

**MINUTES
FREMONT CITY COUNCIL MEETING
APRIL 5, 2022
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:** Vice Mayor Salwan led the salute to the flag.
- C. Roll Call:** Present: Mayor Mei, Vice Mayor Salwan, Councilmembers: Keng, Jones, Kassan, Shao, and Cox
- D. Announcements by Mayor/City Manager**

Mayor Mei announced the Boards and Commissions vacancies.

2. CONSENT CALENDAR

- * **A. Waive Reading of Ordinances – None.**
- * **B. Approval of Minutes Mayor Mei opened consideration of Approval of Minutes**

*See Green Sheet

This item was removed from the Consent Calendar by Councilmember Cox. Councilmember Cox requested corrections be made to the March 15, 2022 minutes. No minutes were approved at this time.

- * **C. Mayor Mei opened consideration of Second Reading and Adoption of an Ordinance Amending Sections 2.05.130 and 2.10.110 of Fremont Municipal Code Regarding the Redrawing of Election District Boundaries and Making Conforming Changes Due to Having a Seven Member City Council**

This item was removed from the Consent Calendar. Mayor Mei opened the public comment period. There being no speakers, Mayor Mei closed the public comment period.

On a motion by Councilmember Cox, seconded by Councilmember Shao, the City Council adopted Ordinance No. 02-2022

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

- * **D. Mayor Mei opened consideration of Second Reading and Adoption of an Ordinance Rezoning a 22.4-Acre Site at 40517-40525 Albrae Street and 6000 Stevenson Boulevard From P-2006-10 (“The Globe” Planned District) to P-2021-160 (Preliminary and Precise Planned District), to Allow a Three-Building, Approximately 397,000-Square-Foot Industrial Development (PLN2021-00160)**

This item was removed from the Consent Calendar. Mayor Mei opened the public comment period. There being no speakers, Mayor Mei closed the public comment period.

On a motion by Councilmember Cox, seconded by Councilmember Shao, the City Council adopted Ordinance No. 03-2022.

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

- * **E. Mayor Mei opened consideration to Consider Making Findings to Allow the City Council and the Legislative Bodies of the City of Fremont to Continue Holding Meetings via Videoconference pursuant to AB 361**

On a motion by Councilmember Jones, seconded by Councilmember Shao, the City Council made the following findings in order to continue holding videoconference meetings for the City Council and the City’s legislative bodies:

1. The City Council has reconsidered the circumstances of the COVID-19 state emergency;
2. The state of emergency continues to directly impact the ability of the members to meet safely in person; and
3. The state of emergency continues to directly impact the ability of the members to meet safely in person; and.

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

*** F. Mayor Mei opened consideration to Approve Plans and Specifications and Award a Contract to G. Bortolotto & Company, Inc. in the Amount of \$1,452,649.18 (Including 5% Contingency) for the 2022 Pavement Rehabilitation Project (PWC 8234-V); Make Findings of CEQA Exemption**

On a motion by Councilmember Jones, seconded by Councilmember Shao, the City Council approved the following actions related to the 2022 Pavement Rehabilitation Project (PWC 8234-V):

1. Found this project exempt from environmental review pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15301 (repair, maintenance or minor alteration of existing facilities involving no or negligible expansion of use beyond that presently existing), and Section 15302 (replacement or reconstruction of existing structures/facilities).
2. Approved the plans and specifications for the project.
3. Accepted the bid and award the construction contract to the lowest responsive and responsible bidder, G. Bortolotto & Company, Inc. in the amount of \$1,382,649.18, plus a 5% construction contingency in the amount of \$70,000.00, for a total construction contract amount of \$1,452,649.18, and authorize the City Manager to execute the contract.

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

*** G. Mayor Mei opened consideration to Adopt a Resolution Ordering the Preparation and Filing of the Annual Engineer's Report for the Existing Landscaping Assessment District 88 and Adopt a Resolution Stating the City Council's Intention to Levy Assessments for Landscape Assessment District 88 for Fiscal Year 2022/23**

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

1. Adopted Resolution No. 2022-10 ordering the preparation and filing of the annual Engineer's Report for Landscaping Assessment District 88 for Fiscal Year 2022/23.
2. Adopted Resolution No. 2022-11 stating the intent of the City Council of the City of Fremont to levy and collect assessments for Fremont Landscaping Assessment District 88 for Fiscal Year 2022/23.

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

- * **H. Mayor Mei opened consideration of Informational Item Regarding Approval of an Emergency Zoning Administrator Permit (ZAP) for a temporary food storage facility. (Chapel Way Temporary Food Storage Emergency ZAP - 40950 Chapel Way)**

The City Council received the informational report; no action was required by City Council.

3. CEREMONIAL ITEMS

- A. Proclamation: April 2022 - Arts, Culture, and Creativity Month**
- B. Proclamation: April 2022 as Community College Month – Ohlone College**
- C. Resolution: In Support of Locating a Trauma Center in Southern Alameda County**

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.

