

REGULAR MEETING  
CYPRESS CITY COUNCIL  
January 14, 2019  
5:30 P.M.

A regular meeting of the Cypress City Council was called to order at 5:30 p.m. by Mayor Berry 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 Stacy Berry  
Mayor Pro Tem Rob Johnson  
Council Member Paulo Morales (arrived at 5:36 p.m.)  
Council Member Jon Peat  
Council Member Mariellen Yarc

**STAFF PRESENT**

City Manager Peter Grant  
City Attorney Anthony Taylor  
Director of Finance and Administrative Services Matt Burton  
Human Resources Administrator Regina Nguyen  
City Clerk Denise Basham

**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 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

The City Attorney reported that the City Council would be meeting in Closed Session regarding Public Employee Appointment, pursuant to Government Code Section 54957, Title: City Clerk.

The City Attorney reported that the City Council would be meeting in Closed Session regarding Conference with Labor Negotiator, pursuant to Government Code Section 54957.6, Agency Negotiators: City Manager and Director of Finance and Administrative Services, Employee Groups:

- Cypress Police Officers' Association

At 5:31 p.m., the Mayor recessed the meeting.

**RECONVENE**

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

**ROLL CALL**

Cypress City Council, also acting as the Ex-Officio Governing Board of Directors of the Cypress Recreation and Park District  
 Mayor Stacy Berry  
 Mayor Pro Tem Rob Johnson  
 Council Member Paulo Morales  
 Council Member Jon Peat  
 Council Member Mariellen Yarc

**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  
 Director of Recreation and Community Services Cameron Harding  
 Assistant Director of Finance and Administrative Services Donna Mullally  
 Police Commander Matt Timney  
 City Planner Doug Hawkins  
 City Engineer Kamran Dadbeh  
 Maintenance Superintendent Kirk Streets  
 Community Outreach Officer Julie Marquez  
 Senior Management Analyst Jason Machado  
 Senior Management Analyst Alisha Farnell  
 City Clerk Denise Basham

**PLEDGE OF ALLEGIANCE** The Pledge of Allegiance was led by Council Member Yarc.

**INVOCATION** The invocation was given by Pastor Mike McKay, Cypress Church.

**REPORT OF WORKSHOP AGENDA/CLOSED SESSION**

Mayor Berry 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 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.

The City Attorney reported that the City Council met in Closed Session regarding Public Employee Appointment, pursuant to Government Code Section 54957, Title: City Clerk. He stated that no reportable action was taken.

The City Attorney reported that the City Council met in Closed Session regarding Conference with Labor Negotiator, pursuant to Government Code Section 54957.6, Agency Negotiators: City Manager and Director of Finance and Administrative Services, Employee Groups: Cypress Police Officers' Association. He stated that no reportable action was taken.

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

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

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

Bruce Berger, Cypress, spoke regarding Agenda Item No. 19.

David Rose, Cypress, thanked City staff and City Council for their service during the past year.

Amy Ramos, Office of Assemblywoman Quirk-Silva, spoke regarding “An Interfaith Conversation: Finding Common Ground in Divided Times” in Buena Park on January 24, 2019.

Rachel Strong, Cypress, Strong Dance Studios, spoke regarding the Ballet Academy Nutcracker production, thanked Mayor Berry for her attendance, and thanked the City Council Members for their community support.

### **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.

Council Member Morales stated that Agenda Item No. 15, the Warrant Register, includes warrant no. 48695 for \$480.29 and warrant no. 48833 for \$533.75 for reimbursements he receives as a retired employee of the City of Cypress. He indicated that in voting for any motion to approve the Warrant Register, he would not be voting on warrant no. 48695 and warrant no. 48833 for the reason disclosed.

It was moved by Mayor Pro Tem Johnson and seconded by Council Member Yarc, to approve Consent Calendar Items No. 1 through 15.

The motion was unanimously carried by the following roll call vote:

AYES: 5 COUNCIL MEMBERS: Morales, Peat, Yarc, Johnson and Berry  
 NOES: 0 COUNCIL MEMBERS: None  
 ABSENT: 0 COUNCIL MEMBERS: None

#### **Item No. 1: Approve Minutes – Meetings of November 26 and December 10, 2018**

Recommendation: Approve as submitted.

