



**AGENDA
CITY OF CYPRESS
CITY COUNCIL**

**REGULAR MEETING
MONDAY, JULY 27, 2015
6:15 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

**6:15 P.M.
Council Chambers**

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.

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

PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Pursuant to Government Code Section 54957

Title: City Manager

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****PASTOR LEONARD BRADLEY JR., CYPRESS CHURCH
OF CHRIST**

The City Council does not endorse the content of the invocation and does not endorse the invocational 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 invocational speakers. The City Clerk will make the City Council's policy on invocations available upon request for public inspection and copying.

PRESENTATIONS**PRESENTATION OF CERTIFICATES TO OUTGOING
CITY COMMISSIONERS:**

- **Recreation and Community Services Commission**
 - Ron Call
 - Tom Ferguson
 - Sandy Purtle

- **Senior Citizens Commission**
 - Eileen Litchfield
 - Pam McKeon

- **Traffic Commission**
 - Joyce Grohmann
 - Ruth Schnipper

**PRESENTATION OF CERTIFICATES OF
APPOINTMENT TO NEWLY-APPOINTED CITY
COMMISSIONERS AND ADMINISTER LOYALTY
OATH OF OFFICE**

- **Recreation and Community Services Commission**
 - Linda Croce
 - Jim Hunter
 - Jeanette James

- **Senior Citizens Commission**
 - **Marlene Callanan**
 - **Carlos Ramirez**
 - **Frann Shermet**
 - **Jan Stein**

- **Traffic Commission**
 - **Susan Culbertson**
 - **Steve Fenoglio**
 - **Ginger Osman**

**REPORT OF WORKSHOP AGENDA/
CLOSED SESSION**

**CITY MANAGER
CITY ATTORNEY**

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 (1)

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

1. **PUBLIC HEARING TO CONSIDER THE RENEWAL OF CYPRESS CORPORATE CENTER LANDSCAPE MAINTENANCE DISTRICT NO. 1 FOR FISCAL YEAR 2015-16. CITY OF CYPRESS PROJECT NO. 8615-90.**

Prepared by: Doug Dancs, Director of Community Development

Recommended Action: That the City Council hold the required public hearing and adopt the Resolution by title only, title as follows, ordering the renewal of Cypress Corporate Center Landscape Maintenance District No. 1 for Fiscal Year 2015-16, pursuant to the Landscaping and Lighting Act of 1972.

A Resolution of the City Council of the City of Cypress Ordering the Renewal of the Cypress Corporate Center Landscape Maintenance District No. 1 for Fiscal Year 2015-16, Pursuant to the Landscaping and Lighting Act of 1972, and Confirming the Diagram and Assessment Thereof.

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 (2 – 15)

2. **APPROVAL OF MINUTES.**

Meeting of July 13, 2015.

Prepared by: Denise Basham, City Clerk

Recommended Action: Approve as submitted.

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

4. **REJECTION OF BIDS FOR TREE PLANTING PROGRAM, PROJECT 137.**

Prepared by: Doug Dancs, Director of Community Development

Recommended Action: That the City Council reject all bids for the Tree Planting Program, Project 137.

5. **[ACCEPTANCE OF STREET REHABILITATION PROJECT – SLURRY SEAL, PROJECT 119.](#)**
Prepared by: Doug Dancs, Director of Community Development

Recommended Action: That the City Council: 1) Accept the Street Rehabilitation Project – Slurry Seal, Project 119, in the final amount of \$490,579.31; and 2) Approve the final retention payment of \$24,528.96 to All American Asphalt, Inc.; 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 City Engineer.

6. **[APPROVAL OF AN ANTENNA FACILITY AT 4470 LINCOLN AVENUE – DESIGN REVIEW COMMITTEE PERMIT NO. 3033.](#)**
Prepared by: Doug Dancs, Director of Community Development

Recommended Action: That the City Council adopt the Resolution by title only, title as follows, approving Design Review Committee Permit No. 3033, subject to the conditions in Exhibit “A”. In accordance with the California Environmental Quality Act (CEQA) guidelines, a Categorical Exemption, Class 3, will be filed for this project.

A Resolution of the City Council of the City of Cypress Approving Design Review Committee Permit No. 3033 – With Conditions.

7. **[APPROVAL OF AN OFFICE BUILDING AT 4501 CERRITOS AVENUE – DESIGN REVIEW COMMITTEE PERMIT NO. 3018.](#)**
Prepared by: Doug Dancs, Director of Community Development

Recommended Action: That the City Council adopt the Resolution by title only, title as follows, approving Design Review Committee Permit No. 3018, subject to the conditions in Exhibit “A”. In accordance with the California Environmental Quality Act (CEQA) guidelines, a Categorical Exemption, Class 3(c) will be filed for this project.

A Resolution of the City Council of the City of Cypress Approving Design Review Committee Permit No. 3018 – With Conditions.

8. **[RECEIVE AND FILE THE UPDATED FY 2015-16 PAY SCHEDULES FOR THE CYPRESS POLICE OFFICERS’ ASSOCIATION.](#)**
Prepared by: Matt Burton, Director of Finance and Administrative Services

Recommended Action: That the City Council receive and file the updated Pay Schedules for the Cypress Police Officers’ Association (CPOA) effective July 3, 2015.

