

REGULAR MEETING  
CYPRESS CITY COUNCIL  
October 22, 2018  
6:00 P.M.

A regular meeting of the Cypress City Council was called to order at 6:00 p.m. by Mayor Peat in the Executive Board Room, 5275 Orange Avenue, Cypress, California.

**ROLL CALL**

Cypress City Council, also acting as the Ex-Officio Governing Board of Directors of the Cypress Recreation and Park District

Mayor Jon Peat  
Mayor Pro Tem Stacy Berry  
Council Member Rob Johnson  
Council Member Paulo Morales  
Council Member Mariellen Yarc (absent)

**STAFF PRESENT**

City Manager Peter Grant  
City Attorney Anthony Taylor

**ORAL COMMUNICATIONS** (Limited to 30 minutes – three minutes per speaker, unless extended by the City Council)

None.

**CLOSED SESSION**

The City Attorney reported that the City Council would be meeting in Closed Session regarding Conference with Legal Counsel – Existing Litigation, pursuant to Government Code Section 54956.9(a) & (d)(1), Orange County Catholic Worker et al. v. Orange County, et al., Case No. SA CV 18-0155-DOC (JDEx), U.S. District Court, Central District.

The City Attorney reported that the City Council would be meeting in Closed Session regarding Conference with Real Property Negotiators, pursuant to Government Code Section 54956.8, Real Property Identified by APN Numbers 241-091-22 through 26, Inclusive, 13.329 Acres Located at the Northwest Corner of Katella Avenue and Winners Circle, Negotiating Party: City Manager, Parties Negotiating with:

- Lewis Land Developers, LLC and Province Group, LLC

At 6:01 p.m., the Mayor recessed the meeting.

**RECONVENE**

The 7:00 p.m. session of the City Council meeting was called to order at 7:07 p.m. by Mayor Peat.

**ROLL CALL**

Cypress City Council, also acting as the Ex-Officio Governing Board of Directors of the Cypress Recreation and Park District

Mayor Jon Peat  
Mayor Pro Tem Stacy Berry  
Council Member Rob Johnson  
Council Member Paulo Morales  
Council Member Mariellen Yarc (absent)

**STAFF PRESENT**

City Manager Peter Grant  
City Attorney Anthony Taylor  
Director of Finance and Administrative Services Matt Burton  
Chief of Police Rodney Cox  
Director of Community Development Doug Dancs  
Interim Director of Recreation and Community Services Janeen Laudenback  
City Planner Doug Hawkins  
City Engineer Kamran Dadbeh  
Water Quality Manager Gonzalo Vazquez  
Maintenance Superintendent Kirk Streets  
Senior Management Analyst Alisha Farnell  
City Clerk Denise Basham

**PLEDGE OF ALLEGIANCE** The Pledge of Allegiance was led by Mayor Pro Tem Berry.

**INVOCATION** The invocation was given by John Campbell, Church of Jesus Christ of Latter-Day Saints.

**REPORT OF WORKSHOP AGENDA/CLOSED SESSION**

Mayor Peat asked for the report of the Closed Session Agenda items discussed earlier in the evening.

The City Attorney reported that the City Council met in Closed Session regarding Conference with Legal Counsel – Existing Litigation, pursuant to Government Code Section 54956.9(a) & (d)(1), Orange County Catholic Worker et al. v. Orange County, et al., Case No. SA CV 18-0155-DOC (JDEx), U.S. District Court, Central District. He stated that no reportable action was taken.

The City Attorney reported that the City Council met in Closed Session regarding Conference with Real Property Negotiators, pursuant to Government Code Section 54956.8, Real Property Identified by APN Numbers 241-091-22 through 26, Inclusive, 13.329 Acres Located at the Northwest Corner of Katella Avenue and Winners Circle, Negotiating Party: City Manager, Parties Negotiating with: Lewis Land Developers, LLC and Province Group, LLC. He stated that no reportable action was taken.

No other action was taken in Closed Session, nor was any solicited.

**PRESENTATIONS**

Mayor Peat presented a proclamation to Records and Support staff proclaiming November 6, 2018 as “Law Enforcement Records and Support Personnel Day” in the City of Cypress.

Mayor Peat recognized and presented Certificates of Special Recognition to Paul's Place, Los Alamitos Race Course, Earth Friendly Products, Costco, Interior Office Solutions (IOS), and Target Stores #229 (not in attendance) in recognition of their recycling programs.

**ORAL COMMUNICATIONS** (Limited to 30 minutes – three minutes per speaker, unless extended by the City Council)

Mayor Peat asked anyone who wished to speak on any topic not included on the meeting Agenda to come forward.

