



MEMORANDUM

DATE: July 27, 2013

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

FROM: Steve Duran, City Manager

SUBJECT: City Manager's Weekly Report

MEETING SCHEDULE

Date and Time	Event	Location
Tuesday, August 20, 2013 6:00 p.m. – Closed Session 6:30 p.m. – Open Session	Special City Council Meeting	Hercules City Hall – Council Chambers 111 Civic Drive, Hercules, CA 94547
Tuesday, September 10, 2013 6:00 p.m. – Closed Session 7:00 p.m. – Open Session	City Council Meeting	Hercules City Hall – Council Chambers 111 Civic Drive, Hercules, CA 94547

REAL ESTATE PROJECT UPDATES

Sycamore North. Staff continues to work on acquiring necessary easements on “R Alley” that are necessary for emergency access and will enable the completion of the Sycamore North building immediately adjacent to R Alley. Due to delays caused by the Bayside Home Owners Association Board’s initial and continuing refusal engage in negotiations, the City Council approved a Tenth Amendment to the Purchase Agreement to extend the deadline for close of escrow. The City Council also scheduled a Special Meeting for August 20, 2013 to consider a Resolution of Necessity, which is a necessary step in taking a public right of way easement by eminent domain. The Council also directed staff to make all reasonable efforts to negotiate an agreement with the Bayside Home Owners Board and thus avoid litigation. I e-mailed the Management Company Wednesday morning, advising of the Council action and asking for a meeting with representatives from the Board, without lawyers, to try and reach an agreement. There has been no response as of yet. I will follow up Monday. A formal notice of the Special Meeting will be sent to the HOA Board by outside counsel next week.

Bayfront – ITC 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.

City Council approved the award of the San Francisco Bay Trail grading contract on Tuesday night. This contract includes the San Francisco Bay Trail from Victoria by the Bay to John Muir Parkway and the Track Preparation retaining walls / grading for the future railroad station track approach from the east.

A “ground breaking event” has been tentatively scheduled for September 4, 2013 from 5:00 to 7:00 p.m. to celebrate the recently initiated work on John Muir Parkway and the Bay Trail. U.S. Representative Mike Thompson has confirmed for the event.

MUNICIPAL SERVICES UPDATES

Building Permits:

- Number of permits issued-----7
- Building permit fees collected-----\$1,799.20
- Number of inspections-----20
- Code Enforcement inspections-----2

Sewer Lateral Inspection Program:

- Number of application received: 9
- Sewer Lateral Inspection Fees Collected: \$1,125.00
- Number of Certifications issued: 7
- Number of Deficiency Notices issued: 5
- Number of Condominium Waivers issued: 1

Other Activities:

- Wide Load/Transportation Permits Issued: 0
- Encroachment Permits Issued: 6
- Bay Trail/Path-to-Transit – Site Preparation Project – Construction in progress.
- ITC SF Bay Trail Project.
- Entered grant funded projects into the FMS Website.
- Staff continues to work on the State Revolving Loan Fund Application for Pinole/Hercules Wastewater Treatment Plant Upgrade.
- Staff continues to meet with Recyclemore and Richmond Sanitary regarding collection and post-collection contracts.
- Staff continues to meet with Pinole staff to discuss plant upgrades at the Pinole/Hercules Wastewater Treatment Plant.
- Staff continues to work with Ducks Unlimited on Chelsea Wetlands Restoration Project.
- The back-up generator at the Bayside lift station is disabled for repairs. The bypass pump is in place in case of long term power loss.

- Outer pane of a large upper window was broken at the Library by an unknown cause. Staff removed all hazardous glass and will be working with contractor for replacement.
- Goats from Goats R Us have arrived to complete large area grazing on Lupine.
- Numerous trip hazards on city sidewalks removed by contractor.
- Two fountains at Refugio Lake were down for inspection. Inspection revealed that repairs are necessary. Parts have been ordered.
- Staff has met with Siemens regarding co-gen deficiencies at the Swim Center. Future meetings to be held to discuss compensation.

Hercules Municipal Utility Activities:

- Visual inspection(s) = 159
- Meter read(s) = 2
- Meter Reinstall(s) = 0
- Meter Pull(s) = 0
- Post Red Tag(s) = 1
- Pump vault(s) = 8
- Inspection(s) = 2

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.

