

City of Hercules

111 Civic Drive
Hercules, CA 94547



Meeting Agenda

Tuesday, August 14, 2018

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

II. PUBLIC COMMUNICATION - CLOSED SESSION ITEMS

III. CONVENE INTO CLOSED SESSION

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

1. [18-267](#) Pursuant to Government Code Section 54957.6 CONFERENCE WITH LABOR NEGOTIATORS - City Negotiators: David Biggs, City Manager; Annie To, Director of Finance; Lori Martin, Director of Administrative Services relative to the following employee groups:
 - a. Teamsters Local 315 Employee Organizations
 - b. Hercules Police Officers Association
 - c. Hercules Senior Manager Employee Group
 - d. Confidential Unrepresented Employee Group
 - e. Mid Management Employee Group

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

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**XII. CONSENT CALENDAR**

1. [18-266](#) **Meeting Minutes**
Recommendation: Approve the Regular City Council meeting minutes of July 24, 2018.
Attachments: [Minutes - 072418 - Regular](#)
2. [18-265](#) **Grant Deed for the Willow Overcrossing Project**
Recommendation: Adopt a Resolution authorizing the City Manager to execute a grant deed conveying two (2) parcels to the California Department of Transportation (Caltrans) in accordance with the 1995 Cooperative Agreement for the completed Willow Overcrossing Project.
Attachments: [Staff Report - Grant Deed Willow On-Ramp](#)
[Attach 1 - Resolution - Grant Deed Willow On-Ramp](#)
[Attach 2 - Grant Deed](#)
[Attach 3 -RW Map](#)
[Attach 4 - Coop Agreement](#)

XIII. DISCUSSION AND/OR ACTION ITEMS

1. [18-261](#) **Approve Professional Services Agreement with Rising Sun Energy Center to Provide Energy Efficiency Program in Former HMU Service Area**
Recommendation: Adopt a Resolution approving a Professional Services Agreement with Rising Sun Energy Center to provide energy efficiency programs in the former HMU service area in an amount not to exceed \$150,930.
Attachments: [Rising Sun Energy Center Contract SR 08142018 final](#)
[Attach 1-Resolution for Rising Sun Agreement](#)
[Attach 2 - Professional Services Agreement Rising Sun](#)
[Attach 3 Annual Report - Digital Copy](#)
2. [18-268](#) **Possible Six Month Extension to Performance Deadlines Under the Hilltown Development Agreement**
Recommendation: Receive report, discuss, and provide direction, including possibly approving a six month extension to performance deadlines in the Development Agreement Amendment dated April 24, 2018.
Attachments: [Possible Hilltown DA Extension](#)
[Attach 1 - Hilltown Development Agreement Amendment](#)

3. [18-269](#) **Contract to Provide Consultant Services to Develop a Waterfront District Parking Management Plan**
Recommendation: Adopt a Resolution approving and directing the City Manager to award a contract to CDM Smith to provide consultant services to assist City staff in creating a parking management plan for the Waterfront District and Appropriating \$54,022 from the undesignated General Fund balance.

Attachments: [Staff Report - RFP Selection - Waterfront District Parking Management Plan](#)
 [Attach 1 - Resolution for CDM Smith Agreement](#)
 [Attach 2 - RFP-Waterfront Parking Plan](#)
 [Attach 3 - CDM Smith - Proposal for Hercules Waterfront Parking Mgmt Plan](#)
 [Attach 4 - Walker Consultants - Proposal for Hercules Waterfront Parking Mgmt Plan](#)
 [Attach 5 - Fehr & Peers-Watry Design - Hercules Waterfront PMP PROPOSAL FINAL](#)

4. [18-264](#) **Citywide Landscape & Lighting Assessment District Path Forward Options and Service Reductions**
Recommendation: Receive report, discuss, and provide direction, including approving implementation of recommended service reductions.

Attachments: [LLAD Path Forward SR 08142018 final](#)

5. [18-271](#) **Award of a Construction Contract to Telfer Pavement Technologies for the 2018 Pavement Maintenance Project**
Recommendation: Adopt a Resolution authorizing the City Manager to execute a construction contract with Telfer Pavement Technologies in the amount of \$967,624 for the 2018 Pavement Maintenance Project, authorizing an additional expenditure of up to \$96,762 for a 10% contingency on said construction contract, and appropriating \$150,000 from the Gas Tax Fund to fully fund said construction contract.

Attachments: [Staff Report - 2018 Pavement Maintenance](#)
 [Attach 1 - Resolution - 2018 Pavement Maintenance](#)
 [Attach 2 - 2018 Pavement Maintenance Project - Location Map](#)

6. [18-270](#) **Award of a Construction Contract to Grade Tech for the 2018 Refugio Valley Path Paving Project**
Recommendation: Adopt a Resolution authorizing the City Manager to execute a construction contract with Grade Tech, Inc. in the amount of \$537,714 for the 2018 Refugio Valley Path Paving Project, and authorizing an additional expenditure of up to \$53,771 for a 10% contingency on said construction contract for a total not to exceed amount of \$591,485.

Attachments: [Staff Report - Refugio Valley Pathway](#)
 [Attach 1 - Resolution - Refugio Valley Pathway](#)
 [Attach 2 - Path Map Exhibit 8.5x11](#)

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 Regular Meeting of the City Council scheduled for August 28, 2018 has been Canceled. The next Regular Meeting of the City Council will be held on Tuesday, September 11, 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: August 9, 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.