



**AGENDA
CITY OF CYPRESS
CITY COUNCIL**

**REGULAR MEETING
MONDAY, APRIL 11, 2016
5:30 P.M.; 7:00 P.M.**
Public Hearings at 7:00 P.M.

COUNCIL CHAMBERS
5275 Orange Avenue
CYPRESS, CALIFORNIA

This Agenda contains a brief general description of each item to be considered. Except as otherwise provided by law, no action or discussion shall be taken on any item not appearing in the following Agenda. Supporting documents, including staff reports, are available for review in the City Clerk's office and the City's website at www.ci.cypress.ca.us.

City Hall Directory:

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City Council Agendas/Minutes are available at www.ci.cypress.ca.us.

CALL TO ORDER

**5:30 P.M.
Executive Board Room**

ROLL CALL

**MAYOR MARIELLEN YARC
MAYOR PRO TEM PAULO MORALES
COUNCILMEMBER STACY BERRY
COUNCILMEMBER ROB JOHNSON
COUNCILMEMBER JON PEAT**

ORAL COMMUNICATIONS

The public may at this time address the members of the City Council on any matters within the jurisdiction of the City Council, prior to any action taken on the Agenda. Although individual Council Members may provide brief responses to the oral communications, the City Council may not discuss or take action on off-Agenda items except as authorized by law. Speakers are requested to limit their comments to no more than three minutes each.

Recess the meeting.

CLOSED SESSION

Pursuant to California law, "a person may not disclose confidential information that has been acquired by being present in a closed session... to a person not entitled to receive it, unless the legislative body authorizes disclosure of that confidential information." (Gov. Code § 54963(a).) Any "[v]iolation of [Government Code § 54963] may be addressed by the use of such remedies as are currently available by law, including, but not limited to: (1) injunctive relief to prevent the disclosure of confidential information...; (2) disciplinary action against [a person] who has willfully disclosed confidential information....; [and/or] (3) referral of a member of a legislative body who has willfully disclosed confidential information... to a grand jury." (Gov. Code § 54963(c).)

CITY OF CYPRESS ITEMS:**CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**

Pursuant to Government Code Section 54956.9(d)(1)

Victor Ramos v. City of Cypress, et al.

Case No. SACV15-470 CJC (JCGx)

U.S. District Court Central District

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Government Code Section 54956.9(d)(1)

City of Cypress et al. v. State of California et al.

Sacramento County Superior Court Case Number 34-2013-80001585

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Government Code Section 54956.9(a)

Jeff Wong v. City of Cypress

WCAB No. ADJ9923550

Claim No. 15-122274

CONFERENCE WITH LABOR NEGOTIATOR

Pursuant to Government Code Section 54957.6

Agency Negotiators: Peter Grant and Matt Burton

Employee Groups:

Cypress Police Officers' Association

Council Chamber Decorum:

- **Use courteous and professional language at all times**
- **Refrain from clapping, whistling, etc. in response to a speaker's comments**
- **Allow speakers to provide comments without interruption**
- **Remove hats upon entering Council Chambers**
- **No food or beverages please**

PUBLIC HEARINGS

Public Comments Restricted to Ten Minutes Per Speaker, Unless Extended by the City Council.

No items.

CONSENT CALENDAR NOTICE

All matters listed on the Consent Calendar are to be approved with one motion unless a member of the Council requests separate action on a specific item. Ordinances on the Consent Calendar should be read by title only prior to taking any action.

CONSENT CALENDAR

1. APPROVE MINUTES.

Meetings of March 28 and April 6, 2016

Prepared by: Denise Basham, City Clerk

Recommended Action: Approve as submitted.

2. MOTION TO INTRODUCE AND/OR ADOPT ALL ORDINANCES AND RESOLUTIONS PRESENTED FOR CONSIDERATION BY TITLE ONLY AND TO WAIVE FURTHER READING.

3. AMENDING PORTIONS OF CYPRESS MUNICIPAL CODE CHAPTER 15A, MASSAGE ESTABLISHMENTS.

Prepared by: Anthony Taylor, City Attorney

Recommended Action: That the City Council introduce for first reading the Ordinance by title only, title as follows, approving amendments to portions of Cypress Municipal Code Chapter 15A, Massage Establishments (the "Amended Ordinance").

An Ordinance of the City Council of the City of Cypress, California, Amending Portions of Chapter 15A of the Cypress Municipal Code

4. **APPROVE PLANS AND SPECIFICATIONS FOR THE COUNCIL CHAMBERS HEATING, VENTILATION, AND AIR CONDITIONING REPLACEMENT, PROJECT 138.**

Prepared by: Doug Dancs, Director of Community Development

Recommended Action: That the City Council approve the plans and specifications for the Council Chambers Heating, Ventilations, and Air Conditioning (HVAC) Replacement, Project 138.

