



MEMORANDUM

DATE: August 10, 2012

TO: Mayor Romero and City Council Members
City Employees
Members of the Public

FROM: Liz Warmerdam, Acting City Manager

SUBJECT: City Manager's Weekly Report

CITY COUNCIL MEETING SCHEDULE

The City Council is taking a summer recess and will next meet on Tuesday, August 28.

VACATION

Steve Duran is out of the office on vacation this week and will be returning on Monday, August 13, 2012.

HERCULES SISTER CITY ASSOCIATION

The Tsushima Friendship Delegation, consisting of three adults and seven students, came to Hercules on Thursday, August 2nd. They were met by their host families, members of the Hercules Sister City Association, Mayor Dan Romero and Councilmember Bill Wilkins, and staff from the City of Hercules. A Welcome Potluck Dinner was held in the Hercules Senior Center. The evening's events included food provided by those present, speeches, gift exchanges, and a dance program put on by the Tsushima students.

On Friday, August 3rd, the Delegation members were the guests of the Hercules Police Department. Chief Goswick, Detective Alex Abetkov, some of the Hercules Police Explorers, and other HPD personnel joined the Delegation for a tour of Alcatraz Island. The six host families then spent Saturday and Sunday enjoying sights in nearby areas, and ended the four day stay with a Farewell BBQ dinner before leaving Hercules on Monday, August 6th. This was the 19th visit to Hercules by a delegation from Tsushima during the 30 year affiliation between the two cities that begin in 1981. In 2013, a Hercules Friendship Delegation will travel to Tsushima, marking Hercules' twelfth such visit.

CITY CLERK UPDATES

November 6, 2012 General Election - Hercules City Council Candidate Nominations:

On June 12, 2012, the City Council adopted resolutions calling for a municipal election to be held and consolidated with the General Election on November 6, 2012. The purpose of the election is to fill three (3) expiring terms on the Hercules City Council.

Any person who is 18 years of age or older, a citizen of the United States, a resident and registered voter of the City of Hercules is eligible to be elected or appointed to a City Office. City candidates are required to file a Nomination Petition, nominating the individual for candidacy, containing 20 valid signatures of registered voters with the City Clerk.

Nomination Petitions were available from the City Clerk beginning Monday, July 16, 2012. Completed nomination documents had to be submitted no later than Thursday, August 9th, 2012 (City Hall is closed on Fridays). If an incumbent failed to submit a nomination petition, the deadline for submittal would have been extended an additional five calendar days. However, all incumbents have submitted their nomination petitions and therefore the deadline has closed.

For further information, please contact the City Clerk's Office at (510) 799-8215.

COMMUNITY AND ECONOMIC DEVELOPMENT UPDATES

ITC - Bayfront Project: This project will develop a 42.36 acre portion of the Hercules Waterfront District master Plan (WDMP) area with the "Hercules Bayfront Project," a transit-oriented, mixed-use neighborhood that includes a variety of dwelling unit types with businesses, an associated system of walkable streets, pedestrian interconnections, and public plazas with bay views. The City portion of the project includes the Intermodal Transit Center (ITC) and other public improvements, including the extension of John Muir Parkway and the construction of a major Bay Trail segment.

The City of Hercules closed escrow last Friday on the site for its Intermodal Transit Center (ITC) and related parcels. The land was purchased from Hercules Bayfront, LLC, which is managed by Anderson Pacific, LLC. The consideration for the purchase included \$2,162,233 of Measure J grant funds provided by the Contra Costa Transportation Authority and \$1,017,720 in Development Impact Fee (DIF) credits to be provided by the City over the course of the development of the transit village, which will flank the ITC site.

The lands acquired total over 60 acres, with about 11 acres on the landside of the Union Pacific rail line and about 50 acres on the waterside, about 40 of which is submerged land. The landside parcels will host the initial train station, which will include bus service, as well as a bay trail, connecting right of way improvements and creek restoration improvements. The waterside parcels will include a park and the future ferry terminal, which will connect to the train station to complete the Intermodal Transit Center.

Grant funding for the ITC project secured this calendar year exceeds \$14 million.

