



City Council Chambers
3300 Capitol Avenue
Fremont, CA

Fremont City Council

Lily Mei, Mayor
Raj Salwan, Vice Mayor
Vinnie Bacon
Teresa Keng, District 1
Rick Jones, District 2
Jenny Kassan, District 3
Yang Shao, District 4

City Staff

Mark Danaj, City Manager
Harvey E. Levine, City Attorney
Karena Shackelford, Assistant City Manager
Brian Stott, Assistant City Manager
Christina Briggs, Economic Development Director
Marilyn Crane, Interim CTO/IT Director
Allen DeMers, Human Resources Director
Susan Gauthier, City Clerk
Curtis Jacobson, Fire Chief
Hans Larsen, Public Works Director
David Persselin, Finance Director
Kimberly Petersen, Chief of Police
Dan Schoenholz, Community Dev. Director
Suzanne Shenfil, Human Services Director
Suzanne Wolf, Community Services Director

Fremont City Council Agenda and Report

April 09, 2019

General Order of Business

1. Preliminary
 - Call to Order
 - Salute to the Flag
 - Roll Call
2. Consent Agenda
3. Ceremonial Items
4. Public Communications
5. Scheduled Items
 - Public Hearings
 - Appeals
 - Reports from Commissions, Boards and Committees
6. Report from City Attorney
7. Other Business
8. Council Communications
9. Adjournment

Order of Discussion

Generally, the order of discussion after introduction of an item by the Mayor will include comments and information by staff followed by City Council questions and inquiries. The applicant, or their authorized representative, or interested citizens, may they speak on the item; each speaker may only speak once to each item. At the close of public discussion, the item will be considered by the City Council and action taken. Items on the agenda may be moved from the order listed.

Consent Calendar

Items on the Consent Calendar are considered to be routine by the City Council and will be enacted by one motion and one vote. There will be no separate discussion of these items unless a Councilmember or citizen so requests, in which case the item will be removed from the Consent Calendar and considered separately. Additionally, other items without a "Request to Address the City Council" card in opposition may be added to the consent calendar. The City Attorney will read the title of ordinances to be adopted.



Addressing the Council

Any person may speak once on any item under discussion by the City Council after receiving recognition by the Mayor. Speaker cards will be available prior to and during the meeting. To address City Council, a card must be submitted to the City Clerk indicating name, address, and the number of the item upon which a person wishes to speak. When addressing the City Council, please walk to the lectern located in front of the City Council. State your name. In order to ensure all persons have the opportunity to speak, a time limit will be set by the Mayor for each speaker (see instructions on speaker card). In the interest of time, each speaker may only speak once on each individual agenda item; please limit your comments to new material; do not repeat what a prior speaker has said.

Oral Communications

Any person desiring to speak on a matter which is not scheduled on this agenda may do so under the Oral Communications section of Public Communications. Please submit your speaker card to the City Clerk prior to the commencement of Oral communications. **Only those who have submitted cards prior to the beginning of Oral Communications will be permitted to speak.** Please be aware the California Government Code prohibits the City Council from taking any immediate action on an item which does not appear on the agenda, unless the item meets stringent statutory requirements. The Mayor will limit the length of your presentation (see instructions on speaker card) and each speaker may only speak once on each agenda item.

The City Council Agendas may be accessed by computer at the following World Wide Web

Address: www.fremont.gov

Information

Copies of the Agenda and Report are available in the lobbies of the Fremont City Hall, 3300 Capitol Avenue and the Development Services Center, 39550 Liberty Street, on Friday preceding a regularly scheduled City Council meeting. Supplemental documents relating to specific agenda items are available at the Office of the City Clerk.

The regular meetings of the Fremont City Council are broadcast on Cable Television Channel 27 and can be seen via webcast on our website (www.Fremont.gov).

Assistance will be provided to those requiring accommodations for disabilities in compliance with the Americans with Disabilities Act of 1990. Interested persons must request the accommodation at least 2 working days in advance of the meeting by contacting the City Clerk at (510) 284-4060. City Council meetings are *open captioned* for the deaf in Council Chambers and *closed captioned* for home viewing.

Availability of Public Records

All disclosable public records relating to an open session item on this agenda that are distributed by the City to all or a majority of the City Council less than 72 hours prior to the meeting will be available for public inspection in specifically labeled binders located in the lobby of Fremont City Hall, 3300 Capitol Avenue during normal business hours, at the time the records are distributed to the City Council.

Information about the City or items scheduled on the Agenda and Report may be referred to:

Address: City Clerk
City of Fremont
3300 Capitol Avenue, Bldg. A
Fremont, California 94538

Telephone: (510) 284-4060

Your interest in the conduct of our City's business is appreciated.

Agenda
Fremont City Council Regular Meeting
April 09, 2019
City Council Chambers, 3300 Capitol Avenue, Building A
7:00 PM

1. Preliminary

- A. Call to Order**
- B. Salute the Flag**
- C. Roll Call**
- D. Announcements by Mayor / City Manager**

2. Consent Calendar

Items on the Consent Calendar are considered to be routine by the City Council and will be enacted by one motion and one vote. There will be no separate discussion of these items unless a Councilmember or citizen so requests, in which event the item will be removed from the Consent Calendar and considered separately. Additionally, other items without a "Request to Address Council" card in opposition may be added to the consent calendar. The City Attorney will read the title of ordinances to be adopted.

