

MINUTES OF THE EXECUTIVE SESSION
OF THE MALDEN SCHOOL COMMITTEE
Thursday, July 1, 2021
Online Meeting

Mayor Christenson called the meeting to order at 6:45 p.m.

Roll Call

The following attendance was taken:

Mayor Christenson	Present
Mr. Drummey	Present
Mr. Froio	Present
Mr. Gray	Present
Mr. Iovino	Present
Ms. Luong	Present
Mr. McCarthy	Present
Ms. Spadafora	Present
Mr. Weldai	Present
Superintendent Noriega-Murphy	Present
Attorney Greenspan	Present
Business Manager Mertz	Present
Clerk	Present

1. M.G.L. c. 30A, § 21(a)(1) (“Purpose 1”) to discuss an Open Meeting Law complaint received June 8, 2021, filed by Bruce Friedman against the members of the Malden Public Schools’ School Committee regarding the docket for the June 7, 2021 Malden Public Schools’ School Committee meeting

Attorney Greenspan said that the June 7th Executive Session agenda that Mayor Christenson read was to cure the docket. Attorney Greenspan continued that the School Committee need to vote on hiring Murphy, Hesse, Toomey & Lehane, LLP to represent Malden for this Open Meeting Law complaint.

Ms. Spadafora made the motion to appoint Murphy, Hesse, Toomey & Lehane, LLP to represent Malden for this Open Meeting Law complaint. Mr. Drummey seconded. A roll call vote was taken.

Mr. Drummey YES
Mr. Froio voted YES
Mr. Gray voted YES
Mr. Iovino voted YES
Ms. Luong voted YES
Mr. McCarthy voted YES
Ms. Spadafora voted YES
Mr. Weldai voted YES
Mayor Christenson voted YES

Motion passed unanimously.

Attorney Greenspan said that Attorney Vasudevan prepared a letter in response to this complaint.

Mr. Iovino made the motion to accept the response letter prepared by Attorney Vasudevan.

Ms. Luong seconded. A roll call vote was taken.

Mr. Drummey YES

Mr. Froio voted YES

Mr. Gray voted YES

Mr. Iovino voted YES

Ms. Luong voted YES

Mr. McCarthy voted YES

Ms. Spadafora voted YES

Mr. Weldai voted YES

Mayor Christenson voted YES

Motion passed unanimously.

2. **M.G.L. c. 30A, § 21(a)(1) ("Purpose 1") to discuss an Open Meeting Law complaint received June 23, 2021, filed by Bruce Friedman against the members of the Malden Public Schools' School Committee regarding review of executive session minutes**

Attorney Greenspan recommended hiring Murphy, Hesse, Toomey & Lehane, LLP to respond to this Open Meeting Law complaint as well.

Mr. Iovino made the motion to hire Murphy, Hesse, Toomey & Lehane, LLP to respond to the Open Meeting Law complaint. Mr. Drummey seconded. A roll call vote was taken.

Mr. Drummey YES

Mr. Froio voted YES

Mr. Gray voted YES

Mr. Iovino voted YES

Ms. Luong voted YES

Mr. McCarthy voted YES

Ms. Spadafora voted YES

Mr. Weldai voted YES

Mayor Christenson voted YES

Motion passed unanimously.

Attorney Greenspan said that Attorney Vasudevan prepared a letter in response to this OML complaint.

Mr. Weldai made the motion to accept the response letter prepared by Attorney Vasudevan.

Ms. Luong seconded. A roll call vote was taken.

Mr. Drummey YES

Mr. Froio voted YES

Mr. Gray voted YES

Mr. Iovino voted YES

Ms. Luong voted YES

Mr. McCarthy voted YES
Ms. Spadafora voted YES
Mr. Weldai voted YES
Mayor Christenson voted YES
Motion passed unanimously.

