

## Alberto Quintanilla

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**From:** Syed Ali <alicsyed@gmail.com>  
**Sent:** Saturday, September 3, 2022 9:24 PM  
**To:** citycouncil  
**Subject:** Public Comment for the Upcoming 7 PM City Council Meeting 09/06/22

Hello!

On September 6, 2022, Fremont Police Department will introduce to City Council an ordinance aimed to prohibit spectators participating in illegal street racing or sideshow events.

As a resident of Fremont, I would like to state that I am against this ordinance.

I do not consider this ordinance to be well thought of. It is very difficult to define a spectator, and innocent civilians will be caught in this dragnet of spectators. Some examples of cases where this ordinance can be applied and result in justice wronged are:

1. If there is a park next to the sideshow event, anyone in the park can be labeled as a spectator and arrested under this ordinance. Whether they are watching the event or not, if they are near the event, you can technically be considered a spectator.
2. If there are office buildings near the sideshow event, anyone in the office building near a window can be considered a spectator and arrested.
3. If you are driving by the event, or stuck in traffic due to the event, you can potentially be considered a spectator and arrested.
4. If you are walking by the sideshow and get caught in the crowd, you can be arrested for being a spectator, even though you had no intention of being one.

The burden of proof of not being a spectator will fall on the arrested person, and the word of the officer that the person was a spectator will be given more weight by a judge. We all know that "common sense" in knowing who is a spectator is unfortunately not even common, and an overzealous law enforcement officer can arrest anyone at/near the event while the innocent person will have to prove they were not a spectator.

Please do not approve this ordinance.

Sincerely,  
Syed Ali  
Fremont Residence

## Alberto Quintanilla

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**From:** Sainath Nagarajan <sainathnagarajan@icloud.com>  
**Sent:** Tuesday, September 6, 2022 10:34 AM  
**To:** citycouncil  
**Subject:** Sideshow Ordinance Input

Respected City Council,

Please consider the below citizen input as you formulate the ordinance to ensure sideshows don't continue to terrorize our neighborhoods, posing significant risk to people and property.

Refer: AN ORDINANCE OF THE CITY OF FREMONT AMENDING FREMONT MUNICIPAL CODE TITLE 9 PUBLIC PEACE, MORALS AND WELFARE, CHAPTER 9.35 STREET RACING AND SIDESHOWS, SECTIONS 9.35.010 AND 9.35.030, AND ADDING SECTIONS 9.35.090, 9.35.100, AND 9.35.110

1. Cover all of Paseo Padre, Fremont Boulevard, Ardenwood Boulevard. These are internal roads being used like highways.
2. Can City get cellular phone data / geolocation data to identify those holding / owning devices within vehicles moving at a high rate of speed and those congregating on roads/intersections? When a sideshow has been identified, City should automatically be able to get all geolocation data in the interest of ensuring public safety and maintaining the peace. Such data may be used to identify individuals involved in dangerous reckless driving, or those aiding and abetting them.
3. Can City ordinance cover a process to automatically notify insurance companies of vehicles identified as posing high risk to people and property — particularly those observed or recorded driving in tight circles or unusual patterns inconsistent with regular driving and design of the road?
4. Can the ordinance cover both predetermined and spontaneous or other locations where such vehicles and spectators gather with the intention of exhibiting or witnessing reckless dangerous driving?
5. Can ordinance also automatically invoke the Noise Ordinance previously passed by the City? Vehicle noise from modified engines, screeching tires etc. should automatically trigger a noise ordinance citation too.
6. Can the ordinance give the City the right to financial reimbursement from parties involved in sideshows, to repair, replace or otherwise reinstate public roads and intersections to its condition prior to damage caused by such sideshows?
7. Can the ordinance give the City to prosecute those found driving in the opposite direction to traffic flow design, putting the lives of other road users and public at direct risk?

Best,  
Sai N  
Fremont CA

## Alberto Quintanilla

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**From:** Sainath Nagarajan <sainathnagarajan@icloud.com>  
**Sent:** Tuesday, September 6, 2022 10:55 AM  
**To:** citycouncil  
**Subject:** Re: Sideshow Ordinance Input

Thank you, please note the opening sentence to read as follows:

Please consider the below citizen input ...

Best,  
Sai

Sent from my iPhone. Please excuse brevity and typos.

On Sep 6, 2022, at 10:50 AM, citycouncil <citycouncil@fremont.gov> wrote:

Please co sided the below citizen input