



**AGENDA
CITY OF CYPRESS
CITY COUNCIL**

**REGULAR MEETING
MONDAY, NOVEMBER 9, 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.

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

cdd@ci.cypress.ca.us

Public Works – (714) 229-6740

pw@ci.cypress.ca.us

Police – (714) 229-6600

cypd@ci.cypress.ca.us

Recreation – (714) 229-6780

crpd@ci.cypress.ca.us

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

CALL TO ORDER

**6:00 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.

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(a)

City of Cerritos et al., v. State of California et al.,

Case Number C070484

California Court of Appeal, Third Appellate District

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**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****PRESENT PROCLAMATION TO CYPRESS KIWANIS
RECOGNIZING NOVEMBER 16, 2015 AS "KIWANIS
DAY" IN THE CITY OF CYPRESS****RECOGNITION OF CYPRESS VETERAN CHUCK
KOESTER****ORANGE COUNTY ANIMAL CARE UPDATE****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.

Members of the City Council should disclose at this time all communications with anyone relevant to a Public Hearing item.

1. **APPROVE A ONE-LOT SUBDIVISION AND CONSTRUCT ONE DETACHED CONDOMINIUM UNIT AT 5402 CRESCENT AVENUE – CONDITIONAL USE PERMIT NO. 3045 AND TENTATIVE PARCEL MAP NO. 2015-157.**

Prepared by: Doug Dancs, Director of Community Development

Recommended Action: That the City Council adopt the Resolutions by title only, titles as follows, approving Conditional Use Permit No. 3045 and Tentative Parcel Map No. 2015-157, subject to the conditions in Exhibit "A" of the Resolutions. In accordance with the California Environmental Quality Act (CEQA), 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. 3045 – With Conditions

A Resolution of the City Council of the City of Cypress Approving Tentative Parcel Map No. 2015-157 – With Conditions

2. **AN ORDINANCE EXTENDING BY 10 MONTHS AND 15 DAYS THE ORIGINAL 45 DAY MORATORIUM ESTABLISHED BY INTERIM ORDINANCE NO. 1150 ON NEW RESIDENTIAL USES, INCLUDING MULTI-FAMILY AND MIXED USE, IN THE OFFICE PROFESSIONAL, COMMERCIAL NEIGHBORHOOD, COMMERCIAL GENERAL AND COMMERCIAL HEAVY ZONES.**
Prepared by: Doug Dancs, Director of Community Development

Recommended Action: That the City Council: 1) Conduct a public hearing to consider the extension of the Ordinance; and 2) Waive further reading and adopt, by a four-fifths (4/5) vote of the City Council, the Ordinance by title only, title as follows, (to take effect immediately prior to expiration of Interim Ordinance No. 1150), which extends for an additional 10 months and 15 days, Interim Ordinance No. 1150 establishing a moratorium on the approval of any projects proposing residential development in commercial zones except for any project where a development application submittal has been provided to the City prior to adoption of the Ordinance.

An Ordinance of the City Council of the City of Cypress Extending by 10 Months and 15 Days the Original 45 Day Moratorium Established by Interim Ordinance No. 1150, Prohibiting the Permitting of Residential Uses in Any Commercial Zones Within the City as Such Zones are Defined in Section 2.06.030, of Article 2 of Appendix I of the Cypress Municipal Code

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 – 9)

3. **APPROVE MINUTES.**
 Meetings of October 22 and October 26, 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. **PROCLAIM NOVEMBER 16, 2015 AS “KIWANIS DAY” IN THE CITY OF CYPRESS.**

Prepared by: Denise Basham, City Clerk

Recommended Action: That the City Council officially proclaim November 16, 2015 as “Kiwanis Day” in the City of Cypress.

6. **PROCLAIM NOVEMBER 13, 2015 AS “WORLD PANCREATIC CANCER DAY” IN THE CITY OF CYPRESS.**

Prepared by: Denise Basham, City Clerk

Recommended Action: That the City Council officially proclaim November 13, 2015 as “World Pancreatic Cancer Day” in the City of Cypress.

7. **AWARD OF CONTRACTS FOR THE STORM WATER QUALITY IMPROVEMENTS AT VARIOUS LOCATIONS, PROJECT 115.**

Prepared by: Doug Dancs, Director of Community Development

Recommended Action: That the City Council: 1) Award a contract for the Storm Water Quality Improvements Project 115, in the amount of \$99,615, to the lowest responsible bidder, GCI Construction, Inc., and authorize a contingency of \$14,950; and 2) Approve a Task Order for Construction Inspection Services to Vali Cooper and Associates, Inc., for \$9,988, and authorize a contingency of \$1,498; and 3) Award a contract to Bio Clean Environmental, Inc. in the amount of \$140,454 for the purchase of Modular Wetland units; and 4) Award a contract to Contech Engineered Solutions, Inc. in the amount of \$64,638 for the purchase of Filterra units.

8. **AWARD OF CONTRACT AND REJECTION OF BIDS FOR STORM WATER QUALITY IMPROVEMENTS AT VARIOUS LOCATIONS, PROJECT 158.**

Prepared by: Doug Dancs, Director of Community Development

Recommended Action: That the City Council: 1) Reject the bid received for the Storm Water Quality Improvement Project 158; and 2) Award a contract in the amount of \$155,703.36 to United Storm Water, Inc. for the purchase and installation of water quality devices through the County of Orange’s Cooperative Purchasing Program, consistent with Cypress Municipal Code Section 21A-10(e).

9. [APPROVE COMMERCIAL WARRANT LIST AND WIRE TRANSFERS FOR FISCAL YEAR 2015-16 FOR WARRANTS NO. 36216 THROUGH 36394.](#)

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

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

END OF CONSENT CALENDAR

NEW BUSINESS (10 – 12)

10. [OVERVIEW OF OPENGOV FINANCIAL TRANSPARENCY WEBSITE.](#)

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

Recommended Action: That the City Council receive and file the report.

11. [EXTENSION OF CONTRACT TO ALL CITY MANAGEMENT SERVICES, INC., FOR CROSSING GUARD SERVICES.](#)

Prepared by: Rod Cox, Chief of Police

Recommended Action: That the City Council: 1) Extend the contract with All City Management Services, Inc., for Crossing Guard services through June 30, 2016, and authorize the City Manager to sign this contract extension; and 2) Direct staff to complete a new informal bidding process by March 2016 per Municipal Code Section 21A-17.

12. [CONSIDERATION OF ADOPTION OF THE UPDATED STRATEGIC PLAN.](#)

Prepared by: Peter Grant, City Manager

Recommended Action: That the City Council adopt the updated Strategic Plan, including the six-month strategic objectives.

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, November 23, 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 5th day of November, 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, NOVEMBER 6, 2015 WILL ENABLE THE CITY TO MAKE REASONABLE ARRANGEMENTS TO ASSURE ACCESSIBILITY TO THIS MEETING.