

6:00 p.m. - Closed Session
7:00 p.m. - Regular Meeting
Hercules City Council
January 12, 2010

Council Chambers
City Hall
111 Civic Drive
Hercules, CA 94547

CITY COUNCIL AGENDA

Cablecast live on Channel 28 and webcast live via the City's website at www.ci.hercules.ca.us

I. JOINT CITY COUNCIL/REDEVELOPMENT AGENCY CLOSED SESSION

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

1. Pursuant to Government Code Section 54956.9(a) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Hercules LLC vs The City of Hercules and Redevelopment Agency of the City of Hercules (Contra Costa Superior Court Case No. C07-02881)
2. Pursuant to Government Code Section 54957(e) PUBLIC EMPLOYEE PERFORMANCE EVALUATION - City Manager

II. ROLL CALL – CALL TO ORDER - REPORT ON ACTION TAKEN IN CLOSED SESSION

III. PLEDGE OF ALLEGIANCE

IV. MOMENT OF SILENCE

V. CITY OF HERCULES INTRODUCTIONS/PRESENTATIONS

1. Presentation of Proclamation Proclaiming January 2010 as National Blood Donor Month
2. Receive Presentation From Dr. Michael McLaughlin Regarding The John Swett Unified School District's Innovative Classroom Project

VI. AGENDA ADDITIONS/DELETIONS

VII. 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.

All writings or documents provided to a majority of the City Council regarding any item on this agenda are available for public inspection at the Reception Desk at City Hall, 111 Civic Drive during normal business hours.

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 three (3) minutes to discuss their concerns. All public comments are recorded and become part of the public record. A limit of thirty (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 thirty-minute period, time will be reserved at the conclusion of the meeting to take the remaining comments.

VIII. CITY COUNCIL/CITY MANAGER ANNOUNCEMENTS AND CITY COUNCIL COMMITTEE, SUB-COMMITTEE AND INTERGOVERNMENTAL COMMITTEE REPORTS

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.

IX. CONSENT CALENDAR

The Consent Calendar consists of items that are considered to be routine and are recommended for approval. These items may be acted upon and approved by one motion of the City Council. However, individual items may be removed from the Consent Calendar, for discussion, by individual Council Members wishing to consider the matter separately.

1. Approve City Council Meeting Minutes of [November 10, 2009](#), [November 24, 2009](#) and [December 8, 2009](#).
2. Adopt A [Resolution](#) Of The City Council, Hercules, California Supporting The Local Taxpayer, Public Safety And Transportation Protection Act Of 2010
3. Reject [Claim](#) Filed By Marly Gonzalez
4. Reject [Claim](#) Filed By Jeannette Salinas
5. Adopt A [Resolution](#) Authorizing The City Manager To Execute An Agreement With The Mercer Group, Inc, To Perform A Comprehensive Classification And Total Compensation Study For The Police Department For An Amount Not To Exceed \$7,425 And Authorizing An Appropriation For The Same Amount From The Unappropriated Fund Balance Of The General Fund
6. Adopt A [Resolution](#) Authorizing The Expenditure Of Funds In An Amount Not To Exceed \$40,000.00 For The Installation Of Four Panasonic Toughbook Computers In Police Department Vehicles

7. Adopt A [Resolution](#) Authorizing The City Manager To Execute An Agreement With Strategy Research Institute For An Amount Not To Exceed \$36,000 To Continue The Effort For The Preparation And Implementation Of A Budget Stabilization Plan And Vision; Authorizing The Appropriation And Expenditure Of \$18,000 From The Unappropriated Fund Balance Of The City's General Fund And \$18,000 From The Unappropriated Fund Balance Of The Redevelopment Agency's Operating Fund To Cover The Cost Of The Contract

X. UNFINISHED BUSINESS

XI. PUBLIC HEARING

XII. COMMUNICATIONS

XIII. COUNCIL REPORTS AND RESOLUTIONS

1. Review Council Member [Appointments](#) to Boards, Committees, Commissions and Select Members and Alternates as Needed
2. Conduct Discussion And [Consideration](#) Of Selection Of Community Member To Be Honored By Contra Costa College During The Women's History Month Celebration

