



City of Hercules

111 Civic Drive
Hercules, CA 94547

Meeting Minutes

City Council

Mayor Dan Romero
Vice Mayor Dion Bailey
Council Member Alex Walker-Griffin
Council Member Chris Kelley
Council Member Tiffany Grimsley

Dante Hall, City Manager
Christie Crowl, City Attorney
Eibleis Melendez, City Clerk

Tuesday, October 8, 2024

6:00 PM

In-Person in Council Chambers or

Zoom ID: 839 6926 4064

Zoom Passcode: 260983

Zoom Phone Number: 1-669-900-6833

I. CLOSED SESSION – CALL TO ORDER - ROLL CALL - 6:00 P.M.

Present: 4 - Council Member C. Kelley, Council Member A. Walker-Griffin, Mayor D. Romero, and Vice Mayor D. Bailey

Absent: 1 - Council Member T. Grimsley

II. PUBLIC COMMUNICATION - CLOSED SESSION ITEMS

NONE

III. CONVENE INTO CLOSED SESSION

The Hercules City Council will meet in Closed Session regarding the following:

City Attorney, Christie Crowl, read the title of the item to be discussed in Closed Session. City Council and Staff recessed into Closed Session.

1. [22-977](#) Pursuant to Government Code Section 54957.6 Conference With Labor Negotiators - City Negotiators: Dante Hall, City Manager; Edwin Gato, Director of Finance; relative to the following employee groups:
 - a. Teamsters Local 315 Employee Organizations
 - b. Hercules Police Officers Association

Meeting went into Recess

Meeting Reconvened

IV. REGULAR MEETING – CONVENE TO OPEN SESSION - ROLL CALL - 7:00 P.M.

Present: 4 - Council Member C. Kelley, Council Member A. Walker-Griffin, Mayor D. Romero, and Vice Mayor D. Bailey

Absent: 1 - Council Member T. Grimsley

V. REPORT ON ACTION TAKEN IN CLOSED SESSION-

1A. CONSIDER AND TAKE ACTION ON ANY REQUEST FROM A COUNCIL MEMBER TO PARTICIPATE IN A MEETING REMOTELY DUE TO JUST CAUSE OR EMERGENCY CIRCUMSTANCES PURSUANT TO AB 2449

1B. SPECIAL MEETING - CLOSED SESSION

There was no final or reportable action to report on the item discussed in Closed Session.

VI. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was lead by Vice Mayor Bailey.

VII. MOMENT OF SILENCE

Mayor Romero requested a Moment of Silence in remembrance of the more than 1200 Jewish settlers that were murdered October 7th and the 8700 Israeli's that were injured. We pray that both sides will find peace.

VIII. INTRODUCTIONS/PRESENTATIONS/COMMISSION REPORTS

NONE

IX. AGENDA ADDITIONS/DELETIONS

Mayor Romero requested that Discussion Item13.5, Spring 2025 Compost Event, be postponed to a future meeting due to Council Member Grimsley absence. Council agreed unanimously to move the item to a future meeting.

X. PUBLIC COMMUNICATIONS

NONE

This time is reserved for members of the public to address issues not included in the agenda. In accordance with the Brown Act, Council will refer to staff any matters brought before them at this time, and those matters may be placed on a future agenda.

Individuals wishing to address the City Council are asked to complete a form indicating the name and address of the speaker and the general topic to be addressed. Speakers must make their comments from the podium and will be allowed 3 minutes to discuss their concerns. All public comments are recorded and become part of the public record. A limit of 30 minutes will be devoted to taking public comment at this point in the agenda. If any speakers remain at the conclusion of the initial 30 minute period, time will be reserved at the conclusion of the meeting to take the remaining comments.

XI. PUBLIC HEARINGS

XII. CONSENT CALENDAR

MOTION: A motion was made by Council Member Kelley, seconded by Council Member Walker-Griffin, to adopt the Consent Calendar. The motion carried by the following vote:

Aye: 4 - Council Member C. Kelley, Council Member A. Walker-Griffin, Mayor D. Romero, and Vice Mayor D. Bailey

Absent: 1 - Council Member T. Grimsley

1. [22-967](#) Meeting Minutes of the Regular Meeting of September 24, 2024

Attachments: [Meeting Minutes for the Regular Meeting of September 24, 2024](#)

APPROVED

2. [22-969](#) Amendment No.2 with R3 for a Not to Exceed Amount of \$15K to complete the Franchise Agreement Renewal Negotiations for a Total Not to Exceed Contract Amount of \$65K and an appropriation of \$15K from the Solid Waste Fund to fully fund the Contract

RECOMMENDATION:

City Council adopt a resolution authorizing the City Manager to execute Amendment No.2 with R3 for a not to exceed amount of \$15K to complete the franchise agreement renewal negotiations for a total not to exceed contract amount of \$65K and appropriating \$15K from the Solid Waste Fund to fully fund said amendment. Once negotiations for the new franchise agreement are complete, the \$15K will be reimbursed to the City by Republic Services.

