



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, February 16, 2021

7:00 PM

REMOTE VIRTUAL MEETING

[53-21](#)

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/97302517168?pwd=MLZrdlozbpvRVhNQjBiZGVVGZGdFdz09>

Passcode: 933567

Or iPhone one-tap :

US: +16465189805,,97302517168#,,,,*933567# or

+19294362866,,97302517168#,,,,*933567#

Or Telephone:

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

US: +1 646 518 9805 or +1 929 436 2866

Webinar ID: 973 0251 7168

Passcode: 933567

International numbers available: <https://cityofmalden.zoom.us/j/97302517168>

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

5. PUBLIC COMMENT

6. APPROVAL OF MINUTES

[54-21](#) Minutes of the Meeting of February 9, 2021.

[55-21](#) Minutes of the Meeting of February 2, 2021.

7. APPOINTMENTS & ELECTIONS

[56-21](#) Mayoral Re-Appointment: Michelle Romero, 34 Greystone Road, Malden, MA as City Planner, said term to commence upon her confirmation by the City Council and to expire on February 13, 2024.

Sponsors: Peg Crowe

[57-21](#) Mayoral Re-Appointment: Kirk Zmijewski, 569 Fellsway East, Malden, MA as a member of the Conservation Commission, said term to commence upon his confirmation by the City Council, and to expire on February 13, 2023.

Sponsors: Peg Crowe

[58-21](#) Mayoral Re-Appointment: Khalil Kaba, 22 Cottage Place, Malden, MA as a member

of the Conservation Commission, said term to commence upon his confirmation by the City Council, and to expire on February 7, 2023.

Sponsors: Peg Crowe

8. HEARINGS, PETITIONS, MEMORIALS AND REMONSTRANCES

PUBLIC HEARING MASSACHUSETTS ELECTRIC d/b/a NATIONAL GRID

[59-21](#)

Petition: National Grid, 1101 Turnpike Street, North Andover, MA

Massachusetts Electric Company d/b/a National Grid of North Andover, Massachusetts, that it desires to construct a line of underground electric conduits, including the necessary sustaining and protecting fixtures, under and across the public way or ways hereinafter named.

Plan # 29146213 Fairlawn Street - permission to excavate the public highways and to run and maintain underground electric conduits, together with such sustaining and protecting fixtures as it may find necessary for the transmission of electricity, said underground conduits to be located substantially in accordance with the plan herewith marked: Fairlawn St. - Malden - Massachusetts.

The following are the streets and highways referred to: Plan # 29146213 Fairlawn St - National Grid to install beginning at a point approximately 40 feet west of the centerline of the intersection of Main St. and Fairlawn St. and continuing approximately 6060 feet in a west direction. Install 1 new manhole, 606' of conduit, and trenching west from the intersection of Fairlawn St. and Main St.

Sponsors: Paul Condon

9. MOTIONS, ORDERS AND RESOLUTIONS

[60-21](#)

Order: Be it hereby ordained that section 2.08.040, 2.12.170, 2.20.030, and 2.20.040 be amended relative to the creation of a Department of Parks and Recreation and associated officers.

Sponsors: Ryan O'Malley

[62-21](#)

Order: Be it hereby ordained by the Malden City Council that Chapter 6, of the Revised Ordinances of 2020 related to Livery Vehicles be amended by amending Section 6.08.110.4.2 to read as follows:

2. Livery businesses shall comply with zoning ordinances of the City of Malden, and shall either include adequate off-street parking for all licensed vehicles or possess a current parking permit from the City of Malden Parking Department allowing one livery vehicle to be parked on-street per residence and

By deleting Section 6.080.110.4.4

Sponsors: Stephen Winslow

67-21

Order: Be it hereby ordained that the City of Malden Revised Ordinances of 2020 Section 11.24.020 SITING AND INSTALLATION OF WIRELESS COMMUNICATIONS EQUIPMENT <<https://malden.municipalcodeonline.com/book?type=ordinances>> be amended by adding the following additional language:

