



**AGENDA  
CITY OF CYPRESS  
CITY COUNCIL**

**REGULAR MEETING  
MONDAY, SEPTEMBER 22, 2014  
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](http://www.ci.cypress.ca.us).*

*City Hall Directory:*

*Administration – (714) 229-6680*

*[admin@ci.cypress.ca.us](mailto:admin@ci.cypress.ca.us)*

*Finance – (714) 229-6700*

*[fin@ci.cypress.ca.us](mailto:fin@ci.cypress.ca.us)*

*Community Development – (714) 229-6720*

*[cdd@ci.cypress.ca.us](mailto:cdd@ci.cypress.ca.us)*

*Public Works – (714) 229-6740*

*[pw@ci.cypress.ca.us](mailto:pw@ci.cypress.ca.us)*

*Police – (714) 229-6600*

*[cypd@ci.cypress.ca.us](mailto:cypd@ci.cypress.ca.us)*

*Recreation – (714) 229-6780*

*[crpd@ci.cypress.ca.us](mailto:crpd@ci.cypress.ca.us)*

*City Council Agendas/Minutes are available at [www.ci.cypress.ca.us](http://www.ci.cypress.ca.us).*

**CALL TO ORDER**

**6:00 P.M.  
Council Chambers**

**ROLL CALL**

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

*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 Richard Storey**

**Employee Groups:**

**Executive Management**

**Police Management Association**

**Mid-Management**

**Non-Represented**

**Cypress Employees' Association**

**Cypress Maintenance 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**

**PRESENTATIONS**

**INTRODUCTION OF CYPRESS POLICE OFFICER  
CODY HENSE**

**INTRODUCTION OF CYPRESS POLICE SERGEANT  
SCOTT AUSMUS**

**RECOGNITION OF LIFESAVING EFFORTS BY  
CYPRESS POLICE OFFICER JOHNATHAN KROK AND  
POLICE SERVICES OFFICER NATHAN REGALADO**

**ORANGE COUNTY FIRE AUTHORITY UPDATE ON  
CYPRESS STAFFING CHANGES**

**ORAL COMMUNICATIONS (LIMITED TO ONE-HALF HOUR)**

*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.*

*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 REGARDING CONDITIONAL USE PERMIT NO. 2998, A REQUEST TO ESTABLISH A MACHINE SHOP USE WITHIN AN EXISTING OFFICE/WAREHOUSE BUILDING LOCATED AT 6122 KATELLA AVENUE IN THE PC-2 PLANNED COMMUNITY BUSINESS PARK ZONE.**

**Prepared by: Kori Sanders, Associate Planner**

Recommended Action: That the City Council adopt the Resolution by title only, title as follows, approving Conditional Use Permit No. 2998, subject to the conditions in Exhibit "A" of the Resolution. In accordance with California Environmental Quality Act (CEQA) guidelines, a Categorical Exemption, Class 1 will be filed for this project.

A Resolution of the City Council of the City of Cypress Approving Conditional Use Permit No. 2998 – 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 (2 – 9)**

2. **APPROVAL OF MINUTES.**  
Meeting of September 8, 2014.  
**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. **PROCLAIMING THE WEEK OF OCTOBER 5-11, 2014 AS “FIRE PREVENTION WEEK” IN THE CITY OF CYPRESS.**

**Prepared by: Denise Basham, City Clerk**

Recommended Action: That the City Council officially proclaim the week of October 5-11, 2014 as “Fire Prevention Week” in the City of Cypress.

5. **APPROVAL OF FISCAL YEAR 2013-14 CARRYOVER OF CONTINUING APPROPRIATIONS AND ENCUMBRANCES FOR THE CITY OF CYPRESS TO FISCAL YEAR 2014-15.**

**Prepared by: Richard Storey, Director of Finance and Administrative Services**

Recommended Action: That the City Council:

1) Authorize the appropriation of funds in Fiscal Year 2014-15 for the carryover items as detailed in Attachment A and summarized as follows:

111 General Fund	\$	123,956
114 General Fund Grants		402,591
232 Gas Tax 2106 Fund		1,050,000
234 Traffic Mitigation Assessment Fund		70,000
281 Narcotics Asset Seizure Fund		16,084
321 Sewer Fund		2,500,000
415 Capital Projects Fund		6,617,324
721 Capital Replacement Fund		61,421
TOTAL		<u>\$ 10,841,376</u>

2) Authorize the transfer of funds to support continuing appropriations in Fiscal Year 2014-15 as listed below:

FROM	TO	AMOUNT
281 Narcotics Asset Seizure	415 Capital Projects	\$ 346,150
281 Narcotics Asset Seizure	721 Capital Replacement	86,464
TOTAL		<u>\$ 432,614</u>

3) Authorize the continuation of the following grant revenue to support continuing appropriations to Fiscal Year 2014-15:

114 General Fund Grants [114-20121.3525]	\$ 367,538
114 General Fund Grants [114-50183.3525]	44,338
114 General Fund Grants [114-66195.3525]	9,377
TOTAL	<u>\$ 421,253</u>

4) Authorize the appropriation of funds in Fiscal Year 2014-15 for items encumbered at June 30, 2014 as detailed in Attachment B and summarized below:

