mailto:mluise@cityofmalden.org>> or 781-397-7000, Ext 2005.

1. CALL TO ORDER

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

3. ROLL CALL

4. GUESTS, CITIZEN ACHIEVEMENT AND ANNOUNCEMENTS

[295-21](#)

Ron Hogan will appear before the City Council to discuss the implementation of the American Rescue Plan. Communication attached: American Rescue Plan

5. PUBLIC COMMENT

6. APPROVAL OF MINUTES

[257-21](#)

Minutes of the Meeting of May 11, 2021.

[258-21](#)

Minutes of the Meeting of May 18, 2021.

7. APPOINTMENTS & ELECTIONS

[225-21](#)

Mayoral Appointment: Faten Shelbaych, 500 Broadway, Apt. 1115, Malden, MA to the Human Rights and Fair Housing Commission as the resident member; said term to expire May 5, 2022. (Faten will replace resident member Bwann Gwann who resigned).

Sponsors:

Peg Crowe

Rescind vote taken on May 11, 2021 which referred above Paper #225-21 to Personnel & Appointments Committee as no confirmation is required. Appointment to be placed on file.

8. HEARINGS, PETITIONS, MEMORIALS AND REMONSTRANCES

[259-21](#) Class II: Top Cars Motor Group, Inc., 259 Main St. Malden, 35 cars (Change of Name)

Sponsors: Paul Condon

[260-21](#) Pool Tables: Town Line Ten Pin Corp. 665 Broadway, Malden, 19 tables (Renewal)

Sponsors: Paul Condon

[261-21](#) Bowling Alley: Town Line Ten Pin Corp. 665 Broadway, Malden, 48 lanes (Renewal)

Sponsors: Paul Condon

9. MOTIONS, ORDERS AND RESOLUTIONS

[262-21](#) Resolve: That the Malden City Council supports the Fair Share Amendment for Massachusetts.

The Fair Share Amendment is a proposal to amend the Massachusetts Constitution, creating an additional tax of four percentage points on the portion of a person's annual income above \$1 million. The new revenue, approximately \$2 billion a year, would be spent on "quality public education and affordable public colleges and universities, and for the repair and maintenance of roads, bridges and public transportation." To ensure that the amendment continues to apply only to the highest income taxpayers, who have the ability to pay more, the \$1 million threshold would be adjusted each year to reflect cost-of-living increases.

Regarding Malden specific; it will affect one (1) resident with a 4% tax over and above \$1 million income annually.

Raise Up Massachusetts is a coalition of community organizations, faith-based groups, and labor unions committed to building an economy that invests in families, gives everyone the opportunity to succeed, and creates broadly shared prosperity. Since their coalition came together in 2013, they have nearly doubled wages for hundreds of thousands of working people by winning two increases in the state's minimum wage, won best-in-the-nation earned sick time and paid family and medical leave benefits for workers and their families, led the campaign for the Fair Share Amendment to invest in transportation and public education, and started to build an economy that works for all of us, not just those at the top.

Sponsors: Deborah DeMaria, Stephen Winslow, Ryan O'Malley, Amanda Linehan and Peg Crowe

[263-21](#) Resolve: That the Malden City Council encourage the City to extend expedited patio seating permits through October 31, 2021. This will continue to aid in our local economic recovery for our restaurants and businesses while offering

customers the opportunity for continued patio seating.

Sponsors: Deborah DeMaria

264-21

Order: Be it hereby ordained by the Malden City Council that Section 2.04.010 of the Revised Ordinances of 2020 be stricken and the following new Section 2.040.010 be inserted in place thereof:

2.04.010 HOURS CERTAIN OFFICES TO BE OPEN

The Mayor shall establish and may , from time to time, amend a regular schedule of days and hours during which administrative offices of the city will be open to the public. The Mayor may temporarily alter the schedule so established in observance of legal holidays or when it is deemed that opening poses a threat to the health, safety or welfare of city employees or the public.

Sponsors: Jadeane Sica

265-21

Order: That an ad-hoc committee of 3 or 5 City Councillors be created to oversee the redistricting process in Malden.

Sponsors: Ryan O'Malley

266-21

Order: That the City Clerk schedule an Executive Session 1. To review for approval; the meeting minutes from the April 20, 2021 Executive Session meeting and 2. To review for release all outstanding Executive Session meeting records as required by the Open Meeting Law.

Sponsors: Ryan O'Malley

267-21

Order: Be it hereby ordained by the Malden City Council that the Revised Ordinances of 2020 be amended to reflect changes contained in the proposed FY2022 Budget (see attached).

