

1. New Business Items

2. TR-2022-22

- A Resolution in support of a comprehensive feasibility study to replace the Roderick L. Ireland Courthouse (Sponsored by Councilor Calabrese)

Documents:

[TR-2022-22 FEASIBILITY STUDY FOR COURTHOUSE.PDF](#)

3. TR-2022-23

- A Resolution to appropriate Seventy Seven Thousand Dollars and Zero Cents (\$77,000.00) from the Agawam Golf Course Retained Earnings Account to fund the Agawam Municipal Golf Course Operations Accounts (Sponsored by Mayor Sapelli)

Documents:

[TR-2022-23 APPROP FROM GOLF COURSE RE.PDF](#)

4. TR-2022-24

- A Resolution to appropriate and authorize borrowing in the amount of Two Million Five Hundred Thousand Dollars (\$2,500,000.00) to pay costs for the Westfield River Intercept Sewer Relocation Project and the Reed Street Embankment Project (Sponsored by Mayor Sapelli)

Documents:

[TR-2022-24 APPROP BORROWING FOR WESTFIELD RIVER REED ST PROJECTS.PDF](#)

5. TOR-2022-6

- An Ordinance to amend Section 7C of Chapter 49 of the Code of the Town of Agawam (Two Readings Required) (Sponsored by Mayor Sapelli)

Documents:

[TOR-2022-6 AMEND SECT 7C OF CHAPTER 49.PDF](#)

**RESOLUTION IN SUPPORT OF A COMPREHENSIVE FEASIBILITY STUDY TO  
REPLACE THE RODERICK L. IRELAND COURTHOUSE**

(Sponsored by City Councilor Cecilia P. Calabrese)

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- WHEREAS,** the Trial Court of the Commonwealth of Massachusetts consists of the Supreme Judicial Court, the Appeals Court, the Executive Office of the Trial Court, the seven Trial Court Departments, the Massachusetts Probation Service, and the Office of the Jury Commissioner; and
- WHEREAS,** the Roderick L. Ireland Courthouse (hereinafter the “Courthouse”) in Springfield is the main courthouse for Hampden County and contains the Superior Court, the District Court, the Probate and Family Court, the Office of the Hampden County District Attorney, the Hampden County Registry of Deeds, among other offices doing business on behalf of the people of Hampden County; and
- WHEREAS,** the Division of Capital Asset Management and Maintenance (hereinafter “DCAMM”) is responsible for capital planning, public building construction, facilities management, and real estate services for the Commonwealth of Massachusetts, and DCAMM has as its stated purpose to “work with state agencies to create and manage forward-thinking sustainable buildings to meet the needs of the citizens they serve”; and
- WHEREAS,** the Trial Court of the Commonwealth of Massachusetts is a state agency that serves the citizens of Massachusetts; and
- WHEREAS,** the Courthouse has a long history of mold, air quality problems and dust accumulation which recently led to the closing of the Courthouse for remediation in 2021; and
- WHEREAS,** a report released March 7, 2022 revealed that are several species of toxic mold infesting the interior of the Courthouse which are linked to cancer and other serious diseases; and
- WHEREAS,** the Trial Court has determined the building would remain open to the public notwithstanding the presence of toxic, cancer-causing mold inside the Courthouse; and
- WHEREAS,** the Trial Court stated that the anticipated cost to renovate the Courthouse is approximately \$91 million dollars, not including the cost to re-house existing offices and personnel during the proposed renovation; and
- WHEREAS,** the Trial Court anticipates that renovation of the existing Courthouse would take at least two years to complete; and
- WHEREAS,** the anticipated cost to replace the Courthouse would be approximately \$200 million dollars according the Trial Court; and
- WHEREAS,** the people of Hampden County have a reasonable expectation of safety when interfacing with the state legal system and conducting other business within the Courthouse; and

**WHEREAS,** the Trial Court and DCAMM are now on notice that they likely cannot provide a toxic-free, forward-thinking, sustainable environment within the Roderick L. Ireland Courthouse for the citizens they serve.