XIV. CITY MANAGER REPORTS AND RESOLUTIONS

XV. PUBLIC COMMUNICATIONS

XVI. INTERGOVERNMENTAL ISSUES

XVII. ADJOURNMENT

Redevelopment Agency Meeting
City of Hercules
January 12, 2010
Immediately Following the Regular
City Council Meeting

Council Chambers
City Hall
111 Civic Drive
Hercules, CA 94547

REDEVELOPMENT AGENCY MEETING

I. CALL TO ORDER--ROLL CALL

II. AGENDA ADDITIONS/DELETIONS

III. PUBLIC COMMUNICATIONS

IV. CONSENT CALENDAR

1. Approve Redevelopment Agency Meeting Minutes of [November 10, 2009](#) and [November 24, 2009](#).
2. Adopt A [Resolution](#) Authorizing A \$300,000 Budget Appropriation From The Redevelopment Agency Fund Unappropriated Fund Balance To Fund Loans And Expenditures Under The City Of Hercules Business Development And Financial Assistance Loan Program For FY 2009-2010
3. Adopt A [Resolution](#) Authorizing The Executive Director To Execute An Agreement With High Line Consulting, Inc. To Prepare An Exterior Building Maintenance Plan And Provide Safety Procedure Consulting Services For The Sycamore Downtown Street Development For An Amount Not To Exceed \$7,000.00
4. Adopt A [Resolution](#) Authorizing The Executive Director To Execute An Agreement With Strategy Research Institute For An Amount Not To Exceed \$36,000 To Continue The Effort For The Preparation And Implementation Of A Budget Stabilization Plan And Vision; Authorizing The Appropriation And Expenditure Of \$18,000 From The Unappropriated Fund Balance Of The City's General Fund And \$18,000 From The Unappropriated Fund Balance Of The Redevelopment Agency's Operating Fund To Cover The Cost Of The Contract

V. PUBLIC HEARINGS

1. Adopt a [Resolution](#) of the Redevelopment Agency of the City of Hercules Adopting and Approving a Five-Year Implementation Plan for the Merged Dynamite and Project Area No. 2 Project Area (Including the 2009 Added Area)

VI. EXECUTIVE DIRECTOR REPORTS AND RESOLUTIONS

VII. ADJOURNMENT

All writings or documents provided to a majority of the Redevelopment Agency Board regarding any item on this agenda are available for public inspection at the Reception Desk at City Hall, 111 Civic Drive during normal business hours.

THE HERCULES CITY COUNCIL AND THE REDEVELOPMENT AGENCY ADHERE TO THE FOLLOWING POLICIES, PROCEDURES AND REGULATIONS REGARDING CITY COUNCIL MEETINGS:

1. In compliance with the Americans with Disabilities Act, if you require special accommodations to participate in a City Council or Redevelopment Agency meeting, please contact the City Clerk at 510-799-8215 at least 48 hours prior to the meeting.
2. If you challenge a decision of the City Council or Redevelopment Agency in court, you may be limited to raising only those issues you or someone else raised at the Council Meeting or in written correspondence delivered at, or prior to, the Council Meeting. Actions challenging City Council or Redevelopment Agency decisions shall be subject to the time limitations contained in Code of Civil Procedure Section 1094.6.
3. Persons wishing to add an item to an agenda must submit the final written documentation 12 calendar days prior to the City Council or Redevelopment Agency Meeting.
4. In order to ensure the efficient conduct of City Council/Redevelopment Agency meetings, and to provide opportunities for all interested persons to speak and be heard, the City Council will adhere to the following meeting procedures:

Public Comment Period

- Persons wishing to speak must complete and submit a speaker's card.
- The City Council will listen with respect and an open mind.
- Council responses to speakers will be as follows:
 - 1) Short answers by Council or staff as appropriate; or
 - 2) Item is directed to staff for later action/ follow-up; or
 - 3) Item is placed on a future agenda
- Conversation between the public and staff or the City Council will not be allowed.
- A three-minute time limit per speaker will be enforced when there are numerous speakers addressing a single agenda item.

Process for Addressing Agenda Items Before the City Council

- Mayor reads the agenda item
- Staff presents their report
- Council questions staff
- Public comments are heard
- Council discusses item
- A motion is made
- Final Council discussion
- Council votes or provides direction to staff