

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



411A

FROM: TLMA - Transportation Dept.

SUBMITTAL DATE:
April 21, 2011

SUBJECT: Landscaping and Lighting Maintenance District No. 89-1-Consolidated,
Annexation of Street Lighting Zone 103 (North Palm Springs).

RECOMMENDED MOTION: That the Board:

With regard to the annexation of Street Lighting Zone 103 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 4, 2011 in Conference Room C on the 8th Floor of the County Administrative Center, 4080 Lemon Street, Riverside, California.

Juan C. Perez
Director of Transportation

MH:jp

FORM APPROVED COUNTY COUNSEL

BY: Dale A. Gardner DATE: 4/21/11

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:	2010-11
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

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

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Stone, seconded by Supervisor Benoit and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Buster, Tavaglione, Stone, Benoit and Ashley
Nays: None
Absent: None
Date: May 3, 2011
xc: Transp.

Kecia Harper-Ihem
 Clerk of the Board
 By:
 Deputy

Prev. Agn. Ref. 03/15/11, 3.48 | **District:** 5 | **Agenda Number:**

ATTACHMENTS FILED
WITH THE CLERK OF THE BOARD

9.12

The Honorable Board of Supervisors

RE: Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Annexation of Street Lighting Zone 103 (North Palm Springs).

April 21, 2011

Page 2 of 2

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 2011-034 adopted March 15, 2011, the Board of Supervisors noticed a public hearing for May 3, 2011, to receive testimony regarding the annexation of Street Lighting Zone 103 to Landscaping and Lighting Maintenance District No. 89-1-Consolidated (L&LMD No. 89-1-C). Annexation of Street Lighting Zone 103 will fund the provision of electricity for streetlights within public rights-of-way located southerly of Pierson Blvd and easterly of Lutheran Church Rd in the North Palm Springs area and includes 1 commercial parcel, totaling 4.1 acre(s).

On March 16, 2011 a notice of the public hearing and mail-in ballot, an impartial analysis, a copy of Resolution No. 2011-034, and an information sheet was mailed to all property owners within Street Lighting Zone 103, 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. 2011-034 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. 2011-034 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.

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

733A



FROM: TLMA - Transportation Dept.

SUBMITTAL DATE:
March 3, 2011

SUBJECT: Landscaping and Lighting Maintenance District No. 89-1-Consolidated,
Annexation of Street Lighting Zone 103 (North Palm Springs).

RECOMMENDED MOTION: That the Board adopt the following Resolutions:

Resolution No. 2011-033 a Resolution of the County of Riverside initiating proceedings for the annexation of Street Lighting Zone 103 to Landscaping and Lighting Maintenance District No. 89-1-Consolidated and ordering preparation of the Engineer's Report regarding the proposed annexation of Street Lighting Zone 103.

Resolution No. 2011-034, a Resolution of the County of Riverside declaring its intent to order the annexation of Street Lighting Zone 103 to Landscaping and Lighting Maintenance District

Juan C. Perez
Director of Transportation

MH:jp

FORM APPROVED COUNTY COUNSEL
BY: DALE A. GARDNER
DATE: 2/23/11
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:	2010-11

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

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Buster, seconded by Supervisor Stone and duly carried, IT WAS ORDERED that the above resolutions are adopted as recommended, and that the matter is set for public hearing on Tuesday, May 3, 2011, at 9:30 a.m.

Ayes: Buster, Stone, Benoit and Ashley
Nays: None
Absent: Tavaglione
Date: March 15, 2011
xc: Transp., COB(2)

Kecia Harper-Ihem
Clerk of the Board
By:
Deputy

Dept Recomm.: Consent Policy
Per Exec. Ofc.: Consent Policy

Prev. Agn. Ref. | **District: 5** | **Agenda Number:**

ATTACHMENTS FILED
WITH THE CLERK OF THE BOARD

3.48

The Honorable Board of Supervisors

RE: Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Annexation of Street Lighting Zone 103 (North Palm Springs).

March 3, 2011

Page 2 of 2

No. 89-1-Consolidated of the County of Riverside pursuant to the Landscaping and Lighting Act of 1972 for the provision of electricity for streetlights; adopting the preliminary engineer's report; giving notice of and setting the time and place of the public hearing on the annexation of Street Lighting Zone 103, ordering a mailed ballot election; and directing notice of the public hearing and ballot be mailed pursuant to Article XIID of the California Constitution.

BACKGROUND: Adoption of Resolution No. 2011-033 appoints the Director of the Transportation Department as the Engineer to prepare a Report regarding the proposed annexation of Street Lighting Zone 103 to Landscaping and Lighting Maintenance District No. 89-1-Consolidated ("L&LMD No. 89-1-C").

Resolution No. 2011-034 declares the Board's intention of ordering the annexation of Street Lighting Zone 103 to L&LMD No. 89-1-C. Annexation of Street Lighting Zone 103 to L&LMD No. 89-1-C will fund the provision of electricity for streetlights within public right-of-way located southerly of Pierson Blvd and easterly of Lutheran Church Rd in the North Palm Springs area and includes 1 commercial parcel, totaling 4.1 acre(s).

The proposed budget for fiscal year 2011-12 for Street Lighting Zone 103 is \$1,320 that will result in an assessment for fiscal year 2011-12 within Street Lighting Zone 103 of \$321.94 per acre. The annual assessment will be adjusted annually by the greater of 2% or the cumulative percentage increase in the CPI-U for "electricity", if any, as it stands as of March of each year over the base index for March of 2011.

Consistent with the Board's direction regarding compliance with Article XIID of the California Constitution and the Landscaping and Lighting Act of 1972, the attached resolutions have been prepared and a public hearing scheduled for 9:30 a.m. on May 3, 2011 to receive testimony for and against the proposed assessment. Each property owner within the proposed Street Lighting Zone 103 will receive a notice of the public hearing and mail-in ballot, an impartial analysis, a copy of Resolution No. 2011-034, and an information sheet.

Ballots must be returned prior to the conclusion of the public hearing. If, at the time designated for the tabulation of the ballots, the ballots submitted in favor of the annexation and levy of the assessment exceed the ballots submitted in opposition of said annexation and levy, Street Lighting Zone 103 will be annexed to L&LMD No. 89-1-C.

2 RESOLUTION NO. 2011-033

3
4 **RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE INITIATING**
5 **PROCEEDINGS FOR THE ANNEXATION OF STREET LIGHTING ZONE 103 TO LANDSCAPING**
6 **AND LIGHTING MAINTENANCE DISTRICT NO. 89-1-CONSOLIDATED OF THE COUNTY OF**
7 **RIVERSIDE PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972 AND ORDERING**
8 **PREPARATION OF ENGINEER'S REPORT REGARDING SAID ANNEXATION**

9 **WHEREAS**, the Board of Supervisors (hereinafter the "Board of Supervisors") of the County of
10 Riverside (hereinafter the "County") has been advised by the Transportation Department (hereinafter
11 "Department") of the County that said Department has received an application from the owner (the
12 "Applicant") of all the property within the unincorporated area of the County (hereinafter Street Lighting
13 "Zone 103"), as shown and described in Exhibit "A", which is attached hereto and made a part hereof,
14 to be annexed to Landscaping and Lighting Maintenance District No. 89-1-Consolidated (hereinafter
15 "L&LMD No. 89-1-C") of the County of Riverside, State of California, and the Board of Supervisors has
16 determined that it is necessary and desirable to initiate proceedings for the annexation of Street
17 Lighting Zone 103 to L&LMD No. 89-1-C pursuant to the Landscaping and Lighting Act of 1972, Part 2
(commencing with Section 22500) of Division 15 of the Streets and Highways Code (hereinafter,
respectively, the "Act" and the "Street and Highways Code"); and

18 **WHEREAS**, such proceedings shall comply with the requirements of Article XIID of the
19 California Constitution and Section 4000 of the Elections Code requiring voter approval of the
20 proposed assessment to be levied by L&LMD No. 89-1-C for Street Lighting Zone 103; and

21 **WHEREAS**, the Director of the Department, or his designee, is a licensed and registered civil
22 engineer, has expertise with respect to the annexation of territory to landscaping and lighting
23 maintenance districts and the levying of assessments for said purposes and, therefore, is able to serve
24 as the engineer (hereinafter the "Engineer") for the County with regard to the annexation of Street
25 Lighting Zone 103 to L&LMD No. 89-1-C.

FORM APPROVED COUNTY COUNSEL
BY *Dale A. Gardner* DATE 2/23/11
DALE A. GARDNER

1 NOW, THEREFORE, BE IT RESOLVED, FOUND, DETERMINED AND ORDERED by the
2 Board of Supervisors of the County of Riverside assembled in regular session on March 15, 2011 as
3 follows:

4 **Section 1. Recitals.** The Board of Supervisors hereby finds and determines that all
5 the above recitals are true and correct.

6 **Section 2. Annexation.** The Board of Supervisors proposes to annex Street
7 Lighting Zone 103 to L&LMD No. 89-1-C and to initiate and conduct proceedings therefore pursuant to
8 the Act for the purpose of levying an annual assessment on all parcels within Street Lighting Zone 103
9 to pay the costs of the following services:

- 10 (a) Providing electricity to all streetlights within the public right-of-way including
11 incidental costs and expenses.

12 **Section 3. Boundaries and Designation.** The boundaries of Street Lighting
13 Zone 103 that are proposed to be annexed to L&LMD No. 89-1-C shall include all of the property as
14 shown and described in Exhibit "A".

15 **Section 4. Report.** The Director of the Department of the County, or his designee,
16 is hereby designated Engineer and is ordered to prepare and file a report with the Clerk of the Board of
17 Supervisors in accordance with Sections 22608 and 22585 et. seq. of the Streets and Highways Code
18 and Section 4 of Article XIID of the California Constitution regarding said annexation and the levy.

19 **Section 5. Effective Date.** This Resolution shall take effect from and after its date
20 of adoption.

21 ROLL CALL:

22 Ayes: Buster, Stone, Benoit, and Ashley
23 Nays: None
24 Absent: Tavaglione

25 The foregoing is certified to be a true copy of a resolution duly
26 adopted by said Board of Supervisors on the date therein set forth.

KECIA HARPER-IHEM, Clerk of said Board

By: 
Deputy

EXHIBIT "A"

DESCRIPTION OF BOUNDARIES

The boundaries of Street Lighting Zone 103 to be annexed into Landscaping and Lighting Maintenance District No. 89-1-Consolidated, of the County of Riverside, are coterminous with the boundaries of APN 663-020-003 as shown on Assessment Roll in the County of Riverside, State of California in Fiscal Year 2011-12.

