



**AGENDA
CITY OF CYPRESS
CITY COUNCIL**

**REGULAR MEETING
MONDAY, JUNE 8, 2015
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:

Administration – (714) 229-6680

admin@ci.cypress.ca.us

Finance – (714) 229-6700

fin@ci.cypress.ca.us

Community Development – (714) 229-6720

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Public Works – (714) 229-6740

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Police – (714) 229-6600

cypd@ci.cypress.ca.us

Recreation – (714) 229-6780

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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 ROB JOHNSON
MAYOR PRO TEM MARIELLEN YARC
COUNCILMEMBER STACY BERRY
COUNCILMEMBER PAULO MORALES
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.

**WORKSHOP
SESSION**

INTERVIEW OF COMMISSION APPLICANTS

Recess the meeting.

RECONVENE

**7:00 P.M.
Council Chambers**

ROLL CALL

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

PLEDGE OF ALLEGIANCE

INVOCATION

The City Council does not endorse the content of the invocation and does not endorse the invitational speaker's particular faith, belief and/or religious denomination. The City Council does not engage in any prior inquiry, review of, or involvement in, the content of the invocation, except to request the speaker to refrain from using the invocation as an opportunity to attempt to convert others to a particular faith or to disparage any faith or belief. The City Council has an established neutral policy for selecting and scheduling invitational speakers. The City Clerk will make the City Council's policy on invocations available upon request for public inspection and copying.

**REPORT OF WORKSHOP AGENDA/
CLOSED SESSION**

**CITY MANAGER
CITY ATTORNEY**

PRESENTATIONS**TRASH COLLECTION UPDATE FROM VALLEY VISTA SERVICES****ORAL COMMUNICATIONS (LIMITED TO ONE-HALF HOUR)**

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*If you would like to address the City Council, please complete the white **SPEAKER'S CARD**. The card is available at the speaker's podium or from the City Clerk. Please identify on the card your name, address, and the item on which you would like to speak, and return to the City Clerk. The **SPEAKER'S CARD** assists the Mayor in ensuring that all persons wishing to address the Council are recognized. Your name will be called at the time the matter is heard by the Council.*

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 – 10)

1. **APPROVAL OF MINUTES.**
Meeting of May 26, 2015.
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. **APPROVAL OF A SIGN PROGRAM FOR 5730 KATELLA AVENUE – DESIGN REVIEW COMMITTEE PERMIT NO. 3026.**

Prepared by: Judy Aquino, Assistant Planner

Recommended Action: That the City Council adopt the Resolution by title only, title as follows, approving Design Review Committee Permit No. 3026, subject to the conditions in Exhibit “A” of the Resolution. In accordance with the California Environmental Quality Act (CEQA) guidelines, a Categorical Exemption, Class 11, will be filed for this project.

A Resolution of the City Council of the City of Cypress
Approving Design Review Committee Permit No. 3026
- With Conditions.

4. **APPROVAL OF CONSTRUCTION OF AN OFFICE BUILDING AT 5001 CERRITOS AVENUE – DESIGN REVIEW COMMITTEE PERMIT NO. 3030.**

Prepared by: Doug Hawkins, City Planner

Recommended Action: That the City Council adopt the Resolution by title only, title as follow, approving Design Review Committee Permit No. 3030, subject to the conditions in Exhibit “A” of the Resolution. In accordance with the California Environmental Quality Act (CEQA) guidelines, a Categorical Exemption, Class 32, will be filed for this project.

A Resolution of the City Council of the City of Cypress
Approving Design Review Committee Permit No. 3030
- With Conditions.

5. **ACCEPTANCE OF THE SEWER REHABILITATION AT VARIOUS LOCATIONS, PROJECT 117.**

Prepared by: Kamran Dadbeh, City Engineer

Recommended Action: That the City Council:1) Accept the Sewer Rehabilitation at Various Locations, Project 117, as being satisfactorily completed in conformance with the project specifications, in the final amount of \$204,622; and 2) Approve the final retention payment of \$10,231.10 to Sancon, Inc., Huntington Beach, California; and 3) Authorize the City Clerk to release the Labor and Materials Bond and the Faithful Performance Bond upon expiration of the required lien period, if no claims or objections have been filed, upon concurrence of the Director of Community Development.

6. **CERTIFICATION OF THE PAVEMENT MANAGEMENT PROGRAM FOR ORANGE COUNTY TRANSPORTATION AUTHORITY.**

Prepared by: Kamran Dadbeh City Engineer

Recommended Action: That the City Council receive and file the Fiscal Year 2015-16 Pavement Management Program.

7. **ADOPTION OF ANNUAL STATEMENT OF INVESTMENT POLICY.**

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

Recommended Action: That the City Council, and acting as the ex-officio Board of Directors of the Cypress Recreation and Park District, adopt the Resolution by title only, title as follows, adopting the Annual Statement of Investment Policy.

A Resolution of the City Council of the City of Cypress, and Acting as the Ex-Officio Governing Board of Directors of the Cypress Recreation and Park District, Adopting the Annual Statement of Investment Policy.

