

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

201A



FROM: TLMA-Transportation Department

SUBMITTAL DATE:
September 20, 2004

SUBJECT: Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Annexation of Street Lighting Zone 28.

RECOMMENDED MOTION: That the Board adopt the following Resolutions:

Resolution No. 2004-435, a Resolution of the County of Riverside initiating proceedings for the annexation of Street Lighting Zone 28 to Landscaping and Lighting Maintenance District No. 89-1-Consolidated and ordering preparation of the Engineer's Report regarding the proposed annexation of Street Lighting Zone 28.

Resolution No. 2004-436, a Resolution of the County of Riverside declaring its intent to order the annexation of Street Lighting Zone 28 to Landscaping and Lighting Maintenance District No. 89-1-Consolidated of the County of Riverside pursuant to the Landscaping and Lighting Act of 1972 for the maintenance and servicing of street lights; giving notice of and setting the time and place of the public hearing on the annexation of Street Lighting Zone 28, ordering a mailed ballot election; and directing notice of the public hearing and ballot be mailed pursuant to Article XIID of the California Constitution.

Juan C. Perez
Deputy Director of Transportation

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

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

COPIES OF RESOLUTIONS
09 28 04 11:11
OFFICE
EXECUTIVE
COUNTY OF RIVERSIDE
SECRETARY

Prev. Agn. Ref.: ATTACHMENTS FILED WITH THE CLERK OF THE BOARD | **District:** 3 | **Agenda Number:**

3.52

SUBJECT: Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Annexation of Street Lighting Zone 28.

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BACKGROUND: Adoption of Resolution No. 2004-435 appoints the Director of the Transportation Department as the Engineer to prepare a Report regarding the proposed annexation of Street Lighting Zone 28 to Landscaping and Lighting Maintenance District No. 89-1-Consolidated ("L&LM District No. 89-1-C").

Resolution No. 2004-436 declares the Board's intention of ordering the annexation of Street Lighting Zone 28 to L&LM District No. 89-1-C. Annexation of Street Lighting Zone 28 to L&LMD No. 89-1-C will fund providing electricity for streetlights within public right-of-way located northerly of Newport Road in the Menifee area and includes 1 commercial parcel totaling 10.88 acres.

The proposed budget of fiscal year 2004-05 for Street Lighting Zone 28 is \$195.00 that will result in an assessment for fiscal year 2004-05 within Street Lighting Zone 28 of \$17.92 per acre. The annual assessment will be adjusted annually by the greater of 2% or the cumulative percentage increase in the CPI-U for "electricity", if any, as it stands as of March of each year over the base index for March of 2005.

Consistent with the Board's direction regarding compliance with Article XIID of the California Constitution and the Landscaping and Lighting Act of 1972, the attached resolutions have been prepared and a public hearing scheduled for 9:30 a.m. on November 9, 2004 to receive testimony for and against the proposed assessment. Each property owner within the proposed Street Lighting Zone 28 will receive a notice of the public hearing and mail-in ballot, an impartial analysis, a copy of Resolution No. 2004-436 and an information sheet.

Ballots must be returned prior to the conclusion of the public hearing. If, at the time designated for the tabulation of the ballots, the ballots submitted in favor of the annexation and levy of the assessment exceed the ballots submitted in opposition of said annexation and levy, Street Lighting Zone 28 will be annexed to L&LM District No. 89-1-C.

There is only one individual/entity which owns all of the property within the proposed boundaries of Street Lighting Zone 28 and said property owner has executed a "Waiver and Consent Regarding Date of Assessment Ballot Election" allowing for the election and public hearing to be held on November 9, 2004.