1. F. Dimensions and appearance by adding “Small Cell antennas cannot be mounted no closer than 12 feet from the nearest window, deck, or other publicly-accessible area. In addition, while the antenna shape is akin to a rounded cone, these antennas are directional in nature with the signal primarily focused up and down streets, and not directly into the residence behind the pole.”
2. L. Contents of Written Petition by adding. The carrier would then be required to attach a notice of public meeting to the pole.
3. Adding WARNING STICKER AND NODE ID Utilize the smallest and lowest visibility (e.g. yellow instead of blue) radio-frequency (RF) warning sticker required by government or electric utility regulations. Place the RF sticker as close to the antenna as possible, facing directly out toward the street, or directly away from street if there is no window within 25 feet of the pole (preferred). For the Node ID sticker; avoid the use of large and highly visible site (node) identification tags (with carrier’s phone number). Consider combining with disconnect information. Use sticker colors that are more muted (e.g. tan), such as the same color as the equipment but with white color lettering. Consider placing the Node ID sticker on the underside of the equipment enclosure so it is only visible underneath.
4. Request a street tree to be provided by the wireless carrier for each facility mounted on a pole within the public right-of-way; in order to screen the equipment. In the event a tree cannot be planted due to conflicts such as existing trees, driveways or utility infrastructure (link to location requirements), the wireless carrier would be required to pay an “in-lieu fee” (No less than \$75) to be used by the Malden DPW/Urban Forestry Project and shall be payable prior to the city’s issuance of the small cell Permit.
5. All Small Cells will be posted on cities GIS system and accessible to the public.

Sponsors: Craig Spadafora

61-21

Order: That the City of Malden, in order to comply with the Open Meeting Law, improve function, and ensure public transparency, clarify the process for posting public meeting agendas on the City website (www.cityofmalden.org <<http://www.cityofmalden.org>>) and how the public can easily access posted agendas.

Sponsors: Ryan O'Malley

[63-21](#)

Order: That the Public Facilities Director, on behalf of the City, come before the City Council to offer an update on the status of the Oak Grove Community Building; condition, what it is being used for, maintenance, structural integrity, and what the overall future plan is.

Sponsors:

Deborah DeMaria, Ryan O'Malley, Amanda Linehan and Stephen Winslow

[64-21](#)

Order: That the appropriation enumerated below, being in the amount of \$30,000 (Thirty Thousand Dollars), be appropriated from the Community Preservation Act Fund for the following project:

Kierstead and Tartikoff Parks Revitalization and Willow Street Recreational Corridor (Master Plan and 25% Design): \$30,000 from budgeted reserve account.

Total Appropriation = \$30,000.

Sponsors:

Barbara Murphy

10. COMMUNICATIONS

11. COMMITTEE REPORTS

[65-21](#)

Committee Report: License: Petition - Paper # 340-20 Brothers Auto - No Action Taken.

Sponsors:

Paul Condon

[66-21](#)

Committee Report: License: Petition:

Paper # 35-21 - Class II - Richard's Motorcars, Inc., 672, Broadway, Malden, 80 cars, (Renewal)

Paper # 36-21 - Extended Hours: Speedway #2504, 214 Broadway, Malden, Hours: 24/7 (Renewal)

Recommended Favorably

Sponsors:

Paul Condon

[68-21](#)

Committee Report: Public Property (Paper # 461A-20 Petition: Cellco Partnership d/b/a Verizon Wireless-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, 146 Pearl Street, as amended with the following conditions: that the equipment not be installed on any poles that are double poles or are adjacent to double poles until National Grid replaces them and these installations do not include mechanical cooking devices or fans and that the pole within six feet off the ground contain a warning notice with a phone number for Verizon to call with information on any safety concerns.)

[69-21](#)

Committee Report: Public Property (Paper #461B Petition: Cellco Partnership d/b/a Verizon Wireless-to collocate small wireless facilities (also referred to as "small cells") on existing wooden utility poles located within the public right of way to withdraw and place on file the petition at the following location 57 Hospital Road.)

12. TABLED PAPERS

13. PERSONAL PRIVILEGE

14. ADJOURNMENT

GREGORY LUCEY, CITY CLERK