

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



211A

FROM: TLMA - Transportation Dept.

SUBMITTAL DATE:
June 7, 2012

SUBJECT: Landscaping and Lighting Maintenance District No. 89-1-Consolidated,
Annexation of Zone 160 (Anza).

RECOMMENDED MOTION: That the Board:

With regard to the annexation of Zone 160 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 the public hearing. All ballots received prior to the close of the public hearing will be tallied at 10:00 a.m. on Wednesday, June 20, 2012 in Conference Room C on the 8th Floor of the County Administrative Center, 4080 Lemon Street, Riverside, California. Staff is directed to

[Signature]

Juan C. Perez
Director of Transportation

MH:jp

FORM APPROVED COUNTY COUNSEL
BY *[Signature]* 5/22/12
DATE
DALE A. GARDNER
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:	2011-12

SOURCE OF FUNDS: Landscaping and Lighting Maintenance District No. 89-1-Consolidated – 100%	Positions To Be Deleted Per A-30	<input type="checkbox"/>
There are no General Funds used in this project.	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

BY *[Signature]*
Tina Grande

County Executive Office Signature

Policy

Consent

Dept's Recomm.:
Per Exec. Ofc.:

Prev. Agn. Ref. 05/01/12, 3.29

District: 3/3

Agenda Number:

9.5

The Honorable Board of Supervisors

RE: Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Annexation of Zone 160 (Anza).

June 7, 2012

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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 2012-083 adopted May 1, 2012, the Board of Supervisors noticed a public hearing for June 19, 2012, to receive testimony regarding the annexation of Zone 160 to Landscaping and Lighting Maintenance District No. 89-1-Consolidated (L&LMD No. 89-1-C). Annexation of Zone 160 will fund the remote monitoring of the irrigation activity on Caltrans ROW, and ensuring the maintenance and servicing of dormant parkway landscaping and the possible provision of electricity for streetlights within public rights-of-way located southerly of SH-371/Cahuilla Rd and westerly of Maze Stone Rd in the Anza area and includes 3 commercial parcels totalling 2.96 acres.

Per Caltrans requirements, parkway landscape improvements located in Caltrans right-of-way shall be maintained in perpetuity. The maintenance and servicing of the parkway landscaping on SH-371/Cahuilla Rd will be the responsibility of the property owners within Zone 160, per their signed maintenance agreement with the County of Riverside Transportation Department (Agreement for Maintenance of Parkways (ICI), dated 03/02/11). Should the property owners default on this agreement, the maintenance and servicing of the parkway landscaping will transfer to L&LMD No. 89-1-C, and the dormant annual assessment for such services will become active.

Per Anza Electric Cooperative Inc.'s Streetlight Agreement, the energy costs of the streetlights on SH-371/Cahuilla Rd are the responsibility of the property owner. Should the property owner default on this agreement, the energy costs will transfer to L&LMD No. 89-1-C, and the dormant annual assessment for such services will become active.

On May 12, 2012 a notice of the public hearing and mail-in ballot, an impartial analysis, a copy of Resolution No. 2012-083, and an information sheet was mailed to all property owners within Zone 160, 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. 2012-083 in an appropriate newspaper at least ten (10) days prior to the public hearing date and by posting a certified copy of the Resolution No. 2012-083 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.