



# 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 Crawl, City Attorney*  
*Eibleis Melendez, City Clerk*

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Tuesday, October 22, 2024

6:00 PM

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#### **CLOSED SESSION - 6:00 P.M., REGULAR MEETING - 7:00 P.M.**

In-Person in Council Chambers or to Listen only:

Zoom ID: 841 2152 1399

Zoom Passcode: 127003 Zoom Phone Number: 1-669-900-6833

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

**IA 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**

#### **IB SPECIAL MEETING - CLOSED SESSION**

Council Member Kelley requested to attend the meeting remotely. City Attorney, Christie Crawl, reviewed the criteria that needed to met to be in compliance with AB2449. It was established that Council Member Kelley met the criteria. Action was taken on the request.

At the time roll call was taken, Council Member Grimsley was not in attendance. She joined the meeting before Council and Staff convened into Closed Session and was marked present. She was not in attendance for the vote.

**MOTION:** A motion was made by Council Member Walker-Griffin, seconded by Vice Mayor Bailey, to approve Council Member Kelley's request to attend the City Council meeting remotely. The motion carried by the following vote:

**Present:** 4 - 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 titles of the items to be discussed in Closed Session. Item III.3, Conference with Real Property Negotiators, was postponed to a later date. Only items III.1 and III.2 were discussed in Closed Session. City Council and Staff recessed into Closed Session.

**Present:** 5 - Council Member C. Kelley, Council Member T. Grimsley, Council Member A. Walker-Griffin, Mayor D. Romero, and Vice Mayor D. Bailey

1. [22-978](#) CONFERENCE WITH LEGAL COUNSEL - POTENTIAL LITIGATION Pursuant to Government Code section 54956.9(e)(1) in one matter.
2. [22-989](#) CONFERENCE WITH LABOR NEGOTIATORS Pursuant to Government Code Section 54957.6 - 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
3. [22-990](#) CONFERENCE WITH REAL PROPERTY NEGOTIATORS Pursuant to Government Code section 54956.8. CONFERENCE WITH Real Property Negotiators Property address: 1680 Refugio Valley Road, Hercules CA 94547 Agency Negotiators: Dante Hall, City Manager; Christie Crowl, City Attorney, Negotiating Parties: City of Hercules, Rodeo Hercules Fire Protection District

This item was postponed to a later date.

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

Council Member Kelley attended remotely.

**Present:** 5 - Council Member C. Kelley, Council Member T. Grimsley, Council Member A. Walker-Griffin, Mayor D. Romero, and Vice Mayor D. Bailey

### V. REPORT ON ACTION TAKEN IN CLOSED SESSION

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

### VI. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was lead by Council Member Walker-Griffin.

### VII. MOMENT OF SILENCE

NONE

**VIII. INTRODUCTIONS/PRESENTATIONS/COMMISSION REPORTS**

NONE

**IX. AGENDA ADDITIONS/DELETIONS**

NONE

**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**

NONE

**XII. CONSENT CALENDAR**

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

**Aye:** 5 - Council Member C. Kelley, Council Member T. Grimsley, Council Member A. Walker-Griffin, Mayor D. Romero, and Vice Mayor D. Bailey

1. [22-991](#) Meeting Minutes of the Regular Meeting of October 8, 2024

**Attachments:** [Meeting Minutes for the Regular Meeting of October 8, 2024](#)

APPROVED

2. [22-992](#) Accept the Investment Report for the Quarter Ending September 30, 2024  
RECOMMENDATION:  
Accept the Investment Report for the Quarter Ending September 30, 2024

**Attachments:** [Staff Report - Investment Quarterly Report Ending 09302024](#)  
[Attach 1 - Quarterly Investment Report](#)

APPROVED

3. [22-993](#) Approve Memorandum of Understanding with the Hercules Police Officers Association (HPOA).

## RECOMMENDATION:

Adopt a Resolution Approving a Memorandum of Understanding with the Hercules Police Officers Association (HPOA).

**Attachments:** [Staff Report - Hercules Police MOU](#)

[Attach 1 - Resolution](#)

[Attach 2 - HPOA 2024-2025 MOU-DRAFT \(Redline\)](#)

[Attach 3 - HPOA 2024-2025 MOU \(Final\)](#)

Resolution 24-068, APPROVED

### XIII. DISCUSSION AND/OR ACTION ITEMS

1. [22-994](#) Professional Services Agreement with LSA in the amount of \$132,101 to Secure the Environmental Permits, Complete the Final Design, and Perform Analytical Testing on the Spoils for the Lake Refugio Dredging Project and appropriating \$32,101 from the General Fund/Capital Reserves to fully fund the Agreement

## RECOMMENDATION:

Adopt a Resolution authorizing the City Manager to execute an agreement with LSA for a not to exceed amount of \$132,101 to secure the environmental permits, complete the final design, and perform analytical testing on the spoils for the Lake Refugio Dredging Project and appropriating \$32,101 from the General Fund/Capital Reserves to fully fund the agreement.

