

1. New Business

2. TR-2023-9

- A Resolution accepting a 911 Support and Incentive Grant (\$116,290.00) from the Commonwealth of Massachusetts State 911 Department for the Agawam Police Department (Sponsored by Mayor Sapelli)

Documents:

[TR-2023-9.PDF](#)

3. TR-2023-10

- A Resolution confirming the reappointment of Aldo Mancini, 482 South West Street, Feeding Hills as the Agawam Veterans' Graves Officer to a term expiring January 31, 2026 (Sponsored by Mayor Sapelli)

Documents:

[TR-2023-10.PDF](#)

4. TR-2023-11

- A Resolution accepting a Grant (\$8,199.16) from the Commonwealth of Massachusetts State 911 Department for the Agawam Police Department (Sponsored by Mayor Sapelli)

Documents:

[TR-2023-11.PDF](#)

5. TR-2023-12

- A Resolution accepting a Donation in the amount of Five Hundred Dollars (\$500.00) from Hartsprings Foundation, Inc. (Sponsored by Mayor Sapelli)

Documents:

[TR-2023-12.PDF](#)

6. TR-2023-13

- A Resolution establishing a Capital Stabilization Fund pursuant to Massachusetts General Laws Chapter 40, §5B (Sponsored by Mayor Sapelli)

Documents:

[TR-2023-13.PDF](#)

7. TR-2023-14

- A Resolution to appropriate Two Million Dollars and Zero Cents (\$2,000,000.00) from the General, Unreserved, Undesignated Fund Balance (Free Cash) to the Capital

Stabilization Fund (Sponsored by Mayor Sapelli)

Documents:

[TR-2023-14.PDF](#)

8. TR-2023-15

- A Resolution confirming the reappointment of Daniel Michael, 84 Pineview Circle, Agawam to the Agawam Municipal Golf Commission for a term expiring December 31, 2025 (Sponsored by Mayor Sapelli)

Documents:

[TR-2023-15.PDF](#)

9. TO-2023-3

- Budgetary Transfer of \$16,000.00 from Fire Department AMB Interfund Transfer Out (#22822-59000) to Equipment Maintenance (#12202-52030) (Sponsored by Mayor Sapelli)

Documents:

[TO-2023-3.PDF](#)

10. TO-2023-4

- Budgetary Transfer of \$4,000.00 from Fire Department Regular Temporary (#12201-51020) to Grounds and Building Maintenance (#12202-52020) (Sponsored by Mayor Sapelli)

Documents:

[TO-2023-4.PDF](#)

11. TO-2023-5

- Budgetary Transfer of \$4,113.18 from Golf Water Purchase C/O (#65269- 56670) to Golf Water Purchase (#65262-56670) (Sponsored by Mayor Sapelli)

Documents:

[TO-2023-5.PDF](#)

12. TO-2023-6

- An Order to pay Voucher (\$1,610.99) for reimbursement for Massachusetts Municipal Association Trade Show (City Council)

Documents:

[TO-2023-6 ORDER.PDF](#)

13. TOR-2023-3

- An Ordinance to amend Chapter 180 of the Code of the Town of Agawam regarding permitted uses in Business A Districts (Sponsored by Mayor Sapelli) (Two Readings Required) - **Refer to Planning Board and Suggest a City Council Public Hearing Date of March 20, 2023**

Documents:

[TOR-2023-3.PDF](#)

TR-2023-9

**A RESOLUTION ACCEPTING A 911 SUPPORT AND INCENTIVE GRANT  
FROM THE COMMONWEALTH OF MASSACHUSETTS STATE 911  
DEPARTMENT FOR THE AGAWAM POLICE DEPARTMENT**

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

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**WHEREAS**, the Massachusetts State 911 Department is a division with the Commonwealth of Massachusetts Executive Office of Public Safety and Security (EOPPS); and

**WHEREAS**, the Agawam Police Department applied for and received an FY 2023 Support and Incentive Grant from the Commonwealth of Massachusetts State 911 Department; and

**WHEREAS**, the grant is in the amount of one hundred and sixteen thousand and two hundred and ninety dollars and zero cents (\$116,290.00); and

**WHEREAS**, the Agawam Police Department will use the funds associated with enhanced 911 telecommunicator personnel costs; and

**WHEREAS**, the Agawam Police Department desires to accept said grant; and

**WHEREAS**, it is in the best interests of the Town of Agawam to accept said grant from the Massachusetts State 911 Department.

