



MEMORANDUM

DATE: August 17, 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
Monday, August 19, 2013 7:00 p.m.	Planning Commission Meeting	Hercules City Hall – Council Chambers 111 Civic Drive, Hercules, CA 94547
Tuesday, August 20, 2013 6:30 p.m. – Closed Session 7:00 p.m. – Open Session	City Council Special 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
Tuesday, September 11, 2013 7:00 p.m. – Open Session	Redevelopment Oversight Board Meeting	Hercules City Hall – Council Chambers 111 Civic Drive, Hercules, CA 94547
Monday, September 16, 2013 7:00 p.m.	Planning Commission Meeting	Hercules City Hall – Council Chambers 111 Civic Drive, Hercules, CA 94547

HMU DISPOSITION

Legal counsel and I met with PG&E and California Public Utilities Commission (CPUC) staff last week to discuss expediting approval of the sale of Hercules Municipal Utility to PG&E. CPUC staff was receptive to expediting the process. Legal counsel will be attending a pre-hearing meeting on Monday, August 19. PG&E and City staff, counsel and consultants continue to work on information sharing and coordination with the CPUC process.

2010 – 2011 AUDIT

The independent audit of the City's 2010 – 2011 finances is complete. This audit took a lot of time and effort due to an extraordinary number of adjustments necessary to get the 2010-2011 books in proper order. Findings show that the City was in serious financial peril in 2010-2011 and we know that it took all of 2011-2012 to, if you will pardon the mixed metaphors, stop the bleeding and right the ship. Copies of the audit will be distributed to the City Council and finance committees and a meeting of the committees will be scheduled to review the audit.

REAL ESTATE PROJECT UPDATES

Sycamore North. Staff continues to work on acquiring necessary easement(s) on “R Alley” that are necessary for emergency access and will enable the completion of the Sycamore North building immediately adjacent to R Alley. The City Council is scheduled to consider a Resolution of Necessity, which is a necessary step in taking a public easement, on August 20. Staff and legal counsel are trying to negotiate reasonable price and terms for the necessary easement(s), but nothing will be resolved before August 20.

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.

A groundbreaking event for the Intermodal Transit Center is scheduled for Wednesday, September 4, 2013 at 10:30 a.m. to celebrate the ground breaking for the Bay Trail and completion of site preparation for the extension of John Muir Parkway. Congressman Mike Thompson has confirmed for the event.

MUNICIPAL SERVICES UPDATES

Building Permits:

- Number of permits issued-----12
- Building permit fees collected-----\$2,169.27
- Number of inspections-----19
- Code Enforcement inspections-----7

Sewer Lateral Inspection Program:

- Number of application received: 5
- Lateral Inspection Fees Collected: \$625.00
- Number of Certifications issued: 4
- Number of Deficiency Notices issued: 2
- Number of Condominium Waivers issued: 0

Other Activities:

- Wide Load/Transportation Permits Issued: 2
- Encroachment Permits Issued: 0
- Bay Trail/Path-to-Transit – Site Preparation Project – Construction in progress.

- ITC SF Bay Trail Project #63001A - Award.
- Collecting field data for 2013/2014 overlay project.
- Trash Management Area Maps – Clean Water Program.
- Staff hired a contractor to do emergency repair work on a large pothole on Emerald Drive.
- 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 but is now out of commission due to adult diapers, rags, and swiffer type products being disposed of in the sewer system. If this continues the City could experience an overflow into the creek or Chelsea by the Bay neighborhood. Citizens are reminded they should always place these items in the trash receptacle for pick-up.
- 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.
- Six trees at the Library that were dead were removed and replaced with crepe myrtles.
- Staff continues to remove a large volume of yard sale signs from our light poles. They damage the paint on the poles and are not allowed.
- Staff is contracting with County Signal Maintenance to install audio alerts on the signals at the Hercules Middle/High School. The parts have been ordered and when they arrive installation will begin.

Hercules Municipal Utility Activities:

- Visual inspection(s) = 168
- Meter read(s) = 3
- Meter Reinstall(s) = 0
- Meter Pull(s) = 1
- Post Red Tag(s) = 2
- Pump vault(s) = 7
- 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.

Total revenue for the department was \$33,309 for the week.