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

STREET LIGHTING ZONE 103

PORTION OF SECTION 35, T.2S., R.4E.

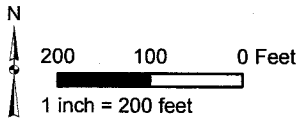
PLOT PLAN NO. 22451

1 PARCEL

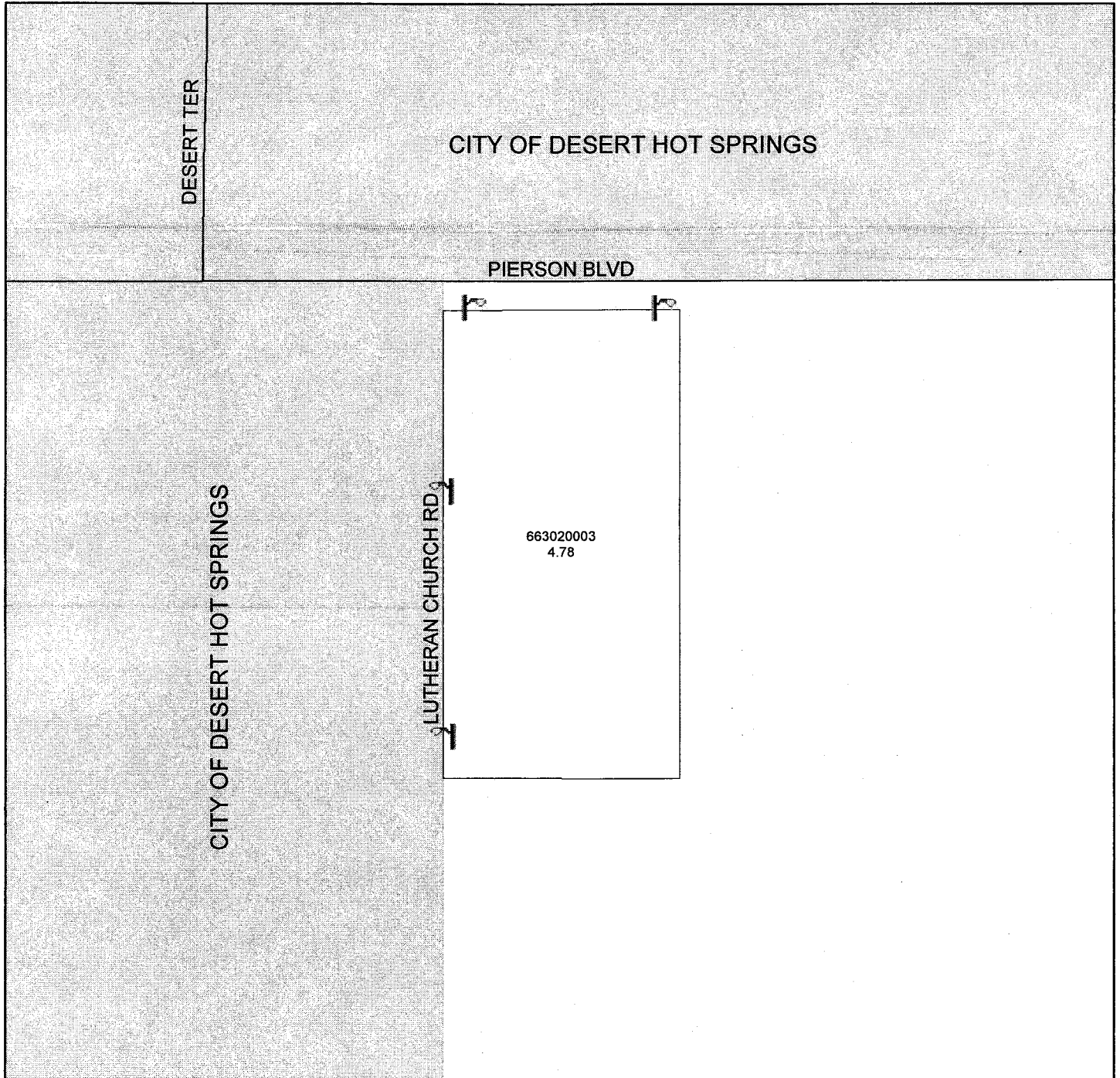


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ASSESSMENT DIAGRAM



 DENOTES MAINTAINED STREETLIGHT

2 RESOLUTION NO. 2011-034

3 RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE DECLARING
4 ITS INTENT TO ORDER THE ANNEXATION OF STREET LIGHTING ZONE 103 TO LANDSCAPING
5 AND LIGHTING MAINTENANCE DISTRICT NO. 89-1-CONSOLIDATED OF THE COUNTY OF
6 RIVERSIDE PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972 FOR THE
7 MAINTENANCE AND SERVICING OF STREETLIGHTS; ADOPTING THE PRELIMINARY
8 ENGINEER'S REPORT; GIVING NOTICE OF AND SETTING THE TIME AND PLACE OF THE
9 PUBLIC HEARING ON THE ANNEXATION OF STREET LIGHTING ZONE 103; ORDERING AN
10 ASSESSMENT PROCEEDING; ORDERING A MAILED BALLOT ELECTION; AND DIRECTING
11 NOTICE OF THE PUBLIC HEARING AND THE ASSESSMENT BALLOT TO BE MAILED
12 PURSUANT TO ARTICLE XIID OF THE CALIFORNIA CONSTITUTION AND SECTION 4000 OF
13 THE ELECTIONS CODE

14 WHEREAS, the Board of Supervisors (hereinafter the "Board of Supervisors") of the County of
15 Riverside (hereinafter the "County") has adopted Resolution No. 2011-033 on March 15, 2011 initiating
16 proceedings for the annexation of Street Lighting Zone 103 (hereinafter "Street Lighting Zone 103"), as
17 described and shown in Exhibit "A", which is attached hereto and incorporated herein, to Landscaping
18 and Lighting Maintenance District No.89-1-Consolidated of the County of Riverside, State of California,
19 (hereinafter "L&LMD No. 89-1-C") pursuant to the Landscaping and Lighting Act of 1972 (hereinafter
20 the "Act"), which is Part 2 (commencing with Section 22500) of Division 15 of the Streets and Highways
21 Code (hereinafter the "Street and Highways Code"), and ordering the preparation of a report
22 (hereinafter the "Report") regarding the proposed annexation of Street Lighting Zone 103 and the
23 assessments to be levied within Street Lighting Zone 103 each fiscal year beginning fiscal year 2011-
24 12 for providing electricity for streetlights within the public right-of-way within said Zone; and

25 WHEREAS, such proceedings shall comply with the requirements of Article XIID of the
26 California Constitution (hereinafter "Article XIID:"), the Act, and Section 4000 of the Elections Code
requiring voter approval of the proposed assessment to be levied by L&LMD No. 89-1-C for Street
Lighting Zone 103; and

WHEREAS, the Board of Supervisors by Resolution No. 2011-033 directed the Director of the
Transportation Department, or his designee (hereinafter the "Engineer"), to prepare and file the Report

FORM APPROVED COUNTY COUNSEL
BY *[Signature]* DATE 2/23/11
DATE A. GARDNER

1 with the Clerk of the Board of Supervisors in accordance with Sections 22608 and 22585 et. seq. of the
2 Street and Highways Code and Section 4 of Article XIID; and

3 **WHEREAS**, said Engineer has filed the Report with the Clerk of the Board of Supervisors and
4 the Report has been presented to and considered by the Board of Supervisors; and

5 **WHEREAS**, it is necessary that the Board of Supervisors adopt a resolution of intention
6 pursuant to Section 22624 of the Streets and Highways Code, which fixes and gives notice, pursuant to
7 Section 22626 of the Streets and Highways Code, of the time and place of a public hearing on said
8 Report, the annexation of Street Lighting Zone 103, and the assessments to be levied on parcels within
9 Street Lighting Zone 103 beginning in fiscal year 2011-12;

10 **NOW, THEREFORE, BE IT RESOLVED, FOUND, DETERMINED AND ORDERED** by the
11 Board of Supervisors in regular session assembled on March 15, 2011 as follows:

12 **Section 1. Findings.** The Board of Supervisors, after reviewing the Report, finds that:

- 13 (a) The foregoing recitals are true and correct;
- 14 (b) The Report contains all matters required by Sections 22565 through 22574 of the
15 Streets and Highways Code and Section 4 of Article XIID and may, therefore, be
16 approved by the Board of Supervisors;
- 17 (c) The annual assessment for fiscal year 2011-12 on all parcels within Street Lighting
18 Zone 103 proposed to be annexed to L&LMD No. 89-1-C will be \$321.94 per acre.

19 **Section 2. Intent.** The Board of Supervisors hereby declares its intention to order the
20 annexation of Street Lighting Zone 103, as described and shown in Exhibit "A", to L&LMD No. 89-1-C,
21 and to levy and collect an annual assessment on all assessable lots and parcels of property within
22 Street Lighting Zone 103 commencing with the fiscal year 2011-12 as set forth in the Report. The
23 Report expressly states that there are no parcels or lots within Street Lighting Zone 103 that are owned
24 by a federal, state or other local governmental agency that will benefit from the services to be financed
25 by the annual assessments. The annual assessments will be collected at the same time and in the

1 same manner as property taxes are collected, and all laws providing for the collection and enforcement
2 of property taxes shall apply to the collection and enforcement of said assessments.

3 **Section 3. Boundaries.** All the property within boundaries of Street Lighting Zone 103 is
4 proposed to be annexed into L&LMD No. 89-1-C and shall include that property in the unincorporated
5 area of the County as described and shown in Exhibit "A".

6 **Section 4. Description of Services to be Provided.** The service authorized for Street
7 Lighting Zone 103 of L&LMD No. 89-1-C is the provision of electricity to all streetlights within the public
8 right-of-way including incidental costs and expenses.

