

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

866 A



**FROM:** TLMA - Transportation Dept.

**SUBMITTAL DATE:**  
June 19, 2014

**SUBJECT:** Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Annexation of Zone 187 (French Valley) District 3/3 [\$6,651]; L&LMD No. 89-1-C – 100%.

**RECOMMENDED MOTION:** That the Board of Supervisors:

1. Adopt Resolution No. 2014-134, Resolution of the County of Riverside ordering the annexation, and confirming the diagram and assessment of Zone 187 of Landscaping and Lighting Maintenance District No. 89-1-Consolidated, and levying assessments on all assessable lots and parcels of land therein within the boundaries of Zone 187 for fiscal year 2014-15.
2. Direct the Auditor-Controller's office to establish an interest-bearing sub-fund 20300 to receive deposits and interest thereon from Zone 187 of Landscaping and Lighting Maintenance District No. 89-1-Consolidated; in accordance with Section 22655-22656 of the Streets and Highways Code.

FORM APPROVED COUNTY COUNSEL  
BY: Patricia Romo DATE: 6/19/14  
DATE OF GENERAL CONCURRENCE

Juan C. Perez  
Director of Transportation and Land Management

Patricia Romo  
Patricia Romo  
Assistant Director of Transportation

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost:	POLICY/CONSENT (per Exec. Office)
COST	\$ 0	\$ 6,651	\$ N/A	\$ 6,651	Consent <input type="checkbox"/> Policy <input checked="" type="checkbox"/>
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0	
<b>SOURCE OF FUNDS</b> L&LMD No. 89-1-C – 100%				Budget Adjustment:	N/A
There are no General Funds used in this project.				For Fiscal Year:	14/15

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

APPROVE

BY:

Tina Grande  
Tina Grande

**County Executive Office Signature**

**MINUTES OF THE BOARD OF SUPERVISORS**

A-30 ☐ Positions Added ☐  
4/5 Vote ☐ Change Order ☐

Prev. Agn. Ref.: 3/11/14, 3-35  
5/20/14, 9-5

District: 3/3

Agenda Number:

3-54

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

**FORM 11:** Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Annexation of Zone 187

(French Valley) District 3/3 [\$6,651]; L&LMD No. 89-1-C – 100%.

**DATE:** June 19, 2014

**PAGE:** 2 of 2

## **BACKGROUND:**

### **Summary**

On May 20, 2014, a public hearing was held to receive all testimony regarding the annexation of Zone 187 to Landscaping and Lighting Maintenance District No. 89-1-Consolidated (L&LMD No. 89-1-C"). After closing the public hearing, the Board of Supervisors directed the Director of Transportation, or his/her designee, to tally the assessment ballots that had been received prior to the close of the hearing. The assessment ballots were to be tabulated on May 21, 2014 at 10:00 a.m. in Conference Room C on the 8<sup>th</sup> Floor of the County Administrative Center. The tabulation shows that votes representing 103 parcels out of a possible 103 were cast, and that 103 votes (or 100%) were cast in favor of the annexation of Zone 187 to L&LMD No. 89-1-C and the levy and enrollment of the special assessment.

Adoption of Resolution No. 2014-134 confirms the assessment levy as indicated in the Engineer's Report for fiscal year 2014-15 for Zone 187 of L&LMD No. 89-1-C and orders the placement of the annual assessment on the County's Assessment Roll for fiscal year 2014-15.

### **Impact on Residents and Businesses**

The new assessment is for the purpose of providing the maintenance and servicing of fossil filters, traffic signals, and bridge lights within public right-of-way.

The property owners within the proposed boundaries of Zone 187, which are represented by Tract Map No. 36376, as described in the attached Exhibit "A" (a two page exhibit containing a description and diagram) are impacted by the cost of this annexation. The property owners within the proposed boundaries of Zone 187 have petitioned the County of Riverside to annex their property to L&LMD No. 89-1-C and understand that this annexation will result in an assessment on their property to fund the maintenance and servicing of the aforementioned improvements (fossil filters, traffic signals, and bridge lights).