Parks & Recreation Activity Guide & Banner Programs:

Hopefully everyone received their Fall Parks and Recreation Guide in the mail last weekend, make sure take a look at all the fun and enjoyable classes and program we have to offer! We are accepting applications to advertise in the next edition of the Parks and Recreation activity guide which will come out in December 2013. For the Banner Program we have a few spots open for August and September 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.

- \$20 in revenue for this week

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
- \$7,539 in revenue for this week

Aquatics:

- **Public Swim**
 - Sat 1:30-5pm 6/01/13-8/18/2013
 - Sun 12:30-4pm 6/02/13-8/18/2013
 - M/T/TH/Fri 1:45-4pm 6/10/13-8/18/2013
 - Closed on Wednesday's
- **EBSD Summer Seasonal Membership- 20 enrolled**
- **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
- **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 Swim Lessons:**
 - Ages: 6 months +
 - Prices:
 - Individual Lessons: Resident \$158/Non-Resident \$172
 - Group Lessons: Resident \$80/Non-Resident \$93
 - Adult Lessons: Resident \$93/Non-Resident \$107
 - Days: M/T/TH/F (2 weeks/8 classes)
 - Dates: 8/19-8/30 Times: Evening
- \$2,680 in revenue for this week

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.

- \$4,462 in revenue for this week

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.

- \$820 in revenue for this week

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.

- \$2,040 in revenue for this week

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.

- Basketball camp for ages 10-13 had 12 participants
- \$2,789 in revenue for this week

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!
- \$503 in revenue for this week

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.

- Had over 389 participants for classes and programs
- \$445 in revenue for this week

WEEKLY POLICE REPORT – Week ending August 15, 2013

Vandalism On August 8, 2013 at 8:03am, a resident, from the 100 block of Glenwood, reported vandalism to a cluster of mailboxes serving a portion of the units. The large back door (that mail carriers use to access all the boxes at once) was forced open, consistent with prying. The mailboxes were intact at 12:30am this morning. The damage was discovered just prior to time of call. A call was later taken reporting scattered mail on Village Parkway near the entrance to Glenwood. An area check yielded negative results for the mail.

Driving Under the Influence of Alcohol/Probation Violation: On August 8, 2013 at 4:54pm, officers were dispatched to the 800 block of Willow Ave. The reporting party stated an intoxicated adult male was yelling and using profanity inside the Gas station. While in route officers were advised that the subject got into a gold Chevy Monte Carlo and left in an unknown direction. An officer located the vehicle, as it pulled into the shopping center, in the 800 block of Willow Ave. The officer contacted the driver and he displayed symptoms of intoxication. 35 year old John Patrick Thomas, of Hercules was arrested for Driving Under the Influence of Alcohol. A records check showed Thomas was on probation, for a previous DUI conviction, and was driving on a suspended license. Thomas transported to the Martinez Detention Facility.

Public Intoxication: On August 8, 2013 at 6:27pm, officers responded to McDonald's in the 1500 block Sycamore Ave. The reporting party stated an adult male had been inside the restaurant for over 30 minutes, and appeared to be intoxicated. Officers contacted 56 year old Isaganni Bautista. Bautista was determined to Under the Influence of Alcohol in Public, and unable to care for himself. He was arrested and transported to the Martinez Detention Facility.

Unauthorized use of an Access Card: A resident, from the 100 block of Abalone Cove, submitted an online BobCop report regarding someone using her credit card without her permission.

Driving Under the Influence of Alcohol: On August 9th 2013 at 9:07pm an Officer conducted a traffic stop, on Gold 1999 Mercedes, for running multiple stop signs on Lupine Rd near Heather Dr. The driver of the vehicle displayed objective symptoms of being under the influence of alcohol. 47 year old Stephen Carl McDonald, of Hercules, was arrested for Driving Under the Influence of Alcohol and cite released to a responsible party.

Fraudulent Use of Access Card: On August 10, 2013 at 5:24 hours, an officer was dispatched to the 700 block of Hermes. The reporting party said he was on vacation when he discovered one of his credit cards was used to make unauthorized purchases.

