



**AGENDA
CITY OF CYPRESS
CITY COUNCIL**

**REGULAR MEETING
MONDAY, JUNE 22, 2015
6:00 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.

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

CALL TO ORDER

**6:00 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 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

PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Pursuant to Government Code Section 54957

Title: City Clerk

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(a)

De Young v. City of Cypress

WCAB No. ADJ8874505

Claim No. 13-115580

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 DOYLE SURRETT, SEACOAST GRACE CHURCH**

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.

**REPORT OF WORKSHOP AGENDA/
CLOSED SESSION** **CITY MANAGER**
CITY ATTORNEY

PRESENTATIONS **INTRODUCTION OF RECREATION COORDINATOR**
KERRAN LAKIN

**PRESENT PROCLAMATION TO THE RECREATION AND
COMMUNITY SERVICES DEPARTMENT PROCLAIMING
THE MONTH OF JULY 2015 AS "PARKS MAKE LIFE
BETTER! MONTH" IN THE CITY OF CYPRESS**

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 – 2)

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

1. **[APPROVAL OF A 19 UNIT CONDOMINIUM DEVELOPMENT AT 9191 BLOOMFIELD STREET – CONDITIONAL USE PERMIT NO. 3031 AND TENTATIVE TRACT MAP NO. 17853.](#)**

Prepared by: Kori Sanders, Associate Planner

Recommended Action: That the City Council adopt the Resolutions by title only, titles as follows, approving Conditional Use Permit No. 3031 and Tentative Tract Map No. 17853, 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 Conditional Use Permit No. 3031 – With Conditions.

A Resolution of the City Council of the City of Cypress Approving Tentative Tract Map No. 17853 – With Conditions.

2. **APPROVAL OF ONSITE SALE OF BEER AND WINE, OUTDOOR SEATING, AND REMODEL OF THE CYPRESS VILLAGE SHOPPING CENTER AT 9515-9575 VALLEY VIEW STREET – CONDITIONAL USE PERMIT NO. 3029.**

Prepared by: Judy Aquino, Assistant Planner

Recommended Action: That the City Council: 1) Adopt the Mitigated Negative Declaration and Mitigation Monitoring Program in accordance with the requirements of the California Environmental Quality Act (CEQA); and 2) Adopt the Resolution by title only, title as follows, approving Conditional Use Permit No. 3029, subject to the conditions in Exhibit “A.”

A Resolution of the City Council of the City of Cypress Approving Conditional Use Permit No. 3029 – With Conditions.

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 (3 – 17)

3. **APPROVAL OF MINUTES.**

Meetings of June 8 and June 15, 2015.

Prepared by: Denise Basham, City Clerk

Recommended Action: Approve as submitted.

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

5. **CONFIRM THE APPOINTMENT OF CITY COMMISSIONERS.**

Prepared by: Denise Basham, City Clerk

Recommended Action: That the City Council confirm the appointments of City Commissioners effective July 1, 2015.

6. **PROCLAIM THE MONTH OF JULY 2015 AS “PARKS MAKE LIFE BETTER! MONTH” IN THE CITY OF CYPRESS.**

Prepared by: Denise Basham, City Clerk

Recommended Action: That the City Council officially proclaim the month of July 2015 as “Parks Make Life Better! Month” in the City of Cypress.

7. **APPROVAL OF THE PURCHASE OF TWO REPLACEMENT POLICE DEPARTMENT VEHICLES.**

Prepared by: Gonzalo Vazquez, Water Quality Manager

Recommended Action: That the City Council: 1) Find that the National Joint Powers Alliance Purchase Order No. 102811-NAF satisfies the bid process per City Code Section 21A-10(e); and 2) Award a contract for the purchase of a 2015 Ford Police Interceptor and a 2015 Ford Taurus from Wondries Fleet Group, in the amount of \$52,851.76.

8. **APPROVAL OF PLANS AND SPECIFICATIONS FOR SEWER REHABILITATION AT VARIOUS LOCATIONS, PROJECTS 133 AND 134.**

Prepared by: Kamran Dadbeh, City Engineer

Recommended Action: That the City Council approve the plans and specifications for Sewer Rehabilitation at Various Locations, Projects 133 and 134.

9. **APPROVAL OF THE CITY ENGINEER'S REPORT AND RENEWAL OF CYPRESS CORPORATE CENTER LANDSCAPE MAINTENANCE DISTRICT NO. 1 FOR THE LANDSCAPED BERM ON THE NORTH SIDE OF THE STANTON CHANNEL, PUBLIC WORKS PROJECT NO. 8615-90.**

Prepared by: Gonzalo Vazquez, Water Quality Manager

Recommended Action: That the City Council adopt the Resolutions by title only, titles as follows, approving the City Engineer's Report and establishing a public hearing for July 27, 2015, declaring the City Council's intention to order the renewal of Cypress Corporate Center Landscape Maintenance District No. 1 for the maintenance of the landscaping and irrigation system on the berm on the north side of the Stanton Channel.