8. **APPROVAL OF RESOLUTION ESTABLISHING THE CITY OF CYPRESS' FISCAL YEAR 2015-16 APPROPRIATION LIMIT.**

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

Recommended Action: That the City Council adopt the Resolution by title only, title as follows, establishing the City's Fiscal Year 2015-16 appropriation limit.

A Resolution of the City Council of the City of Cypress Establishing the City's Appropriation Limit for the 2015-16 Fiscal Year.

9. **APPROVAL OF COMMERCIAL WARRANT LIST AND WIRE TRANSFERS FOR FISCAL YEAR 2014-15 FOR WARRANTS NO. 34477 THROUGH 34654.**

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

Recommended Action: That the City Council approve the attached warrant registers and wire transfers for Fiscal Year 2014-15.

Recreation and Park District Matters:

10. **APPROVAL OF RESOLUTION ESTABLISHING THE CYPRESS RECREATION AND PARK DISTRICT'S FISCAL YEAR 2015-16 APPROPRIATION LIMIT.**
Prepared by: Matt Burton, Director of Finance and Administrative Services

Recommended Action: That the City Council, acting as the ex-officio governing Board of Directors of the Cypress Recreation and Park District, adopt the Resolution by title only, title as follows, establishing the District's Fiscal Year 2015-16 appropriation limit.

A Resolution of the City Council of the City of Cypress, Ex-Officio Governing Board of Directors of the Cypress Recreation and Park District, a Subsidiary District of the City of Cypress Establishing the Cypress Recreation and Park District's Appropriation Limit for the 2015-16 Fiscal Year.

END OF CONSENT CALENDAR**NEW BUSINESS (11 – 13)**

11. **CONSIDERATION OF A RESOLUTION IN SUPPORT OF SENATE CONSTITUTIONAL AMENDMENT 2 (SCA 2) TO PROHIBIT BANNING THE U.S. FLAG ON STATE FUNDED COLLEGE CAMPUSES IN CALIFORNIA.**
Agendized by: Mayor Johnson and Council Member Berry

Recommended Action: That the City Council discuss and consider the adoption of a Resolution in support of Senate Constitutional Amendment 2 (SCA 2) to prohibit the banning of the U.S. flag on state funded college campuses in California.

A Resolution of the City Council of the City of Cypress Supporting Senate Constitutional Amendment 2 (SCA 2) to Prohibit Banning the U.S. Flag on State Funded College Campuses in California.

12. **ADOPTION OF THE FISCAL YEAR 2015-16 BUDGET FOR THE CITY OF CYPRESS.**

Prepared by: Peter Grant, City Manager

Recommended Action: That the City Council adopt the Resolution by title only, title as follows, approving the City's Fiscal Year 2015-16 Budget.

A Resolution of the City Council of the City of Cypress Approving the Annual Budget for the Fiscal Year Commencing July 1, 2015 and Fixing the Limitations of Expenditures for the Several Funds and the Functions, Departments, and Activities Carried on Under Such Funds.

13. **ADOPTION OF THE SEVEN-YEAR CAPITAL IMPROVEMENT PROGRAM.**

Prepared by: Peter Grant, City Manager

Recommended Action: That the City Council: 1) Determine the Capital Improvement Program is consistent with the City of Cypress General Plan; and 2) Adopt the Resolution by title only, title as follows, approving the Seven-Year Capital Improvement Program.

A Resolution of the City Council of the City of Cypress Approving the Seven-Year Capital Improvement Program For Fiscal Year 2015-2016 through Fiscal Year 2021-2022.

RECREATION & PARK DISTRICT MATTERS (14)

The Cypress City Council, Acting as the Ex-Officio Governing Board of Directors.

14. **PUBLIC HEARING TO CONSIDER ADOPTION OF THE CYPRESS RECREATION AND PARK DISTRICT FY 2015-16 BUDGET.**

Prepared by: Peter Grant, City Manager

Recommended Action: That the City Council, acting as the ex-officio governing Board of Directors of the Cypress Recreation and Park District, adopt the District Budget for the fiscal year beginning July 1, 2015 after the conclusion of the public hearing.

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ITEMS FROM CITY COUNCIL MEMBERS

- Reports on Committee Assignments
- Other Items

ITEMS FROM CITY MANAGER

Recess the meeting to Closed Session.

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 LABOR NEGOTIATOR**

Pursuant to Government Code Section 54957.6

Agency Negotiators: Peter Grant and Matt Burton

Employee Groups:

Police Management Association

Executive Management

Mid-Management

Non-Represented

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Government Code Section 54956.9(a)

De Young v. City of Cypress

WCAB No. ADJ8874505

Claim No. 13-115580

ADJOURNMENT

The next meeting will be a Special Meeting, to be held on Monday, June 15, 2015 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 3rd day of June, 2015.

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, JUNE 5, 2015 WILL ENABLE THE CITY TO MAKE REASONABLE ARRANGEMENTS TO ASSURE ACCESSIBILITY TO THIS MEETING.