

**MINUTES
FREMONT CITY COUNCIL MEETING
SEPTEMBER 8, 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 7:00 p.m.
- B. Flag Salute:** Councilmember Shao led the salute to the flag.
- C. Roll Call:** Present: Mayor Mei, Vice Mayor Kassan, Councilmembers: Bacon, Salwan, Keng, Jones, and Shao
- D. Announcements by Mayor/City Manager – None.**

2. CONSENT CALENDAR

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

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

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

- * **B. Mayor Mei opened consideration of Approval of Minutes**

This item was removed from the Consent Calendar. Mayor Mei opened the public comment period. B. Beekman thanked the Council for approving an agenda item from the September 1, 2020 City Council meeting on the issues of bicycle pathways. There being no additional speakers, Mayor Mei closed the public comment period.

On a motion by Councilmember Jones, seconded by Councilmember Bacon, the City Council approved minutes for the Regular Meeting of June 9, 2020, the Regular Meeting of June 16, 2020, the Regular Meeting of July 7, 2020, the Regular Meeting of July 14, 2020, and the Regular Meeting of July 21, 2020

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

* **C. Mayor Mei opened consideration of Approval to Adopt a Resolution Updating the Conflict of Interest Code for the City of Fremont**

On a motion by Councilmember Jones, seconded by Councilmember Bacon, the City Council adopted Resolution No. 2020-45 amending Fremont’s Conflict of Interest Code as it relates to the Form 700 designated positions and the disclosure categories.

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

3. CEREMONIAL ITEMS – None.

4. PUBLIC COMMUNICATIONS

A. Oral and Written Communications

B. Beekman spoke on a variety of issues regarding Fremont Unified School District, Safety Resource Officers and the City’s General Fund. There being no additional speakers, Mayor Mei closed the public comment period.

5. SCHEDULED ITEMS

A. 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 the March 17, 2020 and June 2, 2020 City Council Meetings) (Accessory Dwelling Unit Ordinance Update – Citywide – PLN2020-00176)

*This item was added to the Consent Calendar.

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

1. Held a public hearing.

2. Found that the proposed amendments are statutorily exempt 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.
3. Found that the proposed amendments are consistent with the General Plan, including the Land Use and Housing Element as discussed in the staff report.
4. Found that the proposed amendments further the public interest, convenience, and general welfare of the city by ensuring consistency of the FMC with State law, and provide for zoning district uses and development standards that are relevant to current development trends, easy to use, flexible and equitable, and ensure the health and safety of Fremont residents.
5. Introduced an ordinance approving amendments to FMC Title 18 (Planning and Zoning) in conformance with the General Plan.

Ayes: Mayor Mei, Vice Mayor Kassan, Councilmembers:
Bacon, Salwan, Keng, Jones, and Shao

Noes: None

Absent: None

Abstain: None

6. REPORT FROM CITY ATTORNEY – None.

7. OTHER BUSINESS – None.

8. COUNCIL COMMUNICATIONS

A. Council Referrals

1. **Mayor Mei opened consideration of a Joint Referral from Mayor Mei and Councilmember Shao: Direct the staff to provide a presentation on the current status of the South Bay Connect project and its potential impacts (and the resulting Ardenwood train station and freight train traffic increase through Niles Canyon) on the City of Fremont.**

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.

The following persons expressed a variety of concerns regarding the South Bay Connect project and its potential environmental and financial impacts: B. Beekman, Yong, Arun Ramani, Dhaval Mehta, Ming Chang, James Zeng, Upendra Mardikar, Jian Zhang, Ivy Fang, Caller with last three digits 750, John Hinds, and Sandra Dai. There being no additional speakers, Mayor Mei closed the public hearing. Staff responded to questions from Councilmembers. Councilmembers provided comment.

City Council requested staff to provide a presentation on the current status of the South Bay Connect project and its potential impacts.

2. Mayor Mei opened consideration of Mayor Mei’s Referral: Designation of League of California Cities Annual Conference Voting Delegate

City Council appointed Mayor Mei as the City’s voting delegate for the League of California Cities Annual Conference and Councilmember Jones as the voting alternate.

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

B. Oral Reports on Meetings and Events – None.

9. ADJOURNMENT: Mayor Mei thanked all public safety and frontline workers assisting with the fires throughout the state and encouraged the public to submit their census before the September 30, 2020 deadline. There being no further business, Mayor Mei adjourned the meeting at 8:10 p.m.

Attest:

Approved:

Susan Gauthier, City Clerk

LILY MEI, Mayor