

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

729 A



**FROM:** TLMA-Transportation Department

**SUBMITTAL DATE:**  
June 6, 2005

**SUBJECT:** Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Street Lighting Zone 45.

**RECOMMENDED MOTION:** That the Board:

With regard to the annexation of Street Lighting Zone 45 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 15, 2005 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 for its consideration.

FORM APPROVED  
COUNTY COUNSEL

MAY 04 2005

BY *[Signature]*

*[Signature]*  
George A. Johnson  
Director of Transportation

|                       |                               |      |                         |           |
|-----------------------|-------------------------------|------|-------------------------|-----------|
| <b>FINANCIAL DATA</b> | Current F.Y. Total Cost:      | \$ 0 | In Current Year Budget: | N/A       |
|                       | 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**

*[Signature]*

COUNTY OF RIVERSIDE  
02 JUN - 8 10:23  
OFFICE EXECUTIVE

02 JUN - 8 10:23  
COUNTY OF RIVERSIDE

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

Prev. Agn. Ref.: | District: 3 | Agenda Number:

ATTACHMENTS FILED WITH THE CLERK OF THE BOARD

9.14

**SUBJECT:** Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Annexation of Street Lighting Zone 45.

June 6, 2005  
Page 2 of 2

**BACKGROUND:**

Pursuant to the Landscaping and Lighting Act of 1972 and Resolution 2005-146 adopted April 26, 2005, the Board of Supervisors noticed a public hearing for June 14, 2005, to receive testimony regarding the annexation of Street Lighting Zone 45 to Landscaping and Lighting Maintenance District No. 89-1-Consolidated (L&LM Dist. No. 89-1-C). Annexation of Street Lighting Zone 45 will fund providing electricity for streetlights within public right-of-way located northerly of State Highway 74 in the Hemet area and includes 1 commercial parcel totaling 10.36 acres.

On April 27, 2005, a notice of the public hearing and mail-in ballot, an impartial analysis, a copy of Resolution No. 2005-146 and an information sheet was mailed to all property owners within Street Lighting Zone 45 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. 2005-146 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. 2005-146 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.