

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



ITEM  
19.4  
(ID # 8677)

MEETING DATE:

Tuesday, January 29, 2019


FROM : TLMA-TRANSPORTATION:

SUBJECT: TRANSPORTATION AND LAND MANAGEMENT AGENCY/TRANSPORTATION:  
Public Hearing on the Annexation of Street Lighting Zone 129 to Landscaping  
and Lighting Maintenance District No. 89-1-Consolidated, Mead Valley, District 1.  
[\$1,632 - L&LMD No. 89 1 C 100%]

RECOMMENDED MOTION: That the Board of Supervisors:

1. With regard to the annexation of Street Lighting Zone 129 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 her designee, who the Board of Supervisors finds to be an impartial person as that term is used in Section 53753(e) of the Government Code, to tabulate all ballots received prior to the close of the public hearing. All ballots received prior to the close of the public hearing will be tabulated at 10:00 a.m. on Wednesday, January 30, 2019 in Conference Room C on the 8th Floor of the County Administrative Center, 4080 Lemon Street, Riverside, California. Staff is directed to cause the appropriate resolution, based on the election tabulation, to be prepared and returned to the Board of Supervisors for its consideration.

ACTION:

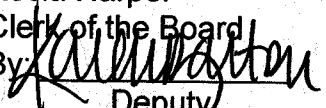
  
Patricia Romo, Director of Transportation 1/2/2019

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MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Spiegel, Washington, Perez and Hewitt  
Nays: None  
Absent: None  
Date: January 29, 2019  
xc: Transp.

Kecia Harper  
Clerk of the Board  
By  Deputy

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

<b>FINANCIAL DATA</b>	<b>Current Fiscal Year:</b>	<b>Next Fiscal Year:</b>	<b>Total Cost:</b>	<b>Ongoing Cost</b>
<b>COST</b>	\$0	\$1,632	\$0	\$1,632
<b>NET COUNTY COST</b>	\$0	\$0	\$0	\$0
<b>SOURCE OF FUNDS:</b> L&LMD No. 89-1-C – 100% There are no General Funds used in this project.			<b>Budget Adjustment:</b>	N/A
			<b>For Fiscal Year:</b>	19/20

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

**BACKGROUND:**

**Summary**

Pursuant to the Landscaping and Lighting Act of 1972 and Resolution 2018-217 adopted December 11, 2018, the Board of Supervisors noticed a public hearing for January 29, 2019, to receive testimony regarding the Annexation of Street Lighting Zone 129 to Landscaping and Lighting Maintenance District No. 89-1-Consolidated (L&LMD No. 89-1-C). Annexation of Street Lighting Zone 129 will fund the maintenance and servicing of streetlights within public rights-of-way located south of Rider Street and west of Harvill Avenue in the Mead Valley area and includes 2 commercial parcels totalling 20.66 acres.

On December 12, 2018 a notice of the public hearing and information sheet, a mail-in ballot, an impartial analysis, and a copy of Resolution No. 2018-217 was mailed to all property owners within Street Lighting Zone 129, 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. 2018-217 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. 2018-217 on the official bulletin board customarily used by the Board of Supervisors for the posting of notices and in two (2) other public locations within the County.

**Impact on Residents and Businesses**

The new assessment is for the purpose of providing the maintenance and servicing of streetlights within public right-of-way.

Only the commercial property owners within the proposed boundaries of Street Lighting Zone 129, which are represented by Plot Plan No. 26173, 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 Street Lighting Zone 129 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 (streetlights).

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


**SUPPLEMENTAL:**


**Additional Fiscal Information**

The proposed budget for fiscal year 2019-20 for Street Lighting Zone 129 is \$1,632.00. This will result in an assessment for fiscal year 2019-20 within Street Lighting Zone 129 of \$79.00 per acre. 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 Consumers for electricity (CPI-U-Electricity), if any, as it stands as of March of each year over the base index for March of 2019.

**ATTACHMENTS:**

Exhibit A

  
\_\_\_\_\_  
Scott Bruckner 1/18/2019

  
\_\_\_\_\_  
Gregory V. Priaplos, Director County Counsel 1/18/2019

**EXHIBIT "A"**

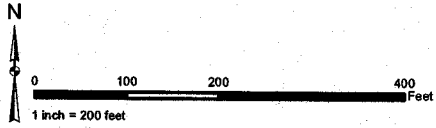
**DESCRIPTION OF BOUNDARIES**

The boundaries of Street Lighting Zone 129 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 317-230-036 & 317-230-038 as shown on Assessment Roll in the County of Riverside, State of California in Fiscal Year 2019-20.