111 General Fund	\$ 18,750
114 General Fund - Grants	18,662
232 Gas Tax 2106 Fund	156,388
234 Traffic Mitigation Fund	1,089,510
262 Plan Local Drain Facility Fund	205,804
281 Narcotics Asset Seizure Fund	8,313
321 Sewer Fund	2,553,101
415 Capital Projects Fund	4,481,655
711 Central Services Fund	13,960
712 Print Shop/Warehouse Fund	254
721 Capital Replacement Fund	134,875
TOTAL	<u>\$ 8,681,272</u>

6. **APPROVAL OF ADDITIONAL APPROPRIATIONS FOR FISCAL YEAR 2013-14.**

**Prepared by: Richard Storey, Director of Finance and Administrative Services**

Recommended Action: That the City Council approve additional appropriations and estimated revenues for Fiscal Year 2013-14 as follows:

1) Additional Appropriations from the unassigned fund balance of the General Fund/General Fund Grants Fund to:

Account 111-10105.4189_004 (Legal Services)	\$ 104,000
Account 111-10105.4189_005 (Litigation Services)	77,000
Account 111-20270.4188_007 (Animal Control Services)	52,000
Account 111-50169.4188_005 (Police Dispatch Services)	39,000
Account 111-65243-6243.4189_010 (Inspection Services)	21,000
Account 111-65243-6244.4189_010 (Inspection Services)	7,000
Account 111-65243-6245.4189_010 (Inspection Services)	6,600
Account 111-65247.4189_006 (Plan Check Services)	38,000
Account 114-66195.4172 (Returned Program Income)	41,000
Account 111-70228-7228.4202 (Water)	70,000

2) Increase Estimated Revenues in the General Fund/General Fund Grants Fund to:

Account 111-65241.3200 (Building Permits)	\$ 54,300
Account 111-65241.3201 (Plumbing/Heating Permits)	12,400
Account 111-65241.3202 (Electrical Permits)	17,200
Account 111-65241.3620 (Building Plan Check Fees)	69,200
Account 114-66195.3531 (Loan Payoff-CDBG)	41,000

3) Additional Appropriations from the fund balance of the Supplemental Law Enforcement Fund to:

Account 301-50181.4001 (Regular Salaries)	\$ 1,700
Account 301-50181.4003_021 (Salaries-Overtime)	1,462

4) Increase Estimated Revenues in the Supplemental Law Enforcement Fund to:

Account 301-99999.3525 (Grants)	\$ 3,162
---------------------------------	----------

5) Additional Appropriations from the fund balance of the Print Shop Fund to:

Account 712-20601.4001(Regular Salaries)	\$ 10,000
Account 712-20601.4006 (Fringe Applied)	6,900
Account 712-20601.4103_003 (Special Activity Supplies)	3,000

7. **REVIEW OF INVESTMENT REPORT FOR THE MONTH OF AUGUST, 2014.**

**Prepared by: Richard Storey, Director of Finance and Administrative Services**

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

8. **APPROVAL OF COMMERCIAL WARRANT LIST AND WIRE TRANSFERS FOR FISCAL YEAR 2014-15 FOR WARRANTS NO. 31428 THROUGH 31614.**

**Prepared by: Richard Storey, 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:****9. APPROVAL OF FISCAL YEAR 2013-14 CARRYOVER OF CONTINUING APPROPRIATIONS AND ENCUMBRANCES FOR THE CYPRESS RECREATION AND PARK DISTRICT TO FISCAL YEAR 2014-15.****Prepared by: Richard Storey, Director of Finance and Administrative Services**

Recommended Action: That the City Council, acting as the ex-officio governing Board of Directors of the Cypress Recreation and Park District:

1) Authorize the appropriation of funds in Fiscal Year 2014-15 for items encumbered at June 30, 2014 as detailed in Attachment A and summarized below:

212 CRPD General Fund	\$ 33,994
725 CRPD Capital Replacement Fund	\$ 10,249

2) Authorize the appropriation of funds in Fiscal Year 2014-15 for the carryover of continuing appropriations as detailed in Attachment A and summarized as follows:

212 CRPD General Fund	\$ 13,350
725 CRPD Capital Replacement Fund	\$ 13,300

3) Authorize the transfers of funds to support continuing appropriations in Fiscal Year 2014-15 as listed below:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
213 Park Development Fund	212 General Fund	\$ 688,233

**END OF CONSENT CALENDAR****NEW BUSINESS (10)****10. AWARD OF EXCLUSIVE FRANCHISE FOR CITYWIDE SOLID WASTE AND RECYCLING SERVICES TO VALLEY VISTA SERVICES, INC. FOR THE PERIOD OF JULY 1, 2015 TO JUNE 30, 2025.****Prepared by: June Liu, Director of Recreation and Community Services**

Recommended Action: That the City Council award the "Exclusive Franchise for Citywide Solid Waste and Recycling Services" to VVS and authorize the Mayor to execute the same on behalf of the City.



**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**

*The public may at this time address the members of the City Council on any matters within the jurisdiction of the City Council provided that no action may be taken on off-Agenda items unless authorized by law. Speakers are requested to limit their comments to no more than five minutes each.*

**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, October 13, 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 18<sup>th</sup> day of September, 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, SEPTEMBER 19, 2014 WILL ENABLE THE CITY TO MAKE REASONABLE ARRANGEMENTS TO ASSURE ACCESSIBILITY TO THIS MEETING.**