Attachments: [Staff Report - R3 Amendment No.2](#)

[Attach 1 - Resolution R3 Amend No.2](#)

[Attach 2 - R3 Amendment No.2](#)

[Attach 3\(a\) - R3 Amendment No.1](#)

[Attach 3\(b\) - R3 Amendment No.1 Staff Report & Reso](#)

[Attach 4 -R3 Base Contract](#)

Resolution 24-065, APPROVED

3. [22-968](#) Waive Second Reading and Adopt Amended Hercules Municipal Code Modifying the Requirements of a Planned Development Plan (PDP) in the Overlay Districts (Special Flood Hazard Area Overlay District, Refugio Creek Overlay District, School-Park Overlay District, Special Study Area Overlay District and Scenic Road and Highway Overlay District), the Residential Districts (RS-E, RS-L, RM-L, RM-M and RM-H), the Public/Quasi-Public Districts (P/QP-C, P/QP-O, P/QP-P and P/QP-S), the Planned Office-Research and Development Mixed-Use District (PO/RD), and the Planned Commercial Residential Mixed-Use District (PC-R).

Modify the Planned Development Plan Section to allow the PDP process to be utilized as requested by an applicant in all zones and overlay districts.

RECOMMENDATION:

Staff recommends that the City Council waive second reading and adopt Ordinance No. 24-XX (Attachment 1) to amend provisions of Hercules Municipal Code Sections 13-6.200(3), 13-10.200(3), 13-15.200(1 & 2), 13-16.200(1-3), 13-21.400(2), 13-22.300(1 & 2), 13-23.300(1), 13-24.300(1 & 2) and 13-25.300(2) to modify the requirement of a Planned Development Plan (PDP) for new and expanded development within the specified zoning and overlay districts, to amend Hercules Municipal Code Section 13-48.200 to allow a PDP process to be requested in all zoning and overlay districts, and finding the actions exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3).

Attachments: [Staff Report - PDP Removal Text Amend](#)

[Attach 1 - Ordinance](#)

[Attach 2 - Signed PC Resolution 24-05.docx](#)

[Attach 3 - Zoning and overlay maps](#)

Ordinance 553, APPROVED

4. [22-970](#) Consideration And Proposed Adoption Of A Resolution Authorizing The City Manager To Execute Amendment No. 3 To The Professional Services Agreement With Regional Government Services (RGS) For Human Resources Assistance In The Amount Not To Exceed \$100,000

RECOMMENDATION:

Staff recommends City Council adopt the attached Resolution and authorize the City Manager to execute Amendment No. 3 in the amount of \$100,000 to the Professional Services Agreement with Regional Government Services (RGS) for human resources assistance.

Attachments: [Staff Report - Third Amendment To Professional Services Agreement With \(RGS\) 2024](#)

[Attach 1 - Resolution - Third Amendment To Agreement with RGS](#)

[Attach 2 - Contract with RGS for HR Services](#)

[Attach 3 - Amendment 1 to Contract with RGS for HR Services](#)

[Attach 4 - Adopted FY 2023-24 Budget - RGS Services](#)

[Attach 5 - Amendment 2 to RGS HR Agreement](#)

[Attach 6 - Amendment 3 to RGS HR Agreement](#)

Resolution 24-066, APPROVED

XIII. DISCUSSION AND/OR ACTION ITEMS

1. [22-976](#) Bayfront Boulevard Road Closure for Relocation of Farmers Market
RECOMMENDATION:

City Council receive a report on a request to close Bayfront Boulevard from Railroad Avenue to Earnest Street to allow for the relocation of Saturday's Farmers Market, receive public comments, discuss the request, and provide direction to staff.

Attachments: [Staff Report - Bayfront Road Closure Farmers Market](#)

[Attach 1 - Signed TUP24-28](#)

[Attach 2 - Bayfront Farmer's Market Road Closure Notice](#)

Public Works Director, Mike Roberts, introduced and presented the item. Golden State Farmers Market Association attended via Zoom to answer any questions. Council asked questions and provided comment. Director Roberts provided a response. No public comment. Action was taken on this item.

MOTION: A motion was made by Council Member Kelley, seconded by Vice Mayor Bailey, to approve Staffs recommendation through the recommended period, December 2024. The motion carried by the following vote:

Aye: 4 - Council Member C. Kelley, Council Member A. Walker-Griffin, Mayor D. Romero, and Vice Mayor D. Bailey

Absent: 1 - Council Member T. Grimsley

2. [22-971](#)

Landscaping & Lighting Assessment Districts (LLAD) - FY 24-25 Staffing Allocation, 5-Year Financial Projections with 30% Reduction in Staff Costs, and Associated Management of the Districts

RECOMMENDATION:

Receive the report on the staffing allocation and associated management of the Landscaping and Lighting Assessment Districts (LLAD).

