

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

544A



FROM: TLMA-Transportation Department

SUBMITTAL DATE:
June 30, 2006

SUBJECT: Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Street Lighting Zone 54.

RECOMMENDED MOTION: That the Board:

With regard to the annexation of Street Lighting Zone 54 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 July 12, 2006 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 for its consideration.

FORM APPROVED
COUNTY COUNSEL

JUN 14 2006

[Handwritten signature]

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

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:	2006-2007

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 *[Handwritten signature]*

Dep't Recomm.: Consent Policy Policy

Per Exec. Ofc.: Consent Policy Policy

SUBJECT: Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Annexation of Street Lighting Zone 54.

June 30, 2006

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BACKGROUND:

Pursuant to the Landscaping and Lighting Act of 1972 and Resolution 2006-152 adopted May 23, 2006, the Board of Supervisors noticed a public hearing for July 11, 2006, to receive testimony regarding the annexation of Street Lighting Zone 54 to Landscaping and Lighting Maintenance District No. 89-1-Consolidated (L&LM Dist. No. 89-1-C). Annexation of Street Lighting Zone 54 will fund providing electricity for streetlights within the public right-of-ways located northeasterly of Varner Rd. in the Rancho Mirage area and includes 16 commercial parcels totaling 5.72 acres.

On May 24, 2006, a notice of the public hearing and mail-in ballot, an impartial analysis, a copy of Resolution No. 2006-152 and an information sheet was mailed to all property owners within Street Lighting Zone 54 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. 2006-152 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. 2006-152 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.