

**MINUTES
FREMONT CITY COUNCIL MEETING
DECEMBER 15, 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 7:01 p.m.
- B. Flag Salute:** Councilmember Cox led the salute to the flag.
- C. Roll Call:** Present: Mayor Mei, Vice Mayor Kassan, Councilmembers: Keng, Jones, Shao, Salwan, and Cox
- D. Announcements by Mayor/City Manager**

Mayor Mei announced the Boards and Commissions vacancies.

2. CONSENT CALENDAR

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

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

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

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

On a motion by Councilmember Shao, seconded by Councilmember Salwan, the City Council approved minutes for the Special and Regular Meetings of October 20, 2020, the Special Meeting-Work Session of October 20, 2020, the Special Meeting of October 22, 2020, the Special and Regular Meetings of November 10, 2020, and the Regular Meeting of December 1, 2020

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

*** C. Mayor Mei opened consideration to Approve Plans and Specifications and Award Contract to P.C. Inc. in the amount of \$634,900 for the Police Department Generator Replacement Project (PWC 8993); Reallocate Appropriations in the Capital Improvement Fund; and Find the Project Exempt under the California Environmental Quality Act (CEQA) (CONTINUED FROM THE NOVEMBER 10, 2020 CITY COUNCIL MEETING)**

On a motion by Councilmember Shao, seconded by Councilmember Salwan, the City Council approved the following actions related to the Police Department Generator Replacement Project (PWC 8993):

1. Found the project was exempt pursuant to CEQA Guidelines Sections 15301(c) (Existing Facilities), 15302(c) (Replacement or Reconstruction), 15303(e) (New Construction/Conversion of Small Structures), 15269(c) (Emergency Projects), and 15183 (Consistent with Zoning/Planning).
2. Approved the Plans and Specifications for the Police Department Generator Replacement Project.
3. Accepted the Bid and awarded the construction contract to the lowest responsive and responsible bidder, P.C. Inc., in the amount of \$634,900 and allocate a 15% contingency in the amount of \$95,235 for a total construction contract amount of \$730,135, and authorize the City Manager or designee to execute the contract.
4. Reallocated \$280,000 from PWC 8941-501 to PWC 8993-501.
5. Reallocated \$40,000 from PWC 9035-501 to PWC 8993-501.

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

*** D. Mayor Mei opened consideration to Approve Plans and Specifications, Award Construction Contract to Grade Tech, Inc. in the Amount of \$1,605,513.10 (plus 15% Contingency) and Reallocate Funds for the Niles Boulevard and Rancho Arroyo Parkway Safe and Complete Streets Project (PWC 9033); Appropriation Actions; Exempt from Environmental Review per CEQA Guidelines Section 15301 (Existing Facilities)**

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. The following persons commented: John Hinds and Caller *624. There being no additional speakers, Mayor Mei closed the public comment period. Staff responded to questions from Councilmembers.

On a motion by Councilmember Jones, seconded by Councilmember Cox, the City Council approved the following actions:

1. Found that this project was 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, GradeTech, Inc. in the amount of \$1,605,513.10 and allocate a 15% construction contingency in the amount of \$241,000 for a total construction contract amount of \$1,846,513.10, and authorize the City Manager or designee to execute the contract.
4. Reallocated \$200,000 from PWC8195-518 to PWC9033-518.
5. Reallocated \$25,463.13 from PWC8874-520 to PWC9033-520.
6. Reallocated \$410,000 from PWC8874-531 to PWC9033-531.
7. Reallocated \$700,000 from PWC8931-531 to PWC9033-531.
8. Reallocated \$155,000 from PWC8944-519 to PWC9033-519.
9. Reallocated \$430,000 from PWC8944-520 to PWC9033-520.
10. Reallocated \$52,152.36 from PWC8969-132 to PWC9033-132.
11. Reallocated \$80,000 from PWC8975-520 to PWC9033-520.
12. Reallocated \$56,000 from PWC8997-520 to PWC8997-520.

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

*** E. Mayor Mei opened consideration of Approval of a Cooperative Agreement with AC Transit for Design, Construction, Operations and Maintenance of the Dumbarton Bridge Corridor Transit Travel Time Improvement Project**

On a motion by Councilmember Shao, seconded by Councilmember Salwan, the City Council authorized the City Manager or his designee to execute the Cooperative Agreement with AC Transit for the design, construction, operations and maintenance of the Dumbarton Bridge Corridor Transit Travel Time Improvement Project.

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

3. CEREMONIAL ITEMS – None.

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.

