

**MINUTES  
FREMONT CITY COUNCIL MEETING  
JUNE 2, 2020  
FREMONT CITY HALL  
VIRTUAL MEETING VIA ZOOM  
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 Shao 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**

Police Chief Petersen commented on the rallies and marches, which occurred in Fremont today, in response to the tragic and senseless death of George Floyd. Mayor Mei also provided comment.

**2. CONSENT CALENDAR**

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

On a motion by Councilmember Bacon, 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 Title 10, Chapter 10.05, Section 10.05.970 (Extension of the Mission Peak Neighborhood Parking Program)**

Email submitted to the City Clerk were compiled, distributed to the City Council and staff, and published in the City's Agenda Center on fremont.gov, and were placed on file.

This item was removed from the Consent Calendar. Mayor Mei opened the public comment period. Kelly Abreu shared a number of concerns. There being no additional speakers, Mayor Mei closed the public comment period.

On a motion by Councilmember Shao, seconded by Vice Mayor Jones, the City Council adopted Ordinance No. 07-2020.

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

\* **D. Mayor Mei opened consideration of Approval to Authorize the City Manager or Designee to Execute Agreement with BrightView Landscape Services, Inc., for Landscape Maintenance Services for City Streetscapes and Right of Way Areas (Facilities Maintenance Agreement)**

On a motion by Councilmember Bacon, seconded by Vice Mayor Jones, the City Council awarded a facilities maintenance agreement through June 30, 2025 and authorized the City Manager or his designee to execute the agreement with BrightView Landscape Services, Inc., with a total not to exceed amount of \$4,633,320 for annual scheduled maintenance services plus annual contingency work. The contract total not to exceed amount for Fiscal Year 2020/21 is \$852,022 (\$710,022 for scheduled maintenance services plus up to \$142,000 for emergency contingency work).

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 Adopt a Resolution Authorizing City Staff to Submit a Local Early Action Planning (LEAP) Grants Program Application**

On a motion by Councilmember Bacon, seconded by Vice Mayor Jones, the City Council adopted Resolution No. Res. 2020-19 authorizing City staff to submit a LEAP Grants Program application.

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 to Adopt a Resolution Affirming Actions and Expenditures Related to the City's Response to the COVID-19 Emergency and Appropriating Funds from the General Fund Contingency Reserve to Cover Expenditures (COVID-19 Emergency Actions and Expenditures)**

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

1. Adopted Resolution No. Res. 2020-20 affirming the City's emergency actions and expenditures undertaken to respond to the COVID-19 Emergency, including emergency contracts and procurements; and
2. Allocated up to \$2.4 million from the General Fund Contingency Reserve to establish COVID-19 expenditure appropriations as necessary in the General Fund.

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

**3. CEREMONIAL ITEMS**

- A. Resolution: In Support of Fair, Direct Federal Emergency Support to Reopen and Rebuild Local American Economies**
- B. Proclamation: Declaring June 1, 2020, a Day of Mourning and Lament for All Those Our City and Our Nation have Lost to COVID-19**

**4. PUBLIC COMMUNICATIONS**

**A. Oral and Written Communications**

Email submitted to the City Clerk were compiled, distributed to the City Council and staff, and published in the City's Agenda Center on fremont.gov, and were placed on file.

Suresh Bazaj shared concerns regarding the Mission Peak Staging parking and surrounding neighborhoods. Sharon Scharff and John Hinds expressed their concerns regarding Public Works road restriping in the Rancho Arroyo PW area. Mohan Hegde shared a variety of concerns.

**5. SCHEDULED ITEMS**

**A. Mayor Mei opened consideration of the First Public Hearing (Published Notice) on FY 2020/21 Proposed Operating Budget**

Finance Director Dave Persselin provided an overview and shared slides regarding budget balancing solutions. Mayor Mei opened the public hearing. Kelly Abreu, Larry Edelson, Andreas Kadavanich, and Steve Skala expressed a variety of concerns. There were no

additional speakers. Mayor Mei closed the public hearing. Staff responded to questions from Councilmembers. Councilmembers provided comment.

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

1. Held a public hearing.
2. Provided direction to staff on issues pertaining to the FY 2020/21 Proposed Operating Budget.

