



MEMORANDUM

DATE: December 7, 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, December 9, 2013 7:00 p.m.	Community and Library Services Commission Meeting	Hercules City Hall – Council Chambers 111 Civic Drive, Hercules, CA 94547
Tuesday, December 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, December 17, 2013 6:30 p.m. – Open Session	Special Meeting of the City Council Meeting	Hercules City Hall – Council Chambers 111 Civic Drive, Hercules, CA 94547

HOLIDAY TREE LIGHTING

Community volunteers have organized a Holiday Tree lighting for Sunday, December 8, 2013 from 5:00pm-7:00 pm at the Hercules Community Center. It will include refreshments, entertainment and a visit from Santa.

RELIEF FOR THE PHILIPPINES

The Hercules Police Explorers have joined with other not-for-profits, the Phil-Ams, Lions and Rotary to put on a fund raiser for Philippine typhoon relief. It will be a pasta feed on Sunday, December 15th at 5:00 p.m. at the Community Center. Tickets are \$20 and available from the organizations sponsoring the event. Also, donations can still be made through:

Typhoon Relief – American Red Cross
1663 Market Street
San Francisco, CA 94103

On the bottom of your check, make sure to write “Typhoon Appeal.”

HOT GARLIC CRAB FEED

The annual Hot Garlic Crab Feed is set for January 18, 2014. Purchase your tickets now. Come and experience this wonderful Hot Roasted Garlic Crab Feed! The Crab Feed includes hot roasted garlic crab, pasta, and salad. Help support the Hercules East Bay Silver Dolphins and Hercules Piranhas Swim Teams. Enjoy an evening filled with dinner, dancing, and fun

JOE EDDY McDONALD MEMORIAL HIGHWAY SIGNS

On July 9, 2012, the Hercules City Council passed a resolution urging the State Legislature to designate the Willow Avenue overcrossing over State Highway Route 4 in the City of Hercules, Contra Costa County, as the Joe Eddy McDonald Memorial Overcrossing, in order to honor and memorialize the life and service of Joe Eddy McDonald. This was a way to remember the tireless work that Joe Eddy and Mary Ann McDonald did to push through the \$86 million Highway 4 West divided highway project after they lost their daughter, Kimaree McDonald, 25, and niece, Tiffane Spencer, 17, in a tragic car accident which occurred along a winding two-lane stretch of Highway 4.

Largely through the efforts of BAPAC and Hercules Councilmember Dan Romero, the funds necessary for the signs for the overcrossing have been raised.

REAL ESTATE PROJECT UPDATES

Victoria Crescent: The proposed residential development by City Ventures at the approximately 6.5 acre Victoria Crescent site on San Pablo Avenue was approved by the Planning Commission on December 2, and is scheduled for City Council consideration on December 17.

The state Department of Finance (DOF) has approved the \$2,125,000 sale of the 6.5 acre Victoria Crescent site to City Ventures, as well as the \$5,000,000 sale of the 11.5 acre Sycamore Crossing site to Safeway subsidiary Property Development Centers and the \$8,000,000 sale of the approximately 17 acre Parcel C on John Muir Parkway to Lewis Land Developers. Sale of these former Redevelopment Agency sites is required under the legislation that dissolved redevelopment agencies statewide is also necessary for the payment of a Redevelopment Agency debt to redevelopment bond insurer Ambac and other debts of the Agency.

Sycamore North:

Presidio Development Partners, which is in contract on the property, proposes the “Towne Centrale” project as mixed-used with approximately 140 apartments, four live-work units, and approximately 12,000 sq. ft. of ground-floor retail space. The City Council discussed this matter on November 26th and directed staff to bring the matter back for further discussion on December

10th. Staff is seeking City Council direction regarding the possible re-marketing of the property, which the City has the right to do under the Purchase and Sale Agreement on January 1, 2014.

“R Alley” Issue. Originally, the Buyer was to have negotiated an easement agreement with the Bayside Home Owners Association. The Buyer, however, was not successful in obtaining the necessary easement from the Bayside Home Owners Association and has asked the City to assist with this matter. In March of 2013, the City commenced a discussion with the Bayside HOA for acquisition of a public right of way on “R Alley” in order to provide emergency access to the project and to allow for the issuance of encroachment permits for construction and maintenance. The City was unable to get the HOA to negotiate a reasonable agreement and has pursued an eminent domain action that is proceeding through the court process. The HOA has recently hired real estate counsel in this regard and settlement negotiations are in progress.

