

REGULAR MEETING
CYPRESS CITY COUNCIL
June 10, 2019
6:30 P.M.

A regular meeting of the Cypress City Council was called to order at 6:30 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
Council Member Jon Peat
Council Member Mariellen Yarc

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 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, Parties Negotiating with: Shea Properties, Negotiating Party: City Manager, Under Negotiation: Price and Terms of Payment.

At 6:30 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 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
Police Commander Chris Revere

Assistant Director of Finance and Administrative Services Donna Mullally
City Planner Doug Hawkins
City Planner Amy Stonich
City Engineer Kamran Dadbeh
Assistant City Engineer Nick Mangkalakiri
Public Works Superintendent Kirk Streets
Recreation Supervisor Jeff Draper
Recreation Supervisor Shelly Myers
Senior Management Analyst Jason Machado
Acting City Clerk Alisha Farnell

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

INVOCATION The invocation was given by Pastor Trevor Cooper, First Baptist Church of Cypress.

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, Parties Negotiating with: Shea Properties, Negotiating Party: City Manager, Under Negotiation: Price and Terms of Payment. He stated that no reportable action was taken.

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

PRESENTATIONS

Mayor Berry and Council Members presented Certificates of Special Recognition to outgoing City Commissioners Frann Shermet, Senior Citizens Commission and Jim Hunter, Recreation and Community Services Commission.

Mayor Berry and Council Members presented Certificates of Special Recognition to Cypress High School Championship Athletes.

O.C. Fire Authority Division Chief Shane Sherwood announced the Smoke Alarm Event at Cypress Mobile Home Park on Saturday, June 22, reminded of the importance of working smoke alarms, and spoke regarding the potential discontinuation of support services from the City of Placentia.

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.

Christopher Aguilera, representing Assemblywoman Sharon Quirk-Silva, spoke regarding their office relocation and upcoming community events.

Rachel Strong, Strong Dance Studios, spoke regarding the upcoming summer show.

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: Approve On-site Sale of Beer and Wine for Two Restaurants at 5735 Lincoln Avenue – Conditional Use Permit No. 3141

City Planner Stonich provided background information on this item.

The public hearing was opened.

The applicant, Oanh Le, stated she agreed to the conditions of approval.

The public hearing was closed.

It was moved by Mayor Pro Tem Johnson and seconded by Council Member Peat, to approve on-site sale of beer and wine for two restaurants at 5735 Lincoln Avenue – Conditional Use Permit No. 3141, subject to the attached conditions.

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

Resolution No. 6737

A Resolution of the City Council of the City of Cypress
Approving Conditional Use Permit No. 3141 - With Conditions

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 Peat stated he is Cypress Boys and Girls Club President and in voting for any motion to approve Item No. 7, he would not be voting on Item No. 7 for the reason disclosed.

It was moved by Mayor Pro Tem Johnson and seconded by Council Member Peat, to approve Consent Calendar Items No. 2 through 12.

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 – Meeting of May 28, 2019

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: Adopt the Fiscal Year 2019-20 Appropriations Limits

Recommendation: Adopt a Resolution establishing the City’s Fiscal Year 2019-20 appropriations limit.

Resolution No. 6738

A Resolution of the City Council of the City of Cypress Establishing the
City's Appropriations Limit for the 2019-20 Fiscal Year

Item No. 5: Adopt the Cypress Recreation and Park District’s Fiscal Year 2019-20 Appropriations Limit

Recommendation: Adopt a Resolution establishing the Cypress Recreation and Park District’s Fiscal Year 2019-20 appropriations limit.

Resolution No. 6739

A Resolution of the City Council of the City of Cypress, Ex Officio Governing Board of Directors of the Cypress Recreation and Park District, a Subsidiary District of the City of Cypress Establishing the Cypress Recreation and Park District's Appropriations Limit for the 2019-20 Fiscal Year

Item No. 6: Adopt Annual Statement of Investment Policy

Recommendation: Adopt a Resolution approving the Annual Statement of Investment Policy.