5. **AWARD CONTRACTS FOR STORM WATER FILTRATION SYSTEM INSTALLATION AT VARIOUS LOCATIONS, PROJECT 115, PHASE II.**

Prepared by: Doug Dancs, Director of Community Development

Recommended Action: That the City Council: 1) Award a contract for the Storm Water Filtration System Installations, Project 115, Phase II, in the amount of \$129,520, to the lowest responsible bidder, Kordich Construction, Inc., and authorize a contingency of \$19,428; and 2) Approve a Task Order for Construction Inspection Services to Vali Cooper and Associates, Inc., for \$18,281, and authorize a contingency of \$2,740.

6. **APPROVE WARRANTS, ELECTRONIC FUNDS TRANSFERS AND WIRES FOR THE PERIOD MARCH 14, 2016 THROUGH MARCH 25, 2016.**

Prepared by: Matt Burton, Director of Finance and Administrative Services

Recommended Action: That the City Council approve the warrant register and wire transfers.

END OF CONSENT CALENDAR

NEW BUSINESS

7. **LINCOLN AVENUE SPECIFIC PLAN FIVE-YEAR REVIEW.**

Prepared by: Doug Dancs, Director of Community Development

Recommended Action: That the City Council: 1) Receive and file the Lincoln Avenue Specific Plan Five-Year Review; and 2) Direct modifications to the Specific Plan to preserve the properties identified in Attachment A for commercial uses; and 3) Direct modifications to the Specific Plan to reduce the maximum residential building height in the CM-Commercial Mixed Use, CV-Campus Village, and PS Public & Semi-Public zoning districts from 50 feet to 30 feet; and 4) Provide direction regarding any other changes to the Specific Plan.

8. **CONSIDERATION OF AN ANIMAL CARE SHELTER CONSTRUCTION PARTICIPATION AGREEMENT AND A 10-YEAR ANIMAL CARE SERVICES AGREEMENT WITH THE COUNTY OF ORANGE.**

Prepared by: Alisha Farnell, Senior Management Analyst

Recommended Action: That the City Council: 1) Approve an Animal Care Shelter Construction Participation Agreement with the County of Orange for the City's proportional share of the cost; and 2) Authorize the City Manager to enter into a 10-year payment schedule with the County for the City's proportional share of the new animal care shelter beginning October 2016; and 3) Approve a 10-year Animal Care Services Agreement with the County of Orange for animal control and field services.

RECREATION & PARK DISTRICT MATTERS

The Cypress City Council, Acting as the Ex-Officio Governing Board of Directors. All matters listed on the Consent Calendar are to be approved with one motion unless a member of the Board requests separate action on a specific item.

CONSENT CALENDAR:

9. **CONSIDERATION OF APPROVAL OF AMENDMENT NO. 2 WITH CALIFORNIA YELLOW CAB IN ADDING NUTRITION TAXI SERVICES FOR SENIOR CITIZENS.**

Prepared by: June Liu, Director of Recreation and Community Services

Recommended Action: That the City Council, acting as the ex-officio governing Board of Directors for the Cypress Recreation and Park District, approve Amendment No. 2 to the City's Contract Services Agreement for Senior Transportation Services with California Yellow Cab to expand the scope of services to include the provision of senior transportation services for the Cypress Nutrition Program for the remainder of FY 2015-16.

ORAL COMMUNICATIONS

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ITEMS FROM CITY COUNCIL MEMBERS

10. CONSIDERATION OF A RESOLUTION REQUESTING AN IMMEDIATE TEMPORARY MORATORIUM ON APPROVAL OF CHARTER SCHOOLS.

Requested by: Council Members Stacy Berry and Jon Peat

Recommended Action: That the City Council consider a Resolution requesting an immediate temporary moratorium on approval of charter schools.

A Resolution of the City Council of the City of Cypress, California, Requesting an Immediate Temporary Moratorium on Approval of Charter Schools

- Reports on Committee Assignments
- Other Items

ITEMS FROM CITY MANAGER

ADJOURNMENT

The next meeting will be an adjourned Regular Meeting, to be held on Monday, April 25, 2016, beginning at 5:30 p.m. in the Executive Board Room.

I hereby certify under penalty of perjury under the laws of the State of California, that the foregoing Agenda was posted on the City Hall bulletin board not less than 72 hours prior to the meeting. Dated this 7th day of April, 2016.

Denise Basham, City Clerk

IN COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT, IF YOU NEED SPECIAL ASSISTANCE TO PARTICIPATE IN THIS MEETING, YOU SHOULD CONTACT THE OFFICE OF THE CITY CLERK AT (714) 229-6683. NOTIFICATION BY NOON ON FRIDAY, APRIL 8, 2016 WILL ENABLE THE CITY TO MAKE REASONABLE ARRANGEMENTS TO ASSURE ACCESSIBILITY TO THIS MEETING.