

**MINUTES  
FREMONT CITY COUNCIL MEETING  
MAY 5, 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 7:04 p.m.
- B. Flag Salute:** Councilmember Keng 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 – None.**

**2. CONSENT CALENDAR**

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

On a motion by Vice Mayor Jones, seconded by Councilmember Shao, 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. Mayor Mei opened consideration of Approval of Minutes**

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.

On a motion by Vice Mayor Jones, seconded by Councilmember Shao, the City Council approved minutes for the Regular Meeting of February 4, 2020, the Regular Meeting of February 11, 2020, the Regular Meeting of February 18, 2020, the Regular Meeting of March 3, 2020, the Regular Meeting of March 17, 2020, the Special Meeting of March 27, 2020, and the Regular Meeting of April 14, 2020

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

\* **C. Mayor Mei opened consideration to Authorize the City Manager or Designee to Execute Third Amendment for City Facilities Landscape Maintenance Services at Multiple Sites with New Image Landscape Company, Inc.**

On a motion by Vice Mayor Jones, seconded by Councilmember Shao, the City Council authorized the City Manager or designee to execute third amendment to City Facilities landscape maintenance services to increase the not to exceed amount to \$103,896 for the third year of the agreement with New Image Landscape Company, Inc. through June 30, 2021.

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

\* **D. Mayor Mei opened consideration to Adopt a Resolution Ordering the Preparation and Filing of the Annual Engineer’s Report for 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 2020/21 and Authorize the City Manager to Execute an Amendment to the Service Agreement with Harris and Associates**

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

1. Adopted Resolution No. 2020-13 ordering the preparation and filing of the annual Engineer’s Report for Landscaping Assessment District 88 for Fiscal Year 2020/21.
2. Adopted Resolution No. 2020-14 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 2020/21.
3. Authorized the City Manager or designee to execute an amendment to the service agreement with Harris and Associates through June 30, 2024 not to exceed \$133,752.

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

\* **E. Mayor Mei opened consideration to Award a Master Agreement for On-Call Irrigation Design and Consultant Services with Russell Mitchell and Associates, Inc.**

On a motion by Vice Mayor Jones, seconded by Councilmember Shao, the City Council awarded a contract and authorized the City Manager or his designee to execute a Master Service Agreement with Russell Mitchell and Associates, Inc. for on-call irrigation design and consultant services in an amount not-to-exceed \$100,000 per year for three years, with the option for the City Manager or his designee to renew the agreement for up to two additional one-year terms, with a not-to-exceed amount of \$100,000 per year, for a total potential contract amount of \$500,000.

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

**\* F. Mayor Mei opened consideration to Adopt a Resolution Approving a List of Projects for Funding by Revenues Authorized by the Road Repair and Accountability Act of 2017 (SB1) to Align with State Guidelines for Use of Funds**

On a motion by Vice Mayor Jones, seconded by Councilmember Shao, the City Council adopted Resolution No. 2020-15 approving a list of projects funded by SB1, the Road Repair and Accountability Act for FY 2020/21.

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

**\* G. Mayor Mei opened consideration of Approval of Agreements for On-Call Utility Location Consultant Services with Bear Electrical Solutions and EXARO Technologies Corporation (\$1,000,000)**

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

1. Approved and authorized the City Manager or his designee to execute a Master Service Agreement with Bear Electrical Solutions for on-call utility location consultant services for a total not-to-exceed compensation of \$500,000 for five years.
2. Approved and authorized the City Manager or his designee to execute a Master Service Agreement with EXARO Technologies Corporation for on-call utility location consultant services for a total not-to-exceed compensation of \$500,000 for five years.

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

**\* H. Mayor Mei opened consideration of Authorization to Execute a Signal Interconnect – Preemption Agreement with Union Pacific Railroad and Caltrans for the Nursery Avenue Safety Improvement Project (PWC 8828)**

On a motion by Vice Mayor Jones, seconded by Councilmember Shao the City Council authorized the City Manager or his designee to execute the three-way agreement between Union Pacific Railroad, Caltrans, and City for the Signal Interconnect – Preemption Agreement for the Nursery Avenue Safety Improvement Project (PWC 8828).

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

**\* I. Mayor Mei opened consideration to Approve the Creation of 100-hour Non-compensable Paid Leave Bank for Certain City of Fremont First Responders that Have Been Exempted from Certain Provisions of the Families First Coronavirus Relief Act**

*\*\*See Green Sheet on file\*\**

On a motion by Vice Mayor Jones, seconded by Councilmember Shao, the City Council:  
Authorize the creation of a 100-hour paid leave bank for the classifications listed in this staff report and authorize the City Manager to enter into Side Letters of Agreement with the affected bargaining units to implement said leave bank with an expiration date of December 31, 2022.

Ayes: Mayor Mei, Vice Mayor Jones, Councilmembers: Bacon,  
Salwan, Keng, Kassan, and Shao  
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. No calls were received.

**5. SCHEDULED ITEMS – None.**

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

**7. OTHER BUSINESS – None.**

## 8. COUNCIL COMMUNICATIONS

### A. Council Referrals

#### 1. Mayor Mei opened consideration of Vice Mayor Jones Referral: Request to delay minimum wage increase

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.

John Hinds, Melissa Swen-Mallari, Annie Karuga, Kyle Saint Claire, Amy Brooks, Vanessa Sadsad, Garret Wessel, Matthew Lewis, Solli Alpert, Sharon Sharff, Katie Denatelli, Alex Lee, Antonio, Cindy Barnard, and Alek GenVincent shared concerns regarding a potential minimum wage increase delay.

On a motion by Vice Mayor Jones, seconded by Councilmember Shao, the City Council requested staff analysis to study impacts on businesses.

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

### 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 8:05 p.m.

Attest:

Approved:

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Susan Gauthier, City Clerk

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LILY MEI, Mayor