A Resolution of the City Council of the City of Cypress, Approving the City Engineer's Report Dated June 22, 2015, in Connection With the Renewal of Cypress Corporate Center Landscape Maintenance District No. 1.

A Resolution of the City Council of the City of Cypress, Declaring Its Intention to Order 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, and Fixing a Time and Place for Hearing Objections Thereto.

10. **ADOPT RESOLUTIONS ESTABLISHING SALARY AND BENEFITS FOR CONFIDENTIAL POSITIONS, MID-MANAGEMENT POSITIONS, AND EXECUTIVE MANAGEMENT POSITIONS.**

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

Recommended Action: That the City Council: 1) Adopt the Resolution by title only, title as follows, establishing salary ranges for Confidential positions; and 2) Adopt the Resolution by title only, title as follows, establishing salary ranges for Mid-Management positions; and 3) Adopt the Resolution by title only, title as follows, establishing salary ranges for Executive Management positions; and 4) Adopt the Resolution by title only, title as follows, amending benefits for Management Employees.

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. 6387 Establishing Salary Ranges For Confidential Positions.

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. 6477 Establishing Salary Ranges for Mid-Management Positions.

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. 6478 Establishing Salary Ranges for Executive Management Positions.

A Resolution of the City Council of the City of Cypress, and Acting as Ex-Officio Governing Board of Directors of the Cypress Recreation and Park District, a Subsidiary District of the City of Cypress, Amending Resolution No. 6474 Establishing Benefits for Management Employees.

11. **RECEIVE AND FILE PAST 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 past pay schedules reflected in the Cypress Police Officers' Association (POA) Memorandum of Understanding for the period June 1, 2009 – June 30, 2013.

12. **ADOPT RESOLUTION APPROVING THE CITY OF CYPRESS TEMPORARY PART-TIME AND SEASONAL EMPLOYEES SICK LEAVE POLICY IN ACCORDANCE WITH AB1522 – HEALTHY WORKPLACE HEALTHY FAMILY ACT OF 2014.**

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, approving the City of Cypress Temporary Part-Time and Seasonal Employees Sick Leave Policy in accordance with the Healthy Workplace Healthy Family Act of 2014.

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, Adopting a Resolution Establishing a Temporary Part-Time and Seasonal Employees Sick Leave Policy in Accordance With State Law.

13. **CONSIDERATION 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 waive further reading and introduce an Ordinance amending the Cypress Municipal Code to comply with recent court opinions issued by the California Supreme Court and Court of Appeals, Fourth Appellate District, and entitled “AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CYPRESS, CALIFORNIA, AMENDING PORTIONS OF CHAPTER 17-74 OF THE CYPRESS MUNICIPAL CODE” (the “Amended Ordinance”).

An Ordinance of the City Council of the City of Cypress, California, Amending Portions of Chapter 17-74 of the Cypress Municipal Code.

14. **REVIEW OF INVESTMENT REPORT FOR THE MONTH OF MAY 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 May 2015.

15. [APPROVAL OF COMMERCIAL WARRANT LIST AND WIRE TRANSFERS FOR FISCAL YEAR 2014-15 FOR WARRANTS NO. 34655 THROUGH 34800.](#)

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:

16. [APPROVAL OF AGREEMENT WITH ANAHEIM UNION HIGH SCHOOL DISTRICT FOR TRANSPORTATION SERVICES.](#)

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 of the Cypress Recreation and Park District, approve the agreement for transportation services and authorize the City Manager to execute the same.

17. [APPROVAL OF A LICENSE AGREEMENT WITH THE JOINT FORCES TRAINING BASE FOR THE 2015 4TH OF JULY EVENT.](#)

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 of the Cypress Recreation and Park District, approve a license agreement to conduct the 4th of July event on the Joint Forces Training Base and authorize the City Manager to make any technical revisions to the agreement and execute the same.

END OF CONSENT CALENDAR

NEW BUSINESS (18 – 19)

18. [DROUGHT RESPONSE TREE MANAGEMENT PLAN.](#)

Prepared by: Gonzalo Vazquez, Water Quality Manager

Recommended Action: That the City Council provide direction regarding new tree plantings.

19. **DROUGHT RESPONSE PUBLIC OUTREACH PLAN.**
Prepared by: Gonzalo Vazquez, Water Quality Manager

Recommended Action: That the City Council provide staff with direction on the City's Drought Response Public Outreach Plan.

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

The next meeting will be an adjourned Regular Meeting, to be held on Monday, July 13, 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 18th 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 19, 2015 WILL ENABLE THE CITY TO MAKE REASONABLE ARRANGEMENTS TO ASSURE ACCESSIBILITY TO THIS MEETING.