



MEMORANDUM

DATE: July 7, 2011

TO: Mayor Myrna de Vera and City Council Members
City Employees
Members of the Public

FROM: Liz Warmerdam, Interim City Manager
Special Thanks to Anton Jungherr and Lori Chinn for Assisting with this report.

SUBJECT: Interim City Manager's Weekly Report

Overview of Report: The following topics are included in this weekly's update:

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New Weekly Report Publication Day: Beginning this week, the weekly report will be posted on Thursday. This is due to City Hall being closed on Friday as part of the new employee contracts effective July 1, 2011.

General – Changes In Schedule: Please remember that as of July 1, 2011, City Hall will be closed every Friday due to budget cuts. Additionally, the Parks and Recreation Department will be closed every day from 12:00 p.m. until 1:00 p.m. for lunch due to staff reductions.

Finance: The City Council adopted the Fiscal Year 2011/12 budget on Thursday, June 30, 2011. The Council authorized the use of \$850,000 of one time money to fill the General Fund annual operating gap. It also authorized the transfer of \$1.8 million from various sources into the Redevelopment Agency to assist that entity in its annual debt service payments. The Sewer Fund is in the positive. Hercules Municipal Utility (HMU) continues to operate in the red; however, because it is an enterprise fund and operates like a business, no subsidy has been budgeted. The Citizens' Ad Hoc Finance Committee, as well as the City Council, held five meetings to review the City's budget and will be working toward closing the annual gap in both the Redevelopment Agency and General Fund over the next six to nine months.

Also, as many of you know, the Governor signed into law the dissolution of Redevelopment Agencies unless each entity makes annual contributions to the County, School Districts and other Special Districts. At this time, the Hercules Redevelopment Agency is not in a financial position to make such payments and therefore, most likely, will be dissolved by the State by October 2011.

Planning & Projects: We had a three hour meeting on Tuesday, July 5, 2011 with the Intermodal Transit Center (ITC) team which included HDR Engineering, Michael Bernick (grants), Charlie Long (Executive Project Manager), Dennis Tagashira (Planning Director) and John Stier (Municipal Services Director). A tentative schedule was developed which is as follows:

Intermodal Transit Center (ITC) Environmental Impact Report (EIR):

Wednesday, July 13, 2011 - Special Planning Commission public hearing scheduled to hear the Final EIR.

Tuesday, July 26, 2011 - The City Council is scheduled to certify the Final EIR for the ITC.

Monday, August 1, 2011 -The Final EIRs (with any changes) will be distributed to the City Council and Planning Commission.

Bayfront Project:

Monday, August 1, 2011 - Planning Commission tentatively scheduled to review a Zone Text Amendment, Vesting Tentative Map, General Plan Amendment, Certification of Final EIR, and Development Agreement.

Tuesday, August 16, 2011 – City Council has tentatively scheduled a special meeting to approve the documents.

Dirt Removal On Parcel C: Staff will be bringing forward a contract with Intrepid, Inc, to remove dirt from Parcel C (formerly the Walmart site). As many of you are aware, the dirt on the site was dumped illegally and the City is now responsible for its removal. Intrepid, Inc. was the only vendor that did not require the City to pay for removal and actually offered to pay \$138,000, less engineering costs.

Wastewater And Sycamore North Town Hall Meeting: A Town Hall meeting is scheduled for Thursday, July 21, 2011, 6:00 p.m., City Hall, to discuss Wastewater and Sycamore North. If residents have questions they would like staff to address, please let us know and we will be sure to include those issues as part of the presentation and discussion.

Sycamore North: A Purchase and Sale Agreement was received on 7/06/2011. The terms will be discussed with the City Council in closed session on July 12, 2011. On July 21st, a town hall meeting has been scheduled to discuss all options regarding the project.

Oak Harbor: The purchaser is requiring that a three phase electric service be upgraded at the facility in order to proceed with the transaction. Staff is working with PG&E to facilitate this upgrade.

Red Barn: Staff is in negotiations with Red Barn LLC to facilitate a sale to a new buyer/developer that will seek new entitlements on the property and terminate the City's relationship with Red Barn.

Redevelopment Agency Residential Housing Units: Only one of the eight homes remains to be sold.

Duck Pond Park: The last phase of the project, installing the planting material, will commence in the next two weeks.

City Attorney Search: At the close of the recruitment period, the City received a total of 19 proposals from firms or individuals wishing to become the new City Attorney. The Citizens Ad hoc Committee – legal issues met on Wednesday, July 6, 2011 and diligently reviewed the proposals submitted. The Committee will begin the interview process at their meeting of July 13, 2011. The Committee anticipates forwarding their recommendations to the City Council in late July or early August.

Police Report

Residential Burglary: On June 28, 2011 at 12:21 p.m., a resident in the 1600 block of Partridge reported he left his residence just before noon to run an errand. When he returned, he discovered the front door of his residence had been kicked in. The victim was unable to determine the loss at the time of report.

Driving Under the Influence: On July 1, 2011 at 7:25 a.m., officers responded to the Burger King parking lot regarding a report of an unconscious man seated in the driver's seat of a parked car. Officers found Arthur Ruth, from Houston, Texas, slumped over the steering wheel of the car. Ruth was incoherent and appeared to be under the influence of drugs and alcohol. He was arrested for DUI and transported to County jail.

Driving Under the Influence/Contributing to the Delinquency of a Minor: On July 1, 2011 at 11:42 p.m., an officer stopped a vehicle on Willow at Hawthorne and arrested a 16 year old from Fairfield for DUI. Her front seat passenger, Kenneth Uhlenbrock, of Pinole, was also arrested for

contributing to the delinquency a minor for allowing the juvenile to drive while knowing the juvenile had consumed alcohol.

Residential Burglary: On July 3, 2011 at 7:25 p.m., a resident in the 100 block of Ridgepoint reported his residence was burglarized. Miscellaneous electronic equipment and jewelry was stolen from the residence. It appeared the suspect(s) entered the residence through an unlocked kitchen window.

Residential Burglary: On July 3, 2011 at 8:39 p.m., a resident in the 100 block of Heather reported his residence was burglarized. Miscellaneous electronic equipment and jewelry was stolen from the residence. It appeared the suspect(s) entered the residence through an unlocked bedroom window.

Possession of Stolen Property: On July 3, 2011 at 11:35 p.m., an officer stopped a vehicle on Sycamore at Palm. While searching the car for ID and marijuana, the officer located a large amount of jewelry and electronic equipment, which belonged to a resident in Martinez. It was determined that Sheriff's deputies were at the Martinez residence investigating a residential burglary incident. Joseph Sullivan of Richmond, Raynard Owens of Antioch, and a 16 year old from Antioch were arrested. Sullivan and Owens were transported to County jail and the juvenile was transported to Juvenile Hall.

Burglary/Providing a False Name: On July 5, 2011 at 12:51 p.m., a Lucky's employee reported two subjects involved in a theft in progress. Officers arrived on scene and detained one subject in the parking lot. Solema Ropati, of Richmond, initially lied about her name. Once her true identity was established, it was determined she had two felony narcotics violation warrants for her arrest. The second subject left the area in a black Chevy Tahoe. An officer saw the vehicle and stopped it on San Pablo Avenue. Shaneice Johnson, from Richmond, also initially lied about her name. Store employees were interviewed and indicated that Ropati pushed a shopping cart full of groceries out of the store and Johnson was in the parking lot waiting. After interviews, Ropati was charged with burglary, theft with priors and providing a false name. Johnson was charged with providing a false name and driving with a suspended license. Ropati was transported to County jail and Johnson was cited out.