

City of Hercules

*111 Civic Drive
Hercules, CA 94547*



Meeting Agenda

Tuesday, October 24, 2017

**Closed Session - None.
Regular Session - 7:00 p.m.**

Council Chambers

City Council

*Mayor Myrna de Vera
Vice Mayor Chris Kelley
Council Member Dan Romero
Council Member Gerard Boulanger
Council Member Roland Esquivias*

*David Biggs, City Manager
Patrick Tang, City Attorney
Lori Martin, City Clerk*

I. CLOSED SESSION – NONE**II. PUBLIC COMMUNICATION - CLOSED SESSION ITEMS - NONE****III. CONVENE INTO CLOSED SESSION - NONE****IV. REGULAR MEETING – 7:00 P.M. CALL TO ORDER - ROLL CALL****V. REPORT ON ACTION TAKEN IN CLOSED SESSION - NONE****VI. PLEDGE OF ALLEGIANCE****VII. MOMENT OF SILENCE****VIII. INTRODUCTIONS/PRESENTATIONS/COMMISSION REPORTS**

1. Fire Department Update and Fire Preparedness by Fire Chief Bryan Craig
2. Proclamation Recognizing November 1, 2017 as "Shelter In Place Education Day"

Attachments: [Proclamation](#)

IX. AGENDA ADDITIONS/DELETIONS**X. PUBLIC COMMUNICATIONS**

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

1. **Approve the Regular Meeting Minutes of October 10, 2017**
Recommendation: Adopt Minutes
Attachments: [Minutes - 101017](#)

2. **Ordinance Enacting Additional Local Restrictions on the Use, Sale, Cultivation and Delivery of Marijuana**
Recommendation: Waive second reading and adopt an Ordinance amending Title 4, Chapter 18 of the Hercules Municipal Code to enact additional local restrictions on the use, sale, cultivation and delivery of Marijuana within City limits.
Attachments: [Staff Report - AUMA \(recreational marijuana\) 102417](#)
[Attachment 1 - Marijuana Restrictions draft ordinance 171024](#)
[Attachment 2 - 10-10-17 Staff Report AUMA \(recreational marijuana\)1 - 171010](#)

3. **Contract Amendment No. 1 to Contra Costa County Building and Planning Contract**
Recommendation: Approve Contract Amendment No. 1 with Contra Costa County for Building and Planning Services
Attachments: [Staff Report - First Amendment to Contra Costa County Contract](#)
[Att 1- Reso for Amend 1 to CCC Contract 14008 for building-planning services](#)
[Att 2 - Contra Costa County Building-Planning Services Contract](#)
[Att 3 - Amend 1 to CCC-Hercules Bldg Inspec Agmt - 092817](#)
[Att 3 - Exh A to Amend 1 to CCC-Hercules Bldg Inspec Agmt - 092817](#)

XIII. DISCUSSION AND/OR ACTION ITEMS

1. **Landscape Waste Blown Into Storm Drains**
Recommendation: Receive a Report on Landscape Waste Blown Into Storm Drains.
Attachments: [Staff Report - Lawn & Landscape Debris Report 10242017](#)
[Attach 1 - Stormwater Municipal Code](#)

XIV. PUBLIC COMMUNICATIONS

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.

XVI. ADJOURNMENT

The next Regular Meeting of the City Council will be held on Tuesday, November 14, 2017 at 7:00p.m. in the Council Chambers.

Agendas are posted in accordance with Government Code Section 54954.2(a) or Section 54956. Members of the public can view electronic agendas and staff reports by accessing the City website at www.ci.hercules.ca.us and can receive e-mail notification of agenda and staff report postings by signing up to receive an enotice from the City's homepage. Agendas and staff reports may also be obtained by contacting the Administrative Services Department at (510) 799-8215

(Posted: October 19, 2017)

THE HERCULES CITY COUNCIL ADHERES TO THE FOLLOWING POLICIES, PROCEDURES AND REGULATIONS REGARDING CITY COUNCIL MEETINGS

1. SPECIAL ACCOMMODATIONS: In compliance with the Americans with Disabilities Act, if you require special accommodations to participate at a City Council meeting, please contact the City Clerk at 510-799-8215 at least 48 hours prior to the meeting.

2. AGENDA ITEMS: Persons wishing to add an item to an agenda must submit the final written documentation 12 calendar days prior to the meeting. The City retains the discretion whether to add items to the agenda. Persons wishing to address the City Council otherwise may make comments during the Public Communication period of the meeting.

3. AGENDA POSTING: Agendas of regular City Council meetings are posted at least 72 hours prior to the meeting at City Hall, the Hercules Swim Center, Ohlone Child Care Center, Hercules Post Office, and on the City's website (www.ci.hercules.ca.us),

4. PUBLIC COMMUNICATION: Persons who wish to address the City Council should complete the speaker form prior to the Council's consideration of the item on the agenda.

Anyone who wishes to address the Council on a topic that is not on the agenda and is relevant to the Council should complete the speaker form prior to the start of the meeting. Speakers will be called upon during the Public Communication portion of the meeting. In accordance with the Brown Act, the City Council may not take action on items not listed on the agenda. The Council may refer to staff any matters brought before them at this time and those matters may be placed on a future agenda.

In the interests of conducting an orderly and efficient meeting, speakers will be limited to three (3) minutes. Anyone may also submit written comments at any time before or during the meeting.

5. CONSENT CALENDAR: All matters listed under Consent Calendar are considered to be routine and will be enacted by one motion. There will be no separate discussion of these items unless requested by a member of the Council or a member of the public prior to the time the City Council votes on the motion to adopt.

6. LEGAL CHALLENGES: If you challenge a decision of the City Council in court, you may be limited to raising only those issues you or someone else raised at the meeting or in written correspondence delivered at, or prior to, the meeting. Actions challenging City Council decisions shall be subject to the time limitations contained in Code of Civil Procedure Section 1094.6.

