

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

941A



FROM: TLMA-Transportation Department

SUBMITTAL DATE:
May 15, 2006

SUBJECT: Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Annexation of Street Lighting Zone 34.

RECOMMENDED MOTION: That the Board adopt the following Resolutions:

Resolution No. 2006-149, a Resolution of the County of Riverside initiating proceedings for the annexation of Street Lighting Zone 34 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 34.

Resolution No. 2006-150, a Resolution of the County of Riverside declaring its intent to order the annexation of Street Lighting Zone 34 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 34, ordering a mailed ballot election; and directing notice of the public hearing and ballot be mailed pursuant to Article XIID of the California Constitution.

FORM APPROVED
COUNTY COUNSEL

MAY 4 2006
BY

George A. Johnson
George A. Johnson
Director of Transportation

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|-----------------------|-------------------------------|------|-------------------------|---------|
| FINANCIAL DATA | 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: | 2005-06 |

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|---|---|--------------------------|
| 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 *Jeffrey Bryant*

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

SUBJECT: Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Annexation of Street Lighting Zone 34.

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BACKGROUND: Adoption of Resolution No. 2006-149 appoints the Director of the Transportation Department as the Engineer to prepare a Report regarding the proposed annexation of Street Lighting Zone 34 to Landscaping and Lighting Maintenance District No. 89-1-Consolidated ("L&LM District No. 89-1-C").

Resolution No. 2006-150 declares the Board's intention of ordering the annexation of Street Lighting Zone 34 to L&LM District No. 89-1-C. Annexation of Street Lighting Zone 34 to L&LM District No. 89-1-C will fund providing electricity for streetlights within public right-of-way located easterly of Bradley Rd.; and westerly of Via Naravilla in the Menifee area and includes 1 commercial parcel totaling 2.24 acres.

The proposed budget for fiscal year 2006-07 for Street Lighting Zone 34 is \$265.00 that will result in an assessment for fiscal year 2006-07 within Street Lighting Zone 34 of \$118.30 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 2006.

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 July 11, 2006 to receive testimony for and against the proposed assessment. Each property owner within the proposed Street Lighting Zone 34 will receive a notice of the public hearing and mail-in ballot, an impartial analysis, a copy of Resolution No. 2006-150 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 34 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 34 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 July 11, 2006.