Licensed Before & After School Child Care and Seasonal Camps:

School starts August 20th Sign up for 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

Aquatics:

- **Public Swim**
 - Sat 1:30-5pm 6/1/13-8/18/2013
 - Sun 12:30-4pm 6/2/13-8/18/2013
 - M/T/TH/Fri 1:45-4pm 6/10/13-8/18/2013
 - Closed on Wednesday's

- **EBSD Summer Seasonal Membership- 20 enrolled**
 - Dates: 6/10/13-9/27/13
 - Spinners: M-TH, 6:30-7pm
Intermediate: M-F, 5-6:15pm
Advanced: M-F, 5-6:30/7pm

- **EBSD Year Round Membership- 79 Enrolled**
 - Dates: 10/1/12-9/31/13
 - USA Registration fee: Year Round Swimmer \$80 (made payable to EBSD)
 - Code: 52200-G-L
 - Spinners: M-TH, 6:30-7pm, \$66
Intermediate: M-F, 5-6:15pm, \$83
Advanced: M-F, 5-6:30/7pm, \$94

Lap Swim/Water Walking:

- Ages: 14+
- Days: M-F
- Times: 9:30am-12:30 and 8pm-9pm
- Fees: Resident- Youth & Senior \$4/Adults \$5
Non-Resident- Youth & Senior \$5/Adults \$6

- **Swim Passes:**
 - 10 Visit Swim Pass Resident- \$40 Adults/\$30 Youth Non-Resident-\$50 Adults/\$40 Youth
 - 25 Visit Swim Pass Resident- \$100 Adults/\$75 Youth Non-Resident- \$125 Adults/\$100 Youth

- **Hercules Piranhas-**
 - 117 enrolled

- **Monthly Zumba Classes and Passes Include:**
- Fees: \$45 Residents / \$50 Non-Residents
- Drop in: \$10 per class
 - Zumba (Mondays, 7-8pm)
 - Zumba Gold (Wednesdays, 9:30am-10:30am)
 - Aqua Zumba (Wednesdays, 7-8pm)
 - Zumba Sentao (Fridays, 5:45pm,-6:45pm)
 - Zumba (Fridays, 7-8pm)
 - Zumba Toning (Sundays, 9-10am)
 - Aqua Zumba Gold (Starting in June, Sundays, 11am-12pm)

Swim Lessons!!!!

- **Individual, Semi-Private, Group, Adult, and Aqua Tot Swim Lessons:**
 - Ages: 6 months +
 - Prices:
 - Individual Lessons: Resident \$158/Non-Resident \$172
 - Semi-Private Lessons: Resident \$121/Non-Resident \$139
 - Group Lessons: Resident \$80/Non-Resident \$93
 - Adult Lessons: Resident \$93/Non-Resident \$107
 - Aqua Tot Lessons: Resident \$80/Non-Resident \$93
 - Days: M/T/TH/F (2 weeks/8 classes)
 - Dates: 8/5-8/16 Times: Morning/Afternoon/Evening

Aquatics Training Classes:

- Title 22: The purpose of this course is to meet the specialized First Aid training requirements of the California Administrative Code which is required for Lifeguards, Police Officers, and Fire Fighters. This course will provide these First Responders with the knowledge and skills they will need to help to sustain life until more advanced medical help arrives.
Pre-requisites: Current certification in CPR/AED for the Professional Rescuer, First Aid, and Lifeguard Training for the Professional Rescuer.
 - Location: Swim Center
 - Dates: 8/5-8/13
 - Days: M,T,F
 - Ages: 15+
 - Times: 6-9pm
 - Code: 21210- C
 - Fees: Resident \$168/non-Resident \$182

Teens:

Sign up for our Summer Camp for grades 6th -9th. Currently have an average of 32 participants. Also make sure to sign up for the Fall SPOT Before and After school program.

Facilities:

Are you looking for a hall to rent to hold a meeting, party, wedding reception, graduation, birthday, retirement or 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 classes. Classes include Tutoring, Math Tutoring, Oil Painting, Chinese, Dog Obedience, Ballet, Gymnastics, Belly Dance, Guitar, Karate, Ab Lad, Zumba & Jazzercise. Make sure to register early before they fill up or get canceled for low enrollment.

Parks & Recreation Activity Guide & Banner Programs:

We are accepting applications to advertise in the next edition of the Parks and Recreation activity guide which will come out in July 2013. For the Banner Program we have a few spots open for May 2013. If you have specific questions feel free to give Andrea Mendez a call at (510) 799-8290 or email amendez@ci.hercules.ca.us.

Sports:

We have started our Co-Ed 7-10 Junior Elementary Basketball League. The league will run from July, through September, 6 days per week with practices being held Monday through Thursday and games on Fridays and Saturdays. We currently have 100 kids enrolled.

- Softball Leagues at Fernandez Park on Monday and Tuesday Nights with (6) teams each night.
- Basketball clinic started this week has 25 participants enrolled
- Golf League at Franklin Canyon has 10 teams enrolled
- Volleyball camp had 23 enrolled

Tiny Tots & Little Learners:

A great introduction to your child's "First Learning Experiences". They will have fun making their first school friends, learning through play, games, arts, crafts, and healthy snacks. Our loving and qualified staff will guide them with socialization and self-help skills. Children have so much fun, they do not realize they are learning! Our program runs along with the school year from September-June. Come see what keeps our children smiling! Children must be completely toilet trained.