**NOW THEREFORE**, the Agawam City Council hereby resolves pursuant to M.G.L. c.44, §53A to accept this grant from the Massachusetts State 911 Department of the Massachusetts Executive Office of Public Safety and Security in the amount of one hundred and sixteen thousand and two hundred and ninety dollars and zero cents (\$116,290.00).

DATED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2023.

PER ORDER OF THE AGAWAM CITY COUNCIL

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Christopher C. Johnson, President

APPROVED AS TO FORM AND LEGALITY

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

TR-2023-10

*A RESOLUTION CONFIRMING THE REAPPOINTMENT OF  
MR. ALDO MANCINI, 482 SOUTH WEST STREET, FEEDING HILLS, MA  
AS THE AGAWAM VETERANS' GRAVES OFFICER  
TO A TERM EXPIRING  
JANUARY 31, 2026*

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*WHEREAS, pursuant to M.G. L. c. 115 Section 9 the appointment of Aldo Mancini as the Veterans' Grave Officer will expire on January 31, 2023; and*

*WHEREAS, the Mayor has reappointed Aldo Mancini, 482 South West Street, Feeding Hills, MA as the Agawam Veterans' Graves Officer to a term expiring January 31, 2026; and*

*NOW THEREFORE, THE AGAWAM CITY COUNCIL hereby resolves to confirm the reappointment of Aldo Mancini, 482 South West Street, Feeding Hills, MA as the Agawam Veterans' Graves Officer to a term expiring January 31, 2026.*

*DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2023.*

*PER ORDER OF THE AGAWAM CITY COUNCIL*

\_\_\_\_\_  
*Christopher C. Johnson, President, Agawam City Council*

*APPROVED AS TO FORM AND LEGALITY*

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

TR-2023-11

**A RESOLUTION ACCEPTING A GRANT FROM THE COMMONWEALTH OF  
MASSACHUSETTS STATE 911 DEPARTMENT  
FOR THE AGAWAM POLICE DEPARTMENT**

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

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**WHEREAS**, the Massachusetts State 911 Department is a division with the Commonwealth of Massachusetts Executive Office of Public Safety and Security (EOPPS); and

**WHEREAS**, the Agawam Police Department applied for and received an FY 2023 Training Grant from the Commonwealth of Massachusetts State 911 Department; and

**WHEREAS**, the grant is in the amount of eight thousand and one hundred and ninety nine dollars and sixteen cents (\$8,199.16); and

**WHEREAS**, the Agawam Police Department will use the funds for fees associated with attendance at 911 training courses and certification compliance and overtime costs associated with the attendance at the courses; and

**WHEREAS**, the Agawam Police Department desires to accept said grant; and

**WHEREAS**, it is in the best interests of the Town of Agawam to accept said grant from the Massachusetts State 911 Department.

**NOW THEREFORE**, the Agawam City Council hereby resolves pursuant to M.G.L. c.44, §53A to accept this grant from Massachusetts State 911 Department of the Massachusetts Executive Office of Public Safety and Security in the amount of eight thousand and one hundred and ninety nine dollars and sixteen cents (\$8,199.16)

DATED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2023.

PER ORDER OF THE AGAWAM CITY COUNCIL

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Christopher C. Johnson, President

APPROVED AS TO FORM AND LEGALITY

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

**TR-2023-12**

**A RESOLUTION ACCEPTING A DONATION IN THE AMOUNT OF FIVE HUNDRED DOLLARS FROM HARTSPRINGS FOUNDATION, INC.**

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

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**WHEREAS**, Hartsprings Foundation Inc. (“Hartsprings”) is a nonprofit organization associated with Big Brothers/Big Sisters that collects used clothing donations; and

**WHEREAS**, Hartsprings organized ‘The Community Textile Challenge’ between the Towns of Agawam and West Springfield as to which community would donate more clothing and textiles; and

**WHEREAS**, the Town of Agawam was the winner in the contest and received a five hundred dollar (\$500.00) donation as an award; and

**WHEREAS**, the Town of Agawam desires to accept said donation.

**NOW THEREFORE**, the Agawam City Council resolves, pursuant to G. L. c.44, §53A, to accept the donation from Hartsprings Foundation Inc. in the amount of five hundred dollars and zero cents (\$500.00).