Attachments: [Staff Report - LLAD Staff Allocation](#)

[Attach 1 - Bayside LLAD 2005-1 Maintenance Improvement Diagram](#)

[Attach 2 - Hercules Village-Promenade LLAD 2002-2 Maintenance Improvement Diagram](#)

[Attach 3 - Baywood LLAD 2004-1 Maintenance Improvement Diagram](#)

[Attach 4 - Victoria by the Bay 2002-1 Maintenance Improvement Diagram](#)

[Attach 5 - Hercules Arterials-Major Roads Program Map](#)

[Attach 6 - Citywide District 83-2 Landscape Maintenance Map](#)

[Attach 7 - LLAD Staffing Allocation and Admin Indirect Charges FY 24-25](#)

[Attach 8 - Hercules Total Cost Allocation Plan - RCS](#)

[Attach 9 - FY 24-25 Adopted with 30% Staff reductions - Baseline](#)

[Attach 10 - 5-year Projection Findings - F&A](#)

[Attach 11 - Staff Report - LLAD Preliminary Engineer's Report 04242018](#)

City Manager, Dante Hall, introduced the item. Public Works Director, Mike Roberts, and Finance Director, Edwin Gato, presented. Public Works

Superintendent, Jeff Brown, attended via Zoom to answer any questions. Council asked questions and provided comment. Director Gato, Director Roberts and City Manager Hall provided a response. No public comment. This was an informational item. No action was taken.

3. [22-972](#) Acceptance of a Grant Award from the State of California Office of Traffic Safety Selective Traffic Enforcement Program(STEP).
RECOMMENDATION:
Staff recommends the City Council adopt a resolution to accept the grant award of \$80,000 on behalf of the City of Hercules.

Attachments: [Staff Report - Office of Traffic Safety Grant Award](#)
[Attach 1 - Resolution STEP Grant Acceptance - 2024](#)
[Attach 2 - STEP Grant Agreement 2024](#)

Police Chief, Joseph Vasquez, introduced and presented the item. Council asked questions and provided comment. Chief Vasquez provided a response. No public comment. Action was taken on this item.

MOTION: A motion was made by Council Member Kelley, seconded by Council Member Walker-Griffin, to adopt Resolution 24-067. The motion carried by the following vote:

Aye: 4 - Council Member C. Kelley, Council Member A. Walker-Griffin, Mayor D. Romero, and Vice Mayor D. Bailey

Absent: 1 - Council Member T. Grimsley

4. [22-973](#) Quarterly Update on FY 2024-2026 Hercules City Council Strategic Goals
RECOMMENDATION:
Receive and file the report on FY 2024-2026 Hercules City Council Strategic Goals.

Attachments: [Staff Report - 2024-2026 Hercules City Council Strategic Goals Update](#)
[Attach 1 - FY 2024-2026 Hercules City Council Strategic Goals Report](#)
[Attach 2 - City of Hercules 2024 Strategic Goals Work Plan Update](#)

City Manager, Dante Hall, introduced and presented the item. Council asked questions and provided comment. City Manager Hall provided a response. No public comment. This was an information item. No action was taken on this item.

5. [22-974](#) Spring 2025 Composting Event
RECOMMENDATION:
City Council receive a report on a proposed community composting event scheduled for Spring 2025.

Attachments: [Staff Report - Spring Composting Event](#)

[Attach 1\(a\) Flyer-Materials In organic bin \(8.5x11in\)](#)

[Attach 1\(b\) Compost Supplies Discount Flyer 2023-2024 - English and Spanish - FOR PRINT](#)

Please see Agenda item IX, Agenda Additions /Deletions for more information. This item got moved to a future meeting.

XIV. PUBLIC COMMUNICATIONS

NONE

This time is reserved for members of the public who were unavailable to attend the Public Communications period during Section X of the meeting, or were unable to speak due to lack of time. The public speaker requirements specified in Section X of this Agenda apply to this Section.

XV. CITY COUNCIL/CITY MANAGER/CITY ATTORNEY ANNOUNCEMENTS, COMMITTEE, SUB-COMMITTEE AND INTERGOVERNMENTAL COMMITTEE REPORTS AND FUTURE AGENDA ITEMS

This is the time for brief announcements on issues of interest to the community. In accordance with the provisions of the Brown Act, matters which do not appear on this agenda but require City Council discussion may be either (a) referred to staff or other resources for factual information or (b) placed on a future meeting agenda.

- 1. Regional Committee**
- 2. City Council Committees and Subcommittees**
- 3. Commission Liaisons**

City Manager, Dante Hall, promoted upcoming events offered through the Parks and Recreation Department. City Attorney, Christie Cowl, had no announcements.

1. Regional Committee

No reports were provided

2. City Council Committees and Subcommittees

No reports were provided

3. Commission Liaisons

No reports were provided

There were no future agenda item requests.

XVI. ADJOURNMENT

Mayor Romero adjourned the meeting at 8:46 PM.

Signed by:

Dan Romero

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Dan Romero, Mayor



Attest:

Eibleis Melendez, City Clerk