Anne Silavs, Superintendent, Cypress School District, spoke regarding Measure M.

Tim McLellan, Assistant Superintendent, Cypress School District, spoke regarding Measure M.

Brittney Cook, Cypress, spoke regarding Measure M.

**PUBLIC HEARINGS**

Public comments – five minutes per speaker, unless extended by the City Council.

Council Members should disclose communications with anyone relevant to a Public Hearing item.

**Item No. 1: Public Hearing to Consider the Renewal of Cypress Corporate Center Landscape Maintenance District No. 1.**

The City Engineer provided background information on this item.

The public hearing was opened.

The public hearing was closed.

It was moved by Council Member Johnson and seconded by Mayor Pro Tem Berry, to adopt the attached Resolution ordering the renewal of Cypress Corporate Center Landscape Maintenance District No. 1 for FY 2018-19, pursuant to the Landscaping and Lighting Act of 1972.

The motion was carried by the following roll call vote:

AYES: 4 COUNCIL MEMBERS: Johnson, Morales, Berry and Peat  
 NOES: 0 COUNCIL MEMBERS: None  
 ABSENT: 1 COUNCIL MEMBERS: Yarc

## Resolution No. 6707

A Resolution of the City Council of the City of Cypress, California,  
 Ordering the Renewal of the Cypress Corporate Center Landscape Maintenance  
 District No. 1 for Fiscal Year 2018-19, Pursuant to the Landscaping and  
 Lighting Act of 1972, and Confirming the Diagram and Assessment Thereof

**CONSENT CALENDAR**

All matters listed on the Consent Calendar are to be approved with one motion unless a Council Member requests separate action on a specific item.

It was moved by Council Member Johnson and seconded by Mayor Pro Tem Berry, to approve Consent Calendar Items No. 2 through 9.

The motion was carried by the following roll call vote:

AYES: 4 COUNCIL MEMBERS: Johnson, Morales, Berry and Peat  
 NOES: 0 COUNCIL MEMBERS: None  
 ABSENT: 1 COUNCIL MEMBERS: Yarc

**Item No. 2: Approve Minutes – Meeting of October 8, 2018**

Recommendation: Approve as submitted.

**Item No. 3: Introduce and/or Adopt All Ordinances and Resolutions Presented for Consideration by Title Only and to Waive Further Reading****Item No. 4: Proclaim November 6, 2018 as “Law Enforcement Records and Support Personnel Day”**

Recommendation: Proclaim November 6, 2018 as “Law Enforcement Records and Support Personnel Day.”

**Item No. 5: Excuse Absence of Senior Citizens Commissioner Carlos Ramirez**

Recommendation: Excuse the absence of Senior Citizens Commissioner Carlos Ramirez.

**Item No. 6: Award Community Center Parking Lot Seal Coat, Project 223**Recommendation:

1. Approve Plans and Specifications for the Community Center Parking Lot Seal Coat, Project 223; and
2. Adopt a Resolution to Waive a Minor Bid Irregularity and Award a Contract to Hardy and Harper, Inc. for \$75,827, and authorize a contingency of \$11,400; and
3. Approve a Task Order for Construction Inspection Services to Vali Cooper and Associates, Inc., for \$9,430, and authorize a contingency of \$1,400.

## Resolution No. 6708

A Resolution of the City Council of the City of Cypress, Awarding the Contract Based on the Bid Submitted by Hardy & Harper, Inc. for the City of Cypress Community Center Parking Lot Seal Coat (Project 223) Pursuant to the Procedures and Terms of the City of Cypress Formal Bid Documents for: Community Center Parking Lot Seal Coat (Project 223)

**Item No. 7: Approve Three Cellular Antenna Facilities and Streetlight Pole Replacements – Design Review Committee Permit No. 3135**

Recommendation: Approve Design Review Committee Permit No. 3135, subject to the attached conditions.

## Resolution No. 6709

A Resolution of the City Council of the City of Cypress Approving Design Review Committee Permit No. 3135 - With Conditions

**Item No. 8: Receive and File the Investment Report for the Month Ended September 30, 2018**

Recommendation: Receive and file the attached investment report.

**Item No. 9: Approve Register of Warrants, Transfers, and Wires Issued for the Period of September 29, 2018 through October 12, 2018**

Recommendation: Approve the attached payment register summarized below for the period of September 29, 2018 through October 12, 2018:

- Electronic Funds Transfers 4887 through 4979
- Warrants 48069 through 48197
- Payroll Transfer W1374

**NEW BUSINESS****Item No. 10: Approve the Cooperative Agreement with the Orange County Transportation Authority for the Katella Avenue Traffic Signal Synchronization Project**

The Director of Community Development provided background information on this item.