#### **Item No. 2: Introduce and/or Adopt All Ordinances and Resolutions Presented for Consideration by Title Only and to Waive Further Reading**

#### **Item No. 3: Accept Restroom Replacement at Willow Park, Project 208**

Recommendation: Accept the Restroom Replacement at Willow Park, Project 208, in the amount of \$280,649.96 and approve the final payment of \$14,032.50 to Senitica Construction, Inc.

#### **Item No. 4: Accept Sumner Place Storm Drain, Project 175**

Recommendation: Accept the Sumner Place Storm Drain, Project 175, in the amount of \$216,086.94 and approve the final payment of \$10,804.35 to Kordich Construction Inc.

#### **Item No. 5: Award a Contract for Replacement of Senior Center Heating, Ventilation, and Air Conditioning (HVAC) System, Project 203**

Recommendation: Award a contract to Galaxie Defense Marketing Services for \$357,500, and authorize a contingency of \$54,000, for the replacement of the Senior Center HVAC system.

#### **Item No. 6: Adopt Administrative Budgets for the Cypress Successor Agency for the Two Six-Month Periods of July 1, 2019 through December 31, 2019 and January 1, 2020 through June 30, 2020**

Recommendation: Adopt the administrative budgets for the Successor Agency for the two six-month periods of July 1, 2019 through December 31, 2019 and January 1, 2020 through June 30, 2020, per the attached Exhibit A.

**Item No. 7: Approve the Successor Agency's Recognized Obligation Payment Schedule for the Period of July 1, 2019 through June 30, 2020 (ROPS 19-20)**

Recommendation: Adopt a Resolution approving the Recognized Obligation Payment Schedule for the period of July 1, 2019 through June 30, 2020 (ROPS 19-20) for the Successor Agency to the Dissolved Cypress Redevelopment Agency.

**Successor Agency Board Resolution No. SA-7**

A Resolution of the Successor Agency to the Dissolved Cypress Redevelopment Agency Approving the Recognized Obligation Payment Schedule (ROPS 19-20) for the Period July 1, 2019 Through June 30, 2020

**Item No. 8: Approve a Request from Los Alamitos Race Course to Occupy the LARC Park Site Until June 30, 2019**

Recommendation: Authorize the City Manager to enter into an agreement to permit Los Alamitos Race Course to occupy the LARC park site until June 30, 2019.

**Item No. 9: Receive and File the Strategic Plan Six-Month Objectives Update**

Recommendation: Receive and file the strategic plan six-month objectives update.

**Item No. 10: Receive and File the Audit Letter to the City Council for the Fiscal Year Ended June 30, 2018**

Recommendation: Receive and file the Audit Letter from Lance, Soll and Lunghard LLP to the City Council for the Fiscal Year ended June 30, 2018.

**Item No. 11: Receive and File the Independent Accountants' Report on Agreed-Upon Procedures Applied to the City's Appropriations Limit Worksheet for the Year Ended June 30, 2018**

Recommendation: Receive and file the attached Independent Accountants' Report on Agreed-Upon Procedures Applied to the City's Appropriations Limit Worksheet for the Fiscal Year ended June 30, 2018.

**Item No. 12: Receive and File the Cypress Recreation and Park District's Component Unit Financial Report for the Fiscal Year Ended June 30, 2018**

Recommendation: Receive and file the Component Unit Financial Report for the Fiscal Year Ended June 30, 2018.

**Item No. 13: Receive and File the Independent Accountants' Report on the Cypress Recreation and Park District's Appropriations Limit for the Fiscal Year Ended June 30, 2018**

Recommendation: Receive and file the attached Independent Accountants' Report on Agreed-Upon Procedures Applied to the Appropriations Limit Worksheet for the Fiscal Year ended June 30, 2018.

**Item No. 14: Receive and File the Investment Report for the Month Ended November 30, 2018**

Recommendation: Receive and file the attached investment report.

**Item No. 15: Approve Register of Warrants, Transfers, and Wires Issued for the Period of November 10, 2018 through December 21, 2018**

**Recommendation:** Approve the attached payment register summarized below for the period of November 10, 2018 through December 21, 2018:

- Electronic Funds Transfers 5118 through 5303
- Warrants 48491 through 48917
- Payroll Transfer W1377 through W1380

### **NEW BUSINESS**

#### **Item No. 16: Receive and File the Comprehensive Annual Financial Report for the Fiscal Year Ended June 30, 2018**

The Assistant Director of Finance and Administrative Services provided background information on this item.

