

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

130A



FROM: TLMA-Transportation Department

SUBMITTAL DATE:

June 14, 2004

SUBJECT: Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Street Lighting Zone 13.

RECOMMENDED MOTION: That the Board:

With regard to the annexation of Street Lighting Zone 13 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 8th 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

BY Timothy Johnson

George A. Johnson
George A. Johnson
Director of Transportation

FINANCIAL DATA	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

SOURCE OF FUNDS: 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 _____
Jennifer S. Buford

Dept't Recomm.: Consent Policy
Per Exec. Ofc.: Consent Policy

COUNTY OF RIVERSIDE
OFFICE EXECUTIVE

SUBJECT: Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Annexation of Street Lighting Zone 13.

June 14, 2004

Page 2 of 2

BACKGROUND:

Pursuant to the Landscaping and Lighting Act of 1972 and Resolution 2004-218 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 13 to Landscaping and Lighting Maintenance District No. 89-1-Consolidated (L&LM Dist. No. 89-1-C). Annexation of Street Lighting Zone 13 will fund providing electricity for streetlights within the public rights-of-way located northerly of 42nd Ave. ; easterly of Adams St.; and westerly of Hermitage Dr. in the Bermuda Dunes area and includes 4 commercial parcels totaling 9.88 acres.

On May 5, 2004, a notice of the public hearing and mail-in ballot, an impartial analysis, a copy of Resolution No. 2004-218 and an information sheet was mailed to all property owners within Street Lighting Zone 13 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. 2004-218 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. 2004-218 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.