

**MINUTES
FREMONT CITY COUNCIL MEETING
MARCH 3, 2020
FREMONT CITY HALL
7:00 P.M.**

1. PRELIMINARY

- A. Call to Order:** Mayor Mei called the meeting to order at 7:02 p.m.
- B. Flag Salute:** Councilmember Keng led the salute to the flag.
- C. Roll Call:** Present: Mayor Mei, Vice Mayor Jones, Councilmembers: Bacon, Salwan, Keng, Kassan, and Shao
- D. Announcements by Mayor/City Manager**

Mayor Mei announced the Boards and Commissions vacancies. City Manager Danaj shared information regarding items of Council/community interest.

2. CONSENT CALENDAR

- * **A. Waive Reading of Ordinances:** The City Attorney read the titles of ordinances to be considered.

On a motion by Councilmember Salwan, seconded by Vice Mayor Jones, the City Council waived further readings of proposed ordinances.

Ayes: Mayor Mei, Vice Mayor Jones, Councilmembers: Bacon,
Salwan, Keng, Kassan, and Shao
Noes: None
Absent: None
Abstain: None

- * **B. Approval of Minutes – None.**
- * **C. Mayor Mei opened consideration of Second Reading and Adoption of an Ordinance of the City of Fremont Amending Fremont Municipal Code Chapter 9.60 Rent Review, Section 9.60.130 Administration Fees**

On a motion by Councilmember Salwan, seconded by Vice Mayor Jones, the City Council adopted Ordinance No. 03-2020.

Ayes: Mayor Mei, Vice Mayor Jones, Councilmembers: Bacon,
Salwan, Keng, Kassan, and Shao
Noes: None
Absent: None
Abstain: None

*Consent Items

*** D. Mayor Mei opened consideration of Approval to Authorize the City Manager or his Designee to execute a five-year lease agreement, with two five-year renewal options, with Local Ecology & Agricultural Fremont (LEAF) for the use of a portion of the California Nursery Historical Park**

On a motion by Councilmember Salwan, seconded by Vice Mayor Jones, the City Council:

1. Authorized the City Manager or his designee to execute a lease agreement with Local Ecology & Agriculture Fremont (LEAF) providing for use of a portion of the California Nursery Historical Park for a five (5) year period through 2025, with the option to renew for two (2) additional five (5) year periods that could extend the agreement through 2035.
2. Found that the agreement is exempt from California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines §§ 15301 (existing facilities) and 15323 (normal operations of facilities for public gatherings).

Ayes: Mayor Mei, Vice Mayor Jones, Councilmembers: Bacon, Salwan, Keng, Kassan, and Shao
Noes: None
Absent: None
Abstain: None

*** E. Mayor Mei opened consideration of Approval to Authorize Execution of a Contract Amendment with Alameda County Behavioral Health Care Services for Adolescent Substance Use Disorder Services provided by the Human Services Department's Youth and Family Services Division for FY 2019/2020**

On a motion by Councilmember Salwan, seconded by Vice Mayor Jones, the City Council:

1. Approved and authorized the City Manager, or his designee, to execute a FY 2019/2020 master contract amendment with Alameda County Behavioral Health for the delivery of adolescent substance use disorder intervention and treatment services, for the period of July 1, 2019 through June 30, 2020 in an amount not to exceed \$454,233.
2. Increased the revenue estimate and appropriated \$15,361 in Fund 170.

Ayes: Mayor Mei, Vice Mayor Jones, Councilmembers: Bacon, Salwan, Keng, Kassan, and Shao
Noes: None
Absent: None
Abstain: None

*** F. Mayor Mei opened consideration of Approval of Plans and Specifications and Award of Contract to MCK Services, Inc. in the Amount of \$1,977,748.09 for the 2020 Pavement Rehabilitation Project (PWC 8234-T)**

This item was removed from the Consent Calendar. Mayor Mei opened the public comment period. Sharon Scharff expressed a variety of concerns. There being no additional speakers, Mayor Mei closed the public comment period.