A. Motion To: Waive Further Reading of Proposed Ordinances

(This permits reading the title only in lieu of reciting the entire text.)

B. Approval of Minutes - None.

C. 2019 PAVEMENT CRACK SEAL PROJECT - Approval of Specifications and Award of Contract to Pavement Coating, Inc. in the amount of \$557,500 for the 2019 Pavement Crack Seal Project (PWC 8195). Find Project Exempt from Environmental Review per CEQA Guidelines Section 15301 (Existing Facilities)

Contact Persons:

Name:	Edward Nakayama	Hans Larsen
Title:	Senior Civil Engineer	Public Works Director
Dept:	Public Works	Public Works
Phone:	510-494-4775	510-494-4722
E-Mail:	enakayama@fremont.gov	hlarsen@fremont.gov

RECOMMENDATIONS: *Approval of the following actions related to the 2019 Pavement Crack Seal Project (PWC 8195-Q):*

- 1. Find the project is exempt from review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15301 as the maintenance, repair or minor alteration of existing facilities involving negligible or no expansion of use beyond that presently exists.*
- 2. Approve the specifications for the project.*
- 3. Accept the bid and award the construction contract to the lowest responsive and responsible bidder, Pavement Coatings Company in the amount of \$557,500.00 and authorize the City Manager or designee to execute the contract.*

D. 2019 SB1 PROJECT LIST - 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

Contact Persons:

Name:	Connie Wong	Hans Larsen
Title:	Principal Civil Engineer	Public Works Director
Dept:	Public Works	Public Works
Phone:	510-494-4782	510-494-4722
E-Mail:	cwong@fremont.gov	hlarsen@fremont.gov

RECOMMENDATION: Adopt a Resolution Approving a List of Projects Funded by SB1, the Road Repair and Accountability Act for FY 2019/20.

E. MICROSOFT ENTERPRISE AGREEMENT - Authorize the City Manager, or Designee, to Issue a Purchase Order for a Three-Year Microsoft Enterprise Agreement to Crayon Software Experts, LLC., in an Amount of \$1,746,840, Payable in Three Annual Payments; to Approve the Expenditure of an Additional Amount of \$100,000 per Year for Additional Microsoft Software Licenses and Services; and to Execute Any Implementing Documents and Take Any Implementing Actions as Necessary

Contact Persons:

Name:	Marilyn J. Crane
Title:	Director
Dept:	Information Technology Services
Phone:	510-494-4802
E-Mail:	mcrane@fremont.gov

RECOMMENDATIONS:

1. Authorize the City Manager, or designee, to issue a purchase order for a three-year Microsoft Enterprise Agreement to Crayon Software Experts, LLC in the amount of \$1,746,840, payable in three annual payments of \$544,759.24 for Year 1 and \$601,040.32 for Years 2 and 3.
2. Authorize the City Manager, or designee, to approve the expenditure of an additional amount not-to-exceed \$100,000 per year to maintain software license compliance and for Microsoft Azure cloud services, subject to the adoption of the applicable budget in subsequent fiscal years.
3. Authorize the City Manager, or designee, to execute any implementing documents and take any implementing actions as necessary.

F. ACCEPT STATE HOMELAND SECURITY GRANT PROGRAM (SHSGP) FUNDING AND AUTHORIZATION FOR PURCHASE OF POLICE PERSONAL PROTECTIVE EQUIPMENT – Authorize the Police Department to purchase Self Contained Breathing Apparatus (SCBA) Equipment Utilizing State Homeland Security Grant Program (SHSGP) Grant Award

Contact Persons:

Name:	Sean Washington	Deirdre Rockefeller-Ramsey
Title:	Police Captain	Business Manager
Dept:	Police Department	Police Department
Phone:	510-790-6969	510-790-6991
E-Mail:	swashington@fremont.gov	dramsey@fremont.gov

RECOMMENDATION: Authorize the City Manager or designee to accept the State Homeland Security Grant Program award of \$218,381, appropriate the grant funds, and authorize purchase of SCBA equipment in an amount not to exceed \$230,000.

3. Ceremonial Items

A. Proclamation: National Crime Victims' Rights Week

4. Public Communications

A. Oral and Written Communications

INDUSTRIAL DEVELOPMENT AUTHORITY - None.

PUBLIC FINANCING AUTHORITY - None.

**CONSIDERATION OF ITEMS REMOVED FROM
CONSENT CALENDAR**

5. Scheduled Items - None.

6. Report from City Attorney - None.

7. Other Business

A. HOUSING ELEMENT ANNUAL REPORT - Citywide - PLN2019-00235 - To Receive a Presentation on the Status of Implementation of the General Plan and the 2015 – 2023 Housing Element.

