

City of Hercules

111 Civic Drive
Hercules, CA 94547



Meeting Agenda

Tuesday, February 27, 2018

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

Council Chambers

City Council

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

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

To view webcast of meetings, live or on demand, go to the City's website at www.ci.hercules.ca.us

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

VI. PLEDGE OF ALLEGIANCE

VII. MOMENT OF SILENCE

VIII. INTRODUCTIONS/PRESENTATIONS/COMMISSION REPORTS

1. [18-05](#) Hercules Library Manager Lynne Noone to Present the Annual Library Report
2. [18-30](#) Francis Smith with Contra Costa Advisory Council on Aging to Provide an Update Related to the Creation of a Policy Platform for the Growing Aging Demographic

Attachments: [Council on Aging Policy Recommendations](#)

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. [18-35](#) **Approve the February 13, 2018 Regular City Council Minutes**
Recommendation: Adopt minutes.

Attachments: [Minutes - 021318 - Regular](#)

XIII. DISCUSSION AND/OR ACTION ITEMS

1. [18-37](#) **Citywide Full Cost Allocation Plan and OMB Compliant Cost Plan**
Recommendation: Receive report, discuss, provide direction, if any on the citywide full cost allocation plan and OMB compliant cost plan.

Attachments: [Staff Report - Cost Allocation Project 02272018](#)
[Attach 1 Hercules Cost Allocation Plan FINAL](#)
[Attach 2 Hercules OMB Plan](#)
[Attach 3 Consultant CAP Results Presentation](#)

2. [18-36](#) **Continued Citywide Comprehensive Update to the Circulation Element of the City's General Plan**
Recommendation: Staff recommends that the City Council:
- a. Request that staff make a follow up presentation of the updated Circulation Element;
 - b. Discuss suggested updates
 - c. Adopt a Resolution Approving the Circulation Element, as modified, with attachments.

Attachments: [Staff Report - Circulation Element 022718](#)
[Attach 1-CC Reso Circulation Element 2-13-18 draft vc-hs clean](#)
[Att1 - ExhA -Jan 2018 Hercules Circulation Element](#)
[Att1 - ExhB - Updated Transportation Related Compiled Appendices](#)
[Att1 - ExhC - Initial Study-Neg Dec-Comment Letters for Circulation Element](#)
[Att1 - ExhD - CC Resolution for CIRCULATION ELEMENT for 2-20-2018 Mtg](#)
[Attach 2 - Additional Q-A Relevant to Circulation Element hs-db](#)

3. [18-31](#) **Award of a Contract to AIMS Companies for the Gravity Sewer Cleaning and Inspection Project**
Recommendation: Adopt a Resolution authorizing the City Manager to execute a contract with AIMS Companies in the amount of \$631,000 for the Gravity Sewer Cleaning and Inspection Project, and authorizing an additional expenditure of up to \$63,100 for a 10% contingency on said construction contract.

Attachments: [Staff Report - Sewer Cleaning](#)
[Attach 1 - Resolution - Sewer Cleaning](#)
[Attach 2 - Map](#)

4. [18-39](#) **Award of the Installation Contract and Funding Appropriation for the Pilot Streetlight Replacement Project**
Recommendation: 1) Authorizing the City Manager to execute a contract with WBE in the amount of \$158,706 and up to a 5% contingency of \$7,935 for a not to exceed total contract amount of \$166,641 to install streetlights for the pilot replacement project; and 2) Appropriating \$166,641 in Landscaping & Lighting District (LLAD) No. 83-2 funding to fully fund said contract.

Attachments: [Staff Report - Pilot Streetlight Installation Contract](#)
 [Attach 1 - Resolution](#)
 [Attach 2 - 010918 Staff Report](#)
 [Attach 3 - Resolution 18-002 Holophane Purchase Quote & Sole Source](#)

5. [18-32](#) **FY 2017-18 Mid-Year Budget Review and Adopt a Resolution Approving Various Mid-Year Budget Appropriations and Adjustments**
Recommendation: Receive report and adopt a Resolution Approving various mid-year budget appropriations and adjustments.

Attachments: [Staff Report - Mid-Year Budget Report to Council 02272018 Final](#)
 [Attach 1 Mid-Year Budget Resolution and Attachment A](#)
 [Attach 2 - Decision Package Status Update](#)

6. [18-06](#) **Legislative Policies and Processes**
Recommendation: Receive report, discuss, and provide direction, if any.

Attachments: [Staff Report - Legislative Policies and Process 02132018](#)
 [Attach 1 - 2016-Summary-of-Existing-Policy-and-Guiding-Principles](#)

7. [18-34](#) **Discuss Amendments to Hercules Municipal Code Title 5, Chapter 6, Smoking Ordinance**
Recommendation: Receive report, discuss and provide direction, if any.

Attachments: [Staff Report - smoking ordinance update 180227 - JPT](#)
 [Attachment 1 - 1992 Hercules Smoking Ordinance \(HMC 5-6\)](#)
 [Attachment 2 - ANR Model Ordinance](#)

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, March 13, 2018 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: February 22, 2018)

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

1. SPECIAL ACCOMODATIONS: 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.