On a motion by Vice Mayor Jones, seconded by Councilmember Bacon, the City Council:

1. Found this project is exempt from California Environmental Quality Act (CEQA) review pursuant to CEQA Guidelines section 15301 as the repair, maintenance or minor alteration of existing facilities involving no or negligible expansion of use beyond that presently existing.
2. Approved the plans and specifications for the project.
3. Accepted the bid and awarded the construction contract to the lowest responsive and responsible bidder, MCK Services, Inc. in the amount of \$1,977,748.09, allocate a 5% construction contingency in the amount of \$100,000 for a total construction contract amount of \$2,077,748.09, and authorized the City Manager or designee to execute the contract.
4. Increased the revenue estimate in Fund 514 (VRF) by \$117,991 and appropriated the additional amount to PWC 8234-514.
5. Increased the revenue estimate in Fund 515 (Measure BB) by \$335,128 and appropriated the additional amount to PWC 8234-515.
6. Increased the revenue estimate in Fund 518 (Measure B) by \$363,315 and appropriated the additional amount to PWC 8234-518.

Ayes: Mayor Mei, Vice Mayor Jones, Councilmembers: Bacon,
Salwan, Keng, Kassan, and Shao
Noes: None
Absent: None
Abstain: None

*** G. Mayor Mei opened consideration of Approval of an Ordinance Establishing Speed Limits on Certain City Streets, Lowering Speed Limits along 38 Street Segments, and Amending Fremont Municipal Code Section 10.05.1000**

On a motion by Councilmember Salwan, seconded by Vice Mayor Jones, the City Council:

1. Approved the Engineering and Traffic Survey for Speed Limits (February 2020) and find: (a) the Engineering and Traffic Survey identifies the engineering basis for determining the proposed prima facie speed limits set forth in the ordinance; and (b) the proposed prima facie speed limits are based upon the speed at which each street segment will facilitate the orderly movement of vehicular traffic and will be reasonable and safe.
2. Introduced an ordinance amending Section 10.05.1000 of the Fremont Municipal Code updating the established prima facie speed limits.

Ayes: Mayor Mei, Vice Mayor Jones, Councilmembers: Bacon,
Salwan, Keng, Kassan, and Shao
Noes: None
Absent: None
Abstain: None

3. CEREMONIAL ITEMS

- A. Presentation of “Vision Zero for Youth” Leadership Award to the City of Fremont by the National Center for Safe Routes to School**
- B. Proclamation: Eighteenth Annual March for Meals Month, March 2020**

4. PUBLIC COMMUNICATIONS

A. Oral and Written Communications

John Hinds shared concerns regarding Niles Blvd. near Rancho Arroyo Parkway. Kelly Abreu expressed a variety of concerns.

5. SCHEDULED ITEMS – None.

6. REPORT FROM CITY ATTORNEY – None.

7. OTHER BUSINESS

- A. Mayor Mei opened consideration of a presentation on the City’s Art in Public Places Program Policy including an overview of the program and an update on upcoming public art for Fremont**

Communications/Management Analyst Luciana Torres and Planning Manager Joel Pullen gave a presentation. Staff responded to questions from Councilmembers. Mayor Mei opened the public comment period. Julie Gilson, representing the Fremont Cultural Arts Council, was supportive of the City hiring an additional staff member to support public art. And, suggested a board/commission be created for performance art. There were no additional speakers. Mayor Mei closed the public comment period.

The City Council received presentation and provided comment.

8. COUNCIL COMMUNICATIONS

A. Council Referrals

- 1. Mayor Mei opened consideration of Mayor Mei Referral: Appointment to Advisory Body**

Appointment:

<u>Advisory Body</u>	<u>Appointee</u>	<u>Term Expires</u>
Planning Commission	Daniel Cardenas	12/31/2023

On a motion by Councilmember Salwan, seconded by Vice Mayor Jones, the City Council approved appointment.

Ayes: Mayor Mei, Vice Mayor Jones, Councilmembers: Bacon,
Salwan, Keng, Kassan, and Shao
Noes: None
Absent: None
Abstain: None

B. Oral Reports on Meetings and Events – None.

9. ADJOURNMENT: There being no further business, Mayor Mei adjourned the meeting at 8:10 p.m.

Attest:

Approved:

Susan Gauthier, City Clerk

LILY MEI, Mayor