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

**B. Mayor Mei opened consideration of a Presentation on the Effect of State Laws Limiting Local Control over Residential Development on the City of Fremont (Update on State Housing Legislation)**

Community Development Director Dan Schoenholz and Planning Manager Joel Pullen gave a presentation. This was followed by a question and answer period. There were no public speakers on this item. The City Council received presentation and provided comment.

**C. Mayor Mei opened consideration of a Public Hearing (Published Notice) to Consider the Planning Commission's Recommendation to Adopt an Ordinance Amending Fremont Municipal Code Title 18 (Planning and Zoning) to Ensure Compliance with Recently Adopted California State Laws Pertaining to Accessory Dwelling Units, and to Consider an Exemption from the Requirements of the California Environmental Quality Act (CEQA) Pursuant to Public Resources Code Section 21080.17, which States that CEQA Does Not Apply to a City's Adoption of an Ordinance to Implement the Provisions of Government Code Section 65852.2. (Continued from March 17, 2020 City Council Meeting) (Accessory Dwelling Unit Ordinance Update – Citywide – PLN2020-00176)**

By consensus, the City Council continued the item to a date to be determined.

**D. Mayor Mei opened consideration of a Public Hearing (Published Notice) to Consider an Annual Report on the Status of Implementation of the General Plan and the 2015 – 2023 Housing Element, and to Consider an Exemption from the Requirements of the California Environmental Quality Act (CEQA) Pursuant to CEQA Guidelines Section 15378 in that the Annual Report Does Not Meet CEQA's Definition of a "Project." (Continued from March 17, 2020 City Council Meeting) (2019 Housing Element and General Plan Annual Progress Report)**

Planners Courtney Pal and Hang Zhou gave a presentation. Housing Director Lucia Hughes was also available for questions. Staff responded to questions from Councilmembers There were no public speakers for this item. Councilmembers provided comment.

On a motion by Councilmember Bacon, seconded by Councilmember Salwan, the City Council:

1. Found the annual report is not subject to the requirements of the California Environmental Quality Act (CEQA) per CEQA Guidelines Section 15378(b)(5), in that the annual report does not meet CEQA's definition of a "project."
2. Accepted the annual report and Exhibit A, which depict the current status of the General Plan and Housing Element and directed staff to submit the required materials to OPR and HCD.

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

**6. REPORT FROM CITY ATTORNEY – None.**

**7. OTHER BUSINESS – None.**

**8. COUNCIL COMMUNICATIONS**

**A. Council Referrals – None.**

**B. Oral Reports on Meetings and Events – None.**

**9. ADJOURNMENT:** There being no further business, Mayor Mei adjourned the meeting at 9:25 p.m.

Attest:

Approved:

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Susan Gauthier, City Clerk

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LILY MEI, Mayor

**MINUTES  
FREMONT CITY COUNCIL  
SPECIAL MEETING  
JUNE 2, 2020  
VIRTUAL MEETING VIA ZOOM  
Immediately following Adjournment of the 7 PM City Council Meeting**

**1. PRELIMINARY**

- A. Call to Order:** Mayor Mei called the meeting to order at 9:26 p.m.
- B. Attendance:** Mayor Mei, Vice Mayor Jones,  
Councilmembers: Bacon, Salwan, Keng, Kassan, and Shao

**2. STAFF REPORT**

- A. Mayor Mei opened consideration of Approval to Adopt a Resolution Ratifying the Director of Emergency Services Proclamation and Order of Proclaiming the Existence of a Local Emergency, Declaring a Curfew and Authorizing Street Closures**

Staff responded to questions from Councilmembers.

On a motion by Councilmember Salwan, seconded by Vice Mayor Jones, the City Council adopted Resolution No. Res. 2020-21 ratifying EO 2020-05.

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|----------|---|
| Ayes:    | Mayor Mei, Vice Mayor Jones, Councilmembers:<br>Bacon, Salwan, Keng, Kassan, and Shao |
| Noes:    | None  |
| Absent:  | None  |
| Abstain: | None  |

**3. ADJOURNMENT**

There being no further business, Mayor Mei adjourned the meeting at 9:39 p.m.

Attest:

Approved:

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Susan Gauthier, City Clerk

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LILY MEI, Mayor