## **SUPPLEMENTAL:**

### **Additional Fiscal Information**

The proposed budget for fiscal year 2014-15 for Zone 187 is \$6,651.00. This will result in an assessment for fiscal year 2014-15 within Zone 187 of \$64.56 per parcel. Zone 187 includes 103 single-family residential lots. The annual assessment may be adjusted annually by the greater of 2% or the cumulative percentage increase in the Consumer Price Index for all Urban Customers (CPI-U), if any, as it stands as of March of each year over the base index for March of 2014.

### **Contract History and Price Reasonableness**

N/A

## **ATTACHMENTS:**

- A. Exhibit A
- B. Resolution No. 2014-134

**EXHIBIT "A"**

**DESCRIPTION OF BOUNDARIES**

The boundaries of Zone 187 to be annexed into Landscaping and Lighting Maintenance District No. 89-1-Consolidated, of the County of Riverside, are coterminous with the boundaries of 103 parcel(s) as shown on Tract Map Nos. 36376 in the County of Riverside, State of California for fiscal year 2014-15.

# LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 89-1-CONSOLIDATED

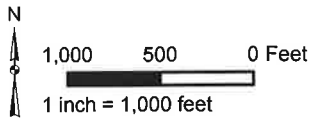
## ZONE 187

PORTION OF SECTION 8, T.7S., R.2W.

