



**AGENDA
CITY OF CYPRESS
CITY COUNCIL**

**REGULAR MEETING
MONDAY, JUNE 23, 2014
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

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fin@ci.cypress.ca.us

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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 LEROY MILLS
MAYOR PRO TEM ROB JOHNSON
COUNCILMEMBER DOUG BAILEY
COUNCILMEMBER PRAKASH NARAIN
COUNCILMEMBER MARIELLEN YARC**

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. No action may be taken 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****SOLID WASTE AND RECYCLING SERVICES
FRANCHISE AGREEMENT COMPLIANCE
EXAMINATION**

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 Negotiator: Richard Storey

Employee Groups:

Executive Management

Mid-Management

Non-Represented

Cypress Employees' Association

RECONVENE

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

ROLL CALL

**MAYOR LEROY MILLS
MAYOR PRO TEM ROB JOHNSON
COUNCILMEMBER DOUG BAILEY
COUNCILMEMBER PRAKASH NARAIN
COUNCILMEMBER MARIELLEN YARC**

PLEDGE OF ALLEGIANCE**INVOCATION**

**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 – 10)

1. APPROVAL OF MINUTES.

Meeting of June 9, 2014.

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. PROCLAIMING THE MONTH OF JULY 2014 AS “PARKS AND RECREATION MONTH” IN THE CITY OF CYPRESS.

Prepared by: Denise Basham, City Clerk

Recommended Action: That the City Council officially proclaim the month of July 2014 as “Parks and Recreation Month” in the City of Cypress.

4. **ADOPTION OF RESOLUTIONS REQUIRED TO HOLD THE GENERAL MUNICIPAL ELECTION ON NOVEMBER 4, 2014.**

Prepared by: Denise Basham, City Clerk

Recommended Action: That the City Council adopt the Resolutions by title only, titles as follows, calling and giving notice of the holding of a General Municipal Election to be held on Tuesday, November 4, 2014, for the election of certain officers as required by the provisions of the City Charter, and requesting the Board of Supervisors of the County of Orange to consolidate a General Municipal Election to be held on Tuesday, November 4, 2014, with the Statewide General Election to be held on the same date pursuant to Section 10403 of the Elections Code.

A Resolution of the City Council of the City of Cypress, Calling and Giving Notice of the Holding of a General Municipal Election to be Held on Tuesday, November 4, 2014, for the Election of Certain Officers as Required By the Provisions of the City Charter.

A Resolution of the City Council of the City of Cypress, Requesting the Board of Supervisors of the County of Orange to Consolidate a General Municipal Election to Be Held on November 4, 2014, with the Statewide General Election to be Held on the Same Date Pursuant to Section 10403 of the Elections Code.

5. **ADOPTION OF RESOLUTIONS REQUIRED TO HOLD THE CONSOLIDATED GENERAL MUNICIPAL ELECTION ON NOVEMBER 4, 2014 REGARDING RE-ZONING ORDINANCE NOS. 1145 (MACKAY SITE) AND 1146 (DISTRICT OFFICE SITE)**

Prepared by: Lindsay M. Tabaian, Assistant City Attorney

Recommended Action: That the City Council adopt the Resolutions by title only, titles as follows: 1) Resolution Nos. 6441 & 6442 (one for each site/measure) calling for and giving notice of the General Municipal Election to be held on Tuesday, November 4, 2014, at which Ordinance No. 1145, regarding the re-zoning of the Mackay Site (the "Mackay Ballot Measure") and Ordinance No. 1146, regarding the re-zoning of the District Office Site (the "District Office Ballot Measure") will be submitted to the voters of the City of Cypress for their consideration, in accordance with Measure D; 2) Resolution Nos. 6443 & 6444 (one for each site/measure) requesting that the Board of Supervisors of the County of Orange Consolidate the General Municipal Election with the Statewide General Election, both to be held on November 4, 2014, pursuant to Elections Code Section 10403, and agreeing to reimburse the County for any additional costs incurred due to this requested consolidation; 3) Resolution Nos. 6445 & 6446 (one for each site/measure) calling for

the preparation of ballot arguments and an impartial analysis regarding the Mackay and District Office Ballot Measures as follows:

(i) authorizing any or all members of the City Council to submit a written argument for or against the Ordinances pursuant to Election Code §§ 9282 and 9287; and

(ii) setting priorities for the filing and publication of written arguments by the City Clerk in the order set forth at Elections Code § 9287; and

(iii) directing the City Attorney to prepare an impartial analysis of each Ordinance showing the effect of the measure on the existing law and the operation of the measure, in accordance with Elections Code § 9280; and

4) Resolution No. 6447 providing for the filing of rebuttal arguments regarding the Mackay and District Office Ballot Measures.