MUNICIPAL SERVICES

Building Activity:

- Number of permits issued-----9
- Building permit fees collected-----\$1,136.25
- Number of inspections----- 12
- Code Enforcement inspections-----2

Sewer Lateral Inspection Program:

- Number of application received: 2
- Lateral Inspection Fees Collected:\$250.00
- Number of Certifications issued:1
- Number of Deficiency Notices issued: 1
- Number of Condominium Waivers issued: 0

Other Activities:

- Wide Load/Transportation Permits Issued: 0
- Encroachment Permits Issued: 1
- ITC SF Bay Trail Project No. 63001A, Construction in progress.
- West Bay Trail – Site Preparation Project 63001F– Construction in progress.
- Staff continues to meet with Siemens to ensure we receive our promised energy savings as outlined in their contract. Siemens has not been responsive and staff is now looking at alternative means of replacing the pool heater.
- Pavement Maintenance Project –Drafting bid documents for spring pavement rehabilitation project.
- Staff has submitted the State Revolving Loan Fund Application for the Pinole/Hercules Wastewater Treatment Plant Upgrade.
- Staff continues to meet with Recyclemore and Richmond Sanitary regarding collection and post-collection contracts. The franchise amendment was approved at the November 26, 2013 meeting.

- Staff continues to work with Ducks Unlimited on Chelsea Wetlands Restoration Project. An RFP was issued for the work and awarded to WRA. Work will commence in approximately six months. Staff continues to meet and have included Contra Costa Flood Control in the discussions. Permits will need to be obtained through them to move forward. In addition, the City of Pinole owns a portion of the land on the Hercules side of the creek and so they have been included in the on-going discussions.
- Staff continues to meet with the Clean Water Program regarding upcoming trash reduction mandates.
- Staff repaired numerous street lights within the City.
- Staff is scheduling the work for re-lamping the high lights in the library.
- Sidewalk repair project has been completed at numerous locations throughout the City.

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.

- Look for your Parks & Recreation Activity Guide to gets delivered to your household by this weekend.

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.

Program Attendance	Monday 12/2	Tuesday 12/3	Wednesday 12/4:	Thursday 12/5	Friday 12/6	Grand Total
<i>Tai Chi</i>	17	7			25	
<i>Art</i>		5				
<i>Lunch</i>	33	29	32	32	45	
<i>Computers</i>	4	4	2	3	4	
<i>Tap</i>		6				
<i>Ballroom Dance</i>		2				
<i>Zumba</i>			30			
<i>Beads & Things</i>			3			
<i>Blood Pressure</i>						
<i>Senior Citizens club</i>					35	
<i>Therapeutic Exercise</i>			10			
<i>Chi Kong</i>			12	12		

<i>Bingo</i>				10		
<i>Cards</i>	5			5		
<i>Advance Tai Chi</i>					14	
<i>Low Impact Exercise</i>	12				17	
<i>Goodie Store</i>					21	
<i>Hula</i>	10					
<i>Fruit and Veggie Distribution</i>		143				
Total	81	196	87	62	161	588

Aquatics:

- **HOT GARLIC CRAB FEED!!!**

JANUARY 18, 2014 PURCHASE YOUR TICKETS NOW. Come and experience this wonderful Hot Roasted Garlic Crab Feed! The Crab Feed includes hot roasted garlic crab, pasta, and salad. Help support the Hercules East Bay Silver Dolphins and Hercules Piranhas Swim Teams. Enjoy an evening filled with dinner, dancing, and fun

- **Lap Swim:**

Monday-Friday- 6-7pm

Ages: 14+

Fees: Resident- Youth & Senior \$4/ Adult \$5

Non-Resident- Youth & Senior \$5/ Adult \$6

- **EBSD Fall Seasonal Membership:**

Ages: 5-18

Dates: 9/30/13-12/20/13

Registration Fee: \$295

USA Registration Fee: \$55 (check made payable to EBSD)

- **EBSD Year Round Membership-**

Dates: 10/1/13-9/31/14

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

- **Winter Swim**

Dates: 11/12/13-2/7/14

Code: 52201-Q

Days: Monday-Friday

Times: 5-6:30pm

Registration Fee: \$270

- **High School Swim Team Conditioning:**

Ages: 14-18 years
 Dates: 1/6/14-1/31/14 (M-F)
 Times: 5-6:30pm
 Fees: \$100

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 March 2014. For the Banner Program we have a few spots open for December 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.

