

**MINUTES
FREMONT CITY COUNCIL MEETING
JULY 12, 2022
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 Jones 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/City Attorney**

Mayor Mei announced the Boards and Commissions vacancies.

City Manager Shackelford shared information regarding items of Council/community interest.

City Attorney Alvarado reported that the Council conducted a conference with labor negotiators regarding the employee organizations listed on the closed session agenda. The Council provided direction but took no reportable action.

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 Cox, the City Council waived further readings of proposed ordinances.

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

- * **B. Approval of Minutes - None.**
- * **C. 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 Cox, 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 of emergency;
2. The state of emergency continues to directly impact the ability of the members to meet safely in person; and
3. Staff is directed to schedule reconsideration of these findings at the regularly scheduled City Council meeting on August 9, 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 to Adopt a Resolution Authorizing the City Manager to Execute a FY 2022/23 Contract with the California Department on Aging to Provide Multipurpose Senior Services Program (MSSP) and Making Findings of CEQA Exemption (MSSP PROGRAM CONTRACT)**

On a motion by Councilmember Jones, seconded by Councilmember Cox, the City Council adopted Resolution No. 2022-33 approving and authorizing the City Manager or her designee to execute the contract MS-2223-37 with the California Department on Aging to provide MSSP services for FY 2022/23 in an amount not to exceed \$546,312.

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 Authorize the City Manager or Designee to Execute the Facilities Maintenance Agreement with SpectraTurf, Inc. (Playground Maintenance and Safety Resurfacing)**

On a motion by Councilmember Jones, seconded by Councilmember Cox, the City Council awarded a Facilities Maintenance Agreement through June 30, 2027 and authorize the City Manager or designee to execute the agreement with SpectraTurf, Inc., with a total not to exceed amount of \$891,344.

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

The City Council discussed Items 2.F - 2.L together.

*** F. Mayor Mei opened Consideration of a Resolution Approving a Successor Memorandum of Understanding (MOU) with the Fremont Police Association (FPA)**

On a motion by Vice Mayor Salwan, seconded by Councilmember Jones, the City Council adopted Resolution No. 2022-34 approving the negotiated terms and authorizing the City Manager to execute a three-year Memorandum of Understanding (MOU) for the period of July 1, 2022 through June 30, 2025 between the City of Fremont and the Fremont Police Association (FPA); and direct staff to adjust appropriations in the FY 2022/23 adopted operating budget as necessary to implement the terms of the MOU. Included in the motion, was an amendment to review the budget information in October. The MOUs were proposed base on a set of assumptions. One of the key assumptions was the sales tax revenue. Finance will not receive the data until the end of September. The Finance Department will then provide findings and recommendations after a thorough review the City’s financial situation, in order to make any type of adjustment to the budget.

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

*** G. Mayor Mei opened Consideration of a Resolution Approving a Successor Memorandum of Understanding (MOU)with the Fremont Association of Management Employees (FAME)**

On a motion by Vice Mayor Salwan, seconded by Councilmember Jones, the City Council adopted Resolution No. 2022-35 approving the negotiated terms and authorizing the City Manager to execute a three-year Memorandum of Understanding (MOU) for the period of July 1, 2022 through June 30, 2025 between the City of Fremont and the Fremont Association of Management Employees (FAME); and direct staff to adjust appropriations in the FY 2022/23 adopted operating budget as necessary to implement the terms of the MOU. Included in the motion, was an amendment as noted in Item 2.F.

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

*** H. Mayor Mei opened Consideration of a Resolution Approving a Successor Memorandum of Understanding (MOU) with the Fremont Fire Fighters, International Association of Fire Fighters Local 1689 (IAFF)**

On a motion by Vice Mayor Salwan, seconded by Councilmember Jones, the City Council adopted Resolution No. 2022-36 approving the negotiated terms and authorizing the City Manager to execute a three-year Memorandum of Understanding (MOU) including those terms for the period of July 1, 2022 through June 30, 2025 between the City of Fremont and the Fremont Fire Fighters, International Association of Fire Fighters (IAFF), Local 1689; and direct staff to adjust appropriations in the FY 2022/23 adopted operating budget as necessary to implement the terms of the MOU. Included in the motion, was an amendment as noted in Item 2.F.

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

* **I. Mayor Mei opened Consideration of a Resolution Approving a Successor Memorandum of Understanding (MOU) with the Fremont Battalion Chiefs, International Association of Fire Fighters, Local 1689 (IAFF-BC)**

On a motion by Vice Mayor Salwan, seconded by Councilmember Jones, the City Council adopted Resolution No. 2022-37 approving the negotiated terms and authorizing the City Manager to execute a three-year Memorandum of Understanding (MOU) including those terms for the period of July 1, 2022 through June 30, 2025 between the City of Fremont and the Fremont Battalion Chiefs, International Association of Fire Fighters (IAFF-BC), Local 1689; and direct staff to adjust appropriations in the FY 2022/23 adopted operating budget as necessary to implement the terms of the MOU. Included in the motion, was an amendment as noted in Item 2.F.