Blair Beekman, Marie Hughes, Kelly Abreu, John Hinds, Maria Caluag and Suresh shared a variety of concerns.

5. SCHEDULED ITEMS

- A. Mayor Mei opened consideration of Fifth Public Hearing on City of Fremont Redistricting Process, Start time - 7:15pm**

Management Analyst, Amanda Gallo provided an introduction. Kristen Parks, Consultant with the National Demographics Corporation provided a presentation. Mayor Mei opened the public hearing. The following persons commented on the presentation and/or maps: Maria Speranza-Camp and Kelly. There being no additional speakers, Mayor Mei closed the public hearing. This was followed by a question-and-answer period. Councilmembers provided comment.

On a motion by Councilmember Salwan, seconded by Councilmember Jones, the City Council adopted Resolution No. 2022-12 to select a redrawn Official City Council District Map.

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

- B. Mayor Mei opened consideration of Public Hearing (Published Notice) to Consider Art Review Board and Recreation Commission Recommended First- and Second-Choice Artists for the Design, Fabrication, and Installation of Artwork For the Warm Springs Plaza, To Authorize the City Manager or Her Designee to Execute an Agreement to Fund Public Art at Warm Springs Plaza, and To Find, Each on a Separate and Independent Basis, and Without Limitation, that No Further Environmental Review is Required For the Project Pursuant to the California Environmental Quality Act (CEQA) Guidelines Sections 15162 and 15183, as the Project Is Consistent With the General Plan/Zoning and the Project Analyzed In the Approved Mitigated Negative Declaration Prepared For the Warm Springs BART West Access Bridge and Plaza Project; Section 15061(b)(3), as it Can Be Seen with Certainty that There is No Possibility the Project will Have a Significant Impact on the Environment; and/or it is Not a “Project” Required to Undertake CEQA Analysis, Pursuant to CEQA Guidelines Section 15378(2), (4)-(5), as it is an Administrative Activity that Will Not Result in any Direct or Indirect Significant Impacts on the Physical Environment.**

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

1. Approved artist Vicki Scuri and Lifting the Veil – Focusing the Lens for the public artwork installation within the plaza area of the BART Warm Springs West Access Bridge and Plaza in accordance with the Warm Springs Innovation District Art Program;
2. Authorized the City Manager or her designee to execute a service agreement with Vicki Scuri in an amount not to exceed \$600,000 to be funded from the Warm Springs Innovation District Art Fund; and
3. Found, on a separate and independent basis, that no further environmental review is required for the project pursuant to the California Environmental Quality Act (CEQA) Guidelines Sections 15162 and 15183, as the project is consistent with the General Plan/Zoning and the project analyzed in the approved Mitigated Negative Declaration Prepared For the Warm Springs BART West Access Bridge and Plaza Project; Section 15061(b)(3), as it can be seen with certainty that there is no possibility that the project will have a significant effect on the environment; and Section 15378(b)(2), (4)-(5), as this is an administrative activity.

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

Noes: None

Absent: None

Abstain: None

6. REPORT FROM CITY ATTORNEY – None.

7. OTHER BUSINESS

A. Mayor Mei opened consideration to Receive a Presentation Regarding the 2023-2031 Housing Element Update: An Eight-Year Plan to Meet the Housing Needs of Everyone in the Community

Principal Planner Wayland Li and Associate Planner Courtney Pal provided a presentation and responded to questions from Councilmembers. Mayor Mei opened the public comment period. The following persons provided public comment: Lisa Danz, Blair Beekman, and Kelly Abreu. There being no additional speakers, Mayor Mei closed the public comment period. This was followed by another question-and-answer period between Councilmembers and staff. Councilmembers provided comment.

The City Council received the presentation regarding the 2023-2031 Housing Element Update and provided input to staff.

8. COUNCIL COMMUNICATIONS

A. Council Referrals

1. Mayor Mei opened consideration of Mayor Mei Referral: Appointments to Advisory Bodies

Appointments:

<i>Advisory Body</i>	<i>Appointee</i>	<i>Term Expires</i>
Library Advisory Committee (<i>Student Commissioner</i>)	Rohit UpaMaka	12/31/2025
Library Advisory Commission	Smiti Anand	12/31/2025
Senior Citizens Commission	Jasmin Baserai	12/31/2023
Planning Commission	Claudette Surma	12/31/2023

On a motion by Councilmember Jones, seconded by Councilmember Shao, the City Council approved appointments.

- Ayes: Mayor Mei, Vice Mayor Salwan, Councilmembers: Keng, Jones, Kassan, Shao, 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 9:13 p.m.

Attest:

Approved:

Alberto Quintanilla, Assistant City Clerk

LILY MEI, Mayor