

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

542A



**FROM:** TLMA - Transportation Dept.

**SUBMITTAL DATE:**  
July 9, 2007

**SUBJECT:** Landscaping and Lighting Maintenance District No. 89-1-Consolidated,  
Annexation of Street Lighting Zone 75

**RECOMMENDED MOTION:** That the Board:

With regard to the annexation of Street Lighting Zone 75 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 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, July 18, 2007 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.

Juan C. Perez  
Deputy Director of Transportation

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

(continued on next page)

COUNTY COUNSEL

JUN 28 2007

BY *[Signature]* Departmental Concurrence  
Dale A. Gardner  
DW:jp

|                       |                               |        |                         |         |
|-----------------------|-------------------------------|--------|-------------------------|---------|
| <b>FINANCIAL DATA</b> | Current F.Y. Total Cost:      | \$0.00 | In Current Year Budget: | No      |
|                       | Current F.Y. Net County Cost: | \$0.00 | Budget Adjustment:      | No      |
|                       | Annual Net County Cost:       | \$0.00 | For Fiscal Year:        | 2006-07 |

|                                                                                                   |                                         |                          |
|---------------------------------------------------------------------------------------------------|-----------------------------------------|--------------------------|
| <b>SOURCE OF FUNDS:</b><br>Landscaping and Lighting Maintenance<br>District No. 89-1-Consolidated | <b>Positions To Be Deleted Per A-30</b> | <input type="checkbox"/> |
|                                                                                                   | <b>Requires 4/5 Vote</b>                | <input type="checkbox"/> |

**C.E.O. RECOMMENDATION:**

**APPROVE**

BY *[Signature]*  
Tina Grande

**County Executive Office Signature**

Policy  
 Policy

Consent  
 Consent

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

Prev. Agn. Ref.

District: 1

Agenda Number:

9.17

The Honorable Board of Supervisors

RE: Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Annexation  
of Street Lighting Zone 75

July 9, 2007

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**BACKGROUND:** Pursuant to the Landscaping and Lighting Act of 1972 and Resolution 2007-223 adopted May 15, 2007, the Board of Supervisors noticed a public hearing for July 17, 2007, to receive testimony regarding the annexation of Street Lighting Zone 75 to Landscaping and Lighting Maintenance District No. 89-1-Consolidated (L&LMD No. 89-1-C). Annexation of Street Lighting Zone 75 will fund providing electricity for streetlights within public rights-of-way located southerly of Temescal Canyon Rd in the Horsethief Canyon area and includes 1 commercial parcel totaling 3.97 acre(s).

On May 16, 2007 a notice of the public hearing and mail-in ballot, an impartial analysis, a copy of Resolution No. 2007-223, and an information sheet was mailed to all property owners within Zone 75, proposed for annexation to L&LMD 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. 2007-223 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. 2007-223 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.