Upcoming significant milestones:

- Work with East Bay Regional Park District to obligate the \$1.4m in TIGER II funds
- Advance and finalize permitting efforts for the Project
- Finalize design for the initial construction packages
- A “ground breaking” event is being planned for September.

Sycamore North: This proposed development includes approximately 140 market rate apartments and about 10,000 square feet of retail/restaurant space. The City Council approved an Amendment to the Purchase and Sale Agreement on July 24, clarifying issues related to no requirements for affordable housing and conditions for closing. The Agreement has also been amended to extend the due diligence deadline. Buyer has submitted a planning application and both an initial study and a traffic study has been initiated. Buyer also met with the Design Review Committee of the Planning Commission, with no significant issues arising.

Corporation Yard: Staff is working on analysis and recommendations regarding a new site for the City’s Corporation Yard so that the current location can be considered for sale. Several housing developers have expressed interest in the current Corp Yard site. In order to sell that site, the City must have a suitable site for the Corp Yard, declare the current Corp Yard site surplus and offer it to public entities, and if no public entities offer to buy the site, then market the site. Staff recommends that the City Council discuss this topic on August 28 and schedule a community meeting to discuss this item and the disposition of the Sala Restaurant site in September.

Sala Restaurant: Per direction from the City Council, staff has consulted with legal counsel regarding the disposition of the Sala Restaurant site, also known as the Community Arts Building. Since the Redevelopment Agency purchased the site and rehabilitated the building as a commercial use and it is currently a commercial use, it is highly unlikely that the state Department of Finance (DOF) will allow the site to be transferred to the City for a civic use.

In addition, the restaurant owners have engaged a broker to sell the business and there is a good possibility that there will be an offer to purchase the business and the building for the continuance of a restaurant use. Staff will be contacting the DOF to see if they can provide a quick decision on such transactions if the City as Successor Agency and the Oversight Board approve. The provisions of ABx26 and AB1484 continue to create obstacles for homeowners and business owners that have loans from former redevelopment agencies.

Parcel C: A Purchase and Sale Agreement has been executed with DeNova Homes for the 17 acre Parcel C site. DeNova is proposing up to 350 high-quality, high-amenity residential apartments with a condo map and is considering the feasibility of some retail on the site. Two to three acres of the site will be used for a bio-retention area and a sewer lift station. This transit oriented development will provide support for the Intermodal Transit Center and the planned retail/restaurant node on Bayfront Boulevard adjacent to the ITC.

The Agreement is currently in its due diligence phase. Staff and legal counsel are working to remove and modify certain outdated easements that encumber this property and other properties, including a number of Bayfront-ITC parcels.

Victoria Crescent: A Purchase and Sale Agreement has been executed with SummerHill Homes for the 6.5 acre Victoria Crescent site. SummerHill is proposing 40 to 50 detached single family residences. The Agreement is currently in its due diligence phase.

MUNICIPAL SERVICES UPDATE

Training: Our Municipal Services Director and staff engineer are in training all week to get up to speed on CalTrans/DOT/FHWA requirements for the funding of the ITC.

Wastewater: On Wednesday, August 8, 2012, the California Regional Water Quality Control Board approved unanimously the Pinole Hercules (Waste) Water Pollution Control Plant NPDES (National Pollutant Discharge Elimination System) Permit. This permit is good for 5 years and allows the wastewater plant to legally discharge its effluent into the Bay.

The City of Pinole has been working with the Regional Board for almost 18 months on behalf of the two cities and was successful in achieving this milestone which will mean a savings of about \$140,000 in design and up to \$10million in the cost of construction of a redundant effluent pipeline out to Rodeo. New estimated cost for the entire project is about \$37 million.

Garbage: On Tuesday, August 7th a Request for Proposals was issued to assist with a review of the request Richmond Sanitary Service (RSS) for an 11% rate increase in garbage collection services. The City would also like to evaluate the feasibility of increasing its Franchise Fee as part of the process. The results of the evaluation will determine revised rates for garbage collection services, effective January 1, 2013.