Resolution No. 6740

A Resolution of the City Council of the City of Cypress, and Acting as the Ex Officio Governing Board of Directors of the Cypress Recreation and Park District, Adopting the Annual Statement of Investment Policy

Item No. 7: Approve an Amendment to the Boys & Girls Club Lease of 10161 Moody Street

Recommendation: Approve an Amendment to the Boys & Girls Club Lease of 10161 Moody Street.

Item No. 8: Approve a Task Order for Environmental Documents for Property at the Northwest Corner of Katella Avenue and Winners Circle

Recommendation: Approve a \$50,800 Task Order to LSA for the preparation of environmental documents, and authorize a \$5,080 contingency.

Item No. 9: Approve an Ordinance Updating Taxicab Regulations

Recommendation: Introduce for first reading an Ordinance, by title only, updating taxicab regulations.

Ordinance No.

An Ordinance of the City Council of the City of Cypress, California, Amending Chapter 26A of the Cypress Municipal Code Relating to the Regulation of Taxicabs

Item No. 10: Confirm Appointment of City Commissioners

Recommendation: Confirm appointments to the Recreation and Community Services, Senior Citizens, and Traffic Commissions.

Item No. 11: Receive and File a Residential Parking Permit District Petition on Teresa Avenue, Santa Elise Street, and Santa Rita Street and Set a Public Hearing

Recommendation:

1. Receive and file the petition to establish a Residential Parking Permit District on Teresa Avenue, Santa Elise Street and Santa Rita Street between 2:00 a.m. and 6:00 a.m.; and
2. Set a public hearing for July 8, 2019, to consider establishing the Residential Parking Permit District.

Item No. 12: Approve Register of Warrants, Transfers, and Wires Issued for the Period of May 11, 2019 through May 24, 2019

Recommendation: Approve the attached payment register summarized below for the period of May 11, 2019 through May 24, 2019:

- Electronic Funds Transfers 6030 through 6038
- Warrants 50146 through 50305
- Payroll Transfers W1391

NEW BUSINESS

Item No. 13: Adopt the Fiscal Year 2019-20 Budget for the City of Cypress and the Cypress Recreation and Park District

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

Council Member Yarc asked about budget projections and the effects of pension liabilities.

The Director of Finance and Administrative Services responded pension liabilities is the largest City expenditure and revenue sources have not kept up with expenditures.

Council Member Yarc asked when a possible increase of property tax would be factored into the budget.

The Director of Finance and Administrative Services stated new revenue sources with unknown timing or volume cannot be factored into the budget forecast.

Council Member Yarc asked about a timeline for possible cease of services and/or release of personnel.

The City Manager spoke regarding early retirement incentives previously offered and potential new revenue sources. He stated City Council budget deficit options include the use of reserves, and spoke regarding the benefits of the Police Department staffing and services study.

Council Member Yarc commented on the fear of bankruptcy in other cities.

The City Manager commented on financial concerns and the City's proactive savings approach, and spoke regarding the CalPERS actuarial assumptions.

Mayor Pro Tem Johnson thanked the Director of Finance & Administrative Services, the Assistant Director of Finance & Administrative Services, and City staff for their work on the budget.

Mayor Berry thanked City staff for their work on the budget, and spoke in opposition of the Seismic Retrofit and Police Department Modernization project and indicated she would not be voting in favor of this item due to the budgeting of funds for the Seismic Retrofit and Police Department Modernization.

It was moved by Mayor Pro Tem Johnson and seconded by Council Member Morales, to: 1) Adopt a Resolution approving the Fiscal Year 2019-20 City Budget; and 2) Adopt a Resolution approving the Fiscal Year 2019-20 Recreation and Park District Budget.