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

**PER ORDER OF THE AGAWAM CITY COUNCIL**

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

**APPROVED AS TO FORM AND LEGALITY**

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

**A RESOLUTION ESTABLISHING A CAPITAL STABILIZATION FUND  
PURSUANT TO MGL. C. 40 SECTION 5B**

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

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**WHEREAS**, the enactment of the Municipal Modernization Act St. 2016 c. 218 §22 (“MMA”) authorized the creation of specific Stabilization Funds for one or more different purposes; and

**WHEREAS**, while there exists a general town stabilization fund, a capital stabilization fund may also be created as MGL c. 40 Section 5B permits 1 or more stabilization funds; and

**WHEREAS**, MGL c. 40 Section 5B further provides that a municipality at the time of creating a stabilization fund shall specify the purpose of the fund, while also permitting alterations of the purpose at a later date; and

**WHEREAS**, several cities and towns throughout the Commonwealth have created a capital stabilization fund; and

**WHEREAS**, a properly managed capital stabilization fund has been favorably perceived by the bond market (Moody’s and Poor’s) and has been a factor in municipalities increasing their bond rating; and

**WHEREAS**, pursuant to the MMA, the capital stabilization fund may be created by a majority vote of the City Council and any appropriation from said fund require a 2/3 majority vote; and

**WHEREAS**, a capital stabilization fund will provide more options to the Town on how capital projects throughout Town are funded; and

**WHEREAS**, it is in the best interest of the Town of Agawam to establish a capital stabilization fund.


**NOW THEREFORE**, the Agawam City Council hereby establishes a capital stabilization fund pursuant to MGL c.40 Section 5B for the purpose of funding items meeting the definition of a “capital improvement” as defined in the Capital Improvement Program and by the Mayor.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

**PER ORDER OF THE AGAWAM CITY COUNCIL**

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

**APPROVED AS TO FORM AND LEGALITY**

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



**TR-2023-14**

**A RESOLUTION TO APPROPRIATE TWO MILLION DOLLARS AND ZERO CENTS (\$2,000,000.00) FROM THE GENERAL, UNRESERVED, UNDESIGNATED FUND BALANCE (FREE CASH) TO THE CAPITAL STABILIZATION FUND**

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

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**WHEREAS**, the general, unreserved, undesignated fund balance (free cash) is \$13,619,161.00 as of January 31, 2023; and

**WHEREAS**, funding a capital stabilization fund provides the Town greater flexibility throughout the entire fiscal year of accessing funds while free cash is periodically “frozen” until certified by Massachusetts Department of Revenue; and

**WHEREAS**, a transfer of two million dollars from free cash to the capital stabilization fund permits the fund to begin with an amount capable of addressing capital needs while leaving free cash with a fiscally sound balance; and

**WHEREAS**, the Treasurer as custodian of all stabilization funds may access and invest the funds so that the Town can earn interest on the balance; and

**WHEREAS**, it is in the best interest of the Town of Agawam to appropriate monies from free cash to fund the capital stabilization fund.

**NOW THEREFORE**, the Agawam City Council hereby appropriates two million dollars and zero cents (\$2,000,000.00) from the general, unreserved, undesignated fund balance (free cash) to be deposited in the capital stabilization fund.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

**PER ORDER OF THE AGAWAM CITY COUNCIL**

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

**APPROVED AS TO FORM AND LEGALITY**

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

**TR-2023-15**

**A RESOLUTION CONFIRMING THE REAPPOINTMENT OF  
DANIEL MICHAEL, 84 PINEVIEW CIRCLE, AGAWAM, MA 01001  
TO THE AGAWAM MUNICIPAL GOLF COMMISSION FOR A TERM EXPIRING  
ON DECEMBER 31, 2025**

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WHEREAS; the appointment of Daniel Michael on the Agawam Municipal Golf Commission expired on December 31, 2022; and,

WHEREAS, the Mayor has reappointed Daniel Michael, 84 Pineview Circle, Agawam, MA 01001 to the Agawam Municipal Golf Commission for a term expiring December 31, 2025; and,

NOW THEREFORE, THE AGAWAM CITY COUNCIL hereby resolves to confirm the reappointment of Daniel Michael, 84 Pineview Circle, Agawam, MA 01001 to the Agawam Municipal Golf Commission for a term expiring December 31, 2025.

DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2023.

PER ORDER OF THE AGAWAM CITY COUNCIL

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Christopher C. Johnson, President, Agawam City Council

APPROVED AS TO FORM AND LEGALITY

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

BUDGETARY TRANSFER FORM

Department: FIRE DEPARTMENT

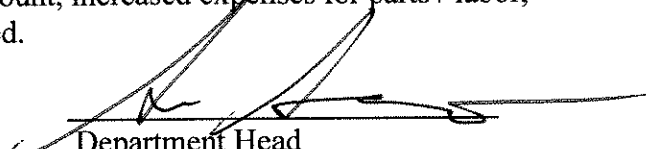
Amount: \$ 16,000.00

Date: January 12, 2023

From AMB INTERFUND TRANSFER OUT 22822 59000  
Title of Account Account Number


To: EQUIPMENT MAINTNEANCE 12202 52030  
Title of Account Account Number

Reason for Transfer: Shortage in Maintenance account, increased expenses for parts / labor, unanticipated repairs required.

  
Department Head

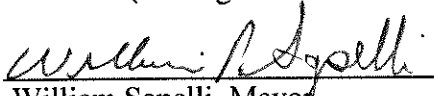
I hereby certify that funds are available to make the above-stated transfer.

Date: 1/13/23

  
Cheryl St. John, Auditor


I hereby approve placement of the above-stated transfer on the Council agenda.

Date: 1/13/23

  
William Sapelli, Mayor

Approved as to form and legality.

Date: 1/17/23

  
Stephen Buoniconti, Solicitor

PER ORDER OF THE AGAWAM TOWN COUNCIL – APPROVED ON \_\_\_\_\_, 2023

Date: \_\_\_\_\_

Christopher Johnson, President

APPROVAL OF LEGISLATION: Pursuant to Section 3-6 of the Agawam Home Rule Charter, I hereby approve the Council passage of the above-stated transfer.

Date: \_\_\_\_\_

William Sapelli, Mayor

DISAPPROVAL OF LEGISLATION: Pursuant to Section 3-6 of the Agawam Home Rule Charter, I hereby disapprove the Council passage of the above-stated transfer.

Date: \_\_\_\_\_

William Sapelli, Mayor

BUDGETARY TRANSFER FORM

Department: FIRE DEPARTMENT

Amount: \$ 4,000.00 Date: January 12, 2023

From REGULAR TEMPORARY 12201 51020
Title of Account Account Number

To: GROUNDS & BUILDING MAINT 12202 52020
Title of Account Account Number

Reason for Transfer: Shortage in Grounds account, increased expenses for parts / labor, unanticipated repairs required.

[Signature]
Department Head

I hereby certify that funds are available to make the above-stated transfer.

Date: 1-13-23 [Signature]
Cheryl St. John, Auditor

I hereby approve placement of the above-stated transfer on the Council agenda.

Date: 1/13/23 [Signature]
William Sapelli, Mayor

Approved as to form and legality.

Date: 1/13/23 [Signature]
Stephen Buoniconti, Solicitor

PER ORDER OF THE AGAWAM TOWN COUNCIL - APPROVED ON \_\_\_\_\_, 2023

Date: \_\_\_\_\_
Christopher Johnson, President

APPROVAL OF LEGISLATION: Pursuant to Section 3-6 of the Agawam Home Rule Charter, I hereby approve the Council passage of the above-stated transfer.

Date: \_\_\_\_\_
William Sapelli, Mayor

DISAPPROVAL OF LEGISLATION: Pursuant to Section 3-6 of the Agawam Home Rule Charter, I hereby disapprove the Council passage of the above-stated transfer.