Proposals are due on Tuesday, August 21, 2012, with the City Council tentatively considering awarding a contract at its next meeting on Tuesday, August 28, 2012.

ITC/Bayfront: We continue to work with William Silva on the John Muir Extension, Bayfront Bridge, and Bayfront Boulevard to meet critical deadlines and requirements.

Other Activities:

Staff continues to paint red curbs city-wide.

Sewer Service Charge - Waiting for Annual Water Consumption Report from EBMUD.

Drafting the Sanitary Sewer Management Plan as required by the State Water Board.

Creating single-line drawing for the HMU system.

PARKS AND RECREATION UPDATES

Currently the Park & Recreation Department offers a wide variety of recreation classes and programs that cater to all ages and help to promote a healthy lifestyle. The classes & programs provide a great opportunity to have fun and exercise while interacting with others in a safe environment. You can go online to www.ci.hercules.ca.us to get more information or to register for classes.

Parks & Recreation Activity Guide

Make sure you look for the Fall Winter guide which came out last week. We are also accepting applications to advertise in the next edition of the Parks and Recreation activity guide. If you have specific questions feel free to give Andrea Mendez a call at (510) 799-8290 or email amendez@ci.hercules.ca.us.

Licensed Before & After School Child Care and Camps

Sign up now for Fall Child Care, please make sure to register early so you get your space. For more information please call 245-4803. What are the benefits of our licensed programs?

- Provides a safe and nurturing environment
- Provides qualified and matured staff
- All lead Staff have training in school age programming through accredited colleges
- Provides a 1 staff to 14 ratio, not to exceed 28 children per classroom
- All staff have passed a Livescan/Background check

We currently have average 40 participants per week in the K-2 grade camp.

We currently have average 50 participants per week in the 3rd -5th grade camp.

Aquatics

Sign up now for our swim lessons next session start 8/20. We currently have 155 participants in the 8/6-8/17 sessions. The 8/20 session will only have Pm sessions available since school is starting on 8/20.

Last day of weekday Public Swim is 8/17 from 1:45-4pm M,T,Th,Fri.

Last day for Lap Swim Hours-Monday, Tuesday, Thursday, Friday 9:30am-1:30pm and 4:30pm-6:30pm.

Teens:

Sign up for our SPOT summer camp which is filling up fast! We have great trips planned this summer including Trips to A's games, Discovery Kingdom and Water World in Concord! We currently have average 30 participants per week in the 6th -8th grade camp.

Seniors

Programs include: Art Class, Card Club, Ping Pong, Tai Chi, Zumba Gold, Low Impact Exercise Classes, Dance Club, and a Hula Dance Fundraiser.

Sports

The Co-ed Elementary Basketball League for ages 10-13 start which started 7/16. We filled up and had to expand the league to 100 participants.

Upcoming Summer Basketball camps:

Ages 9-12	9am-12pm	7/23-7/27	we had 6 participants enrolled
Ages 5-8	9am-12pm	8/6-8/10	we had 15 participants enrolled
Ages 9-12	9am-12pm	8/13-8/17	we have 15 participants enrolled

Facilities

Are you looking for a hall to rent to hold a party, wedding reception, graduation, birthday, retirement and baptisms? Check out our many facilities we have to offer by going online to www.ci.hercules.ca.us or call 799-8291 for more information.

Recreation Classes

We are now taking registration for many new and exciting summer camps that Hercules Recreation will be offering. Camps include, Incrediflix, Lego Camp, and Jewelry Making Camp. Make sure to register before camps fill up.

WEEKLY POLICE REPORT (Partial List)

Recovered Stolen Vehicle: On August 3, 2012, at 10:08 AM, an officer recovered a stolen vehicle in the 100 Block of Dunham Ct. The vehicle was reported stolen to the Vallejo Police Department, on August 8, 2012. The vehicle was released to the owner.

Verbal Domestic Disturbance: On August 3, 2012, at 12:14 PM, officers responded to the 2000 block of Tsushima. The reporting party said that the two residents were arguing. The officers determined the incident was a verbal dispute only. The male resident left for the rest of the day.