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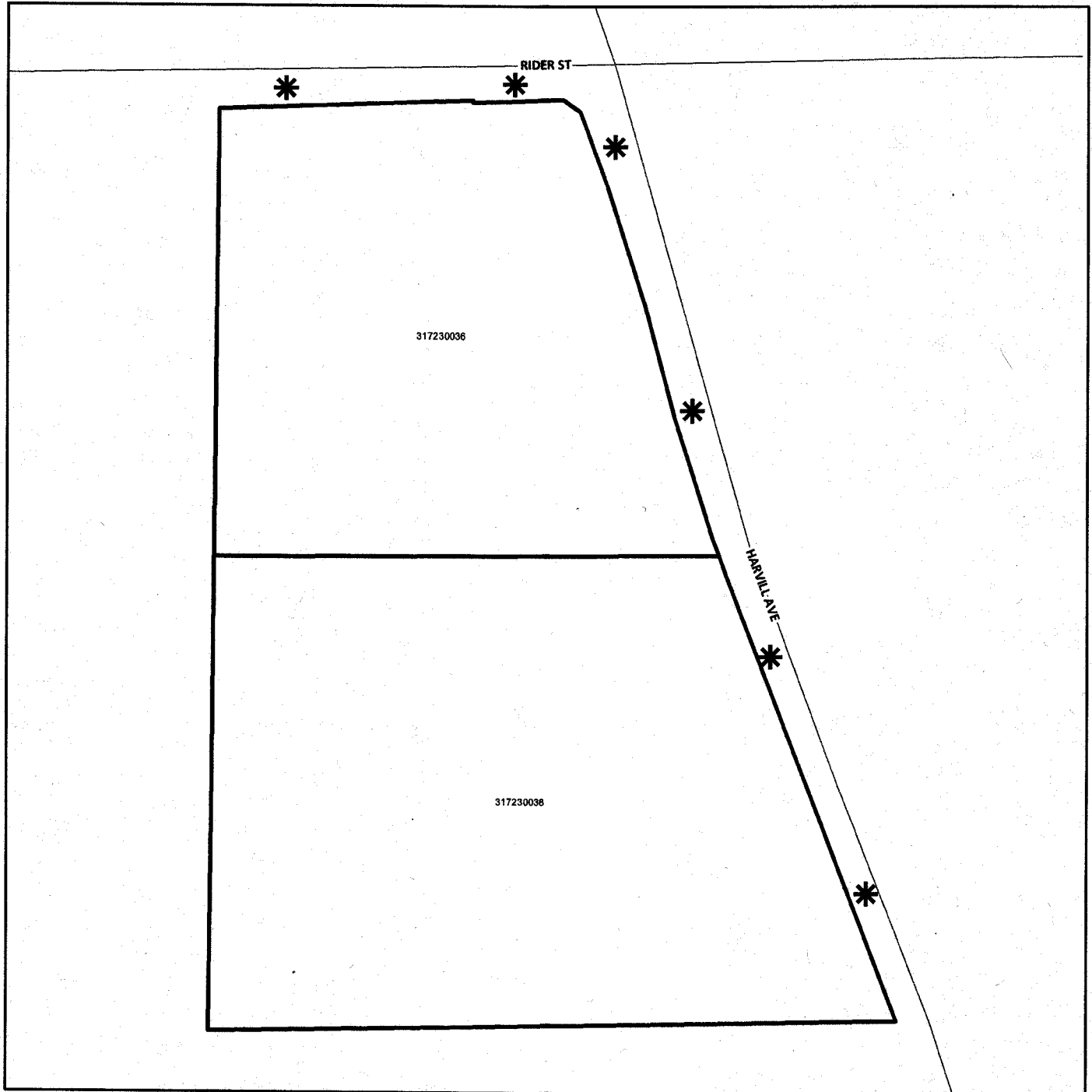
LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 89-1 CONSOLIDATED

**STREET LIGHT ZONE 129**  
PORTION(S) OF SECTION 13, T.4S., R.4W.  
PLOT PLAN NO. 26173  
2 PARCELS



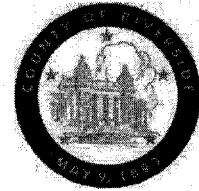
The County of Riverside assumes no warranty or legal responsibility for the information contained on this map. Data and information represented on this map is subject to updates, modifications and may not be complete or appropriate for all purposes. County GIS and other sources should be queried for the most current information. Do not copy or resell this map. Printed by bhain on 7/24/18

