

**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

134A



**FROM:** TLMA-Transportation Department

**SUBMITTAL DATE:**  
June 14, 2004

**SUBJECT:** Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Street Lighting Zone 12.

**RECOMMENDED MOTION:** That the Board:

With regard to the annexation of Street Lighting Zone 12 to Landscaping and Lighting Maintenance District No. 89-1-Consolidated, conduct the public hearing and, after closing the public hearing, direct the Director of Transportation, or his/her designee, who the Board finds to be an impartial person as that term is used in Section 53753(e) of the Government Code, to tally all ballots received prior to the close of public hearing. All ballots received prior to the close of the public hearing will be tallied at 10:00 a.m. on Wednesday, June 23, 2004 in Conference Room B on the 8<sup>th</sup> Floor of the County Administrative Center, 4080 Lemon Street, Riverside, California. Staff is directed to cause the appropriate resolution, based on the election tally, to be prepared and returned to the Board on July 13, 2004 for its consideration.

FORM APPROVED  
COUNTY COUNSEL

JUN 10 2004

*[Handwritten signature]*

*[Handwritten signature: George A. Johnson]*  
George A. Johnson  
Director of Transportation

<b>FINANCIAL DATA</b>	Current F.Y. Total Cost:	\$ 0	In Current Year Budget:	No
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	No
	Annual Net County Cost:	\$ 0	For Fiscal Year:	2004-2005

<b>SOURCE OF FUNDS:</b> Landscaping and Lighting Maintenance District No. 89-1-Consolidated	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

**C.E.O. RECOMMENDATION:** APPROVE

County Executive Office Signature

*[Handwritten signature]*

Dep't Recomm.:  Consent  Policy X

Per Exec. Ofc.:  Consent  Policy X

RECEIVED  
EXECUTIVE  
OFFICE

RECEIVED  
COUNTY CLERK

Prev. Agn. Ref.:

District: 3

Agenda Number:

9.7

**SUBJECT:** Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Annexation of Street Lighting Zone 12.

June 14, 2004  
Page 2 of 2

**BACKGROUND:**

Pursuant to the Landscaping and Lighting Act of 1972 and Resolution 2004-210 adopted May 4, 2004, the Board of Supervisors noticed a public hearing for June 22, 2004, to receive testimony regarding the annexation of Street Lighting Zone 12 to Landscaping and Lighting Maintenance District No. 89-1-Consolidated (L&LM Dist. No. 89-1-C). Annexation of Street Lighting Zone 12 will fund providing electricity for streetlights within the public rights-of-way located easterly of State Highway 79/Winchester Rd. in the Murrieta area and includes 1 commercial parcel totaling 9.28 acres.

On May 5, 2004, a notice of the public hearing and mail-in ballot, an impartial analysis, a copy of Resolution No. 2004-210 and an information sheet was mailed to all property owners within Street Lighting Zone 12 proposed for annexation to L&LM Dist. No. 89-1-C. Pursuant to the notice, all ballots must be returned prior to the conclusion of the public hearing.

Notice of the public hearing was also given by publication of a certified copy of Resolution No. 2004-210 in The Press Enterprise at least ten (10) days prior to the public hearing date and by posting a certified copy of the Resolution No. 2004-210 on the official bulletin board customarily used by the Board of Supervisors for the posting of-notices and in two other public locations within the County.

Section 53753 of the Government Code has been amended. It requires that the Board after conducting the public hearing designate an impartial person, having no vested interest in the outcome of the proposed annexation, to tally the ballots received by the close of the public hearing at a specified time, date and place.