**NOW THEREFORE BE IT RESOLVED:**

1. That the Agawam City Council hereby urges DCAMM and the Trial Court to work together to immediately make the Roderick L. Ireland Courthouse safe for the general public and employees and staff who work in the facility;
2. That the Agawam City Council hereby urges DCAMM and the Trial Court to identify suitable temporary facilities within which the public can interface with the legal system and conduct business with other entities currently in the Courthouse until it can be made safe; and
3. That the Agawam City Council hereby urges DCAMM and the Trial Court to obtain a comprehensive feasibility study to include remediation and renovation of the existing Courthouse versus construction of a new courthouse that is forward-thinking and sustainable to meet the needs of the people of Hampden County.

**BE IT FURTHER ORDERED:**

That suitably attested digital copies of this Resolution be transmitted to the Governor of the Commonwealth of Massachusetts; the Trial Court of the Commonwealth of Massachusetts; the Division of Capital Asset Management and Maintenance; and all State Senators and State Representatives who represent communities located in Hampden County.

Dated this \_\_\_\_ day of \_\_\_\_\_, 2022

**PER ORDER OF THE AGAWAM CITY COUNCIL.**

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Christopher C. Johnson, President

**APPROVED AS TO FORM AND LEGALITY.**



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Stephen J. Buoniconti, City Solicitor

**A RESOLUTION TO APPROPRIATE SEVENTY SEVEN THOUSAND DOLLARS AND ZERO CENTS (\$77,000.00) FROM THE AGAWAM GOLF COURSE RETAINED EARNINGS ACCOUNT TO FUND THE AGAWAM MUNICIPAL GOLF COURSE OPERATIONS ACCOUNTS**

**(Sponsored by Mayor William P. Sapelli)**

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**WHEREAS**, several golf course accounts need additional monies to prepare the municipal golf course this spring for the beginning of the 2022 golf season; and

**WHEREAS**, pursuant to Massachusetts General Law Chapter 150E, Section 7, the Agawam City Council must appropriate necessary funds; and

**WHEREAS**, the necessary funds for the Agawam Municipal Golf Department must be appropriated from the Agawam Municipal Golf Retained Earnings account; and

**WHEREAS**, the certified amount in the Municipal Golf Retained Earnings Account (\$402,490.00) is available to meet budget appropriations; and

**WHEREAS**, it is in the best interest of the Town of Agawam to appropriate the necessary funding.

**NOW THEREFORE, BE IT RESOLVED** by the Agawam City Council that seventy seven thousand dollars and zero cents (\$77,000) be appropriated from the Agawam Golf Course Retained Earnings Account as follows:

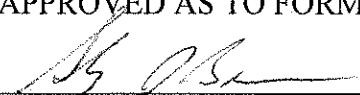
65261	51020	Temporary Salaries	\$20,000.00
65263	52220	Food & Service Supplies	\$25,000.00
65263	54200	Pro Shop Supplies	\$15,000.00
65263	52130	Fuel/Oil	\$5,000.00
65262	52360	Contractual Services	\$5,000.00
65263	52370	Materials/Equipment	\$7,000.00

DATED THIS \_\_\_\_\_ day of \_\_\_\_\_, 2022.

PER ORDER OF THE AGAWAM CITY COUNCIL

\_\_\_\_\_  
Christopher C. Johnson, President

APPROVED AS TO FORM AND LEGALITY

  
\_\_\_\_\_  
Stephen J. Buoniconti, City Solicitor

APPROVED AS TO APPROPRIATION

  
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Cheryl St. John, Auditor

TR-2022-24

**A RESOLUTION TO APPROPRIATE AND AUTHORIZE BORROWING IN THE AMOUNT OF TWO MILLION FIVE HUNDRED THOUSAND DOLLARS (\$2,500,000) TO PAY COSTS FOR THE WESTFIELD RIVER INTERCEPT SEWER RELOCATION PROJECT AND THE REED STREET ENBANKMENT PROJECT**

**(Sponsored by Mayor William P. Sapelli)**

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**WHEREAS**, the Westfield River Interceptor sanitary sewer line is a critical part of the Town's sanitary sewer system which handles approximately 30% of the entire Town's sewer line flow; and

**WHEREAS**, the interceptor sewer line runs along the top of the embankment of the Westfield River from approximately Cooper's Commons to the back of Hood's where it connects to a town pumping station; and

**WHEREAS**, and in recent years, despite slope stabilization efforts, erosion has continued to encroach on the sewer line causing concern of exposure of the sewer line and potential failure; and