Mayor Pro Tem Johnson asked if the same auditor is used each year.

The Assistant Director of Finance and Administrative Services responded that this is the second time with the current audit firm which has a three-year contract with two renewal options.

It was moved by Council Member Peat and seconded by Council Member Morales, to receive and file the Comprehensive Annual Financial Report for the Fiscal Year Ended June 30, 2018.

The motion was unanimously carried by the following roll call vote:

AYES: 5 COUNCIL MEMBERS: Morales, Peat, Yarc, Johnson and Berry  
 NOES: 0 COUNCIL MEMBERS: None  
 ABSENT: 0 COUNCIL MEMBERS: None

#### **Item No. 17: Receive and File Traffic Safety Campaign Update**

The Police Commander provided background information on this item.

Mayor Pro Tem Johnson spoke in support of bicycle versus pedestrian safety awareness.

Mayor Berry spoke in support of distracted driving awareness.

It was moved by Mayor Pro Tem Johnson and seconded by Council Member Morales, to receive and file the Traffic Safety Campaign update.

The motion was unanimously carried by the following roll call vote:

AYES: 5 COUNCIL MEMBERS: Morales, Peat, Yarc, Johnson and Berry  
 NOES: 0 COUNCIL MEMBERS: None  
 ABSENT: 0 COUNCIL MEMBERS: None

#### **Item No. 18: Receive and File Anti-Bullying Pilot Program Update**

The Community Outreach Officer provided background information on this item.

Council Member Peat asked if the program would primarily focus on 8<sup>th</sup> grade students.

The Community Outreach Officer responded that the program would begin with 8<sup>th</sup> graders and eventually carry over to 7<sup>th</sup> graders.

It was moved by Council Member Morales and seconded by Mayor Pro Tem Johnson, to receive and file the Anti-Bullying Pilot Program update.

The motion was unanimously carried by the following roll call vote:

AYES: 5 COUNCIL MEMBERS: Morales, Peat, Yarc, Johnson and Berry  
 NOES: 0 COUNCIL MEMBERS: None  
 ABSENT: 0 COUNCIL MEMBERS: None

### **ITEMS FROM CITY COUNCIL MEMBERS**

#### **Item No. 19: Consideration of and Possible Action on a Report from Ad-Hoc Subcommittee to Address Community Concerns About Coyotes**

Council Member Peat provided background information on this item.

Council Member Yarc spoke regarding coyote concerns, attacks in her neighborhood, and needed community education and action.

Council Member Peat clarified that State law mandates that captured coyotes must be euthanized.

Mayor Pro Tem Johnson thanked Council Members Peat and Yarc for their work on this item.

It was moved by Mayor Pro Tem Johnson and seconded by Council Member Morales, to:  
 1) Approve a Coyote Management Plan that includes monitoring and data collection, public education and outreach, and a tiered response plan to address community concerns; and 2) Appropriate \$2,500 for education and outreach materials.

The motion was unanimously carried by the following roll call vote:

AYES: 5 COUNCIL MEMBERS: Morales, Peat, Yarc, Johnson and Berry  
 NOES: 0 COUNCIL MEMBERS: None  
 ABSENT: 0 COUNCIL MEMBERS: None

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

None.

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

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

#### **Council Member Peat:**

Met with the newly appointed Director of Recreation and Community Services.

#### **Council Member Yarc:**

Met with the newly appointed Director of Recreation and Community Services.

#### **Mayor Pro Tem Johnson:**

Met with the newly appointed Director of Recreation and Community Services. Wished everyone a Happy New Year.

#### **Mayor Berry:**

Wished everyone a Happy New Year.

**CITY MANAGER REMARKS**

The City Manager stated that the Council Chambers heating, ventilation, and air conditioning (HVAC) system has been upgraded. He indicated that the City has fared well with the recent rainstorms.

**ADJOURNMENT**

Mayor Berry adjourned the meeting in memory of Newman Police Corporal Ronil Singh and Davis Police Officer Natalie Corona at 7:52 p.m. to an adjourned Regular Meeting, to be held on Monday, January 28, 2019, 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