9 **Section 5. Amount to be Levied.** The assessment to be levied upon each parcel that
10 benefits from the annexation of Street Lighting Zone 103 of L&LMD No. 89-1-C will be \$321.94 per acre
11 for fiscal year 2011-12. As stated in the Report, the total budget for Street Lighting Zone 103 for the
12 fiscal year 2011-12 is \$1,320; there is 1 parcel(s) that is to be assessed that aggregates to 4.1
13 acre(s). The annual assessment will be increased by the greater of two percent (2.0%) or the
14 cumulative percentage increase, if any, in the Consumer Price Index for all Urban Consumers for
15 "electricity" ("CPI-U") for the Los Angeles-Riverside-Orange County California Standard Metropolitan
16 Statistical area ("Index") published by the Bureau of Labor Statistics of the United States Department of
17 Labor. The annual CPI-U adjustment will be based on the cumulative increase, if any, in the Index as it
18 stands on March of each year over the base Index for March of 2010. Any increase larger than the
19 greater of 2.0% or the CPI-U annual adjustment requires a majority approval of all the property owners
20 within Street Lighting Zone 103. The Board of Supervisors will levy the assessment in each subsequent
21 fiscal year until the Board of Supervisors undertakes proceedings for the dissolution of Street Lighting
22 Zone 103 of L&LMD No. 89-1-C. The annual assessment will fund the services described in Section 4
23 of this Resolution. For further particulars, reference is to be made to the Report on file in the Office of
24 the Clerk of the Board of Supervisors.

1 **Section 6. The Property to be Annexed.** The property to be annexed into L&LMD No.
2 89-1-C is Street Lighting Zone 103. The boundaries of Street Lighting Zone 103 are located within the
3 unincorporated area of the County and are described and shown in the Report and Exhibit "A".

4 **Section 7. Report.** The Report, which is on file with the Clerk of the Board of Supervisors
5 and which has been presented to the Board of Supervisors, is hereby approved. Reference is made to
6 the Report for a full and detailed description of the services, the boundaries of Street Lighting
7 Zone 103, and the annual assessment to be levied upon assessable lots and parcels within Street
8 Lighting Zone 103 proposed to be annexed to L&LMD No. 89-1-C.

9 **Section 8. Public Hearing.** The question of whether Street Lighting Zone 103 shall be
10 annexed into L&LMD No. 89-1-C and an annual assessment levied beginning with fiscal year 2011-12
11 shall be considered at a public hearing (hereinafter the "Public Hearing") to be held on May 3, 2011, at
12 9:30 a.m. at the meeting room of the Board of Supervisors of the County at 4080 Lemon Street,
13 1st Floor, Riverside, California.

14 **Section 9. Majority Protest.** Each owner of record of property within Street Lighting
15 Zone 103 is to receive by mail an assessment ballot that shall conform to the requirements of Section 4
16 of Article XIID and Section 4000 of the California Elections Code. The assessment ballots are to be
17 returned prior to the Public Hearing. L&LMD No. 89-1-C shall not impose assessments on property
18 within the boundaries of Street Lighting Zone 103 if there is a majority protest with regard to the
19 annexation of Street Lighting Zone 103. A majority protest exists if, upon the conclusion of the Public
20 Hearing, the tabulation of the assessment ballots submitted in opposition to the annexation and
21 assessment of Street Lighting Zone 103 exceeds the assessment ballots in favor of the annexation and
22 assessment of Street Lighting Zone 103.

23 **Section 10. Information.** Any property owner desiring additional information regarding Street
24 Lighting Zone 103 of L&LMD No. 89-1-C, the Report, or the proposed assessment is to contact
25 Ms. Joan Pickering, Engineering Technician II, Transportation Department of the County of Riverside,
26 4080 Lemon Street, 8th Floor, Riverside, California, 92501 or by telephone at 951-955 6748.

EXHIBIT "A"

DESCRIPTION OF BOUNDARIES

The boundaries of Street Lighting Zone 103 to be annexed into Landscaping and Lighting Maintenance District No. 89-1-Consolidated, of the County of Riverside, are coterminous with the boundaries of APN 663-020-003 as shown on Assessment Roll in the County of Riverside, State of California in Fiscal Year 2011-12.

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STREET LIGHTING ZONE 103

PORTION OF SECTION 35, T.2S., R.4E.

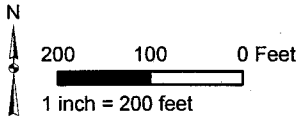
PLOT PLAN NO. 22451

1 PARCEL

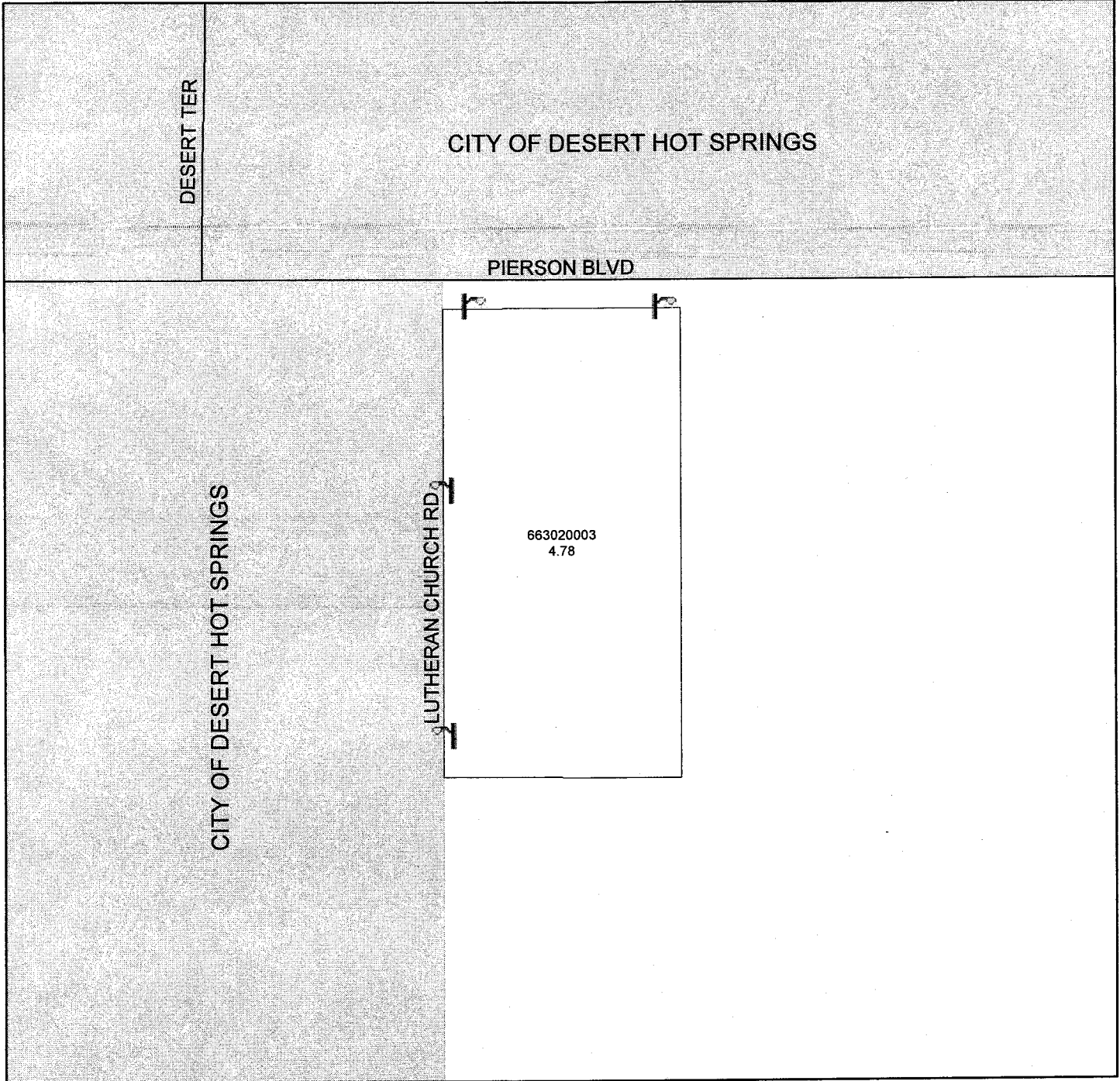


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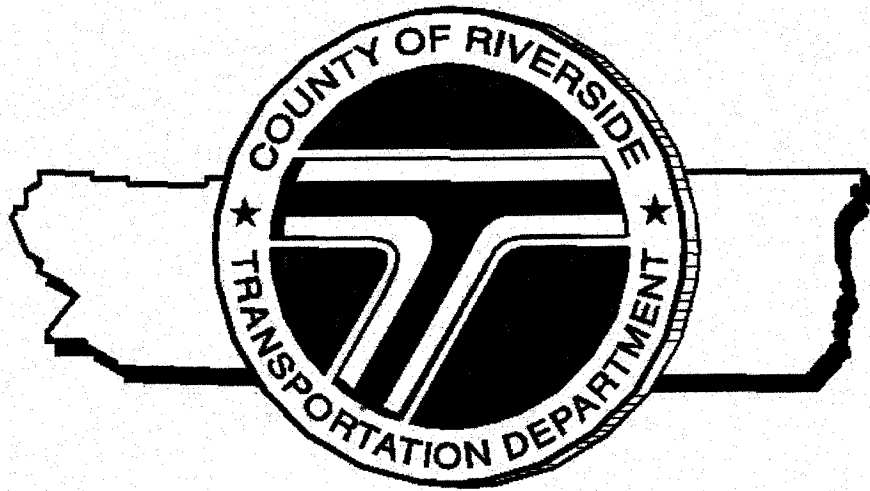


ASSESSMENT DIAGRAM



 DENOTES MAINTAINED STREETLIGHT

**COUNTY OF RIVERSIDE
STATE OF CALIFORNIA**



ENGINEER'S REPORT FOR FISCAL YEAR 2011-12

for

**LANDSCAPING AND LIGHTING MAINTENANCE
DISTRICT NO. 89-1-CONSOLIDATED
STREET LIGHTING ZONE 103
(NORTH PALM SPRINGS)**

PREPARED BY:

**RIVERSIDE COUNTY
TRANSPORTATION DEPARTMENT
FEBRUARY 24, 2011**

AGENCY: COUNTY OF RIVERSIDE, CALIFORNIA

**PROJECT: LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT
NO. 89-1-CONSOLIDATED - STREET LIGHTING ZONE 103
ANNEXATION**

TO: BOARD OF SUPERVISORS

**ENGINEER'S REPORT
FOR FISCAL YEAR 2011-12**

Pursuant to the provisions of Section 22565 through 22574 of the Landscaping and Lighting Act of 1972, said act being Part 2 of Division 15 of the Streets and Highways Code of the State of California, Section 4 of Article XIID of the California Constitution, and direction from the Board of Supervisors of Riverside County, California submitted herewith is the Report for Landscaping and Lighting Maintenance District No. 89-1-Consolidated - Street Lighting Zone 103 Annexation consisting of four (4) parts as follows:

PART I

A general description of the street lighting services proposed to be funded.