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9. **RECEIVE AND FILE THE UPDATED FY 2015-16 PAY SCHEDULES FOR THE CYPRESS MAINTENANCE EMPLOYEES' ASSOCIATION.**
Prepared by: Matt Burton, Director of Finance and Administrative Services
- Recommended Action: That the City Council receive and file the updated Pay Schedules for the Cypress Maintenance Employees' Association (CMEA) effective July 3, 2015.
10. **ADOPTION OF A RESOLUTION AMENDING HOURLY PAY RANGES FOR TEMPORARY PART-TIME AND SEASONAL EMPLOYEES.**
Prepared by: Matt Burton, Director of Finance and Administrative Services
- Recommended Action: That the City Council, and 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, amending Resolution No. 6451, modifying the Temporary Part-Time and Seasonal Employees hourly pay range schedule.
- A Resolution of the City Council of the City of Cypress, and Acting as Ex-Officio Board of Directors of the Cypress Recreation and Park District, Amending Resolution No. 6451 Establishing Hourly Pay Ranges for Temporary Part-Time and Seasonal Positions.
11. **SECOND READING OF AN ORDINANCE AMENDING PORTIONS OF CHAPTER 17-74 OF THE CYPRESS MUNICIPAL CODE.**
Prepared by: Lindsay Tabaian, Assistant City Attorney
- Recommended Action: That the City Council adopt the Ordinance by title only, title as follows, amending portions of Chapter 17-74 of the Cypress Municipal Code.
- An Ordinance of the City Council of the City of Cypress Amending Portions of Chapter 17-74 of the Cypress Municipal Code.
12. **APPROVAL OF A CREDIT/DEBIT CARD PROCESSING 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, approve a credit/debit card processing policy.

13. [APPROVAL OF A REQUEST FROM THE CITY OF UNION CITY FOR SALES TAX REPAYMENT MITIGATION.](#)
Prepared by: Matt Burton, Director of Finance and Administrative Services

Recommended Action: That the City Council approve the City of Union City's sales tax adjustment mitigation request.

14. [RECEIVE AND FILE INVESTMENT REPORT FOR THE MONTH OF JUNE 2015.](#)
Prepared by: Matt Burton, Director of Finance and Administrative Services

Recommended Action: That the City Council receive and file the Investment Report for the month of June 2015.

15. [APPROVAL OF COMMERCIAL WARRANT LIST AND WIRE TRANSFERS FOR FISCAL YEAR 2015-16 FOR WARRANT NO. 35102.](#)
Prepared by: Matt Burton, Director of Finance and Administrative Services

Recommended Action: That the City Council approve the attached warrant register and wire transfers for Fiscal Year 2015-16.

END OF CONSENT CALENDAR

NEW BUSINESS (16 - 21)

16. [POLICE DEPARTMENT STRATEGIC PLAN.](#)
Prepared by: Rod Cox, Interim Chief of Police

Recommended Action: That the City Council receive and file the Police Department Strategic Plan.

17. [APPROVAL OF A CONTRACT FOR RETAIL RECRUITMENT AND PLANNING SERVICES.](#)
Prepared by: Doug Dancs, Director of Community Development

Recommended Action: That the City Council approve the Contract Services Agreement with Retail Strategies for the provision of retail plan preparation and recruitment services.

18. **[DROUGHT RESPONSE FOR PARK AND ATHLETIC FIELD MANAGEMENT.](#)**

Prepared by: Doug Dancs, Director of Community Development

Recommended Action: That the City Council provide direction regarding drought response for park and athletic field management.

19. **[AWARD OF CONTRACT FOR POLICE DEPARTMENT SPACE PLANNING, PROJECT 126.](#)**

Prepared by: Doug Dancs, Director of Community Development

Recommended Action: That the City Council award a contract in the amount of \$48,000 for the Police Department Space Planning, to BOA Architecture and authorize a contingency of \$2,000.

20. **[ADOPTION OF A RESOLUTION BETWEEN THE CITY OF CYPRESS AND THE CYPRESS POLICE MANAGEMENT ASSOCIATION APPROVING A MEMORANDUM OF UNDERSTANDING FOR THE CONTRACT PERIOD JULY 1, 2015 THROUGH AUGUST 31, 2016.](#)**

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

Recommended Action: That the City Council, adopt a Resolution by title only, title as follows, between the City of Cypress and the Cypress Police Management Association (CPMA), approving a Memorandum of Understanding for the contract period July 1, 2015 through August 31, 2016.

A Resolution of the City Council of the City of Cypress, Approving the Memorandum of Understanding Between the City of Cypress and the Cypress Police Management Association Concerning Wages, Salaries, Fringe Benefits and Conditions of Employment.

21. **[APPROVAL OF 67 MULTI-FAMILY RESIDENTIAL UNITS LOCATED AT 4552 LINCOLN AVENUE – DESIGN REVIEW COMMITTEE PERMIT NO. 3036.](#)**

Prepared by: Doug Dancs, Director of Community Development

Recommended Action: That the City Council adopt the Resolution by title only, title as follows, approving Design Review Committee Permit No. 3036, subject to the conditions in Exhibit "A". 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. 3036 – With Conditions.

RECREATION & PARK DISTRICT MATTERS

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

No items.

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ITEMS FROM CITY COUNCIL MEMBERS

- Reports on Committee Assignments
- Other Items

ITEMS FROM CITY MANAGER

ADJOURNMENT – IN MEMORY OF FORMER CYPRESS RESIDENT AND CITY COMMISSIONER ELSIE CARRUTHERS

The next meeting will be an adjourned Regular Meeting, to be held on Monday, August 10, 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 23rd day of July, 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, JULY 24, 2015 WILL ENABLE THE CITY TO MAKE REASONABLE ARRANGEMENTS TO ASSURE ACCESSIBILITY TO THIS MEETING.