3. **M.G.L. c. 30A, § 21(a)(7) “[t]o comply with, or act under the authority of, any general or special law or federal grant-in-aid requirements” (“Purpose 7”); Open Meeting Law, G.L. c. 30A, §§ 22(f), (g) review of executive session minutes from January 1, 2017 to present**

Attorney Greenspan said that there was a public records request for all executive session minutes from January 1, 2017 to present. Attorney Greenspan had reviewed all the 37 sets of minutes and redacted where necessary. Attorney Greenspan continued that the following minutes can be released for public viewing pending the vote of the School Committee:

- 1) February 6, 2017
- 2) May 30, 2017
- 3) September 11, 2017
- 4) October 2, 2017
- 5) November 13, 2017
- 6) March 5, 2018
- 7) April 2, 2018
- 8) June 4, 2018
- 9) November 5, 2018
- 10) December 17, 2018
- 11) February 4, 2019
- 12) April 8, 2019
- 13) July 1, 2019
- 14) November 18, 2019
- 15) December 9, 2019
- 16) January 13, 2020
- 17) February 3, 2020
- 18) March 2, 2020
- 19) May 4, 2020
- 20) June 1, 2020
- 21) June 22, 2020
- 22) August 6, 2020
- 23) August 24, 2020
- 24) September 14, 2020
- 25) October 5, 2020
- 26) November 9, 2020
- 27) November 23, 2020
- 28) November 30, 2020
- 29) December 7, 2020
- 30) December 14, 2020
- 31) January 11, 2021
- 32) January 26, 2021
- 33) February 1, 2021
- 34) March 1, 2021

- 35) March 15, 2021
- 36) April 5, 2021
- 37) May 3, 2021

Mr. McCarthy made the motion to approve and release the executive session minutes for February 6, 2017, May 30, 2017, September 11, 2017, October 2, 2017, November 13, 2017, March 5, 2018, April 2, 2018, June 4, 2018, November 5, 2018, December 17, 2018, February 4, 2019, April 8, 2019, July 1, 2019, November 18, 2019, December 9, 2019, January 13, 2020, February 3, 2020, March 2, 2020, May 4, 2020, June 1, 2020, June 22, 2020, August 6, 2020, August 24, 2020, September 14, 2020, October 5, 2020, November 9, 2020, November 23, 2020, November 30, 2020, December 7, 2020, December 14, 2020, January 11, 2021, January 26, 2021, February 1, 2021, March 1, 2021, March 15, 2021, April 5, 2021 and May 3, 2021 as redacted. Mr. Iovino seconded. A roll call vote was taken.

Mr. Drummey YES
Mr. Froio voted YES
Mr. Gray voted YES
Mr. Iovino voted YES
Ms. Luong voted YES
Mr. McCarthy voted YES
Ms. Spadafora voted YES
Mr. Weldai voted YES
Mayor Christenson voted YES
Motion passed unanimously.

4. Purpose 2 – To conduct strategy sessions in preparation for negotiations with nonunion personnel - Superintendent Oteri Salary Review 2019-2020

Attorney Greenspan explained that former Superintendent Oteri did not receive the cost of living adjustment for 2019-2020. Ms. Spadafora said that this increase is not based on merit and should be provided.

Mr. Iovino made the motion to approve a cost of living increase of 2.5% for former Superintendent Oteri retroactive to July 1, 2019 for SY 2019-2020. Mr. Froio seconded. A roll call vote was taken.

Mr. Drummey YES
Mr. Froio voted YES
Mr. Gray voted YES
Mr. Iovino voted YES
Ms. Luong voted YES
Mr. McCarthy voted YES
Ms. Spadafora voted YES
Mr. Weldai voted YES
Mayor Christenson voted YES
Motion passed unanimously.

Adjournment

Mr. Drummey made the motion to adjourn Executive Session at 7:15 p.m. Mr. Iovino seconded. A roll call vote was taken.

Mr. Drummey YES

Mr. Froio voted YES

Mr. Gray voted YES

Mr. Iovino voted YES

Ms. Luong voted YES

Mr. McCarthy voted YES


Ms. Spadafora voted YES

Mr. Weldai voted YES

Mayor Christenson voted YES

Motion passed unanimously.

I certify that a notice of this meeting was filed with the Clerk of the City of Malden in the manner provided under Chapter 39, Section 23A of the General Laws.



Shirley Dorai, Clerk