PART II

An estimate of the cost of the street lighting services including incidental costs and expenses in connection therewith for fiscal year 2011-12, is as set forth on the lists thereof, attached hereto.

PART III

A diagram displaying each streetlight to be energized illustrating the parcels receiving the service, the lines and dimensions of each parcel of land within said Street Lighting Zone 103, as the same exists on the maps of the Assessor of Riverside County for fiscal year 2011-12 is filed in the Office of the Riverside County Transportation Department. A reduced copy thereof is filed herewith and made a part hereof. Any changes in organization for said District (i.e. annexation) is discussed in this part.

PART IV

A proposed assessment of the total costs and expense of the proposed street lighting services for fiscal year 2011-12 upon each parcel of land within said Street Lighting Zone 103, in proportion to the estimated benefits to be received by such parcels from said streetlights, is set forth upon the assessment roll filed herewith and made a part hereof.

Dated February 24, 2011



Juan C. Perez, Director of Transportation

Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Street Lighting Zone 103, County of Riverside, California

PART I

DESCRIPTION OF SPECIFICATIONS FOR STREET LIGHTING SERVICES FOR FISCAL YEAR 2011-12 LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 89-1-CONSOLIDATED, STREET LIGHTING ZONE 103 COUNTY OF RIVERSIDE, CALIFORNIA

Specifications

Specifications displaying the street lighting services are shown on Street Lighting Zone 103 exhibit within the public right-of-way:

Provision of electricity to all streetlights within the public right-of-way to be funded by Street Lighting Zone 103 of Landscaping and Lighting Maintenance District No. 89-1-Consolidated including incidental costs and expenses:

- Southerly of Pierson Blvd
- Easterly of Lutheran Church Rd

Description of Services

Services to be funded include electrical costs for street lighting, and incidental administrative costs.

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

STREET LIGHTING ZONE 103

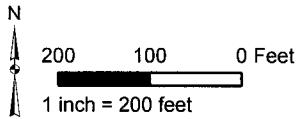
PORTION OF SECTION 35, T.2S., R.4E.

PLOT PLAN NO. 22451

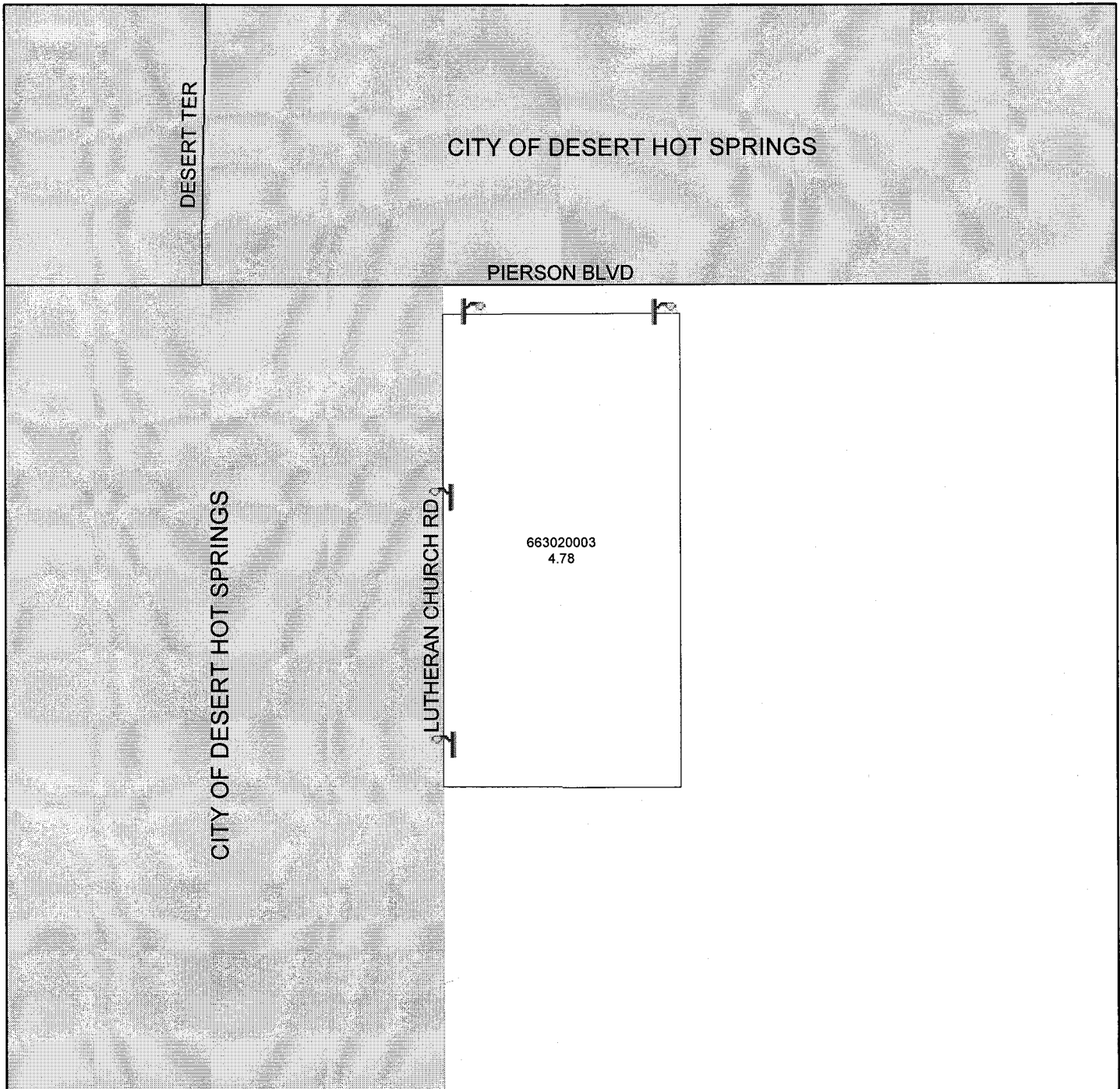
1 PARCEL



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 DENOTES MAINTAINED STREETLIGHT

PART II

**ENGINEER'S ESTIMATE OF COSTS AND EXPENSES
FOR STREET LIGHTING SERVICES
FOR FISCAL YEAR 2011-12
LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT
NO. 89-1-CONSOLIDATED, STREET LIGHTING ZONE 103
COUNTY OF RIVERSIDE, CALIFORNIA**

The cost estimate contains each of the items specified in Section 22569 of the Landscaping and Lighting Act of 1972.

Cost Estimate for Street Lighting Zone 103

Costs for Provision of Electricity

Servicing ¹ of the Streetlights	\$1,200
Administrative Costs ²	<u>120</u>
Total Amount to be Assessed for FY 2011-12	\$1,320

¹Servicing means funding of energy costs.

²Administrative Costs include County administration, preparation of Engineer's Report, and County Auditor-Controller fees.

**LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 89-1-CONSOLIDATED
 STREET LIGHTING ZONE 103
 SUMMARY
 ANNUAL BUDGET
 FISCAL YEAR 2011-12**

QUANTITY	COST PER STREETLIGHT	TOTAL FOR STREETLIGHTS	ANNUAL ADMIN. COST	ANNUAL RATE
4	\$ 300	\$ 1,200	\$ 120	\$ 1,320

TOTAL BUDGET	\$ 1,320
FISCAL YEAR 2011-12 ASSESSMENT	\$ 321.94/acre

4.1 acre(s)

Utility Provider: SCE

PART III

**ASSESSMENT DIAGRAM AND CHANGES IN ORGANIZATION
FOR FISCAL YEAR 2011-12
LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT
NO. 89-1-CONSOLIDATED, STREET LIGHTING ZONE 103
COUNTY OF RIVERSIDE, CALIFORNIA**

Assessment Diagram

A reduced copy of the Assessment Diagram is filed herewith and made a part hereof.

Changes in Organization

Street Lighting Zone 103

A map displaying all streetlights within Street Lighting Zone 103 Annexation as shown on the following Exhibit is filed herewith and made a part hereof changes the organization for this District for Fiscal Year 2011-12.

STREET LIGHTING ZONE 103

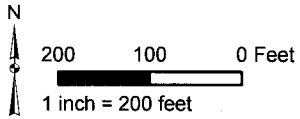
PORTION OF SECTION 35, T.2S., R.4E.

