



City of Hercules

111 Civic Drive
Hercules, CA 94547

Meeting Minutes

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

Tuesday, February 27, 2018

Council Chambers

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

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

Mayor Kelley called the meeting to order at 7:03 p.m.

Present: 5 - Council Member G. Boulanger, Council Member M. de Vera, Council Member R. Esquivias, Vice Mayor D. Romero, and Mayor C. Kelley

V. REPORT ON ACTION TAKEN IN CLOSED SESSION

None.

VI. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Kelley.

VII. MOMENT OF SILENCE

Mayor Kelley called for a moment of silence for the City of Dublin's Vice Mayor, Don Biddle, who passed on February 21, 2018 following a battle with a brief illness, the City announced last Thursday. Mr. Biddle was 80 years old.

In addition, Mayor Kelley called this moment of silence for the seventeen (17) people killed and fourteen (14) injured at a mass shooting which occurred at Marjory Stoneman Douglas High School in Parkland, Florida

making it one of the world's deadliest massacres.

VIII. INTRODUCTIONS/PRESENTATIONS/COMMISSION REPORTS

1. [18-05](#) Hercules Library Manager Lynne Noone to Present the Annual Library Report

Hercules Library Manager Lynne Noone presented 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

Francis Smith presented the Council on Aging policy recommendations.

IX. AGENDA ADDITIONS/DELETIONS

City Manager Biggs identified the supplemental information provided prior to the meeting.

X. PUBLIC COMMUNICATIONS

None.

XI. PUBLIC HEARINGS - NONE

XII. CONSENT CALENDAR

MOTION: A motion was made by Council Member Boulanger, seconded by Council Member Esquivias, to adopt the Consent Calendar. The motion carried by the following vote:

Aye: 5 - Council Member G. Boulanger, Council Member M. de Vera, Council Member R. Esquivias, Vice Mayor D. Romero, and Mayor C. Kelley

1. [18-35](#) **Approve the February 13, 2018 Regular City Council Minutes**
Recommendation: Adopt minutes.

Approved.

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.

City Manager Biggs introduced the item and introduced Courtney Ramos from Matrix Consulting. Ms. Ramos presented the citywide cost allocation plan. City Council discussed, asked questions and provided comments to the citywide cost allocation plan.

The Citywide Cost Allocation Plan and OMB Compliant Cost Plan was received and filed.

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.

City Manager Biggs introduced the item and provided a brief overview of the item. Planning Director Smyth gave a staff report. Planning Director Smyth identified that an amended Resolution was provided prior to the meeting and in addition as a supplemental item a comment letter from Ledcor was distributed prior to the meeting.

City Council reviewed in detail Attachment 1 - ExhD and Attachment 2 included with the staff report for the Circulation Element item. Mayor Kelley polled the City Council to gain a consensus on the final direction given to staff to incorporate amendments into the final documents related to the Citywide Comprehensive Update to the Circulation Element of the City's General Plan.

MOTION: A motion was made by Council Member de Vera, seconded by Council Member Esquivias, to adopt Resolution 18-009 as amended. The motion carried by the following vote:

Aye: 5 - Council Member G. Boulanger, Council Member M. de Vera, Council Member R. Esquivias, Vice Mayor D. Romero, and Mayor C. Kelley

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.

Public Works Director Roberts introduced the item and gave a staff report.

MOTION: A motion was made by Vice Mayor Romero, seconded by Council Member Boulanger, to adopt Resolution 18-010. The motion carried by the following vote:

Aye: 5 - Council Member G. Boulanger, Council Member M. de Vera, Council Member R. Esquivias, Vice Mayor D. Romero, and Mayor C. Kelley

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.

City Manager Biggs introduced the item. Public Works Director Roberts gave a staff report and recommended that City Council reject all bids. City Manager Biggs stated that this will be advertised by using a formal bid process and staff will bring this item back to City Council in April 2018.

MOTION: A motion was made by Vice Mayor Romero, seconded by Council Member Esquivias, to reject all bids for the Pilot Streetlight Replacement Project. The motion carried by the following vote:

Aye: 5 - Council Member G. Boulanger, Council Member M. de Vera, Council Member R. Esquivias, Vice Mayor D. Romero, and Mayor C. Kelley

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.

City Manager Biggs introduced the item. Finance Director To gave a staff report and presented the FY 16-17 budget to actual numbers and the FY 17-18 mid-year budget adjustments and projections.

Finance Director To provided a revised staff report and mid-year budget report noting an error that was found on Chart 3 - FY 17-18 General Fund Revenue and Expenditure, and corrected. The error was due to inadvertently inserting a number from an incorrect column. The correction was made to the sentence at the very top of Chart 3. The corrected sentence reflects that as of February 17, 2018, the General Fund has received revenue of \$7.4 million and expended approximately \$7.6 million. The report provided in the agenda packet reflected a General Fund expenditure of \$9.0 million in error and should have reflected \$7.6 million.

For ease of reference the corrected staff report and mid-year budget report provided at the meeting will be attached to the Hercules City Council Regular Meeting Minutes of February 27, 2018.

It was also noted that the Resolution title reflects that it was approving the FY 16-17 budget appropriations and adjustments and should reflect that the Resolution is approving the FY 17-18 budget appropriations and

adjustments.

MOTION: A motion was made by Council Member Esquivias, seconded by Council Member de Vera, to adopt Resolution 18-011 as amended. The motion carried by the following vote:

Aye: 5 - Council Member G. Boulanger, Council Member M. de Vera, Council Member R. Esquivias, Vice Mayor D. Romero, and Mayor C. Kelley

6. [18-06](#)

Legislative Policies and Processes

Recommendation: Receive report, discuss, and provide direction, if any.

This item was tabled to next meeting.

7. [18-34](#)

Discuss Amendments to Hercules Municipal Code Title 5, Chapter 6, Smoking Ordinance

Recommendation: Receive report, discuss and provide direction, if any.

This item was tabled to the next meeting.

XIV. PUBLIC COMMUNICATIONS

None.

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

Members of the City Council and staff and Council reported on events and attendance at community and regional meetings.

XVI. ADJOURNMENT

Mayor Kelley adjourned the meeting at 11:02 p.m.

Chris Kelley, Mayor

Attest:

Lori Martin, MMC
Administrative Services Director/City Clerk