**ASSESSMENT DIAGRAM**



- \* DENOTES MAINTAINED ROW STREETLIGHT
- DENOTES ZONE BOUNDARY

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



ITEM  
3.47  
(ID # 8431)

**MEETING DATE:**

Tuesday, December 11, 2018

**FROM :** TLMA-TRANSPORTATION:

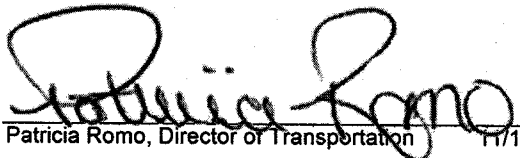
**SUBJECT:** TRANSPORTATION AND LAND MANAGEMENT AGENCY/TRANSPORTATION:  
Adopt Resolution No. 2018-216 and Resolution No. 2018-217 to Initiate Proceedings for the Annexation of Street Lighting Zone 129 to Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Mead Valley, District 1. [\$1,632 - 100% L&LMD No. 89 1 C] (Set for Public Hearing on January 29, 2019) (Clerk to Advertise)

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

1. Adopt Resolution No. 2018-216 a Resolution of the Board of Supervisors of the County of Riverside initiating proceedings for the annexation of Street Lighting Zone 129 to Landscaping and Lighting Maintenance District No. 89-1-Consolidated of the County of Riverside pursuant to the Landscaping and Lighting Act of 1972 and ordering preparation of the Engineer's Report regarding said annexation; and,

Continued on page 2

**ACTION:** Policy, Clerk to Advertise

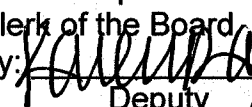
  
Patricia Romo, Director of Transportation 11/16/2018

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**MINUTES OF THE BOARD OF SUPERVISORS**

On motion of Supervisor Tavaglione, seconded by Supervisor Jeffries and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended, and is set for public hearing Tuesday, January 29, 2019 at 9:00 a.m. or as soon as possible thereafter.

Ayes: Jeffries, Tavaglione, Washington, Perez and Ashley  
Nays: None  
Absent: None  
Date: December 11, 2018  
xc: Transp., COB

Kecia Harper-Ihem  
Clerk of the Board  
By:   
Deputy

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

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

2. Adopt Resolution No. 2018-217, a Resolution of the Board of Supervisors of the County of Riverside declaring its intent to order the annexation of Street Lighting Zone 129 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 129, 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 said Act and Article XIIID of the California Constitution and Section 4000 of the Elections Code; and,
  
3. Set the public hearing on the annexation of Street Lighting Zone 129 for January 29, 2019, order a mailed assessment ballot proceeding; and direct notice of the public hearing and ballot be mailed pursuant to Article XIIID of the California Constitution. (Clerk to Advertise)

FINANCIAL DATA	Current Fiscal Year	Next Fiscal Year	Total Cost	Comments
<b>COST</b>	\$0	\$1,632	\$1,632	\$1,632
<b>NET COUNTY COST</b>	\$0	\$0	\$0	\$0
<b>SOURCE OF FUNDS:</b> 100% L&LMD No. 89-1-C There are no General Funds used in this project.			<b>Budget Adjustment:</b> N/A	
			<b>For Fiscal Year:</b> 19/20	

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

**BACKGROUND:**

**Summary**

Landscaping and Lighting Maintenance Districts (L&LMDs) are formed for the purpose of creating a funding mechanism to pay for the installation and maintenance of landscaping, streetlights, traffic signals, runoff catch basin filters, decorative fencing, and other roadside features within the road right of way. Within an established L&LMD, zones are created for specific developments, a fee structure is developed specific to the features within that zone, and the zone is then assessed through a tax levy on an annual basis for the installation and maintenance of the features within that particular zone.

L&LMD No. 89-1-C was formed in 1994, Resolution No. 94-389, and currently consists of 138 individual zones with different fee structures spread throughout Riverside County. The commercial property owner of Plot Plan No. 26173, as described in the attached Exhibit "A", has

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

petitioned the County to annex their property into L&LMD No. 89-1-C, creating Zone 129. The boundaries of Zone 129 will encompass the entire Plot Plan No. 26173 and will include the maintenance and servicing of streetlights.

Adoption of Resolution No. 2018-216 appoints the Director of the Transportation Department, or her designee, as the Engineer to prepare a Report regarding the proposed annexation of Street Lighting Zone 129 to Landscaping and Lighting Maintenance District No. 89-1-Consolidated ("L&LMD No. 89-1-C").