**WHEREAS**, the town has researched potential solutions and recommends that the sewer line be relocated to run along Main Street and then pass through the Hood's parking lot and connect to the pumping station located in the rear of the property; and

**WHEREAS**, the projected cost for the project is approximately \$2.5 million

**WHEREAS**, a stormwater outfall located along the embankment of the Westfield River near the intersection of Main Street and Reed Street is failing which is leading to the erosion of the embankment; and

**WHEREAS**, the Town has invested in the sewer drainage system in the area the last few years with the elimination of discharge from the Rebecca Doering Middle School roof; and

**WHEREAS**, the Main Street/Reed Street project cost estimate is approximately \$750,000; and;

**WHEREAS**, the Town requested assistance in the cost of the projects from Chairman Neal who was successful in securing an earmark in the amount of for the projects; and

**WHEREAS**, contingency costs are necessary based on the increase in the cost of construction costs; and

**WHEREAS**, it is in the best interest of the Town of Agawam to accept the federal earmark and fund the balance to complete the above-referenced projects.

**NOW THEREFORE THE AGAWAM CITY COUNCIL HEREBY RESOLVES TO AUTHORIZE THE FOLLOWING:**

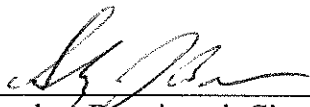
Two Million Five Hundred Thousand Dollars (\$2,500,000) is appropriated for funding the cost of relocating the Westfield River Interceptor sanitary sewer, and further, that to meet this appropriation, the Treasurer, with the approval of the Mayor, is authorized to borrow Two Million Five Hundred Thousand Dollars (\$2,500,000) to pay costs of this project, including the payment of all costs incidental and related thereto, under M.G.L. c. 44, §7(1) or any other enabling legislation; that the Mayor is authorized to contract for and expend any grants or aid available for the project, provided that the amount of the authorized borrowing shall be reduced by the amount of such aid received prior to the issuance of bonds or notes under this resolution.

DATED this \_\_\_\_ day of \_\_\_\_\_, 2022

PER ORDER OF THE AGAWAM CITY COUNCIL

\_\_\_\_\_  
Christopher C. Johnson, President

APPROVED AS TO FORM AND LEGALITY

  
\_\_\_\_\_  
Stephen Buoniconti, City Solicitor

**TOR-2022-6**

**AN ORDINANCE TO AMEND SECTION 7C OF CHAPTER 49 OF THE CODE OF THE TOWN OF AGAWAM**

**(Sponsored by Mayor William P. Sapelli)**

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**WHEREAS**, the Agawam Emergency Management Director (Director) and the Agawam Emergency Management Deputy Director/National Incident Management System (NIMS) Coordinator are part time positions listed in Section 7 of Chapter 49 (Personnel) of the Code of the Town of Agawam; and

**WHEREAS**, the Director and Deputy Director/NIMS Coordinator are not members of a union or subject to a collective bargaining agreement; and

**WHEREAS**, the City Council last took action on these positions in 2018 (**TOR-2018-1**) which increased the salaries of each position from \$10,000 to \$12,500 per year; and

**WHEREAS**, the Director and Deputy Director have reached the maximum salary permitted under the Code; and

**WHEREAS**, the Agawam Emergency Management Director' salary for FY2022 is \$12,250.00 and the Agawam Emergency Management Deputy Director/ NIMS Coordinator's salary for FY 2022 is \$11,750.00; and

**WHEREAS**, a 2% increase in salary for FY2023 would either exceed the maximum and approach the maximum permitted under the Code for each position; and

**WHEREAS**, it is in the best interest of the Town to establish a flexible salary structure for such positions that can be adjusted from time to time.

**NOW THEREFORE**, the Agawam City Council hereby amends Section 7(C) of Chapter 49 of the Code of the Town of Agawam effective July 1, 2022 by inserting the following:

(12) Emergency Management Director: \$12,500 to \$15,000 per year.

(13) Emergency Management Deputy Director/ NIMS Coordinator: \$12,500 to \$15,000 per year.

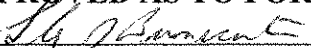
Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

**PER ORDER OF THE AGAWAM CITY COUNCIL**

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Christopher Johnson, President

**APPROVED AS TO FORM AND LEGALITY**

  
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Stephen Buoniconiti, City Solicitor