Auto Burglary: On July 24, 2012, a citizen reported an auto burglary, via the on-line reporting system. The locked hard cover, of his truck, was broken into on July 17th between 1:00 AM and noon. The theft occurred in the 100 block of Zephyr Ct. There are no known suspect(s).

Fraud: On August 3, 2012, at 5:43 PM, an officer was dispatched to the 200 block of Sparrow. The victim reported she ordered new checks from her bank, but they never arrived. When she got her bank statement she noticed several of the missing checks had been charged to her account. The victim will get copies of the checks for the investigators.

Missing At Risk Adult: On August 3, 2012, at 7:50 PM, an officer was dispatched to the 1100 block of Cottage Lane. The reporting party stated her 26 year old son has been threatening to harm to himself. He took off in the reporting party's car and she did not know where he was going. The missing person was entered into the Missing and Unidentified Persons System (MUPS), and a "Be on the Look-out" was sent to all Contra Costa County Agencies. On August 4, 2012, a detective responded to do additional follow-up, including sending out notice to several adjacent Counties. On August 5, 2012, the reporting party called and stated her son called her, from Eureka, CA, and he was okay. The reporting party responded to Eureka and picked up her son. The missing person was removed from MUPS.

Structure Fire: On August 4, 2012, at 9:37 AM, officers were dispatched to the 100 block of Bellflower, for a structure fire. The officers assisted the Hercules-Rodeo Fire Department with the evacuation of neighboring homes. The fire was caused by a pan left on the stove. Damage was limited to the kitchen. There were no reported injuries.

Hit and Run Collision: On August 4, 2012, at 11:04 PM, an officer was flagged down in the 800 block of Willow Ave. The reporting party stated his black Infinity had been hit by a Chevrolet Avalanche. The driver of the Chevrolet refused to give his identifying information and drove off.

City Property Damage Collision: On August 5, 2012, at 4:55 AM, an officer responded to the area of Sycamore Ave and Willets St. It was determined a driver crashed, his 95 Honda, into a light post, then a tree. The driver refused medical attention. The Public Works Department was notified regarding the downed post.

Auto Theft: On August 5, 2012, at 9:43 AM, an officer was dispatched to the 300 block of Sorrento. A citizen reported their 2006 Volkswagen Bug was stolen between 5:00 PM on August 3rd, and 9:40 AM on August 5th.

Assault With a Deadly Weapon (knife): On August 5, 2012, at 11:50 AM, officers were dispatched to the 200 block of Compass Point. The victim reported his brother had just cut his face, with a knife, and left on foot. Officers located Roland Simmons, age 21, in the 200 block of Sunset. The knife was found near where the suspect was stopped. Roland Simmons was arrested for Assault with a Deadly Weapon and taken to Martinez Detention Facility. The victim was treated, at the scene, for moderate cuts on his right cheek. He declined further medical attention.

Child Welfare: On August 5, 2012, at 4:13 PM, officers were dispatched to the area of Ohlone Park. The original call was for the odor of smoke in the area, but no fire was located. However, officers observed a group of juveniles who were fighting. The juveniles fled toward Pheasant. Four of the juveniles were contacted on Pheasant. One of the juveniles was a reported Missing Person, out of Richmond. A second juvenile had a minor injury from the fight. He claimed to live in a foster home in Pittsburg. The two local juveniles were released and the two out of town juveniles were released to a representative of Child Protective Services.

Criminal Threats: On August 5, 2012, at 10:51 PM, officers were dispatched to the 3000 block of South Front. The residents stated someone had been pounding on their front door, and yelling. The person made verbal threats, do due physical harm to the occupants. The officers were able to identify the suspect as Ibrahim Alwazzan, age 28 of Hercules. Alwazzan was located, in the Forest Run complex, and arrested. He was transported to Martinez Detention Facility.

Fraud: On August 6, 2012, at 6:02 PM, a citizen came to the police lobby to make a report. The victim stated there were fraudulent charges on his credit card, and he suspects his adult child. The victim desires prosecution.

Auto Burglary: On August 6, 2012, between 7:52 and 8:22 PM, an officer was flagged down in the 800 block of Willow Ave. The victim reported he had been in a local restaurant. When he went out to his truck the left front passenger window was shattered, and his backpack was missing. No suspect(s) were seen or heard.

