



**AGENDA
CITY OF CYPRESS
CITY COUNCIL**

**REGULAR MEETING
MONDAY, NOVEMBER 23, 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

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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(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)

Rand v. City of Cypress

WCAB No. ADJ9219051 and ADJ9219004

Claim No. 13-11-5780

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****ST. IRENAEUS CATHOLIC 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**

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 – 13)

1. APPROVE MINUTES.

Meeting of November 9, 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. AWARD TASK ORDERS FOR THE EVALUATION OF THE HEATING, VENTILATION, AND AIR CONDITIONING SYSTEMS AT CITY HALL AND SENIOR CENTER, PROJECTS 156 AND 170.

Prepared by: Doug Dancs, Director of Community Development

Recommended Action: That the City Council: 1) Award a Task Order in the amount of \$19,975 for the evaluation of the Heating, Ventilation, and Air Conditioning System at City Hall to Johnson Controls, Inc., and authorize a contingency of \$2,996; and 2) Award a Task Order in the amount of \$17,500 for the evaluation of the Heating, Ventilation, and Air Conditioning System at the Senior Center to Johnson Controls, Inc., and authorize a contingency of \$2,625.

4. **AWARD TASK ORDER FOR THE DESIGN OF A HEATING, VENTILATION, AND AIR CONDITIONING SYSTEM REPLACEMENT FOR THE COUNCIL CHAMBERS, PROJECT 138.**
Prepared by: Doug Dancs, Director of Community Development

Recommended Action: That the City Council award a Task Order in the amount of \$40,500 for the design of Heating, Ventilation, and Air Conditioning (HVAC) System Replacement of the Council Chambers to Henrikson Owen and Associates, and authorize a contingency of \$6,075.

5. **ACCEPT SENIOR CENTER AMERICANS WITH DISABILITIES ACT EXTERIOR IMPROVEMENTS, PROJECT 113.**
Prepared by: Doug Dancs, Director of Community Development

Recommended Action: That the City Council accept the Senior Center Americans with Disabilities Act exterior improvements in the final amount of \$182,118.90, and approve the final retention payment of \$9,105.95 to Martinez Construction.

6. **APPROVE PLANS AND SPECIFICATIONS FOR INSTALLATION OF RECTANGULAR RAPID FLASHING BEACON WARNING SYSTEMS AT ORANGE AVENUE AND PEACH STREET AND AT WALKER STREET AND ASPEN STREET, PROJECT 172.**
Prepared by: Doug Dancs, Director of Community Development

Recommended Action: That the City Council approve the plans and specifications for Installation of Rectangular Rapid Flashing Beacon Warning Systems, Project 172.

7. **APPROVE PLANS AND SPECIFICATIONS FOR TRAFFIC SIGNAL LEFT TURN MODIFICATIONS ON BALL ROAD AT DENNI STREET AND MOODY STREET AT BALL ROAD, PROJECT 146.**
Prepared by: Doug Dancs, Director of Community Development

Recommended Action: That the City Council approve the plans and specifications for Traffic Signal Left Turn Modifications on Ball Road at Denni Street and Moody Street at Ball Road, Project 146.

8. **[AWARD CONTRACTS FOR THE TREE PLANTING PROGRAM, PROJECT 152.](#)**
Prepared by: Doug Dancs, Director of Community Development

Recommended Action: That the City Council: 1) Award a construction contract for the Tree Planting Program, Project 152, to B&J Tree Service, in the amount of \$87,680, and authorize a contingency of \$13,152; and 2) Award a Task Order for Construction Inspection Services to Vali Cooper and Associates, Inc., in the amount of \$12,822, and authorize a contingency of \$1,900.

9. **[AWARD CONTRACTS FOR THE ANNUAL CONCRETE REHABILITATION, PROJECT 153.](#)**
Prepared by: Doug Dancs, Director of Community Development

Recommended Action: That the City Council: 1) Award a construction contract for the Annual Concrete Rehabilitation, Project 153, to FS Construction, Inc., in the amount of \$450,100, and authorize a contingency of \$67,515; and 2) Award a Task Order for Construction Inspection Services to Vali Cooper and Associates, Inc., in the amount of \$50,950, and authorize a contingency of \$7,643.

10. **[APPROVE AN AMENDMENT TO AN EXISTING SIGN PROGRAM FOR 6251 KATELLA AVENUE – DESIGN REVIEW COMMITTEE PERMIT NO. 3048.](#)**
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. 3048, subject to the conditions in Exhibit “A” of the Resolution. In accordance with the California Environmental Quality Act (CEQA), 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. 3048 – With Conditions

11. **[APPROVE A CONTRACT WITH CMS SOLUTIONS FOR A NEW TELEPHONE AND VOICEMAIL SYSTEM.](#)**
Prepared by: Matt Burton, Director of Finance and Administrative Services

Recommended Action: That the City Council approve a contract with CMS Solutions for the purchase and installation of a new telephone and voicemail system for an amount not to exceed \$78,056.

12. [RECEIVE AND FILE INVESTMENT REPORT FOR THE MONTH OF OCTOBER 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 October 2015.

13. [APPROVE COMMERCIAL WARRANT LIST AND WIRE TRANSFERS FOR FISCAL YEAR 2015-16 FOR WARRANTS NO. 36395 THROUGH 36528.](#)
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 (14 – 16)

14. [CONCEPTUAL DESIGN FOR THE PARK AT THE FORMER MACKAY SCHOOL SITE.](#)
Prepared by: Doug Dancs, Director of Community Development

Recommended Action: That the City Council provide direction regarding the conceptual design for the park at the former Mackay School site.

15. [AWARD OF CONTRACT TO BANK OF THE WEST FOR BANKING SERVICES.](#)
Prepared by: Matt Burton, Director of Finance and Administrative Services

Recommended Action: That the City Council: 1) Award a contract for banking services to Bank of the West; and 2) Authorize the City Manager or his designee to execute all bank documents and agreements consistent with and necessary to implement the contract.

16. **APPROVE AN AGREEMENT WITH VISION INTERNET PROVIDERS FOR WEBSITE REDESIGN AND CONTENT MANAGEMENT SYSTEM.**

Prepared by: Alisha Farnell, Senior Management Analyst

Recommended Action: That the City Council: 1) Approve an agreement with Vision Internet Providers for the City Website Redesign and Content Management System (CMS) project for an amount not to exceed \$57,746; and 2) Approve an appropriation in the amount of \$19,730 from the Technology Investment Fund.

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, December 14, 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 19th 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 20, 2015 WILL ENABLE THE CITY TO MAKE REASONABLE ARRANGEMENTS TO ASSURE ACCESSIBILITY TO THIS MEETING.