PLOT PLAN NO. 22451

1 PARCEL

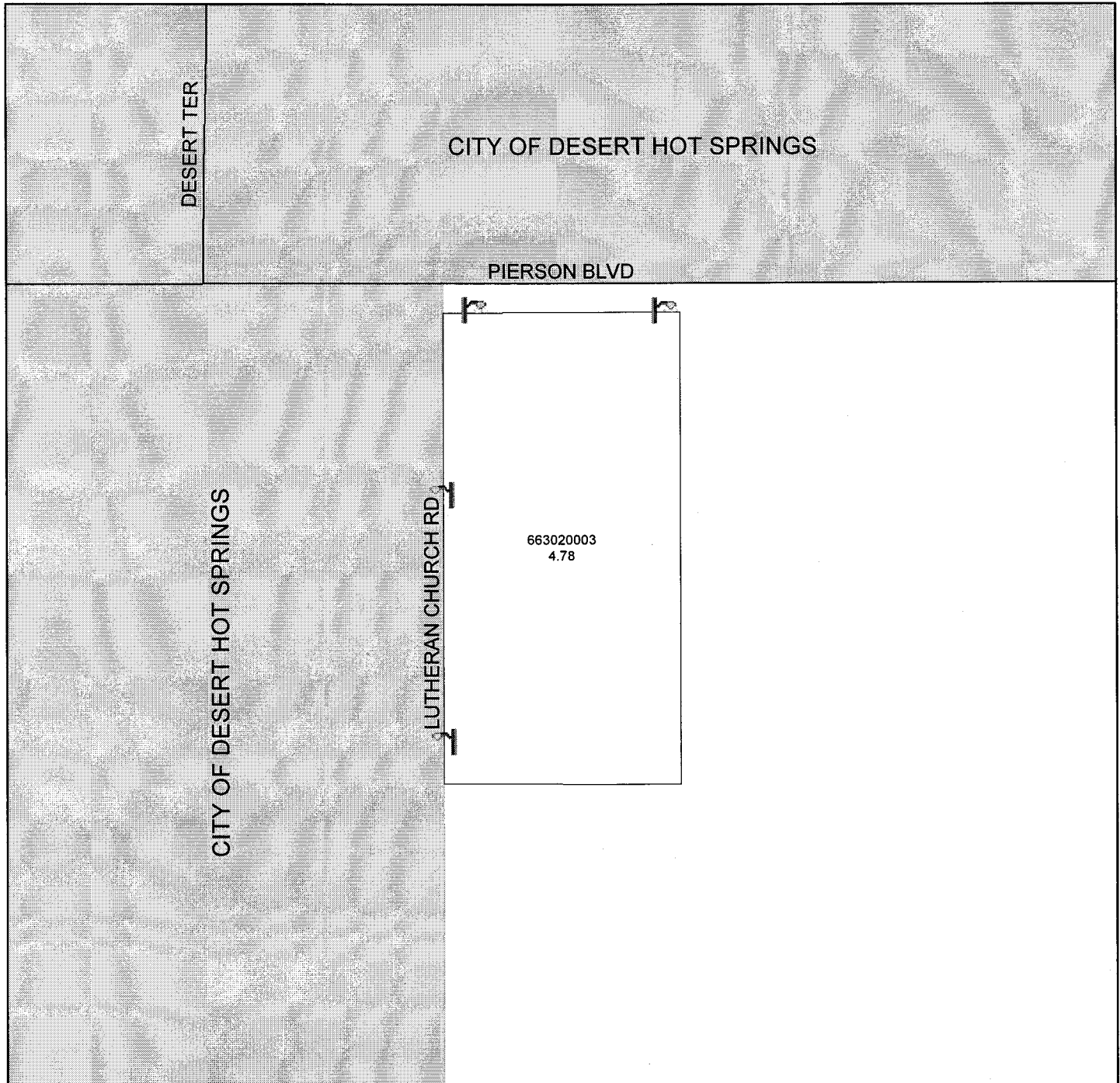


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ASSESSMENT DIAGRAM

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 DENOTES MAINTAINED STREETLIGHT

PART IV

**ASSESSMENT FOR FISCAL YEAR 2011-12
LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT
NO. 89-1-CONSOLIDATED, STREET LIGHTING ZONE 103
COUNTY OF RIVERSIDE, CALIFORNIA**

**"LANDSCAPING AND LIGHTING ACT OF 1972", DIVISION 16 OF THE
STREETS AND HIGHWAYS CODE OF THE STATE OF CALIFORNIA**

WHEREAS, on March 15, 2011 the Board of Supervisors of the County of Riverside, State of California, did, pursuant to the provisions of the "Landscaping and Lighting Act of 1972", being Division 15 of the Streets and Highways Code of the State of California, adopt Resolution No. 2011-033 ordering the preparation of the engineer's report for a special assessment district known and designated as:

Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Street Lighting Zone 103 (herein referred to as "District"); and,

WHEREAS, the Board of Supervisors, did direct the appointed Engineer to make and file a "Report", in accordance with Article 4 (commencing with Section 22565) of Chapter 1 of Part 2 of Division 15 of the Streets and Highways Code, being an article of the aforementioned Landscaping and Lighting Act of 1972.

WHEREAS, Section 22567 of said Article 4 states the "Report" shall consist of the following;

- a. Specifications for the street lighting services
- b. An estimate of the street lighting services
- c. A diagram for the assessment district
- d. An assessment of the estimated costs for the street lighting services

NOW, THEREFORE, I, the appointed ENGINEER, pursuant to the 'Landscaping Act of 1972", do hereby submit the following:

1. Pursuant to the provisions of law the costs and expenses of the District have been assessed upon the parcels of land in the District benefited thereby in direct proportion and relation to the estimated benefits to be received by each of said parcels. For particulars as to the identification of said parcel, reference is made to the Assessment Diagram, a reduced copy of which is included herein.
2. As required by law, a Diagram is filed herewith, showing the District, as well as the boundaries and dimensions of the respective parcels and subdivisions of land within said District as the same exist each of which subdivisions of land or parcels or lots, respectively, have been given a separate number upon said Diagram and in the Assessment Roll contained herein.
3. The separate numbers given the subdivisions and parcels of land, as shown on said Assessment Diagram and Assessment Roll, correspond with the numbers assigned to each parcel by the Riverside County Assessor. Reference is made to the County Assessment Roll for a description of the lots or parcels.
4. There are no parcels or lots within Street Lighting Zone 103 that are owned by a federal, state or other local governmental agency that will benefit from the services to be provided by the assessments to be collected.

Method of Assessment Apportionment

The law requires and the statutes provide that assessments, as levied pursuant to the "Landscaping and Lighting Act of 1972" be based on the benefit properties receive. The statutes do not specify the method or formula that should be used to apportion the assessment in any special assessment district proceedings.

The funding of energized streetlights provides direct and special benefit to those properties located within Street Lighting Zone 103 in Landscaping and Lighting Maintenance District No. 89-1-Consolidated (DISTRICT). Streetlights enhance the properties within the DISTRICT, improve neighborhood property protection, increase traffic safety by improving visibility, and provide an enhanced quality of life and sense of well being for properties within the DISTRICT.

The costs and expenses for energizing streetlight improvements are apportioned on a per acre basis.

The dollar per acre value for Fiscal Year 2011-12 for Street Lighting Zone 103 is as follows:

$$\begin{array}{rclcl} \text{Total Budget} & = & \underline{\$1,320} & & \\ \text{Total No. Acres} & & 4.1 & = & \$321.94/\text{acre} \end{array}$$

The assessment for Fiscal Year 2011-12 for Street Lighting Zone 103 that is to be annexed into Landscaping and Lighting Maintenance District No. 89-1-Consolidated will be \$321.94 per acre. The annual assessment will be increased by the greater of two percent (2.0%) or the cumulative percentage increase, if any, in the Consumer Price Index for all Urban Consumers ("CPI-U") for "electricity" for the Los Angeles-Riverside-Orange County California Standard Metropolitan Statistical area ("Index") published by the Bureau of Labor Statistics of United States Department of Labor. The annual "CPI-U" "electricity" adjustment will be based on the cumulative increase, if any, in the Index as it stands on March of each year over the base Index for March of 2011. Any increase larger than the greater of 2.0% or the "CPI-U" "electricity" annual adjustment requires a majority approval of all the property owners within Street Lighting Zone 103.

In conclusion, it is my opinion that the assessments for Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Street Lighting Zone 103 have been spread in direct accordance with the benefits that each parcel receives from the items being financed.

Dated February 24, 2011

A handwritten signature in black ink, consisting of a large, stylized loop followed by a horizontal line that extends to the right and then curves back down to the left, ending under the signature.

Juan C. Perez, Director of Transportation

Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Street Lighting
Zone 103, County of Riverside, California

APN

ACRES

ASSESSMENT

663-020-003

4.10

1,319.94



OFFICE OF
CLERK OF THE BOARD OF SUPERVISORS
1st FLOOR, COUNTY ADMINISTRATIVE CENTER
P.O. BOX 1147, 4080 LEMON STREET
RIVERSIDE, CA 92502-1147
PHONE: (951) 955-1060
FAX: (951) 955-1071

KECIA HARPER-IHEM
Clerk of the Board of Supervisors

KIMBERLY A. RECTOR
Assistant Clerk of the Board

April 19, 2011

THE DESERT SUN
ATTN: LEGALS
PO BOX 2734
PALM SPRINGS, CA 92263

FAX: (760) 778-4731
E-MAIL: legals@thedesertsun.com

RE: NOTICE OF PUBLIC HEARING: RESOLUTION 2011-034 STL Zone 103

To Whom It May Concern:

Attached is a copy for publication in your newspaper for **ONE (1) TIME** on **Thursday, April 21, 2011**.

We require your affidavit of publication immediately upon completion of the last publication.

Your invoice must be submitted to this office in duplicate, **WITH TWO CLIPPINGS OF THE PUBLICATION**.

NOTE: PLEASE COMPOSE THIS PUBLICATION INTO A SINGLE COLUMN FORMAT.

Thank you in advance for your assistance and expertise.

Sincerely,

Mcgil

Cecilia Gil, Board Assistant to
KECIA HARPER-IHEM, CLERK OF THE BOARD

Gil, Cecilia

From: Moeller, Charlene [CMOELLER@palmspri.gannett.com]
Sent: Tuesday, April 19, 2011 9:25 AM
To: Gil, Cecilia
Subject: RE: FOR PUBLICATION: RES. NO. 2011-034 STL ZONE 103

Ad received and will publish on date(s) requested.

Charlene Moeller | Media Sales Legal Notice Coordinator
The Desert Sun Media Group
750 N. Gene Autry Trail, Palm Springs, CA 92262
t 760.778.4578 | f 760.778.4731
legals@thedesertsun.com | dpwlegals@thedesertsun.com
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From: Gil, Cecilia [<mailto:CCGIL@rcbos.org>]
Sent: Tuesday, April 19, 2011 8:27 AM
To: tds-legals
Subject: FOR PUBLICATION: RES. NO. 2011-034 STL ZONE 103

Good Morning again! Attached is a Notice of Public Hearing, for publication on Thursday, April 21, 2011.
Please confirm. THANK YOU!