The motion was carried by the following roll call vote:

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

Resolution No. 6741

A Resolution of the City Council of the City of Cypress Approving the Annual Budget for the Fiscal Year Commencing July 1, 2019 and Fixing the Limitations of Expenditures for the Several Funds and the Functions, Departments, and Activities Carried on Under Such Funds

Resolution No. 6742

A Resolution of the City Council of the City of Cypress, and Acting as the Ex Officio Governing Board of Directors of the Cypress Recreation and Park District, Approving the District's Annual Budget for the Fiscal Year Commencing July 1, 2019 and Fixing the Limitations of Expenditures for the Funds and Activities Carried on Under Such Funds

Item No. 14: Adopt the Seven-Year (FY 2019-26) Capital Improvement Program

The Assistant City Engineer provided background information on this item.

Mayor Berry indicated she would not be voting in favor of this item due the budgeting of funds for the Seismic Retrofit and Police Department Modernization.

It was moved by Council Member Peat and seconded by Council Member Morales, to: 1) Determine that the Capital Improvement Program (CIP) is consistent with the General Plan; and 2) Adopt a Resolution approving the Seven-Year CIP.

The motion was carried by the following roll call vote:

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

Resolution No. 6743

A Resolution of the City Council of the City of Cypress Approving the Seven-Year Capital Improvement Program for Fiscal Years 2019-20 Through Fiscal Year 2025-2026

Item No. 15: Receive and File an Update on the July 3rd Salute to America

Recreation Supervisor Draper provided background information on this item.

Council Member Yarc asked about parking fees.

Recreation Supervisor Draper responded there are no fees to park.

Mayor Pro Tem Johnson asked if grandstand seating would be available.

Recreation Supervisor Draper responded no, and encouraged patrons to bring lawn chairs and blankets.

Mayor Pro Tem Johnson asked if patrons could bring food to the event.

Recreation Supervisor Draper responded in the affirmative, and indicated there would be various food vendors.

It was moved by Mayor Pro Tem Johnson and seconded by Council Member Morales, to receive and file an update on the July 3rd Salute to America.

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:

Attended an event at DiaSorin Molecular. Attended a meeting with the City Manager and staff to review the budget and CIP. Attended the Sunburst Youth Academy Graduation. Attended the memorial services for former City Manager Darrell Essex.

Council Member Morales:

Attended the Cypress Summerfest on the Green. Attended the memorial services for former City Manager Darrell Essex. Attended the Concert-on-the-Green. Spoke regarding the City contributions of Mr. Essex.

Council Member Yarc:

Attended an event at DiaSorin Molecular. Attended the Cypress Summerfest on the Green.

Mayor Pro Tem Johnson:

Attended an O.C. City Selection Committee meeting. Participated in the law enforcement Special Olympics Torch Run. Attended the Landell Elementary School Fiesta. Attended the memorial services for former City Manager Darrell Essex. Spoke regarding the passing of Cypress Community Festival volunteer Tom Wheeler. Reminded of Flag Day on June 14.

Mayor Berry:

Attended a Precious Life Shelter fundraiser. Attended an O.C. Sanitation District Operations Committee meeting. Attended a SCAG Executive Committee meeting, Community Education and Human Development Committee meeting, and Regional Council meeting. Attended the law enforcement Special Olympics Torch Run. Attended the Sunburst Youth Academy Graduation. Attended the Concert-on-the-Green. Attended the Salute to First Responders event at the Los Alamitos Race Course. Attended the memorial services for former City Manager Darrell Essex. Participated in an OCCOG Executive Management Committee meeting.

CITY MANAGER REMARKS

None.

The City Attorney spoke regarding a correspondence received from the League of California Cities requesting involvement in pending housing matters. Congratulated the Cypress High School Championship Athletes.

ADJOURNMENT

Mayor Berry adjourned the meeting at 8:03 p.m. to an adjourned Regular Meeting, to be held on Monday, June 24, 2019, beginning at 5:30 p.m. in the Executive Board Room.

MAYOR OF THE CITY OF CYPRESS

ATTEST:

ACTING CITY CLERK OF THE CITY OF CYPRESS