Licensed Before & After School Child Care and Seasonal Camps:

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
- Currently we have 55 participants registered at Hanna, 31 at Lupine and 32 at Ohlone Child Cares

Teens:

Our goal is to provide programming that will foster human development, promote health and wellness, and increase cultural unity with life experiences. As our youth grow into teens, we want to give them a sense of belonging to the community and ownership. Come out and enjoy the programs and activities at the new Teen Center “T.H.E. S.P.O.T.” (Teens of Hercules Empowering through Spirit, Perseverance, Outreach, & Teamwork) located at 2007 Refugio Valley Road.

Sign up for the Fall SPOT Before and After school program.

<u>Ballet Classes</u>	<u>Guitar Class</u>
<u>Tap Classes</u>	Oil Painting
<u>Ballet Classes</u>	<u>Karate</u>
<u>Zumbatomic</u>	<u>Math Tutoring- Basic</u>
<u>Piano Class</u>	<u>Geometry/Algebra/Pre-Calculus</u>

Writing Class	Public Stargazing
Dog Obedience Training	Little Dragon

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.

Sports:

We offer sports and other positive leisure activities for patrons of all ages. Our recreational programs help promote a healthy lifestyle, while providing an environment in which people can enjoy themselves. Whether it is recreation team sports you are seeking, or an individual leisure activity/hobby, the City of Hercules is proud to offer it.

- Taking signups for the next 10-13 years Elementary Basketball League

Flag Football Camp	Table Tennis
Basketball Leagues	Basketball Clinics and Camps
Tiny Tot Sports	Tennis Lessons
Gymnastics	Karate
Open Gym Basketball and Volleyball	Tennis League

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.

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

Recreation Classes:

- We are now taking registration for many new and exciting recreation classes that cater to all ages and helps to promote a healthy lifestyle. Our classes provide a great opportunity to have fun 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.

WEEKLY POLICE REPORT – Week ending December 5, 2013

Petty Theft: On November 26, 2013 at 8:03 a.m. an Officer responded to the 100 block of Mulberry Ct. to take a report for a theft of gas from a vehicle. The reporting party stated an unknown Suspect gained entry into the unlocked gas tank, of his Blue '82 Fiat X 1/9, sometime between 10 p.m. and 7:45 a.m. The unknown Suspect siphoned approximately ½ a tank of gas.

Hit & Run Vehicle Collision: On November 26, 2013 at 9:00 a.m. an Officer was dispatched to the HPD lobby to take a counter report for a hit and run collision, which occurred in the Lucky parking lot. The reporting party said an unknown Suspect collided into the right front of her White '11 Toyota Corolla sometime 6:00 p.m. and 6:10 p.m. yesterday.

Miscellaneous Investigation: On November 26, 2013 at 1:35 p.m. Hercules Officers were dispatched to Victoria Park for a report of a 6-7 year old male running around, naked, near the playground. Officers located the male near the swings, his underwear. He was unable to communicate verbally and appeared to be Autistic. The male was given a sweatshirt and sweat pants by some nearby residents. Officers were flagged down by the male's mother, who confirmed the male is Autistic and does not speak. The child apparently got out of the house via the garage. The mother was advised to take steps to keep the child from opening the garage door.

Fraud/ Misuse of Account Information: On November 27, 2013 at 1:52pm an officer was dispatched to HPD for a lobby detail. The reporting party said on 10/17/13 someone was able to withdraw over \$1300 from her. The reporting party has her card in her possession.

Miscellaneous Investigation On November 27, 2013 at 4:06 pm officers responded to N. Front / Tsushima for a report of a 1 yr. old boy found unattended in the area. Officers located the child, who was dressed in a one piece pajama that covered his entire feet and zipped to the bottom of his neck. After about ten minutes the child's 15 yr. old brother appeared and took him home. Officers met up with the mother who said she had been away for only 15 minutes and the child was left in the care of his 15 and 12 yr old brothers. The child slipped away from his brother.

Miscellaneous Investigation: On November 28, 2013, at 4:54pm, officers were dispatched to the 100 block of Azalia Ct. The reporting party said two young children (4 year old male and 3 year old female) came to their home asking to be let in. They had no shoes on, and thin clothing. The reporting party tried to contact the parents but got no response at the residence. Officers tried phone calls and p.a. speaker to no avail. Children had said "Mom and Dad are asleep...can't wake them up." Two large, aggressive sounding dogs kept officers from entering. After about 40 minutes the parents walked out saying they had been in a deep sleep. Except for their dress, the children were otherwise healthy, nourished, uninjured, and happy. Child Protective Services was contacted and will be following up.

Recovered Found Property: On November 29, 2013 at 7:45am an officer confiscated a lost

/stolen license plate during a traffic stop on San Pablo Ave.