Cecilia Gil
Board Assistant to the
Clerk of the Board of Supervisors
951-955-8464

**THE COUNTY ADMINISTRATIVE CENTER IS CLOSED EVERY FRIDAY UNTIL FURTHER NOTICE.
PLEASE CONSIDER THE ENVIRONMENT BEFORE PRINTING.**

NOTICE OF PUBLIC HEARING BEFORE THE BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE

NOTICE IS HEREBY GIVEN that a public hearing at which all interested persons will be heard, will be held before the Board of Supervisors of Riverside County, California, on the 1st Floor, County Administrative Center, Board of Supervisors Chambers, 4080 Lemon Street, Riverside, on **Tuesday, May 3, 2011 at 9:30 a.m.** to consider the following:

RESOLUTION NO. 2011-034

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE DECLARING ITS INTENT TO ORDER THE ANNEXATION OF STREET LIGHTING ZONE 103 TO LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 89-1-CONSOLIDATED OF THE COUNTY OF RIVERSIDE PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972 FOR THE MAINTENANCE AND SERVICING OF STREETLIGHTS; ADOPTING THE PRELIMINARY ENGINEER'S REPORT; GIVING NOTICE OF AND SETTING THE TIME AND PLACE OF THE PUBLIC HEARING ON THE ANNEXATION OF STREET LIGHTING ZONE 103; ORDERING AN ASSESSMENT PROCEEDING; ORDERING A MAILED BALLOT ELECTION; AND DIRECTING NOTICE OF THE PUBLIC HEARING AND THE ASSESSMENT BALLOT TO BE MAILED PURSUANT TO ARTICLE XIID OF THE CALIFORNIA CONSTITUTION AND SECTION 4000 OF THE ELECTIONS CODE

WHEREAS, the Board of Supervisors (hereinafter the "Board of Supervisors") of the County of Riverside (hereinafter the "County") has adopted Resolution No. 2011-033 on March 15, 2011 initiating proceedings for the annexation of Street Lighting Zone 103 (hereinafter "Street Lighting Zone 103"), as described and shown in Exhibit "A", which is attached hereto and incorporated herein, to Landscaping and Lighting Maintenance District No.89-1-Consolidated of the County of Riverside, State of California, (hereinafter "L&LMD No. 89-1-C") pursuant to the Landscaping and Lighting Act of 1972 (hereinafter the "Act"), which is Part 2 (commencing with Section 22500) of Division 15 of the Streets and Highways Code (hereinafter the "Street and Highways Code"), and ordering the preparation of a report (hereinafter the "Report") regarding the proposed annexation of Street Lighting Zone 103 and the assessments to be levied within Street Lighting Zone 103 each fiscal year beginning fiscal year 2011-12 for providing electricity for streetlights within the public right-of-way within said Zone; and

WHEREAS, such proceedings shall comply with the requirements of Article XIID of the California Constitution (hereinafter "Article XIID."), the Act, and Section 4000 of the Elections Code requiring voter approval of the proposed assessment to be levied by L&LMD No. 89-1-C for Street Lighting Zone 103; and

WHEREAS, the Board of Supervisors by Resolution No. 2011-033 directed the Director of the Transportation Department, or his designee (hereinafter the "Engineer"), to prepare and file the Report with the Clerk of the Board of Supervisors in accordance with Sections 22608 and 22585 et. seq. of the Street and Highways Code and Section 4 of Article XIID; and

WHEREAS, said Engineer has filed the Report with the Clerk of the Board of Supervisors and the Report has been presented to and considered by the Board of Supervisors; and

WHEREAS, it is necessary that the Board of Supervisors adopt a resolution of intention pursuant to Section 22624 of the Streets and Highways Code, which fixes and gives notice, pursuant to Section 22626 of the Streets and Highways Code, of the time and place of a public hearing on said Report, the annexation of Street Lighting Zone 103, and the assessments to be levied on parcels within Street Lighting Zone 103 beginning in fiscal year 2011-12;

NOW, THEREFORE, BE IT RESOLVED, FOUND, DETERMINED AND ORDERED by the Board of Supervisors in regular session assembled on March 15, 2011 as follows:

Section 1. Findings. The Board of Supervisors, after reviewing the Report, finds that:

- (a) The foregoing recitals are true and correct;
- (b) The Report contains all matters required by Sections 22565 through 22574 of the Streets and Highways Code and Section 4 of Article XIID and may, therefore, be approved by the Board of Supervisors;
- (c) The annual assessment for fiscal year 2011-12 on all parcels within Street Lighting Zone 103 proposed to be annexed to L&LMD No. 89-1-C will be \$321.94 per acre.

Section 2. Intent. The Board of Supervisors hereby declares its intention to order the annexation of Street Lighting Zone 103, as described and shown in Exhibit "A", to L&LMD No. 89-1-C, and to levy and collect an annual assessment on all assessable lots and parcels of property within Street Lighting Zone 103 commencing with the fiscal year 2011-12 as set forth in the Report. The Report expressly states that there are no parcels or lots within Street Lighting Zone 103 that are owned by a federal, state or other local governmental agency that will benefit from the services to be financed by the annual assessments. The annual assessments will be collected at the same time and in the same manner as property taxes are collected, and all laws providing for the collection and enforcement of property taxes shall apply to the collection and enforcement of said assessments.

Section 3. Boundaries. All the property within boundaries of Street Lighting Zone 103 is proposed to be annexed into L&LMD No. 89-1-C and shall include that property in the unincorporated area of the County as described and shown in Exhibit "A".

Section 4. Description of Services to be Provided. The service authorized for Street Lighting Zone 103 of L&LMD No. 89-1-C is the provision of electricity to all streetlights within the public right-of-way including incidental costs and expenses.

Section 5. Amount to be Levied. The assessment to be levied upon each parcel that benefits from the annexation of Street Lighting Zone 103 of L&LMD No. 89-1-C will be \$321.94 per acre for fiscal year 2011-12. As stated in the Report, the total budget for Street Lighting Zone 103 for the fiscal year 2011-12 is \$1,320; there is 1 parcel(s) that is to be assessed that aggregates to 4.1 acre(s). The annual assessment will be increased by the greater of two percent (2.0%) or the cumulative percentage increase, if any, in the Consumer Price Index for all Urban Consumers for "electricity" ("CPI-U") for the Los Angeles-Riverside-Orange County California Standard Metropolitan Statistical area ("Index") published by the Bureau of Labor Statistics of the United States Department of Labor. The annual CPI-U adjustment will be based on the cumulative increase, if any, in the Index as it stands on March of each year over the base Index for March of 2010. Any increase larger than the greater of 2.0% or the CPI-U annual adjustment requires a majority approval of all the property owners within Street Lighting Zone 103. The Board of Supervisors will levy the assessment in each subsequent fiscal year until the Board of Supervisors undertakes proceedings for the dissolution of Street Lighting Zone 103 of L&LMD No. 89-1-C. The annual assessment will fund the services described in Section 4 of this Resolution. For further particulars, reference is to be made to the Report on file in the Office of the Clerk of the Board of Supervisors.

Section 6. The Property to be Annexed. The property to be annexed into L&LMD No. 89-1-C is Street Lighting Zone 103. The boundaries of Street Lighting Zone 103 are located within the unincorporated area of the County and are described and shown in the Report and Exhibit "A".

Section 7. Report. The Report, which is on file with the Clerk of the Board of Supervisors and which has been presented to the Board of Supervisors, is hereby approved. Reference is made to the Report for a full and detailed description of the services, the boundaries of Street Lighting Zone 103, and the annual assessment to be levied upon assessable lots and parcels within Street Lighting Zone 103 proposed to be annexed to L&LMD No. 89-1-C.

Section 8. Public Hearing. The question of whether Street Lighting Zone 103 shall be annexed into L&LMD No. 89-1-C and an annual assessment levied beginning with fiscal year 2011-12 shall be considered at a public hearing (hereinafter the "Public Hearing") to be held on May 3, 2011, at 9:30 a.m. at the meeting room of the Board of Supervisors of the County at 4080 Lemon Street, 1st Floor, Riverside, California.

Section 9. Majority Protest. Each owner of record of property within Street Lighting Zone 103 is to receive by mail an assessment ballot that shall conform to the requirements of Section 4 of Article XIID and Section 4000 of the California Elections Code. The assessment ballots are to be returned prior to the Public Hearing. L&LMD No. 89-1-C shall not impose assessments on property within the boundaries of Street Lighting Zone 103 if there is a majority protest with regard to the annexation of Street Lighting Zone 103. A majority protest exists if, upon the conclusion of the Public Hearing, the tabulation of the assessment ballots submitted in opposition to the annexation and assessment of Street Lighting Zone 103 exceeds the assessment ballots in favor of the annexation and assessment of Street Lighting Zone 103.

Section 10. Information. Any property owner desiring additional information regarding Street Lighting Zone 103 of L&LMD No. 89-1-C, the Report, or the proposed assessment is to contact Ms. Joan Pickering, Engineering Technician II, Transportation Department of the County of Riverside, 4080 Lemon Street, 8th Floor, Riverside, California, 92501 or by telephone at 951-955 6748.

Section 11. Notice of the Public Hearing. Notice of Public Hearing with regard to the annexation of Street Lighting Zone 103 to L&LMD No. 89-1-C shall be given consistent with Section 22626 of the Streets and Highways Code and Section 4 of Article XIID. The Clerk of the Board of Supervisors shall give notice of the Public Hearing by causing a certified copy of this Resolution to be published once in an appropriate newspaper at least ten (10) days prior to the date of the Public Hearing that is May 3, 2011. Publication of this Resolution is to be effected by the Clerk of the Board of Supervisors. Notice shall also be given by mailing first-class, postage prepaid, those notices, as prepared by County Counsel, assessment ballot and information sheets as required by Section 4 of Article XIID and Section 4000 of the California Elections Code to all owners of record of property within Street Lighting Zone 103 as shown on the last equalized assessment roll of the County. Mailing is to be made by the Engineer and deposited with the U. S. Post Office at least forty-five (45) days prior to the Public Hearing on May 3, 2011.

Section 12. Effective Date. This Resolution shall take effect from and after its date of adoption.

**EXHIBIT "A"
DESCRIPTION OF BOUNDARIES**

The boundaries of Street Lighting Zone 103 to be annexed into Landscaping and Lighting Maintenance District No. 89-1-Consolidated, of the County of Riverside, are coterminous with the boundaries of APN 663-020-003 as shown on Assessment Roll in the County of Riverside, State of California in Fiscal Year 2011-12.

(INSERT ASSESSMENT DIAGRAM here)

ROLL CALL:

AYES: Buster, Stone, Benoit, and Ashley

NAYS: None

ABSENT: Tavaglione

The foregoing is certified to be a true copy of a resolution duly adopted by said Board of Supervisors on March 15, 2011.

Kecia Harper-Ihem, Clerk of said Board

By: Cecilia Gil, Board Assistant

Any person affected by the above matter(s) may submit written comments to the Clerk of the Board before the public hearing or may appear and be heard in support of or opposition to the project at the time of the hearing. If you challenge the above item(s) in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence, to the Board of Supervisors at, or prior to, the public hearing.