Contact Persons:

Name:	Wayland Li	Kristie Wheeler
Title:	Principal Planner	Planning Manager
Dept:	Planning	Community Development
Phone:	510-494-4453	510-494-4454
E-Mail:	wli@fremont.gov	kwheeler@fremont.gov

RECOMMENDATION: Receive presentation and provide comments.

B. ALAMEDA COUNTY MOSQUITO ABATEMENT DISTRICT BIENNIAL PRESENTATION

Alameda County Mosquito Abatement District
Ryan Clausnitzer, General Manager

8. Council Communications

A. Council Referrals - None.

B. Oral Reports on Meetings and Events

9. Adjournment

ACRONYMS

ABAG	Association of Bay Area Governments	GIS	Geographic Information System
ACE	Altamont Commuter Express	GPA	General Plan Amendment
ACFCD	Alameda County Flood Control District	HARB	Historical Architectural Review Board
ACTC	Alameda County Transportation Commission	HBA	Home Builders Association
ACWD	Alameda County Water District	HRC	Human Relations Commission
ARB	Art Review Board	ICMA	International City/County Management Association
BAAQMD	Bay Area Air Quality Management District	JPA	Joint Powers Authority
BART	Bay Area Rapid Transit District	LLMD	Lighting and Landscaping Maintenance District
BCDC	Bay Conservation & Development Commission	LOCC	League of California Cities
BMPs	Best Management Practices	LOS	Level of Service
BMR	Below Market Rate	MOU	Memorandum of Understanding
		MTC	Metropolitan Transportation Commission
CALPERS	California Public Employees' Retirement System	NEPA	National Environmental Policy Act
CBC	California Building Code	NLC	National League of Cities
CDD	Community Development Department	NPDES	National Pollutant Discharge Elimination System
CC & R's	Covenants, Conditions & Restrictions	NPO	Neighborhood Preservation Ordinance
CDBG	Community Development Block Grant	PC	Planning Commission
CEQA	California Environmental Quality Act	PD	Planned District
CERT	Community Emergency Response Team	PDA	Priority Development Area
CIP	Capital Improvement Program	PUC	Public Utilities Commission
CNG	Compressed Natural Gas	PVAW	Private Vehicle Accessway
COF	City of Fremont	PWC	Public Works Contract
COPPS	Community Oriented Policing and Public Safety	RFP	Request for Proposals
		RFQ	Request for Qualifications
CSAC	California State Association of Counties	RHNA	Regional Housing Needs Allocation
CTC	California Transportation Commission	ROP	Regional Occupational Program
dB	Decibel	RRIDRO	Residential Rent Increase Dispute Resolution Ordinance
DEIR	Draft Environmental Impact Report		
DU/AC	Dwelling Units per Acre	RWQCB	Regional Water Quality Control Board
EBRPD	East Bay Regional Park District	SACNET	Southern Alameda County Narcotics Enforcement Task Force
EDAC	Economic Development Advisory Commission (City)		
EIR	Environmental Impact Report (CEQA)	STIP	State Transportation Improvement Program
EIS	Environmental Impact Statement (NEPA)	TCRDF	Tri-Cities Recycling and Disposal Facility
ERAF	Education Revenue Augmentation Fund	TOD	Transit Oriented Development
EVAW	Emergency Vehicle Accessway	TS/MRF	Transfer Station/Materials Recovery Facility
FAR	Floor Area Ratio	UBC	See CBC
FEMA	Federal Emergency Management Agency	VTA	Santa Clara Valley Transportation Authority
FFD	Fremont Fire Department	WMA	Waste Management Authority
FMC	Fremont Municipal Code		
FPD	Fremont Police Department	ZA	Zoning Administrator
FRC	Family Resource Center	ZTA	Zoning Text Amendment
FUSD	Fremont Unified School District		

**UPCOMING MEETING AND CHANNEL 27
BROADCAST SCHEDULE**

Date	Time	Meeting Type	Location	Cable Channel 27
April 16, 2019	7:00 p.m.	City Council Meeting	Council Chambers	Live
April 23, 2019		No 7 PM City Council Meeting		
April 23, 2019		<i>CC/FUSD Liaison Committee Meeting **CANCELLED**</i>		
April 30, 2019		No 7 PM City Council Meeting		
Monday, May 6, 2019	5:30 p.m.	Joint Council/FUSD Meeting	Council Chambers	Live
May 7, 2019	7:00 p.m.	City Council Meeting	Council Chambers	Live
May 14, 2019		**CANCELLED**		
May 21, 2019	7:00 p.m.	City Council Meeting	Council Chambers	Live
May 28, 2019		No 7 PM City Council Meeting		
May 28, 2019	5:30 p.m.	<i>CC/FUSD Liaison Committee Meeting</i>	<i>FUSD</i>	<i>Live</i>
June 4, 2019	7:00 p.m.	City Council Meeting	Council Chambers	Live
June 11, 2019	7:00 p.m.	City Council Meeting	Council Chambers	Live
June 18, 2019	7:00 p.m.	City Council Meeting	Council Chambers	Live
June 25, 2019		No 7 PM City Council Meeting		
June 25, 2019	5:30 p.m.	<i>CC/FUSD Liaison Committee Meeting</i>	<i>FUSD</i>	<i>Live</i>