- For next Fall our Tiny Tot program has a 5 day Jr. Kindergarten program, A MWF Pre K program and a T/TH Little Learner which are full already!

Seniors/50+:

Come to the Senior Center Programs to enjoy: CC Café, Art Class, Card Club, Ping Pong, Tai Chi, Zumba Gold, Low Impact Exercise Classes, Dance Club, and a Hula Dance. Become a Member for \$20.00, your membership gives you access to over 30 classes and programs at a discounted rate.

WEEKLY POLICE REPORT – Week ending July 24, 2013

Unattended Death: On July 18, 2013, at 6:48am officers were dispatched to the 1500 block of Sycamore for a Coroner's case. When officers arrived, the Rodeo Hercules Fire Department was on scene and had pronounced the 72 year old female deceased. The subject had recently had surgery, and was on multiple medications. The Coroner authorized the release the body to a Funeral Home.

Stolen Vehicle: On July 18, 2013, at 8:38am, an officer was dispatched to the 100 block of Cinnabar. The victim reported she parked her 1984 Chevy Camaro, across the street from her residence, at 8:00pm last night. This morning at 8:30am, her vehicle was not where she last parked it.

Evading Peace Officer Recklessly: On July 18, 2013, at approximately 4:47pm, a Hercules Police Officer observed a silver Nissan run the stop light at Sycamore Ave, and Refugio Valley Rd, almost hitting a vehicle in the intersection. The officer notified dispatch he was attempting to stop a car; giving the description of the vehicle, and the license number. Dispatch advised the vehicle was wanted in the investigation of a felony Domestic Violence incident, which had just occurred in Pinole. The Nissan failed to yield and went E/B on Sycamore, at an estimated 60mph, running several stop signs. The Nissan turned right on to Lupine Rd and increased speed to an estimated 80mph. The vehicle ran several additional stop signs, and was “fish tailing” from one side of the street to the other. The officer lost sight of the vehicle in the 2100 block of Lupine Rd. When the officer came around the curve, in the 2200 block of Lupine Rd, he observed the Nissan had crashed into a garage, which was attached to a residence. The Nissan was upside down and settling onto a fence and two vehicles, which had been parked, in the driveway. The driver, 18 year old Alberto Morales of Pinole, was the lone occupant of the vehicle. He was transported, by ambulance, to John Muir Hospital with minor injuries. Morales was treated and released from the hospital. Morales was arrested by Pinole Police Department and booked, into the Martinez Detention Facility, for multiple felony charges. The Hercules Building Official determined that the residence was uninhabitable at this time.

Domestic Violence On July 18, 2013 at 6:22PM Officers were dispatched to the 200 block of Compass Point. The reporting party stated her husband attacked her twice, in June of 2013. A case was taken for Domestic Violence.

Identity Theft: On July 18, 2013 at 10:14pm, a resident from the 200 block of Lilac Cir submitted an online report for identify theft. The reporting party stated someone used his social security number, to open a “Dish” account without his permission.

Court Order Violation: On July 19, 2013, 3:08pm, an officer was dispatched to a lobby detail. The reporting party said his children’s mother did not show up today for their custody exchange, per a court order. A case was taken.

Petty Theft: On July 19, 2013, at 5:13pm, an officer was dispatched to the 100 block of Glenwood for a report of a theft from an auto. The reporting party said someone stole jumper cables, engine oil, and anti freeze, from her unlocked vehicle. The incident occurred on July 18, 2013.

Driving Under the Influence of Alcohol: On July 20, 2013, at 1:37AM, an officer made a traffic stop on a white 1999 Honda Civic. The stop occurred in the 3900 block of San Pablo Ave. The driver, 24 year old Joseph Wilson of Oakland, displayed objective symptoms of intoxication. He was arrested for Driving Under the Influence of Alcohol. He was cited and released to a responsible person.

Identity Theft: On July 20, 2013 a Hercules resident made an online report regarding Identity Theft. The reporting party stated he received a notice, from a cell provider, of an overdue bill. The reporting party has never had an account with the company.

Missing Juvenile: On July 20, 2013, at 5:41AM, an officer was dispatched to the 200 block of Apollo, for a missing/runaway juvenile. The reporting party said her 16 year old daughter ran away sometime after midnight. The juvenile has runaway before, when she lived in Marin. She was entered into the missing persons system. At approximately 5:30pm the mother reported she located her daughter in Stockton and brought her home.