Please send all written correspondence to: Clerk of the Board, 4080 Lemon Street, 1st Floor, Post Office Box 1147, Riverside, CA 92502-1147

Dated: April 19, 2011

Kecia Harper-Ihem, Clerk of the Board

By: Cecilia Gil, Board Assistant

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

STREET LIGHTING ZONE 103

PORTION OF SECTION 35, T.2S., R.4E.

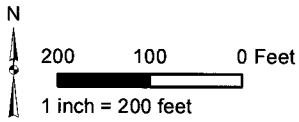
PLOT PLAN NO. 22451

1 PARCEL

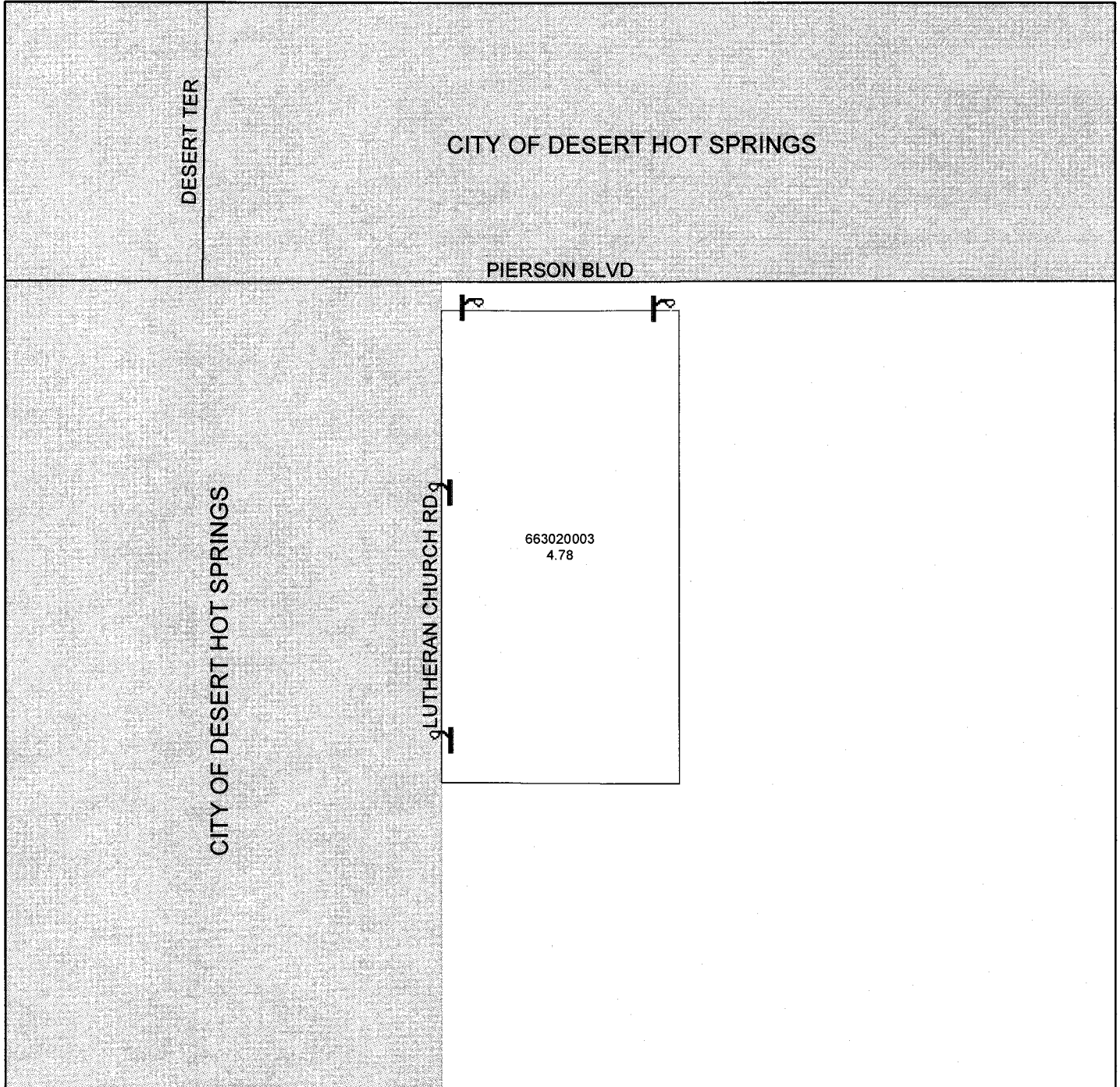


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Printed by jpickeri on 2/1/11



ASSESSMENT DIAGRAM



 DENOTES MAINTAINED STREETLIGHT

The Desert Sun

mydesert.com

750 N. Gene Autry Trail
Palm Springs, CA 92262
Billing Inquiries: (866) 875-0854
Main Office: (760) 322-8889

ADVERTISING INVOICE/STATEMENT

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P.O. Box 677368 Dallas, TX 75267-7368
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RIV06900000000000000000000040257640033243610827

96

RIVERSIDE COUNTY-BOARD OF SUP.
PO BOX 1147
RIVERSIDE CA 92502-1147

Customer No.	Invoice No.
RIV069	0004025764
For the Period	Thru
03/28/11	05/01/11
Due Date	Amount Due
05/15/11	3,324.36
AMOUNT PAID	

PLEASE RETURN THIS TOP SECTION WITH PAYMENT IN THE ENCLOSED ENVELOPE AND INCLUDE YOUR CUSTOMER NUMBER ON REMITTANCE.

Date	EDT	Class	Description	Times Run	Col	Depth	Total Size	Rate	Amount
0328			BALANCE FORWARD						8,831.81
0404			PAYMENT - THANK YOU						5,789.38-
0408			PAYMENT - THANK YOU						1,778.78-
0422			PAYMENT - THANK YOU						1,074.15-
0330	CLS	0001	CECILIA NO 1053 BOARD OF	2	2	138.00	552.00		245.08
0331	CLS	0001	CECILIA NO 1082 NOTICE T	4	2	61.00	488.00		218.52
0403	DLY		SENIOR INSPIRATION AWARD	1	4	10.00	40.00		980.00
0410	CLS	0001	CECILIA NO 1194 NOTICE O	2	2	114.00	456.00		205.24
0414	CLS	0001	CECILIA NO 1227 NOTICE O	2	2	84.00	336.00		155.44
0414	CLS	0001	CECILIA NO 1228 NOTICE O	2	2	92.00	368.00		168.72
0421	CLS	0001	CECILIA NO 1317 NOTICE O	2	2	312.00	1248.00		533.92
0421	CLS	0001	CECILIA NO 1318 NOTICE O	2	2	312.00	1248.00		533.92
0422	CLS	0001	CECILIA NO 1340 NOTICE O	2	2	47.00	188.00		24.02
Current		Over 30 Days	Over 60 Days	Over 90 Days	Over 120 Days	Total Due			
3,134.86		.00	.00	.00	189.50	3,324.36			
Contract Type	Contract Qty.	Expiration Date	Current Usage	Total Used	Quantity Remaining	Salesperson			
						MOELLER			

2011 MAY 12 PM 1:49

The Advertiser shall make payment within 15 days of the billing date indicated on Company's statement, and, in the event that it fails to make payment within such time, Company may reject advertising copy and / or immediately cancel this contract and Advertiser agrees to indemnify Company for all expenses incurred in connection with the collection of amounts payable under this contract, including but not limited to collection fees, attorney's fees and court costs. If this agreement is cancelled due to Advertiser's failure to make timely payment, Company may rebill the Advertiser for the outstanding balance due at the open or earned contract rate, whichever is applicable.

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Customer Number	Name	Invoice Number	Amount Paid
RIV069	RIVERSIDE COUNTY-BOARD OF SUP.	0004025764	

THE DESERT SUN PUBLISHING CO.
ADVERTISING INVOICE/STATEMENT

3.48 of 03/15/11
5/13/11 9.12

The Desert Sun
750 N Gene Autry Trail
Palm Springs, CA 92262
760-778-4578 / Fax 760-778-4731

State Of California ss:
County of Riverside

Advertiser:

RIVERSIDE COUNTY-BOARD OF SUP.
4080 LEMON ST
RIVERSIDE CA 925013

2000258539

I am over the age of 18 years old, a citizen of the United States and not a party to, or have interest in this matter. I hereby certify that the attached advertisement appeared in said newspaper (set in type not smaller than non pariel) in each and entire issue of said newspaper and not in any supplement thereof on the following dates, to wit:

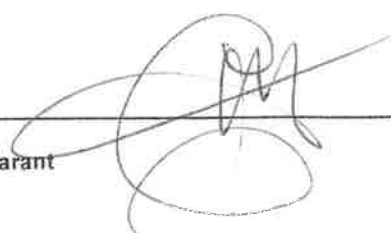
Newspaper: The Desert Sun

4/21/2011

I acknowledge that I am a principal clerk of the printer of The Desert Sun, printed and published weekly in the City of Palm Springs, County of Riverside, State of California. The Desert Sun was adjudicated a newspaper of general circulation on March 24, 1988 by the Superior Court of the County of Riverside, State of California Case No. 191236.

I declare under penalty of perjury that the foregoing is true and correct. Executed on this 21st day of April, 2011 in Palm Springs, California.