TRACT MAP NO. 36376 - 103 PARCELS

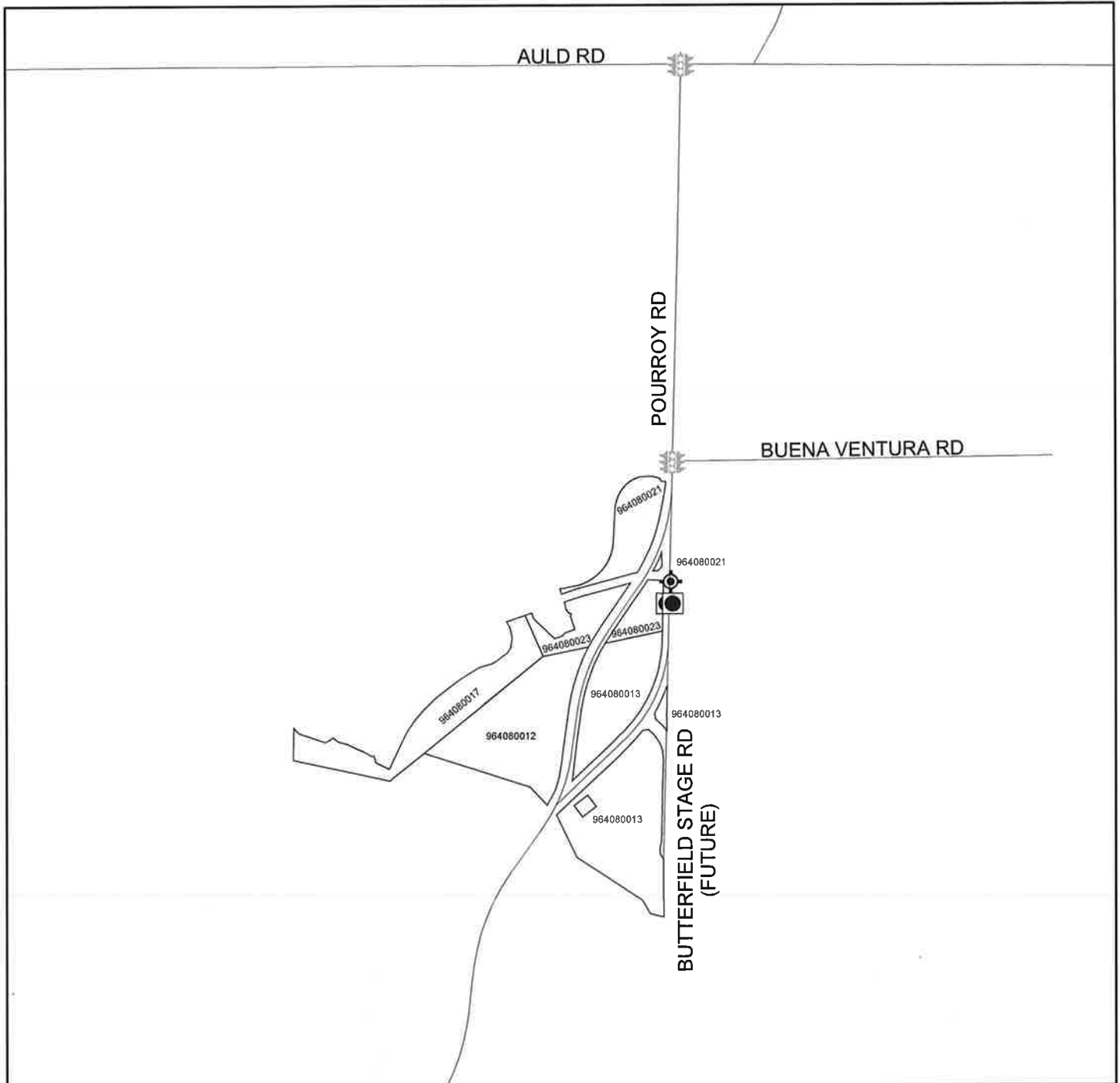


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## ASSESSMENT DIAGRAM

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- DENOTES FUTURE MAINTAINED FOSSIL FILTER
- DENOTES FUTURE MAINTAINED TRAFFIC SIGNAL
- DENOTES MAINTAINED BRIDGE LIGHT

**RESOLUTION NO. 2014-134**

**RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE ORDERING THE ANNEXATION OF ZONE 187 TO LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 89-1-CONSOLIDATED OF THE COUNTY OF RIVERSIDE AND CONFIRMING THE DIAGRAM AND ASSESSMENT FOR ZONE 187 OF LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 89-1-CONSOLIDATED AND LEVYING ASSESSMENTS ON ALL ASSESSABLE LOTS AND PARCELS OF LAND THEREIN WITHIN THE BOUNDARIES OF SAID ZONE FOR THE FISCAL YEAR 2014-15**

**WHEREAS**, on March 11, 2014 the Board of Supervisors (hereinafter the "Board of Supervisors") of the County of Riverside (hereinafter the "County") adopted Resolution No. 2014-056, pursuant to Section 22608 and Section 22585 et seq. of the Streets and Highways Code, declaring the intention of the Board of Supervisors to order the annexation of Zone 187 to Landscaping and Lighting Maintenance District No. 89-1-Consolidated (hereinafter "L&LMD No. 89-1-C") of the County pursuant to the Landscaping and Lighting Act of 1972, being Part 2 (commencing with Section 22500) of Division 15 of the Streets and Highways Code, and giving notice of and setting a public hearing for 9:30 a.m. on May 20, 2014 at the meeting room of the Board of Supervisors and requiring that the notice of the public hearing and assessment ballots be mailed to all owners of property within Zone 187 as shown on the equalized tax roll; and

**WHEREAS**, notice of said public hearing was duly published and mailed as required by Resolution No. 2014-056, Section 22626 of the Streets and Highways Code and Sections 53753 and 54954.6 of the Government Code and the assessment ballots were timely mailed to all owners of property within said Zone 187 as shown on the equalized tax roll; and

**WHEREAS**, at 9:30 a.m. on May 20, 2014, as set forth in Resolution No. 2014-056, the Board of Supervisors held a public hearing and afforded all interested persons an opportunity to be heard, and considered all oral statements and all written protest or communications made or filed by any interested persons, closed the public hearing and directed the Director of Transportation, or his designee, as an impartial person having no vested interest in the annexation of Zone 187 to L&LMD

FORM APPROVED COUNTY COUNSEL

BY:  DALE A. GARDNER

DATE

1 No. 89-1-C as required by Section 53753(e) of the Government Code to tally the assessment ballots  
2 that had been received prior to the close of the public hearing; and

3 **WHEREAS**, the tally of the assessment ballots show that assessment ballots were timely  
4 received from the owner of 103 parcels out of a possible 103 parcels and that 103 parcels (100  
5 percent of the assessment ballots received) voted in favor of annexation of Zone 187 to L&LMD No.  
6 89-1-C and the levy of an annual assessment in said Zone 187 beginning fiscal year 2014-15; and

7 **WHEREAS**, the Board of Supervisors may proceed, pursuant to Section 22631 of the Streets  
8 and Highways Code, to adopt a resolution confirming the diagram and assessment, either as originally  
9 proposed, or as changed by the Board of Supervisors, and the adoption of such a resolution shall  
10 constitute the levy of an assessment on all assessable lots and parcels of land within Zone 187 of  
11 L&LMD No. 89-1-C beginning fiscal year 2014-15.

