

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

121A



FROM: TLMA - Transportation Dept.

SUBMITTAL DATE:
April 28, 2008

SUBJECT: Landscaping and Lighting Maintenance District No. 89-1-Consolidated,
Annexation of Street Lighting Zone 85 (French Valley).

RECOMMENDED MOTION: That the Board:

With regard to the annexation of Street Lighting Zone 85 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, May 7, 2008 in Conference Room B on the 8th Floor of the County Administrative Center, 4080 Lemon Street, Riverside, California.

Juan C. Perez
Director of Transportation

JW:jp

FORM APPROVED COUNTY COUNSEL
BY: Dale A. Gardner 4/28/08
DATE
Departmental Concurrence

FINANCIAL DATA	Current F.Y. Total Cost:	\$0	In Current Year Budget:	N/A
	Current F.Y. Net County Cost:	\$0	Budget Adjustment:	N/A
	Annual Net County Cost:	\$0	For Fiscal Year:	2007-08
SOURCE OF FUNDS: Landscaping and Lighting Maintenance District No. 89-1-Consolidated – 100%			Positions To Be Deleted Per A-30	<input type="checkbox"/>
			Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

BY:
Tina Grande

County Executive Office Signature

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

Prev. Agn. Ref.
03/18/08, 3.41

District: 3

Agenda Number:

9.7

The Honorable Board of Supervisors

RE: Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Annexation of Street Lighting Zone 85 (French Valley).

April 28, 2008

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Staff is directed to cause the appropriate resolution, based on the election tally, to be prepared and returned to the Board for its consideration.

BACKGROUND: Pursuant to the Landscaping and Lighting Act of 1972 and Resolution 2008-131 adopted March 18, 2008, the Board of Supervisors noticed a public hearing for May 6, 2008, to receive testimony regarding the annexation of Street Lighting Zone 85 to Landscaping and Lighting Maintenance District No. 89-1-Consolidated (L&LMD No. 89-1-C). Annexation of Street Lighting Zone 85 will fund the provision of electricity for streetlights within public rights-of-way located southerly of SH-79/Winchester Rd in the French Valley area and includes 1 commercial parcel, totaling 5.58 acre(s).

On March 19, 2008 a notice of the public hearing and mail-in ballot, an impartial analysis, a copy of Resolution No. 2008-131, and an information sheet was mailed to all property owners within Street Lighting Zone 85, 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. 2008-131 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. 2008-131 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.