Date: \_\_\_\_\_
William Sapelli, Mayor

BUDGETARY TRANSFER FORM

Department: - 652 - Golf -

Amount: \$ 4,113.18 Date: 1/23/2023

From

Golf water Purchase (Carry Over) 65269 - 56670  
Title of Account Account Number

To: Golf water purchase 65262 - 56670  
Title of Account Account Number

Reason for Transfer:

- For Golf water purchase.

Thomas DiRico  
Department Head

I hereby certify that funds are available to make the above-stated transfer.

Date: 1-23-23 Cheryl St. John  
Cheryl St. John, Auditor

I hereby approve placement of the above-stated transfer on the Council agenda.

Date: 1/23/23 William Sapelli  
William Sapelli, Mayor

Approved as to form and legality.

Date: 1/23/23 Stephen Buoniconti  
Stephen Buoniconti, Solicitor

PER ORDER OF THE AGAWAM CITY COUNCIL - APPROVED ON \_\_\_\_\_, 2023

Date: \_\_\_\_\_  
Christopher Johnson, President

APPROVAL OF LEGISLATION: Pursuant to Section 3-6 of the Agawam Home Rule Charter, I hereby approve the Council passage of the above-stated transfer.

Date: \_\_\_\_\_  
William Sapelli, Mayor

DISAPPROVAL OF LEGISLATION: Pursuant to Section 3-6 of the Agawam Home Rule Charter, I hereby disapprove the Council passage of the above-stated transfer.

Date: \_\_\_\_\_  
William Sapelli, Mayor

**TO-2023-6**

**AN ORDER TO PAY VOUCHER FOR REIMBURSEMENT FOR  
MASSACHUSETTS MUNICIPAL ASSOCIATION TRADE SHOW**

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**CITY COUNCIL VOUCHER**

Dept #1111

Reimbursements for MMA Trade Show January, 2023  
For Councilors Bitzas and Mercadante

#11112-52390

\$ 769.74

\$ 841.25

**TOTAL REIMBURSEMENT**

**\$1,610.99**

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

**PER ORDER OF THE AGAWAM CITY COUNCIL**

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Christopher C. Johnson, President

**APPROVED AS TO FORM AND LEGALITY**

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

**TOR-2023-3**

**AN ORDINANCE TO AMEND CHAPTER 180 OF THE CODE OF THE TOWN OF AGAWAM REGARDING PERMITTED USES IN BUSINESS A DISTRICTS**

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

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**WHEREAS**, Chapter 180 of the Code of the Town of Agawam is the municipal zoning ordinance; and

**WHEREAS**, Section 44-A of Chapter 180 permits any residential use in a Business A district; and

**WHEREAS**, there have many residential multi-family developments in Business A districts instead of commercial businesses; and

**WHEREAS**, Business B districts prohibit the development of a new residential building but allows the alteration, modification or reconstruction of existing residential structures; and

**WHEREAS**, it is in the best interest of the Town of Agawam to modify §180-44 (Business A) and be consistent with permitted uses with §180-48 (Business B) in order for parcels to be developed to their highest and best use; and

**WHEREAS**, based on parcel size and set back restrictions, single family dwellings shall still be permitted in Business A districts; and

**WHEREAS**, this amendment to Chapter 180 will promote a healthier balance between residential and commercial development and strengthen the tax base in Town.

**NOW THEREFORE**, the Agawam City Council hereby resolves, ordains, amends and enacts the following insertions to Chapter 180 of the Code of the Town of Agawam:

**§180-44**

A. Insert before “Any”, “Except as otherwise provided in this article,”

F. Insert “Residential buildings and appurtenant buildings such as garages, sheds, barns, etc., presently existing in Business A Districts may be added thereto, altered or rebuilt. No new building or other structure shall be erected for residential purposes, except for a one-family dwelling for one housekeeping unit only or, unless the land so located in the Business A District is part of a subdivision plan duly recorded prior to the enactment of this section or unless individual building lots have been similarly recorded.”

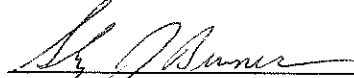
Dated this \_\_\_\_ day of \_\_\_\_\_, 2023.

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