Structure Fire: On July 20, 2013, at 1:31pm, HPD officers were dispatched to a residential fire in the 2200 block of Lupine Rd. The caller said he saw smoke coming from the eaves of the residence. When the first officer arrived he saw the garage of the residence was fully engulfed. Officers determined a passer-by saw a vehicle, inside the garage, on fire. He was able to kick in the front door, and locate an elderly male, in a back bedroom, of the house. The passerby was able to get the male out of the residence, through the garage. The good Samaritan sustained minor burns to his forearms. The elderly male had minor scrapes on his knees. Both subjects were treated by Paramedic at the scene. The house next door received minor fire damage but was inhabitable. No other homes in the area were structurally damaged.

Driving Under the Influence of Alcohol: On July 21, 2013 at 12:51 AM an officer made a traffic stop on San Pablo Avenue at Sycamore Avenue. The driver showed objective symptoms of intoxication, but refused all tests. 30 year old Jerry Moore, of Vallejo, was arrested for Driving Under the Influence of Alcohol. It was determined the subject did not have a valid driver's license. Moore was transported to the Martinez Detention Facility.

Warrant Arrest: During the above vehicle stop, the officer determined the passenger, 26 year old Martiza Zarate of Vallejo, had an outstanding citable warrant. Zarate was cited, with a new court date, and released at the scene.

Miscellaneous Animal Complaint: On July 21, 2013 at 5:25 PM a Hercules resident reported she was on a walk when she was confronted, and bitten on the ankle, by a small dog. The dog was unsecured, in the 200 block of Iris Rd. The owner of the dog was contacted and stated he was unsure how the dog escaped from the back yard. Animal control was notified and a case was taken for documentation.

Armed Robbery: On July 22, 2013 at 4:40 AM an adult male (victim) was using the ATM at Wells Fargo Bank. An African American male walked up, pointed a gun at the victim, and demanded money. The victim dropped his wallet and the suspect picked up the wallet and fled. The suspect was last seen running towards Refugio Valley Park. The suspect was described as being in his late teens; 5-7; 150lbs; wearing blue jeans, a black sweatshirt, black baseball hat, and a blue bandana across his face. Officers checked the park, but no suspect was located. This case is under investigation.

Misdemeanor Warrant: On July 22, 2013, at 11:28 AM, an officer stopped a vehicle in a parking lot in the 800 block of Willow Ave. During the traffic stop the officer determined 32 year old Justin Jones, of Hercules, had a citable misdemeanor warrant held by Marin County. The officer cited and released Jones at the scene with a new court date.

Theft of Mail and Vandalism: On July 23, 2013, at 5:40 AM, a resident from the 500 block of

Athena reported the group mailbox, nearest her address, had the rear door pried open exposing the resident's mail slots. All of the slots were empty of mail. An officer contacted several residents and one of them last saw the mailbox cluster undamaged on July 22, at 5:00 PM.

Home Invasion Robbery: On July 23, 2013, at 10:38PM Hercules Police Officers responded, to the 100 block of block of Bonaire Ave, for the report of a Residential Robbery. Officers arrived and contacted an adult female victim, who was the lone occupant of the residence.

The victim stated she was sleeping, in the upstairs master bedroom, when she was awakened by a male. The male shined a bright light in her face, and said he was "the police". The suspect asked the victim if she was alone in the house, then punched her in the face and tied her up with a cord. The suspect put an object to the victim's head and threatened to kill her. The victim believed the object was a gun, but did not see it. The suspect dragged the victim into the master bedroom closet and demanded money and jewelry. When the victim stated she had neither, the suspect hit her again and threatened to shoot her. The victim heard a second male, in the bedroom, but did not see him.

Officers examined the home and determined the suspects entered through an unlocked downstairs bedroom window. The master bedroom, and closet, was ransacked, but the victim could not determine any loss at this time. Several small electronic devices, which were in the residence, were not taken.

The victim received facial injuries and was transported to a local hospital for treatment. She was later released. The investigation is continuing.

Mental Health Evaluation: On July 24, 2013, at 11:33am, a Social Worker, from Stanislaus County, requested a welfare check in the 2000 block of Tsushima. One of his adult male clients was reportedly at the residence. The client suffers mental health issues and has a history of hurting himself. The subject is on conservatorship with Stanislaus County. Officers contacted the subject and determined he was off his medication. The subject met the criteria for a mental health evaluation. He was transported, by ambulance, to the County Regional Medical Center.

Littering: On July 24, 2013, at 11:34am, a Hercules Public Works employee reported illegal dumping in the area of the John Muir extension. This is the second time a witness has seen this vehicle in the area dumping empty boxes. The witness was told to notify police while the dumping is occurring.

Vandalism: On July 24, 2013, at 5:09pm, an officer was dispatched to the 200 block of Violet for a report of vandalism to a vehicle. The reporting party parked his vehicle in his driveway at about noon today. He discovered damage at about 3:30pm. The damage consisted of an etching, on the hood, of a pentagram with "DEATH" written above it. The investigation is continuing.