



City of Malden

Malden City Hall
215 Pleasant Street
Malden, MA 02148

Meeting Minutes - Final License Committee

Councillor Jadeane Sica, Chair
Councillor Chris Simonelli, Vice Chair
Councillor Paul Condon
Councillor at Large Karen Colon Hayes
Councillor Ryan O'Malley

Tuesday, February 21, 2023

6:00 PM

215 Pleasant Street
Room 113
Malden, MA 02148

Roll Call

Chair Sica called the meeting to order at 6:08 PM.

Also in attendance were Councillors Murphy and Winslow, Zaheer Samee, Daniel Grover, Dave Morse, Jim Tuxbury, Nelson Miller, and Edward Colameta.

Present: 4 - Councillor Jadeane Sica, Councillor Chris Simonelli, Paul Condon and Karen Colon Hayes

Absent: 1 - Ryan O'Malley

Minutes to be Approved

[57-23](#)

Minutes of the meeting of January 24, 2023

A motion was made by Councillor at Large Colon Hayes, seconded by Councillor Condon, that the Committee Minutes be approved. The motion carried by the following vote:

Yea: 4 - Sica, Councillor Simonelli, Councillor Condon and Councillor at Large Colon Hayes

Business

[29-23](#)

Petition: Livery License for Roman Kerm of 150 Sylvan Street, renewal, 3 vehicles

A motion was made by Councillor Condon, seconded by Councillor at Large Colon Hayes, that the Petition be recommended favorably to the City Council. The motion carried by the following vote:

Yea: 4 - Sica, Councillor Simonelli, Councillor Condon and Councillor at Large Colon Hayes

[43-23](#)

Petition: Taxi Cab License for Malden Trans., Inc. of 290 Eastern Avenue, renewal, 11 vehicles

A motion was made by Councillor Simonelli, seconded by Councillor at Large Colon Hayes, that the Petition be recommended favorably to the City Council. The motion carried by the following vote:

Yea: 4 - Sica, Councillor Simonelli, Councillor Condon and Councillor at Large Colon Hayes

[31-23](#)

Petition: Class I License for Smart Buy USA of 616 Broadway, renewal, 26 vehicles

Attachments: [Treasurer Grover's written agreement](#)

Treasurer Grover has no constructive payment agreement with Edward Colameta since Paper 17-23 on Absolute Auto Rental was tabled in order to give Mr. Colameta the chance to get caught up on past taxes, fees, and tickets. Mr. Colameta contends that he is not responsible for payment of these monies as he no longer owns the business they are attached to. Treasurer Grover pointed out that Mr. Colameta's name is still on corporation papers filed with the Commonwealth of Massachusetts and since he still has a financial interest in the companies in question, the City has the right to withhold licensing to do business in Malden. Assistant City Solicitor Zaheer Samee agreed with Grover's understanding of city ordinance.

Money due includes real estate, water/sewer, over \$26,500 in tax title, which is continuing to accrue interest daily, \$940 in compliance tickets, \$4,700 in excise bills, \$130 in parking tickets. Mr. Colameta produced evidence that his real estate and water/sewer was paid on this date. Taking those two bills off the table, Grover is seeking payment of the compliance, excise, and parking fees before he will entertain a payment plan for tax title.

Chair Sica asked Solicitor Samee to give his interpretation of this situation. He stated that Mr. Colameta may not own Absolute Auto Rental and Sales anymore but at one time he did, and he had a responsibility back then to pay these bills. Samee clearly stated that Colameta is correct in that Malden can't force him to pay outstanding money owed from Absolute Auto Rental. It is Colameta's prerogative not to pay but likewise it is Malden's prerogative not to issue his license.

Chair Sica mediated a payment plan that would be acceptable to all parties with the stipulation that paper 31-23 would be recommended out favorably so long as Colameta agreed to stay in compliance with the plan as codified in Treasurer Grover's written agreement, which is attached to the history of Paper 31-23. If not in compliance with the payment plan by the February 28 Council meeting, paper 31-23 would be tabled and no license granted.

A motion was made by Councillor at Large Colon Hayes, seconded by Councillor Simonelli, that the Petition be recommended favorably to the City Council with the following stipulation Mr. Colameta agrees to and is in compliance with the payment plan as codified in Treasurer Grover's written agreement. If not in compliance with the payment plan by the February 28 Council meeting, paper 31-23 would be tabled and no license granted.

Tabled Papers[17-23](#)

Petition: Class I License for Absolute Auto Rental and Sales dba Scoot Scoot New England of 495 Broadway, renewal

Taken from table by unanimous vote.

A motion was made by Councillor Simonelli, seconded by Councillor at Large Colon Hayes, that the Petition be taken off the table. The motion carried by a unanimous vote.

Chair Sica proposed denying paper 17-23 on Absolute Auto Rental and Sales dba Scoot Scoot New England but is willing to let the business reapply after all this back due money is paid up and after they go in front of the Planning Board to amend the special permit held on that property. She was very clear he would not be allowed to conduct business at 495 Broadway until all of that is resolved.

A motion was made by Councillor Simonelli, seconded by Councillor at Large Colon Hayes, that the Petition be recommended unfavorably to the City Council. The motion carried by a unanimous vote.

Adjournment

A motion was made by Councillor Simonelli, seconded by Councillor at Large Colon Hayes, that the meeting be adjourned. The motion carried by a unanimous vote. Meeting was adjourned at 6:59 PM.