



City of Hercules

111 Civic Drive
Hercules, CA 94547

Meeting Minutes

City Council

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

Dante Hall, City Manager
Patrick Tang, City Attorney
Lauren Berges, City Clerk

Tuesday, June 14, 2022

7:00 PM

In-Person in Council Chambers or
Zoom ID: 841 0405 9457
Zoom Passcode: 520815
Zoom Phone Number: 1-669-900-6833

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 – NONE

II. PUBLIC COMMUNICATION - CLOSED SESSION ITEMS

III. CONVENE INTO CLOSED SESSION - NO ITEMS

IV. REGULAR MEETING – 7:00 P.M. CALL TO ORDER - ROLL CALL

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

V. REPORT ON ACTION TAKEN IN CLOSED SESSION

None.

VI. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Councilmember Grimsley.

VII. MOMENT OF SILENCE

Mayor Bailey requests a moment of silence for "Coach G" Gerald Montgomery who recently passed away.

VIII. INTRODUCTIONS/PRESENTATIONS/COMMISSION REPORTS

[22-194](#)

Proclamation Recognizing June 12, 2022 as Philippine

Independence Day

Mayor Bailey read the proclamation into the record.

IX. AGENDA ADDITIONS/DELETIONS

City Manager Hall had no additions or deletions for the agenda.

X. PUBLIC COMMUNICATIONS

Public Speakers: Doris Sykes; Darlene Almeida; Phil Simmons; caller 0578; Sherry McCoy; Tanya Little; Jamela Smith-Folds; Marna Anning

XI. PUBLIC HEARINGS[22-201](#)**Public Hearing Regarding Possible Charter City Measure for the November 8, 2022 General Election**

This is the second of two required public hearings.

Recommendation: Receive and discuss staff report, open the public hearing, take public comment, and provide staff with further direction regarding a potential November 8, 2022 ballot measure to become a charter city.

Presentation by Curt Below of FM3. City Manager Hall provided comments. Councilmembers provided comment.

Mayor Bailey opened the public hearing

Public Speakers: William Bill Henderson; Eric Williams; Tyra Wright; Melissa Lawton; Debi Mackey; Phil Simmons; Rob Schaufenbil; Dr. Yamamoto; Wallie Moore; Glenna Phillips; Zoom: Sherry McCoy; Bob Antaki; Eric Meyers; Tanya Little

Mayor Bailey closed the public hearing

Councilmember Grimsley makes a motion to continue the public hearing process regarding the RPTT and UUT measures to the July 12th Council meeting; Councilmember Kelley seconds; Councilmembers Kelley, Grimsley, and Vice Mayor Walker Griffin Ayes; Councilmember Romero requests to separate the two measures and vote on them separately. City Attorney Tang makes a clarifying statement that since there are three votes in favor that Council will need to make a motion to reconsider.

Councilmember Kelley makes a motion to reconsider, Councilmember Romero seconds; Councilmembers Kelley and Romero, Mayor Bailey Ayes - motion to reconsider passes.

Councilmember Kelley makes a motion to hear the UUT at the July 12th Council meeting, second by Councilmember Grimsley; Councilmembers Kelley, Grimsley, Romero, Vice Mayor Walker-Griffin, Mayor Bailey Ayes.

Councilmember Kelley makes a motion to consider the RPTT at the July 12th Council meeting, Second by Councilmember Grimsley;

Councilmembers Kelley and Grimsley, Mayor Bailey Ayes, Councilmember Romero Nay, Vice Mayor Walker-Griffin Abstains.

City Attorney Tang clarifies that the process, under State law, for placing anything on the ballot for the November 8th Election must be made by fourth fifths of the Council to place the item on the agenda no sooner than 88 days before the Election. The UUT and RPTT measures will be considered for the November 8th ballot at public hearings at the July 12th Council meeting.

[22-196](#)

Public Hearing on Proposed FY 2022-23 City of Hercules Budget Plan Including the First Year of the Five Year 2022-2027 Capital Improvement Budget

Recommendation: Open the public hearing, receive a staff report, take public testimony, and continue the public hearing to June 28, 2022.