Declarant



No 1317
NOTICE OF PUBLIC HEARING BEFORE
THE BOARD OF SUPERVISORS OF THE
COUNTY OF RIVERSIDE

NOTICE IS HEREBY GIVEN that a public hearing at which all interested persons will be heard, will be held before the Board of Supervisors of Riverside County, California, on the 1st Floor, County Administrative Center, Board of Supervisors Chambers, 4080 Lemon Street, Riverside, on Tuesday, May 3, 2011 at 9:30 a.m. to consider the following:

RESOLUTION NO. 2011-034

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE DECLARING ITS INTENT TO ORDER THE ANNEXATION OF STREET LIGHTING ZONE 103 TO LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 89 1 CONSOLIDATED OF THE COUNTY OF RIVERSIDE PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972 FOR THE MAINTENANCE AND SERVICING OF STREETLIGHTS; ADOPTING THE PRELIMINARY ENGINEER'S REPORT; GIVING NOTICE OF AND SETTING THE TIME AND PLACE OF THE PUBLIC HEARING ON THE ANNEXATION OF STREET LIGHTING ZONE 103; ORDERING AN ASSESSMENT PROCEEDING; ORDERING A MAILED BALLOT ELECTION; AND DIRECTING NOTICE OF THE PUBLIC HEARING AND THE ASSESSMENT BALLOT TO BE MAILED PURSUANT TO ARTICLE XIID OF THE CALIFORNIA CONSTITUTION AND SECTION 4000 OF THE ELECTIONS CODE

WHEREAS, the Board of Supervisors (hereinafter the "Board of Supervisors") of the County of Riverside (hereinafter the "County") has adopted Resolution No. 2011-033 on March 15, 2011 initiating proceedings for the annexation of Street Lighting Zone 103 (hereinafter "Street Lighting Zone 103"), as described and shown in Exhibit "A", which is attached hereto and incorporated herein, to Landscaping and Lighting Maintenance District No. 89 1 Consolidated of the County of Riverside, State of California, (hereinafter "L&LMD No. 89 1 C") pursuant to the Landscaping and Lighting Act of 1972 (hereinafter the "Act"), which is Part 2 (commencing with Section 22500) of Division 15 of the Streets and Highways Code (hereinafter the "Street and Highways Code"), and ordering the preparation of a report (hereinafter the "Report") regarding the proposed annexation of Street Lighting Zone 103 and the assessments to be levied within Street Lighting Zone 103 each fiscal year beginning fiscal year 2011-12 for providing electricity for streetlights within the public right-of-way within said Zone; and

WHEREAS, such proceedings shall comply with the requirements of Article XIID of the California Constitution (hereinafter "Article XIID."); the Act, and Section 4000 of the Elections Code requiring voter approval of the proposed assessment to be levied by L&LMD No. 89 1 C for Street Lighting Zone 103; and

WHEREAS, the Board of Supervisors by Resolution No. 2011-033 directed the Director of the Transportation Department, or his designee (hereinafter the "Engineer"), to prepare and file the Report with the Clerk of the Board of Supervisors in accordance with Sections 22608 and 22585 et. seq. of the Street and Highways Code and Section 4 of Article XIID; and

WHEREAS, said Engineer has filed the Report with the Clerk of the Board of Supervisors and the Report has been presented to and considered by the Board of Supervisors; and

WHEREAS, it is necessary that the Board of Supervisors adopt a resolution of intention pursuant to Section 22624 of the Streets and Highways Code, which fixes and gives notice, pursuant to Section 22626 of the Streets and Highways Code of the time and place of a public hearing on said Report, the annexation of Street Lighting Zone 103, and the assessments to be levied on parcels within Street Lighting Zone 103 beginning in fiscal year 2011-12;

NOW, THEREFORE, BE IT RESOLVED, FOUND, DETERMINED AND ORDERED by the Board of Supervisors in regular session assembled on March 15, 2011 as follows:

Section 1. The Board of Supervisors, after reviewing the Report, finds that:

(a) The foregoing recitals are true and correct;
(b) The Report contains all matters required by Sections 22565 through 22574 of the Streets and Highways Code and Section 4 of Article XIID and may, therefore, be approved by the Board of Supervisors;

(c) The annual assessment for fiscal year 2011-12 on all parcels within Street Lighting Zone 103 proposed to be annexed to L&LMD No. 89 1 C will be \$321.94 per acre.

Section 2. Intent. The Board of Supervisors hereby declares its intention to order the annexation of Street Lighting Zone 103, as described and shown in Exhibit "A", to L&LMD No. 89 1 C, and to levy and collect an annual assessment on all assessable lots and parcels of property within Street Lighting Zone 103 commencing with the fiscal year 2011-12 as set forth in the Report. The Report expressly states that there are no parcels or lots within Street Lighting Zone 103 that are owned by a federal, state or other local governmental agency that will benefit from the services to be financed by the annual assessments. The annual assessments will be collected at the same time and in the same manner as property taxes are collected, and all laws providing for the collection and enforcement of property taxes shall apply to the collection and enforcement of said assessments.

Section 3. Boundaries. All the property within boundaries of Street Lighting Zone 103 is pro-

of Street Lighting Zone 103. A majority protest exists if, upon the conclusion of the Public Hearing the tabulation of the assessment ballots submitted in opposition to the annexation and assessment of Street Lighting Zone 103 exceeds the assessment ballots in favor of the annexation and assessment of Street Lighting Zone 103.

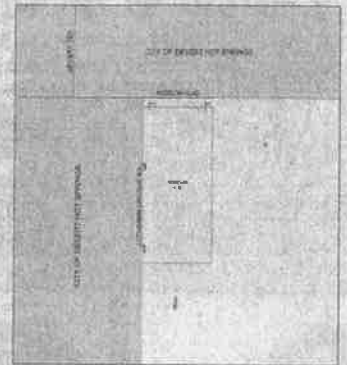
Section 10. Information. Any property owner desiring additional information regarding Street Lighting Zone 103 of L&LMD No. 89 1 C, the Report, or the proposed assessment is to contact Ms. Joan Pickering, Engineering Technician II, Transportation Department of the County of Riverside, 4080 Lemon Street, 8th Floor, Riverside, California, 92501 or by telephone at 951-955-6748.

Section 11. Notice of the Public Hearing. Notice of Public Hearing with regard to the annexation of Street Lighting Zone 103 to L&LMD No. 89 1 C shall be given consistent with Section 22626 of the Streets and Highways Code and Section 4 of Article XIID. The Clerk of the Board of Supervisors shall give notice of the Public Hearing by causing a certified copy of this Resolution to be published once in an appropriate newspaper at least ten (10) days prior to the date of the Public Hearing that is May 3, 2011. Publication of this Resolution is to be effected by the Clerk of the Board of Supervisors. Notice shall also be given by mailing first-class, postage prepaid, those notices, as prepared by County Counsel, assessment ballot and information sheets as required by Section 4 of Article XIID and Section 4000 of the California Elections Code to all owners of record of property within Street Lighting Zone 103 as shown on the last equalized assessment roll of the County. Mailing is to be made by the Engineer and deposited with the U. S. Post Office at least forty-five (45) days prior to the Public Hearing on May 3, 2011.

Section 12. Effective Date. This Resolution shall take effect from and after its date of adoption.

EXHIBIT "A"
DESCRIPTION OF BOUNDARIES

The boundaries of Street Lighting Zone 103 to be annexed into Landscaping and Lighting Maintenance District No. 89 1 Consolidated, of the County of Riverside, are coterminous with the boundaries of APN 688-020-003 as shown on Assessment Roll in the County of Riverside, State of California in Fiscal Year 2011-12.



ROLL CALL:
AYES: Buster, Stone, Benoit, and Ashley
NAYS: None
ABSENT: Tavaglione

The foregoing is certified to be a true copy of a resolution duly adopted by said Board of Supervisors on March 15, 2011.

Kecia Harper-Ihem, Clerk of said Board
By: Cecilia Gil, Board Assistant

Any person affected by the above matter(s) may submit written comments to the Clerk of the Board before the public hearing or may appear and be heard in support of or opposition to the project at the time of the hearing. If you challenge the above item(s) in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence, to the Board of Supervisors at, or prior to, the public hearing.

Please send all written correspondence to: Clerk of the Board, 4080 Lemon Street, 1st Floor, Post Office Box 1147, Riverside, CA 92502-1147

Dated: April 19, 2011
Kecia Harper-Ihem, Clerk of the Board
By: Cecilia Gil, Board Assistant

Published: 4/21/11

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posed to be annexed into L&LMD No. 89 1 C and shall include that property in the unincorporated area of the County as described and shown in Exhibit "A".

Section 4. Description of Services to be Provided. The service authorized for Street Lighting Zone 103 of L&LMD No. 89 1 C is the provision of electricity to all streetlights within the public right-of-way including incidental costs and expenses.

Section 5. Amount to be Levied. The assessment to be levied upon each parcel that benefits from the annexation of Street Lighting Zone 103 of L&LMD No. 89 1 C will be \$921.94 per acre for fiscal year 2011-12. As stated in the Report, the total budget for Street Lighting Zone 103 for the fiscal year 2011-12 is \$1,320; there is 1 parcel(s) that is to be assessed that aggregates to 4.1 acre(s). The annual assessment will be increased by the greater of two percent (2.0%) or the cumulative percentage increase, if any, in the Consumer Price Index for all Urban Consumers for "electricity" ("CPI U") for the Los Angeles-Riverside-Orange County California Standard Metropolitan Statistical area ("Index") published by the Bureau of Labor Statistics of the United States Department of Labor. The annual CPI U adjustment will be based on the cumulative increase, if any, in the Index as it stands on March of each year over the base Index for March of 2010. Any increase larger than the greater of 2.0% or the CPI U annual adjustment requires a majority approval of all the property owners within Street Lighting Zone 103. The Board of Supervisors will levy the assessment in each subsequent fiscal year until the Board of Supervisors undertakes proceedings for the dissolution of Street Lighting Zone 103 of L&LMD No. 89 1 C. The annual assessment will fund the services described in Section 4 of this Resolution. For further particulars, reference is to be made to the Report on file in the Office of the Clerk of the Board of Supervisors.

Section 6. The Property to be Annexed. The property to be annexed into L&LMD No. 89 1 C is Street Lighting Zone 103. The boundaries of Street Lighting Zone 103 are located within the unincorporated area of the County and are described and shown in the Report and Exhibit "A".

Section 7. Report. The Report, which is on file with the Clerk of the Board of Supervisors and which has been presented to the Board of Supervisors, is hereby approved. Reference is made to the Report for a full and detailed description of the services, the boundaries of Street Lighting Zone 103, and the annual assessment to be levied upon assessable lots and parcels within Street Lighting Zone 103 proposed to be annexed to L&LMD No. 89 1 C.

Section 8. Public Hearing. The question of whether Street Lighting Zone 103 shall be annexed into L&LMD No. 89 1 C and an annual assessment levied beginning with fiscal year 2011-12 shall be considered at a public hearing (hereinafter the "Public Hearing") to be held on May 3, 2011, at 9:30 a.m. at the meeting room of the Board of Supervisors of the County at 4080 Lamon Street, 1st Floor, Riverside, California.

Section 9. Majority Protest. Each owner of record of property within Street Lighting Zone 103 is to receive by mail an assessment ballot that shall conform to the requirements of Section 4 of Article XIIIID and Section 4000 of the California Elections Code. The assessment ballots are to be returned prior to the Public Hearing. L&LMD No. 89 1 C shall not impose assessments on property within the boundaries of Street Lighting Zone 103 if there is a majority protest with regard to the annexation