12 **NOW, THEREFORE, BE IT RESOLVED, FOUND, DETERMINED AND ORDERED** by the  
13 Board of Supervisors of the County in regular session on June 17, 2014 as follows:

14 **Section 1. Findings.** The Board of Supervisors finds:

- 15 (a) the proceeding recitals are correct;
- 16 (b) compliance has been had with all the requirements of the Landscaping and  
17 Lighting Act of 1972, being Part 2 (commencing with Section 22500) of Division  
18 15 of the Streets and Highways Code, and Sections 53753 and 54954.6 of the  
19 Government Code;
- 20 (c) a majority protest to the annexation of, and annual assessment of, Zone 187 of  
21 L&LMD No. 89-1-C has not been filed;
- 22 (d) the tally of the assessment ballots timely received was 100 percent voted in  
23 favor of annexation of Zone 187 to L&LMD No. 89-1-C and the levy of an annual  
24 assessment beginning fiscal year 2014-15, and 0 percent voted no;
- 25 (e) the Board of Supervisors may proceed to adopt a resolution ordering the  
26 annexation of Zone 187 to L&LMD No. 89-1-C;

- 1 (f) the Board of Supervisors may proceed to adopt a resolution confirming the  
2 diagram and assessment for Zone 187 of L&LMD No. 89-1-C either as originally  
3 proposed or as changed by it; and
- 4 (g) the assessments to be levied on the assessable lots and parcels of land within  
5 Zone 187 of L&LMD No. 89-1-C for the maintenance and servicing of fossil  
6 filters, traffic signals, and bridge lights improvements in said Zone 187 during  
7 the fiscal year 2014-15 as contained in the report of the Director of  
8 Transportation which is on file with the Clerk of the Board of Supervisors  
9 (hereinafter the "Report") are based on benefits derived by such lots and parcels  
10 from the availability of such fossil filters, traffic signals, and bridge lights  
11 improvements, and are not based upon the ownership of such lots and parcels.

12 **Section 2. Annexation.** Zone 187, as proposed to be annexed to L&LMD No.  
13 89-1-C, includes all the property subject to Tract Map Nos. 36376 in the County of Riverside, State of  
14 California as described in Exhibit "A" attached hereto, shall be and is annexed into L&LMD No. 89-1-C.

15 **Section 3. Improvements.** The improvements authorized for Zone 187 of L&LMD  
16 No. 89-1-C are:

- 17 (a) The maintenance and servicing of fossil filters within the public right-of-way  
18 including the removal of petroleum hydrocarbons and other pollutants from  
19 water runoff; and
- 20 (b) Providing electricity to and the maintenance and servicing of  
21 bridge lights and traffic signals within the public right-of-way including incidental  
22 costs and expenses.

23 **Section 4. Confirmation of Report.** The Report and the assessment diagram and  
24 the assessment of estimated costs for the maintenance and servicing of fossil filters, traffic signals,  
25 and bridge lights improvements in Zone 187 of L&LMD No. 89-1-C for fiscal year 2014-15 as  
26 contained in the Report are confirmed.

1                   **Section 5.    Levy of Assessment.** Pursuant to Section 22631 of the Streets and

2 Highways Code the adoption of this resolution constitutes the levy of the assessment for the  
3 maintenance and servicing of fossil filters, traffic signals, and bridge lights improvements in Zone 187  
4 of L&LMD No. 89-1-C during fiscal year 2014-15, as contained in the Report, and such assessment is  
5 levied. The Clerk of the Board of Supervisors is directed to file a certified copy of this resolution,  
6 together with the diagram and assessment contained in the Report with the County Auditor-Controller  
7 of the County of Riverside, who, pursuant to Section 22645 of the Streets and Highways Code, shall  
8 enter on the County Tax Roll opposite each lot or parcel of land the amount assessed thereupon, as  
9 shown in said assessment.

10                   **Section 6.    Effective Date.** This Resolution shall take effect from and after its date  
11 of adoption.