Spousal Battery: On August 6, 2012, at 10:13 PM, officers were dispatched to the 100 block of Trellis Bay. The reporting party said a child had come to their home because his parents were fighting. Officers determined the female half struck the male half when he turned off the electricity to the TV. The male was checked by the Rodeo Hercules Fire Department, but refused further medical attention. The female was arrested for Spousal Abuse and taken to Martinez Detention Facility.

Service of Restraining Order: On August 7, 2012, at 9:49 AM officers went to the 2000 block of Tsushima. The reporting party had a Domestic Violence Restraining Order which stated the restrained party must move out immediately; and have no contact with the reporting party. Officers served the restraining order on the restrained party and stood by while he packed and left.

Attempted Burglary: On August 7, 2012, at 11:28 AM, an officer responded to the 1200 block of Willow Ave. The reporting party stated she heard some noises at approximately 6:00PM, but thought they were coming from a neighboring apartment. The reporting party later found fresh pry marks at the door.

Traffic Collision: On August 7, 2012, at 12:27 PM, officers were dispatched to Falcon Way, near Meadowlark Way. Officers discovered a vehicle had crashed into two parked cars. The driver of the vehicle was not injured.

Identity Theft: On August 7, 2012, at 2:32 PM, a case number was issued for an on line report. The reporting party lives in the 100 block of Tamarack and reported someone had fraudulently used his Social Security number.

Elder Abuse: On August 7, 2012, at 2:32 PM, an officer took a case number for a possible financial elder abuse in the 100 block of Lily Ct. The report came in by phone and indicated a caretaker had made several fraudulent, monetary, transactions. The officer is awaiting further documentation and the investigation is continuing.

Residential Burglary: On August 7, 2012, at 8:31 PM, an officer responded to the 900 block of Devonwood. The residents reported they had been away from their home since July 26, 2012. When they returned they discovered the front door had been forced open. .

Outside Assist: On August 8, 2012, at 12:59 AM, Hercules officers were informed that the Contra Costa Sheriff's Department was investigating a car fire on San Pablo Ave, in Rodeo. There was a description of a possible suspect. Hercules officers located a male, matching the description, in the 800 block of Willow Ave. The Sheriff's Deputies arrived and took over the investigation.

Outside Assist: On August 8, 2012, at 3:46 AM, Hercules Officers assisted Pinole Officers for the search of a parole. The suspect had fled from a Pinole Officer, during a contact. The suspect was not located.

Identity Theft: On August 8, 2012, at 10:16am, an officer was dispatched to Police Department lobby. The reporting party said someone illegally opened up a utility account, in her name, while she was deployed in Afghanistan.

Fraud: On August 8, 2012, at 3:45pm, officers responded to the 1600 block of Sycamore Ave (Bank of America) regarding a fraud in progress. A branch manager called to report a female was attempting to cash a fraudulent check. Rhiana Latrice Obermier, 24 of Richmond, was contacted outside the bank and subsequently arrested for fraud. Obermier was transported to Martinez Detention Facility.

Recovered Stolen Vehicle: On August 8, 2012, at 6:44pm, an officer recovered a stolen 2000 Ford Ranger from the 700 block of Alfred Nobel Dr. The vehicle was reported stolen to Vallejo Police Department on 12/21/10.

Mental Health Evaluation: On August 08, 2012, at about 9:04 pm, officers responded to the 100 block of Skelly Way. The reporting party said there was an unwanted person doing damage to the property. The officers determined the subject had not taken his prescribed medication and met the criteria for a 72 hour mental health evaluation. The subject was transported to the Martinez County Hospital.

Public Intoxication: On August 8, 2012, at about 9:43 pm, officers responded to a report of an unresponsive male, near the dumpster, in the Rite Aid parking lot. Officers determined that Jimmy Louis Gwin, age 33, was highly intoxicated. Gwin was placed under arrest for Public Intoxication. Based on his intoxication level he was transported to the Contra Costa Regional Medical Center where he was cited and released.