Outside Assist: On August 10th 2013 at 11:55PM Officers responded, to the area of the Victoria Green apartment complex, to assist Vallejo Police Department. Vallejo Police were pursuing a blue Honda Odyssey, wanted for Car Jacking. The vehicle took the Hercules off ramp, from W/B 80, and ended up in the Victoria Green complex area. The suspect abandoned the vehicle and ran into the complex. Hercules and Pinole units assisted Vallejo officers with a perimeter and search of the area. The suspect was not located.

Possession of a Narcotic/Battery/Resisting Arrest: On August 11th 2013 at 12:19AM HPD units were dispatched to the area of Tamarack Dr for a large party, with subjects fighting in the street. Officers located three subjects on the ground, in front of a residence, in the 100 block of Tamarack Dr. An adult male had a gash on the bridge of his nose and was covered in blood. A second adult male (later identified as the suspect) was bleeding from his nose. Both subjects were attending a birthday party when the home owner noticed the suspect had brought what she believed to be narcotics, into her house. She advised him to leave. An argument/fight ensued and suspect was punched by an unknown subject. The suspect then got into an argument with the victim and punched him in the face/nose. Two adult females attempted to stop the fight and were knocked to the ground. One of the females was transported due to an arm injury and the second female declined medical attention. Both males were attended to by the Fire Department and medically cleared. Officers attempted to arrest 25 year old Jose Luis Angeles-Alejandre, for Battery, and he tried to pull away from Officers. The suspect was taken to the ground, but continued to fight with Officers. Angeles-Alejandre was also found to be in possession a Controlled Substance. Angeles-Alejandre was transported to the Martinez Detention Facility.

Mutual Combat: On August 11th 2013 at 0618 hours Officers were dispatched to the 1100 block of Advocet. The reporting party said he heard subjects arguing and threatening each other. Officers determined the actual address was in the 1000 block of Advocet. Two adult males were involved in mutual combat. Neither party wished to press charges.

Warrant Arrest: While investigating the previous call, officers contacted 30 year old Antoine Wilkins, of Hercules, and determined that he had a non-citable \$2,500 warrant out of Sonoma County. Wilkins was placed under arrest and transported to the Martinez Detention Facility.

Suspicious Circumstances: On August 11, 2013, at 12:02PM, a Volunteer Parking Enforcement Officer was flagged down by a Home Depot employee regarding a theft in progress; and stated the subject was still inside the store. The subject was detained outside the store. The employee stated

the subject was seen inside Home Depot pushing a cart around with several drill sets. He pushed the cart towards the emergency exit doors several times before he decided to abandon the cart, inside the store, and leave. It was determined that no crime had occurred and the subject was released.

Mental Health Evaluation: On August 11, 2013, at 1:13pm an officer was dispatched to the 100 block of Paradise. The reporting party said two siblings, a 14 year old male a 14 year old female, were fighting. The female picked up a kitchen knife and she chased the male. The female was determined to meet the criteria for a Mental Health Evaluation. She was transported, by ambulance to the County Regional Medical Center.

Vandalism to a Vehicle: On August 11, 2013 at 7:02 pm a resident, from the 1000 block of Devonwood, reported an unknown person put a 15” scratch on the top of her car’s trunk lid. He stated it occurred within the last 24 hours.

Miscellaneous Information: On August 11, 2013 at 9:01 pm a resident from the 900 block of Bacchus reported that her son took her vehicle without her permission. She stated she did not want to press charges against her son, but wanted her car back. The reporting party was advised the vehicle could not be entered as stolen unless she stated she wanted prosecution. A case was taken for informational purposes.

Forgery/Uttering of a Bank Note: on August 12, 2013 at 10:28 AM an employee of Taco Bell reported three males had just passed a counterfeit bill at Taco bell. A search of the area met with negative results.

Mental Health Evaluation: On August 12, 2013, at 8:47am, officers were dispatched to the 1500 block of Sycamore Ave. The reporting party said an adult male, wearing a purple jacket, was lying on the ground hugging a utility box. Officers arrived and saw the subject lying on the ground. The subject got up and walked into the traffic lanes of Sycamore Ave. Officers determined the subject met the criteria for a Mental Health evaluation. He was transported, by ambulance, to the County Regional Health Center.