Mayor Pro Tem Berry asked about the impacts should one of the cities not participate.

The Director of Community Development stated the city would be pulled out of that portion of the project and there would be discontinuous timing.

Mayor Pro Tem Berry asked what the project entails.

The Director of Community Development stated that the timing programs software would be updated in an effort to have more lights turn green along the corridor.

Mayor Pro Tem Berry asked if there would be disruption to traffic or lanes on Katella Avenue.

The Director of Community Development responded no, and clarified that the project is timing issues only.

Mayor Pro Tem Berry asked about SB 1 funding and if repeal of the Gas Tax would affect funding.

The Director of Community Development responded in the affirmative, and indicated that Cypress' portion is Lighting District funding and would not be impacted.

Mayor Peat asked if the \$27,600 is a transfer from Lighting District funding into the operating budget.

The Director of Community Development stated the funding would be an appropriation for use towards the project.

It was moved by Council Member Morales and seconded by Council Member Johnson, to: 1) Approve the Cooperative Agreement with the Orange County Transportation Authority for the Katella Avenue Traffic Signal Synchronization Project; and 2) Approve a \$27,600 increase in appropriations in the Lighting District Fund for the project.

The motion was carried by the following roll call vote:

AYES: 4 COUNCIL MEMBERS: Johnson, Morales, Berry and Peat  
 NOES: 0 COUNCIL MEMBERS: None  
 ABSENT: 1 COUNCIL MEMBERS: Yarc

**ORAL COMMUNICATIONS** (Five minutes per speaker, unless extended by the City Council)

None.

### **COUNCIL MEMBER REPORTS AND REMARKS**

Mayor Peat requested reports from the Council Members on their respective committee assignments.

#### **Council Member Morales:**

Attended the Patriots Chapel dedication at Cypress Forest Lawn. Attended the St. Irenaeus Catholic Church Oktoberfest. Attended the Mayor's Prayer Breakfast. Attended the Subs and Grubs "Small Business of the Year" recognition by Senator Ling Ling Chang. Attended an O.C. Mosquito and Vector Control District meeting. Attended the Council Candidate Forum at the Los Alamitos Race Course. Attended a fundraising benefit for the Cypress High School football team. Attended the Cypress Community Clean-Up Day. Visited the U.S. Air Force Thunderbird Performance Squadron at the Joint Forces Training Base. Attended the Boys and Girls Club of Cypress fundraiser.

#### **Council Member Johnson:**

Attended the Patriots Chapel dedication at Cypress Forest Lawn. Attended the St. Irenaeus Catholic Church Oktoberfest. Attended ethics training. Attended the Mayor's Prayer Breakfast. Visited the U.S. Air Force Thunderbird Performance Squadron at the Joint Forces Training Base. Attended the Boys and Girls Club of Cypress fundraiser.

#### **Mayor Pro Tem Berry:**

Attended the Cypress Chamber of Commerce Networking breakfast. Attended an O.C. Fire Services annual memorial ceremony. Attended a Soroptimist of Cypress Business meeting. Attended the Patriots Chapel dedication at Cypress Forest Lawn. Met the Enriched Farms Market Manager to discuss new marketing opportunities. Announced the Farmers Market Harvest Fest. Attended a Cypress Children's Advocacy Council meeting. Attended a Woman's Club of Cypress Board meeting. Attended the Mayor's

Prayer Breakfast. Attended the Subs and Grubs “Small Business of the Year” recognition by Senator Ling Ling Chang. With the Woman’s Club of Cypress, served lunch to women veterans at the Long Beach Veterans Administration Hospital. Attended the Boys and Girls Club of Cypress fundraiser.

Mayor Peat:

Attended an Ad Hoc Subcommittee meeting regarding coyotes. Attended the Patriots Chapel dedication at Cypress Forest Lawn. Participated with the Rotary Club of Cypress in presenting dictionaries at elementary schools. Hosted the Mayor’s Prayer Breakfast. Attended the Precious Lamb Preschool fundraiser. Attended the Cypress Community Clean-Up Day and thanked Valley Vista, staff and the community for their participation. Attended the Boys and Girls Club of Cypress fundraiser.

**CITY MANAGER REMARKS**

The City Manager stated that Drug Take Back Day is October 27, 2018.

**ADJOURNMENT**

Mayor Peat adjourned the meeting in memory of Cypress resident Suraj Narain at 8:00 p.m. to an adjourned Regular Meeting, to be held on Tuesday, November 13, 2018, beginning at 5:30 p.m. in the Executive Board Room.

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MAYOR OF THE CITY OF CYPRESS

ATTEST:

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CITY CLERK OF THE CITY OF CYPRESS