A Resolution of the City Council of the City of Cypress Calling and Giving Notice of the Holding of a General Municipal Election to be Held on Tuesday, November 4, 2014, for the Submission of Two Proposed Ordinances to the Voters. (Mackay)

A Resolution of the City Council of the City of Cypress Calling and Giving Notice of the Holding of a General Municipal Election to be Held on Tuesday, November 4, 2014, for the Submission of Two Proposed Ordinances to the Voters. (District Office)

A Resolution of the City Council of the City of Cypress Requesting the Board of Supervisors of the County of Orange to Consolidate a General Municipal Election to Be Held on Tuesday, November 4, 2014, with the Statewide General Election to be Held on the Same Date Pursuant to Section 10403 of the Elections Code. (Mackay)

A Resolution of the City Council of the City of Cypress Requesting the Board of Supervisors of the County of Orange to Consolidate a General Municipal Election to Be Held on Tuesday, November 4, 2014, with the Statewide General Election to be Held on the Same Date Pursuant to Section 10403 of the Elections Code. (District Office)

A Resolution of the City Council of the City of Cypress Setting Priorities for Filing a Written Argument Regarding a City Measure and Directing the City Attorney to Prepare an Impartial Analysis. (Mackay)

A Resolution of the City Council of the City of Cypress
Setting Priorities for Filing a Written Argument Regarding
a City Measure and Directing the City Attorney to Prepare
an Impartial Analysis. (District Office)

A Resolution of the City Council of the City of Cypress
Providing for the Filing of Rebuttal Arguments Regarding
Two City Measures.

6. **REJECTION OF ALL BIDS FOR THE DARRELL ESSEX PARK
SOUTH BUILDING REPLACEMENT, PUBLIC WORKS PROJECT
NO. 106.**

Prepared by: Alvin Papa, Senior Civil Engineer

Recommended Action: That the City Council reject all bids for the
Darrell Essex Park South Building Replacement, Public Works Project
No. 106.

7. **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: Bobby Blackburn, Public Works Superintendent

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 28, 2014, 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 23,
2014, 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 2014-15, Pursuant to the
Landscaping and Lighting Act of 1972, and Fixing a
Time and Place for Hearing Objections Thereto.

8. **ADOPTION OF RESOLUTION AND MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF CYPRESS AND THE CYPRESS MAINTENANCE EMPLOYEES' ASSOCIATION FOR CONTRACT PERIOD JULY 1, 2014 THROUGH JUNE 30, 2018.**
Prepared by: Cathy Thompson, Human Resources Manager

Recommended Action: That the City Council adopt the Resolution by title only, title as follows, approving the Memorandum of Understanding (MOU) between the City of Cypress and the Cypress Maintenance Employees' Association.

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

9. **REVIEW OF INVESTMENT REPORT FOR THE MONTH OF MAY, 2014.**
Prepared by: Matt Burton, Assistant Director of Finance and Administrative Services

Recommended Action: That the City Council receive and file the Investment Report for the month of May, 2014.

10. **APPROVAL OF COMMERCIAL WARRANT LIST AND WIRE TRANSFERS FOR FISCAL YEAR 2013-14 FOR WARRANTS NO. 30397 THROUGH 30543.**
Prepared by: Matt Burton, Assistant Director of Finance and Administrative Services

Recommended Action: That the City Council approve the attached warrant registers and wire transfers for Fiscal Year 2013-14.

END OF CONSENT CALENDAR

NEW BUSINESS

No items.

RECREATION & PARK DISTRICT MATTERS

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

No items.

SUCCESSOR AGENCY TO THE CYPRESS REDEVELOPMENT AGENCY MATTERS

The Cypress City Council, Acting as the Successor Agency to the Cypress Redevelopment Agency.

No items.

ORAL COMMUNICATIONS

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ITEMS FROM CITY COUNCIL MEMBERS (11)

11. CONSIDERATION OF REVISION TO ATHLETIC FACILITY ALLOCATION POLICY. (MAYOR PRO TEM JOHNSON)

Recommended Action: That the City Council review options for residency requirements for youth sports groups.

- 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 14, 2014 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, 2014.

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 20, 2014 WILL ENABLE THE CITY TO MAKE REASONABLE ARRANGEMENTS TO ASSURE ACCESSIBILITY TO THIS MEETING.