Caller *624 expressed concerns with bikeways near Sullivan Underpass. Blair Beekman spoke regarding a left turn lane on the NW side of The Hub. 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) on the Use of Federal Community Development Block Grant CARES Funds for FY 2019/20; Adopting a Resolution approving the Substantial Amendment to the FY 2019/20 Action Plan incorporating CARES Act Round 3 Funding; and Authorizing the City Manager to Execute an Agreement with the U.S. Department of Housing and Urban Development and CDBG Grantees and Programs.

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.

Mayor Mei opened the public hearing. Blair Beekman shared a number of questions regarding HUD funding. There being no additional speakers, Mayor Mei closed the public comment period. Councilmembers provided comment.

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

1. Held a public hearing on the proposed substantial amendment to the FY 2019/20 Annual Action Plan to program an additional \$1,362,522 in CDBG CARES funding.
2. Adopted a Resolution No. 2020-59 for the following actions:
 - a. Approving and authorizing the City Manager or his designee to submit the substantial amendment to the FY 2019/2020 Annual Action Plan, as recommended by staff in the amounts stated herein.
 - b. Authorizing the City Manager or his designee to execute CDBG CARES Act funding agreement with HUD.
 - c. Authorizing the City Manager or his designee to execute agreements/memorandums of understanding effective July 1, 2019, with the grantees recommended for funding by staff in the amounts set forth herein, contingent upon a finding of no significant impact in the corresponding environmental assessments and completion of the required public comment period.
3. Appropriated \$1,362,522 in CDBG CARES Act funding to the Community Development Block Grant Fund (Fund 105) in the amounts stated herein.

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

B. Mayor Mei opened consideration of a Public Hearing (Published Notice) to Consider Modification to Human Services Department Fees for Mental Health, Case Management, and Age Well Center services.

*This item was added to the Consent Calendar.

On a motion by Councilmember Shao, seconded by Councilmember Salwan, the City Council held a public hearing and adopted Resolution No. 2020-60 amending the Master Fee Schedule to update the Human Services Department’s Youth and Family Services mental health and case management fees; and Aging and Family Services (AFS) senior case management fees and Age Well Center fees, as described in the staff report.

Ayes: Mayor Mei, Vice Mayor Kassan, Councilmembers: Cox, 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 Mayor Mei Referral: Appointment to Advisory Bodies

Appointment:

<i>Advisory Body</i>	<i>Appointee</i>	<i>Term Expires</i>
Human Relations Commission	Martin Kludijan, Jr.	12/31/2021

Reappointment:

<i>Advisory Body</i>	<i>Appointee</i>	<i>Term Expires</i>
Environmental Sustainability Commission (<i>Business Community Representative</i>)	Paul Kelley	12/31/2024

Environmental Sustainability Commission (<i>Environmental Organization Representative</i>)	Richard Godfrey	12/31/2024
---	-----------------	------------

Environmental Sustainability Commission <i>(At Large Representative)</i>	Carolyn Obata	12/31/2024
Library Advisory Commission	Janet Perry	12/31/2024
Planning Commission	Kathryn McDonald	12/31/2024
Senior Citizens Commission	Ahmad Helmend	12/31/2024
Senior Citizens Commission	Barbara Hamze	12/31/2024
Youth Advisory Commission	Sriansh Pasumarthi	12/31/2022
Youth Advisory Commission	Tavish Mohanti	12/31/2022
Youth Advisory Commission	Anya Saxena	12/31/2022

Mayor Mei opened a public comment period. The following persons shared their concerns regarding appointments to the Human Relations Commission: Justine, A, Rosemond Ho, and Lance Kwan. There being no additional speakers, Mayor Mei closed the public comment period.

On a motion by Councilmember Shao, seconded by Councilmember Jones, the City Council approved the appointment and reappointments to the advisory bodies.

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

2. Mayor Mei opened consideration of Councilmember Salwan’s Referral: Mission Peak Lease Renewal.

Councilmember Salwan provided an overview of his request. Mayor Mei opened a public comment period. The following persons commented: Rujul Pathak, Caller *522/William Yragui, Steven Chan, Kelly Abreu, Gary Parikh, Ajit Deora, Asok Chatterjee, Prakoon Chen, Veronica Pang, Dushyant Pota, Ink Deora, and Smita Shanker. There being no additional speakers, Mayor Mei closed the public comment period. Staff responded to questions from Councilmembers.

On a motion by Councilmember Salwan, seconded by Councilmember Cox, the City Council referred to staff and requested the item be brought back for further discussion, be that public or private.

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

B. Oral Reports on Meetings and Events

Councilmembers reported on their various meetings and activities

9. ADJOURNMENT: There being no further business, Mayor Mei adjourned the meeting at 8:40 p.m.

Attest:

Approved:

Susan Gauthier, City Clerk

LILY MEI, Mayor