Sponsors: Craig Spadafora

10. COMMUNICATIONS

11. ENROLLED ORDINANCES

121-21

Order: Be it hereby ordained that the Revised Ordinances of 2020 be amended to create a Department of Planning and Economic Development.

Sponsors: Ryan O'Malley, Amanda Linehan, Jadeane Sica and Craig Spadafora

12. COMMITTEE REPORTS

268-21

Committee Report: Rules & Ordinance: Paper # 394-20 - Order: Be it hereby ordained that Chapter 11 Sections 6.08.070.B, 6.080.070.D.2.b and 12.12.190 of the

Revised Ordinances of 2020 be amended by changing the Special Permit granting authority for Marijuana Establishments from the Malden City Council to the Malden Planning Board.

The standing committee on Rules & Ordinance after having been referred Paper # 394-20 recommend this paper unfavorably and recommend not to amend same.

[394-20](#)

Order: Be it hereby ordained that Chapter 11 Sections 6.08.070.B, 6.080.070.D.2.b and 12.12.190 of the Revised Ordinances of 2020 be amended by changing the Special Permit granting authority for Marijuana Establishments from the Malden City Council to the Malden Planning Board.

Sponsors:

Stephen Winslow, Craig Spadafora and Jadeane Sica

[269-21](#)

Committee Report: License - Petitions: The committee on License recommends the following licenses be granted:

205-21 Second Hand Dealer: GameStop, 44 Broadway Suite A 110, Malden (Renewal)

206-21 Outdoor Parking: Northeast Transport & Snow Services, Inc., 531R Broadway, Malden, 5 spaces (Renewal)

184-21 Outdoor Parking: Andreas Tsitos, 25 Florence St. Malden, 34 spaces (Renewal)

185-21 Outdoor Parking: Andreas Tsitos, 29 Madison St. Malden, 40 spaces (Renewal)

186-21 Outdoor Parking: Robert McNulty, 28 Cedar St. Malden, 14 spaces (Renewal)

187-21 Pawnbroker: Gold and Diamonds Etc. Inc., 29 Pleasant St. Malden (Renewal)

188-21 Second Hand Dealer: Gold and Diamonds Etc. Inc., 29 Pleasant St. Malden (Renewal)

189-21 Pool Table: Irish American, 177 West St. Malden, 2 tables (Renewal)

190-21 Pool Table: Club 24, Inc., 787 Salem St. Malden, 2 tables (Renewal)

191-21 Self Service Gas Station: Speedway #2504, 214 Broadway, Malden (Renewal)

The standing committee on License after having been referred the above petitions recommends the petitions favorably.

[205-21](#)

Second-Hand Dealer: GameStop, 44 Broadway Suite A-110, Malden (Renewal)

Sponsors:

Paul Condon

[206-21](#)

Outdoor Parking: Northeast Transport & Snow Services, Inc., 531R Broadway, Malden, 5 spaces (Renewal)

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[191-21](#) Self-Service Gas Station: Speedway #2504, 214 Broadway, Malden (Renewal)

Sponsors: Paul Condon

[270-21](#)

Committee Report: Public Safety (Paper 196-21 Order: That the City Council vote to authorize the Malden Fire Department through its Fire Chief and Fire Commissioner, including any ambulance or other EMS component, to render and extend mutual aid, emergency aid, perform details, and render any such additional emergency assistance to another city, town, fire district or area under federal jurisdiction in the Commonwealth of Massachusetts or any adjoining state in extinguishing fires thereon or rendering any other emergency aid or performing any detail, as contemplated in accordance with Massachusetts General Laws Chapter 48 Section 59A, and in rendering such aid or performing such duties, the members of the Malden Fire Department shall have the same immunities and privileges as if performing the same within the City of Malden; and further, vote to recommend that the City Council vote to authorize the Mayor and Fire Chief as amended to read: to enter the Mutual Aid Agreement with Metro Fire District Thirteen, consisting of 36 communities and MassPort, consistent with the provisions of MGL c.48 s.59A.)

The Standing Committee on Public Safety to whom was referred Paper #196 Series

of 2021, having considered the same make the following report: Committee recommends this paper out favorably to the Full City Council.

COUNCILLOR WINSLOW FOR THE COMMITTEE

13. TABLED PAPERS

14. PERSONAL PRIVILEGE

15. ADJOURNMENT

GREGORY LUCEY, CITY CLERK