Suspended Driver’s License/Warrant Arrest: On August 12, 2013, at 11:18 am, an officer made a traffic stop, on a 2000 Honda Accord, at 681 Parker Ave. The driver; was determined to be driving on a suspended driver’s license. 31 year old Alexander Perez, of San Pablo, also had a citable Misdemeanor Warrant out of Marin County. Perez was cited for the Suspended Driver’s license, and also cite released on the warrant.

Possession of a Controlled Substance: On August 13, 2013, at 8:28 am, Hercules officers assisted probation officers with probation search in the 200 block of Bobolink Way. The probationer was at the residence, but ran out the back slider and down the hillside. He was found lying in some bushes about halfway down the hill. Probation officers found a substance, believed to be a narcotic, and other items which violated the subject’s probation. 30 year old Justin Kemal was arrested for Possession of a Controlled Substance, and Probation Violation. He was transported to the Martinez Detention Facility.

Residential Burglary 459 PC: On August 13, 2013 7:57 PM Hercules Officers were dispatched to the 100 block of Maritime Terrace. The reporting party discovered the front door ajar, while getting the mail for the residents, who were on vacation. Officers cleared the house and there was no one inside. It appears the suspect(s) made entry into the residence through an unlocked kitchen window. It is unknown what is missing from the residence at this time.

Possession of a Controlled Substance: On August 14, 2013 at 12:47 AM an officer conducted a pedestrian stop on Refugio Valley Rd, at Country Run. 45 year old Prentiss Jackson, of Hercules, was found to be on searchable probation. During a search, of the subject, the officer located a pipe associated with drug usage. The officer found a substance, believed to be narcotics, in a bag near where the subject was stopped. Jackson was arrested for Possession of a Controlled Substance, and Violation of Probation. He was transported to the Martinez Detention Facility.

Found Property: On August 14, 2013 at 4:52 AM an officer located an abandoned Free Spirit Tailwind mountain bike, parked on the sidewalk, in front of 200 Linus Pauling. The bike was taken for safekeeping.

Warrant Arrest: On August 14, 2013, at 12:10 pm, an officer made a pedestrian stop at Home Depot on two subjects. 27 year old Francisco Naranjosoto, of Concord, was determined to have a "No Bail" warrant. He was arrested and transported to the Martinez Detention Facility.

Probation Violation: On August 14th 2013 at 8:56 pm Officers were dispatched to the 100 block of Heather Ave. The reporting party said an adult male appeared to be intoxicated and was arguing with his adult sister. Officers determined 29 year old Victor Diaz was on probation, which included a clause stating he could not consume alcohol. Diaz was placed under arrest transported to the Martinez Detention Facility.

Theft from a Vehicle: On August 14th 2013 a Bobcop report was submitted for a theft, from a vehicle, parked at the Franklin Canyon Golf Course. A Walnut Creek resident advised items were taken from his vehicle on 08-14-13 between 4:00pm and 8:00pm. Entry was made via a partially open rear window. The stereo from his vehicle was taken along with some personal items.

Armed Robbery Suspect Arrested: On July 22, 2013, at approximately 4:40am, a Hercules resident went to the Wells Fargo Bank, at 1572 Sycamore Ave, to use the ATM. He was approached by a male, armed with a gun, who demanded money. The victim dropped his wallet. The suspect picked up the wallet and fled the area. .

Officers determined someone attempted to use two of the victim's debit cards, multiple times, at two different banks. All of the attempts occurred on the same days as the robbery. During the investigation officers were able to identify the person attempting to use the debit cards.

On August 15, 2013, at approximately 7:00am, officers went to the 800 block of Valley Run with a Ramey Arrest Warrant, for 18 year old Cornel Miller, and a Search Warrant for his residence. During the search officers located evidence which linked Miller to the robbery and attempted use of the debit cards.

Miller was not at home, at the time of the search, but officers determined he was at work at the Wal-Mart, in Richmond. Officers went to the Wal-Mart. When Miller observed the officers he took off, on foot. He was apprehended after a short foot pursuit.

Miller was arrested for First Degree Armed Robbery, and nine counts of Second Degree Burglary (placing a debit card into a bank ATM, with the intent of fraudulently taking money). He was transported to the Martinez Detention Facility.