Attempt Residential Burglary: On November 29, 2013 at 9:09am officers were advised of alarm activation in the 200 block of Bobolink Way. When the first officer arrived, he noticed the side gate was open. As the officer approached the gate he saw that the side door to the garage had been forced open with a pry tool. The suspect then tried to pry open the garage door to the house but was likely scared off by the alarm before he opened the door.

Miscellaneous Information: On November 29, 2013 at 3:12pm officers were dispatched to the 500 block of Turquoise Drive for a possible marijuana grow. The owners of the residence reported that they suspected their tenants were using the residence to grow marijuana and were at the residence "painting to cover it up." When Officers arrived the painters were gone and there was no furniture inside the residence. There were heating lamps inside but no other signs of cultivation

Recovered found Property: On November 29, 2013 at 5:11pm an officer located a backpack in the 1000 block of North Shelter Bay. The backpack contained personal items but no ID for the owner.

Auto Burglary: On November 30, 2013, at about 11:27am, an officer was dispatched to the 800 block of Willow Ave to investigate a report of an auto burglary that just occurred. The reporting party said she and her husband stopped at the Burger King, at approximately 11:24am. The husband parked and locked the car in the center aisle directly across from the main entrance to Burger King. When the husband returned, a few minutes later, he saw a suspect standing between the passenger side door, of his car, and the driver's side of a white Honda Civic (no plates) which was now parked to right of their vehicle. The driver's door to the Civic was open and the victim's right rear, passenger side, window was smashed. The victim's luggage was removed from their back seat and was on the ground. The suspect was putting the wife's bag into the Civic. The husband tried to stop the suspect but fell over his luggage. The suspect backed his vehicle out and fled out of the parking lot.

Public Intoxication: On November 30, 2013 at 3:15pm a citizen called 911 to request a welfare check, on an individual sleeping in the driver's seat of a green pick up, in front of the Willow food and liquor. Officers contacted 50 year old Mauricio Flores, of Hercules, who was sleeping in the driver's seat of his vehicle. Flores was woken, by the officers, and displayed objective signs/symptoms of intoxication. Flores was placed under arrest for Public Intoxication and transported to the Martinez Detention Facility.

BOBCOP/ Identity Theft: On November 29, 2013, at 10:51am a citizen submitted an online report regarding identity theft. She received a letter, from a collection agency, regarding an outstanding balance from Bill Me Later. The initial purchase was made online on 9/25/12 with Delta Airlines in the amount of \$207.02. The victim did not make this purchase or allow any person authorization to use her personal information.

Residential Burglary: On November 30, 2013, at 8:40 pm, officers were dispatched to the 200 block of Starling for an in progress burglary. The victim arrived at the residence at about 8:35 pm

and he saw that the lights inside the residence were on. He parked his vehicle in the driveway and he left his wife in the vehicle. The victim walked into the residence, through the front door, and saw that the residence was ransacked. He heard the suspect run out the rear sliding door. The victim then saw the suspect climb over the side gate, of their residence, run west bound on Starling towards Pheasant. The suspect was described as an African American male, 16-18 years old, wearing a black hoodie. Pinole's Police K-9, and the County Helicopter assisted in an area check, with negative results. The time frame was 1:30 pm – 8:35 pm. The suspect gained entry into the residence through a kitchen window. The suspect used a pry tool to gain entry into the locked garage door for inside the residence.

Lost or Stolen License Plate: On December 1, 2013 at 9:32 a.m. an officer was dispatched to the 100 block of Nutmeg Ct. to take a report for a lost or stolen license plate. The reporting party stated the rear license plate to his Silver '00 Toyota 4Runner was stolen from his vehicle sometime between 3 p.m. yesterday and the time of call this morning

Warrant Arrest: On December 1, 2013 at 12:10 p.m. Hercules Officers were at Creekside Center on a previous call. An officer saw 33 year old Tonya Gatlin walking toward the exit, near the 1500 Block of Sycamore Ave. The Officer remembered Gatlin had 3 outstanding Misdemeanor Warrants. After the warrants were confirmed an Officer found Gatlin inside Rite Aid and took her into custody. She was transported to the Martinez Detention Facility.

Warrant Arrest On December 1, 2013 at 3:14 p.m. an Officer did a traffic stop, on W/B I-80 E of Pinole Valley Rd. The driver, 26 year old Francisco Naranjo-Soto of Concord, was found to be driving on a suspended. He also had an outstanding Felony Warrant issued on 10/19/13. Naranjo-Soto was arrested and transported to the Martinez Detention Facility.