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

* **J. Mayor Mei opened Consideration of a Resolution Approving a Successor Memorandum of Understanding (MOU) with the Professional Engineers and Technicians Association (PETA)**

On a motion by Vice Mayor Salwan, seconded by Councilmember Jones, the City Council adopted Resolution No. 2022-38 approving the negotiated terms and authorizing the City Manager to execute a three-year Memorandum of Understanding (MOU) for the period of July 1, 2022 through June 30, 2025 between the City of Fremont and the Professional Engineers and Technicians Association (PETA); and direct staff to adjust appropriations in the FY 2022/23 adopted operating budget as necessary to implement the terms of the MOU. Included in the motion, was an amendment as noted in Item 2.F.

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

* **K. Mayor Mei opened Consideration of a Resolution Approving a Successor Memorandum of Understanding (MOU) with Teamsters, Local 856**

On a motion by Vice Mayor Salwan, seconded by Councilmember Jones, the City Council adopted Resolution No. 2022-39 approving the negotiated terms and authorizing the City Manager to execute a three-year Memorandum of Understanding (MOU) for the period of July 1, 2022 through June 30, 2025 between the City of Fremont and Teamsters; and direct staff to adjust appropriations in the FY 2022/23 adopted operating budget as necessary to implement the terms of the MOU. Included in the motion, was an amendment as noted in Item 2.F.

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

* **L. Mayor Mei opened Consideration of a Resolution Approving a Successor Memorandum of Understanding (MOU) with the City of Fremont Employee Association (CFEA)**

On a motion by Vice Mayor Salwan, seconded by Councilmember Jones, the City Council adopted Resolution No. 2022-40 approving the negotiated terms and authorizing the City Manager to execute a three-year Memorandum of Understanding (MOU) for the period of July 1, 2022 through June 30, 2025 between the City of Fremont and the City of Fremont Employee Association (CFEA); and direct staff to adjust appropriations in the FY 2022/23 adopted operating budget as necessary to implement the terms of the MOU. Included in the motion, was an amendment as noted in Item 2.F.

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

* **M. Mayor Mei opened Consider Adopting a Resolution Authorizing A Wage Increase and Amending the Employment Agreement between Rafael E. Alvarado Jr. and the City of Fremont**

On a motion by Councilmember Jones, seconded by Councilmember Cox, the City Council adopted Resolution No. 2022-41 authorizing the Mayor to execute the First Amendment to the City Attorney’s employment agreement to provide a five percent cost of living wage increase.

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

*** N. Mayor Mei opened Consideration of a Resolution Approving a Wage Increase and Amendment to the Employment Agreement between Karena McGee Shackelford and the City of Fremont**

On a motion by Councilmember Jones, seconded by Councilmember Cox, the City Council adopted Resolution No. 2022-42 authorizing the Mayor to execute the First Amendment to the City Manager’s employment agreement to provide a five percent cost of living wage increase.

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

3. CEREMONIAL ITEMS

A. Proclamation: National Night Out

B. Ceremonial Presentation: Donation of Painting to City of Fremont by Country Club of Washington Township Women’s Club by Michi Yee, President

The collage was painted by Women’s Club member Michi Yee and donated to the City. Washington Hospital has offered to host and display the painting in the Volunteer Service area of the hospital. In this space, it will serve as both a historical reminder of the 125+ years of service provided by the Country Club of Washington Township Women’s Club and as an inspiration to volunteers of the future.

C. Proclamation: Summer Learning Week July 11-15, 2022

4. PUBLIC COMMUNICATIONS

A. Oral and Written Communications

The following persons commented: John Hinds, Laura Winter and Kelly Abreu.

5. SCHEDULED ITEMS

A. Mayor Mei opened consideration of Public Hearing (Published Notice) to Provide Input on a Draft of Fremont’s 2023-2031 Housing Element Update, An Eight-Year Plan to Meet the Housing Needs of Everyone in the Community.

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.

Community Development Director, Dan Schoenholz provided an introduction. Principal Planner Wayland Li and Associate Planner Courtney Pal gave the presentation. Staff responded to questions from Councilmembers. Mayor Mei opened the public hearing. Lisa Danz, Kenneth Do (Field Representative for the Nor Cal Carpenters Union Local 713), Kelly Abreu, and John Hinds commented. There being no additional speakers, Mayor Mei closed the public hearing. This was followed by comments from Councilmembers.

The City Council reviewed, conducted a public hearing, and provided comments on draft 2023-2031 Housing Element.

B. Mayor Mei opened consideration to Introduce an Ordinance Amending the Fremont Municipal Code Section 2.05.060 and Authorizing a Salary Increase for the Mayor and Council Members (Adjustments to the Salaries of the Mayor and Councilmembers)

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. Kelly Abreu commented. There being no additional speakers, Mayor Mei closed the public hearing. This was followed by questions and comments from Councilmembers.

On a motion by Councilmember Jones, seconded by Councilmember Keng, the City Council waived full reading and introduced an ordinance amending the Municipal Code to authorize an increase in the salary of the City Councilmembers to \$2,427.76 per month and of the Mayor to \$4,313.28 per month, effective after the new City Council is seated following the election of November 8, 2022.

**Non-substantive clerical correction

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

6. REPORT FROM CITY ATTORNEY – None.

7. **OTHER BUSINESS** – None.

8. **COUNCIL COMMUNICATIONS**

A. **Council Referrals** – None.

B. **Oral Reports on Meetings**

Councilmembers reported on their various meetings.

9. **ADJOURNMENT:** There being no further business, Mayor Mei adjourned the meeting at 9:30 p.m.

Attest:

Approved:

Susan Gauthier, City Clerk

LILY MEI, Mayor