Presentation by City Manager Dante Hall and Director of Finance Edwin Gato. Councilmembers provided comment. Council requests to allocate \$25,000 for the Chamber of Commerce and \$30,000 for next year's July Fourth fireworks event.

Public comment: Tanya Little
Mayor Bailey closed the public hearing

Council provided direction on the following policy questions:

1. The City Council unanimously agrees that the reserve policy should be increased from 16% to 25%.
2. The City Council unanimously agrees that a funding model be employed that proactively funds long-term capital improvement projects from existing resources and operating transfers into capital improvement reserves.
3. General Fund Surplus Allocation:
 - a. The City Council unanimously agrees that 25% of any available general fund surplus should be put into a trust fund and to review the contribution annually.
 - b. The City Council unanimously agrees that 25% of the available general fund surplus should be put into operating reserves up to 25% of the general fund.
 - c. The City Council unanimously agrees that 50% of the available general fund surplus should be put into long-term capital improvement project funding.

XII. CONSENT CALENDAR

A motion was made by Council Member D. Romero, seconded by Council Member C. Kelley, to adopt the Consent Calendar. The motion passed. by the following vote:

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

[22-200](#)

Minutes

Recommendation: Approve the Regular Meeting Minutes of May 24, 2022.

Approved.

[22-190](#)

Military Equipment Funding, Acquisition, and Use Policy

Recommendation: To waive the second reading and adopt Ordinance No. 537 Hercules Police Department Policy No. 709: Military Equipment; Acquisition, Funding, and Use.

Approved.

[22-191](#)

November 8, 2022 General Municipal Election

Recommendation: To consider the following: 1. Adopt Resolution Calling for the Holding of a General Municipal Election to be held on Tuesday, November 8, 2022 for the Election of Two Members of the City Council for the Full Term of Four Years. 2. Adopt a Resolution Requesting the Contra Costa Board of Supervisors to Consolidate a General Municipal Election to be held on Tuesday, November 8, 2022 with the Statewide General Election to be Held on the Same Date. 3. Adopt a Resolution Adopting Regulations for Candidates for Elective Office Pertaining to Candidates Statements Submitted to the Voters at an Election to be held on Tuesday, November 8, 2022.

Approved.

[22-193](#)

All Electric Building Ordinance

Recommendation: To waive the second reading and adopt Ordinance No. 539, amending the Hercules Municipal Code, Title 9 - Building Regulations, modifying Chapter 5 - Electrical Code.

Approved.

[22-195](#)

List of Projects for Fiscal Year 2022-23 Funded by SB1: The Road Repair and Accountability Act of 2017.

Recommendation: Adopt a resolution approving a list of projects for Fiscal Year 2022-23 funded by SB1: the Road Repair and Accountability Act of 2017.

Approved.

XIII. DISCUSSION AND/OR ACTION ITEMS[22-192](#)**Update of the City's Housing Element for 2023-2031**

Recommendation: To receive a presentation on the City's General Plan Housing Element to meet the State's 6th Cycle Regional Housing Needs Allocation (RHNA) requirements.

Presentation by Director of Community Development Tim Rood and Ed Samson of MIG. Mayor Bailey calls for a short recess and reconvened the meeting at 10:37 pm. Councilmembers provided comment.

No public comment

No action taken, presentation only.

XIV. PUBLIC COMMUNICATIONS

No public comment.

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

Director of Public Works Mike Roberts announces the Household Hazardous Waste Collection event taking place on Saturday June 25. Director of Community Development provided an update on the virtual Waterfront Master Plan workshop that took place on June 7 and provided details on the in-person workshop being held on June 15th. Councilmembers report out on local and regional meetings and events. Councilmember Romero requests a future agenda item to discuss a short-term rental ordinance.

XVI. ADJOURNMENT

Mayor Bailey adjourned the meeting at 11:04 p.m.

Dion Bailey, Mayor

Attest:

Lauren Berges, CMC
City Clerk