Mental Health Evaluation: On December 1, 2013 at 5:28 p.m. an officer was dispatched to the 100 block of Marsala Ct. regarding an adult male subject who stated he was thinking of hurting himself. The male met the criteria for a Mental Health Evaluation and was transported, by ambulance, the County Regional Medical Center.

Suspended Driver's License & False Tab – Vehicle Tow: On December 2, 2013 at 9:06 a.m. an officer did a traffic stop, on a Gold '06 Chrysler Sebring, for expired registration and a false 2014 year tab. The Sebring's rear license plate returned to a Dodge with expired registration as of February 2013. A check of the public VIN did not match the rear license plate. The Sebring was found to have expired registration as of November 2006. The Sebring also had a front license plate that belongs to a Chevy. The driver, 52 year old Ronald Williams of Richmond, was found to be driving on a suspended or revoked driver's license. Williams admitted to knowing his driver's license was suspended. He was cited and released. The Sebring was towed.

Auto Burglary: On December 2, 2013 at 10:20 a.m. an Officer was dispatched to the 400 block Weymouth to take a report for an auto burglary that occurred overnight. The reporting party said she came outside this morning and found the driver's side door to her vehicle ajar. Brock last saw her vehicle at 4:00 p.m. yesterday.

Expired Driver's License & False Tab – Vehicle Tow: On December 2, 2013 at 11:30 a.m. an

officer did a traffic stop, on a Black '06 Dodge Charger, for expired registration (April 2013) and a false 2014 year tab. The driver, 42 year old Dexter Lott of Richmond, was found to be driving on an expired driver's license. Lott was cited and released. The Charger was towed.

Mental Health Evaluation: On December 2, 2013 at 2:00 p.m. Hercules Officers were dispatched to the 1000 block of Park St. for a report of an adult female who just took medications in an attempt to commit suicide. Officers contacted the female and determined she met the criteria for a Mental Health Evaluation. She was transported, by ambulance, to the County Regional Health Center.

Warrant Arrest: On December 3, at 1:31 AM an officer conducted a traffic stop in the 600 block of Parker Avenue. During the traffic stop it was determined the rear seat passenger had an outstanding felony warrant. 22 year old Orlando Padilla was arrested and transported to the Martinez Detention Facility.

DUI Arrest: On December 3, 2013 at 2:12 AM an officer stopped a vehicle for running the stop sign at Sycamore and Redwood. During the traffic stop 30 year old Chaiyapat Damrongekaroon showed objective signs of being under the influence of alcohol. Chaiyapat was arrested for Driving Under the Influence of Alcohol. He was cit released to a responsible adult.

Auto Burglary: On December 3, 2013 at 8:18 a.m. an officer was dispatched to Rite Aid to take a report for an auto burglary, which had occurred within the last ten minutes. The reporting party said she parked her Black '07 BMW 328i and went inside Rite Aid. When she returned she found her left rear passenger window shattered. The unknown Suspect removed a Pink & Cream canvas bag she used for work. Another customer saw a suspicious, unknown race male, riding on a bike in the parking lot during the time the auto burglary occurred. He was described as wearing black pants, black hoodie, and Timberland boots. Officers circulated the area for that subject, but didn't locate him. The Pink & Cream bag was later recovered near Choko's Cuisine.

Vehicle Collision: On December 4, 2013 at 11:48 a.m. A citizen passerby reported a two a vehicle collision on Refugio Valley Rd. at Country Run. An officer contacted both drivers and determined the driver of the Green '97 Nissan Quest sideswiped the right rear of the '11 Kia Sorento.

Suspended Driver's License/False Tab – Vehicle Tow: On December 4, 2013 at 4:08 p.m. an officer stopped a Black '99 Cadillac STS for expired registration (August 2013); and having a false 2014 year tab. The driver, 32 year old Camisha Williams of Oakland was also found to be driving on a suspended or revoked driver's license. She was cited and released. The vehicle was towed.

Grand Theft of a Pistol: On December 4, 2013 at 5:11 p.m. an officer took a report of a Pistol that was stolen out of an unlocked vehicle. The reporting party stated he noticed his loaded hand gun was missing from his vehicle today. He believes an unknown Suspect stole the Pistol from the trunk, of his unlocked vehicle, that was parked on Ridgeview Terrace on 11/28/13. The Pistol's serial number was entered into Automated Firearms System.

Residential Burglary: On December 4, 2013, at 9:04 pm, officers were dispatched to the 100 block of Glenwood for a residential burglary report. The reporting party said that she left her residence at 8:00 am. When she returned home at 8:59 pm, she found the front door ajar. The front door was forced open by bodily force causing damage to the inside portion of the door frame. No items were missing or moved from inside the residence.