**Attachments:** [Staff Report - Lake Refugio Dredging](#)

[Attach 1 - Resolution](#)

[Attach 2 - 24-064 LSA Associates Inc. Professional Services Agreement](#)

Public Works Director, Mike Roberts, introduced and presented the item. Representatives from LSA, Terraphase Engineering and Balance Hydrologics were in attendance to answer any questions. Council asked questions and provided comment. Representatives from LSA, BalanceHydrologics, and Director Roberts provided a response. No Public Comment. Action was taken on this item.

**MOTION: A motion was made by Vice Mayor Bailey, seconded by Council Member Walker-Griffin, to adopt Resolution 24-069. The motion carried by the following vote:**

**Aye:** 5 - Council Member C. Kelley, Council Member T. Grimsley, Council Member A. Walker-Griffin, Mayor D. Romero, and Vice Mayor D. Bailey

2. [22-995](#) City-Sponsored Event Policy Amendments  
RECOMMENDATION:  
Approve a resolution amending the City-Sponsored Event Policy to allow the City Manager to fully or partially waive facility rental fees as well as

permit fees as an in-kind contribution to community events that the City chooses to co-sponsor with City-recognized nonprofit groups.

**Attachments:** [Staff Report - City-Sponsored Event Policy Amendments](#)  
[Attach 1 - Resolution Amending City-Sponsored Event Policy](#)  
[Attach 2 - Proposed Amended City-Sponsored Event Policy](#)  
[Attach 3 - City Recognized Nonprofit Groups](#)

Community Development Director, Tim Rood, introduced and presented the item. Council had no questions or comments. No public comment. Action was taken on this item.

**MOTION: A motion was made by Council Member Grimsley, seconded by Council Member Kelley, to adopt Resolution 24-070. The motion carried by the following vote:**

**Aye:** 5 - Council Member C. Kelley, Council Member T. Grimsley, Council Member A. Walker-Griffin, Mayor D. Romero, and Vice Mayor D. Bailey

3. [22-998](#) Discussion on Inclusive Recreation Programming for Individuals with Disabilities  
RECOMMENDATION:  
Staff recommends that the City Council receive a report on a potential inclusive event designed to serve individuals with disabilities, discuss the subject, and provide additional feedback.

**Attachments:** [Staff Report - Inclusive Recreation](#)  
[Attach 1 - Inclusive Recreation Dances](#)  
[Attach 2 - Inclusive Recreation Movie - Game Night](#)

Parks and Recreation Director, Christopher Roke, introduced and presented the item. Council asked questions and provided comment. Director Roke and City Manager, Dante Hall, provided a response. No public comment. Direction was provided by Council. Action was taken on this item.

**MOTION: A motion was made by Council Member Walker-Griffin, seconded by Council Member Grimsley, to continue the discussion to allow Staff to develop a plan for an Inclusive Recreation Program for people with disabilities. The motion carried by the following vote:**

**Aye:** 5 - Council Member C. Kelley, Council Member T. Grimsley, Council Member A. Walker-Griffin, Mayor D. Romero, and Vice Mayor D. Bailey

4. [22-996](#) Queen Anne House Demolition  
RECOMMENDATION:  
Adopt a resolution finding demolition of the Queen Anne house to be exempt from CEQA, authorizing its demolition, and amending the General Fund FY 2024-25 Budget for the Public Works Department increasing its appropriation by \$50,000 for testing and demolition of the structure.

**Attachments:** [Staff Report - Queen Anne House Demolition](#)

[Attach 1 - Resolution](#)

[Attach 2 - Hercules Queen Anne Integrity Evaluation Final 09-17-2024](#)

Community Development Director, Tim Rood, introduced and presented the item. Council asked questions and provided comment. Director Rood provided a response. No public comment. Action was taken on this item.

**MOTION: A motion was made by Vice Mayor Bailey, seconded by Council Member Kelley, to adopt Resolution 24-071. The motion carried by the following vote:**

**Aye:** 5 - Council Member C. Kelley, Council Member T. Grimsley, Council Member A. Walker-Griffin, Mayor D. Romero, and Vice Mayor D. Bailey

5. [22-997](#)

Youth In Government Day

RECOMMENDATION:

Staff recommends that the Hercules City Council receives report about Youth In Government Day that will take place on Tuesday, November 12, 2024.

**Attachments:** [Staff Report - Youth In Government Day 2024](#)

City Manager, Dante Hall, introduced the item. Parks and Recreation Director, Christopher Roke, presented. Council asked questions and provided comment. Council asked questions and provided comment. Director Roke provided a response. No public comment. This was an informational item. No action was taken on this item.

#### 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, and City Attorney, Christie Crawl, had no announcements.

**1. Regional Committee**

Council Member Kelley and Council Member Walker-Griffin attended the Cal Cities Annual Conference. Council Member Kelley reported out on the East Bay Wildfire Coalition meeting.

**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.

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Dan Romero, Mayor

Attest:

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Eibleis Melendez, City Clerk