Resolution No. 2018-217 declares the Board of Supervisors' intention of ordering the annexation of Street Lighting Zone 129 to L&LMD No. 89-1-C. The annexation of Street Lighting Zone 129 to L&LMD No. 89-1-C will fund the maintenance and servicing of streetlights within public right-of-way located south of Rider Street and west of Harvill Avenue in the Mead Valley area and includes 2 commercial parcels totalling 20.66 acres.

Consistent with the Board of Supervisors' 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 9:00 a.m. on January 29, 2019 to receive testimony for and against the proposed assessment. Each property owner within the proposed Street Lighting Zone 129 will receive a notice of the public hearing and mail-in ballot, an impartial analysis, a copy of Resolution No. 2018-217, 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 129 will be annexed to L&LMD No. 89-1-C.

There is only one individual/entity which owns all of the property within the proposed boundaries of Street Lighting Zone 129 and said property owner has executed a "Waiver and Consent Regarding Date of Assessment Ballot Election" allowing for the election and public hearing to be held on January 29, 2019.

**Reference**

At the direction of the County of Riverside Board of Supervisors, L&LMD No. 89-1-C was formed in 1994 by Resolution No. 94-389 authorizing the annexation of new zones into L&LMD No. 89-1-C for the purpose of levying assessments to pay for the installation and maintenance of landscaping, streetlights and other right-of-way approved improvements.

The zone specific Engineer's Report for fiscal year 2019-20 was prepared in compliance with the requirement of Article 4, Chapter, 1, of the Landscaping and Lighting Act of 1972, which is Part 2, Division 15 of the California Streets and Highways Code. The County initiates annexation proceedings for the annual levy of assessments by passing a resolution, which proposes the new levy under the Landscaping and Lighting Act of 1972. This resolution also describes the



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

improvements, describes the location of the zone within the District and finally orders an engineer, who is a registered professional engineer, certified by the State of California, to prepare and file a detailed report.

In November 1996, California voters passed Proposition 218, Right to Vote on Taxes Act which added Articles XIII C and XIII D to the California Constitution, creating new procedures that must be followed to levy annual assessments under the Landscaping and Lighting Act of 1972. A County may levy annual assessments for an assessment district after complying with the requirements of the Landscaping and Lighting Act of 1972, and the provisions of Proposition 218 Right to Vote on Taxes Act.

**Impact on Residents and Businesses**

The new assessment is for the purpose of providing the maintenance and servicing of streetlights within a public right-of-way.

Only the commercial property owners within the proposed boundaries of Street Lighting Zone 129, which are represented by Plot Plan No. 26173, as described in the attached Exhibit "A" (a two page exhibit containing a description and diagram) are impacted by the cost of this annexation. By setting up an assessment for the maintenance of certain infrastructure required by the development, the County requires that the development pay for its maintenance impact, rather than the obligation falling upon public funding sources.

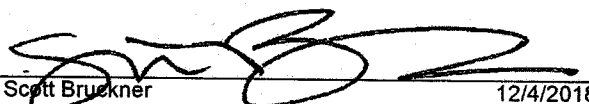
**SUPPLEMENTAL:**


**Additional Fiscal Information**

The proposed budget for fiscal year 2019-20 for Street Lighting Zone 129 is \$1,632.00. This will result in an assessment for fiscal year 2019-20 within Street Lighting Zone 129 of \$79.00 per acre. 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 Consumers for electricity (CPI-U), if any, as it stands as of March of each year over the base index for March of 2019.

**ATTACHMENTS:**

- Location Map
- Exhibit A
- Resolution No. 2018-216
- Resolution No. 2018-217
- Engineer's Report

  
\_\_\_\_\_  
Scott Bruckner 12/4/2018

  
\_\_\_\_\_  
Gregory V. Priamos, Director County Counsel 12/4/2018



CALL (951) 368-9222  
EMAIL: legals@pe.com

# THE PRESS-ENTERPRISE

DATE	ORDER NUMBER	PO Number	PRODUCT	SIZE	Amount
1/18/19	0011224004		PE Riverside	4 x 281 Li	1,461.20

Invoice text: Reso. 2018-217

Placed by: Stephanie Cribbs

## Legal Advertising Memo Invoice

**BALANCE DUE**

1,461.20

SALES/CONTACT INFORMATION	ADVERTISER INFORMATION			
	BILLING DATE	BILLED ACCOUNT NUMBER	ADVERTISER/CLIENT NUMBER	ADVERTISER/CLIENT NAME
Nick Eller 951-368-9229	01/18/2019	5209148	5209148	BOARD OF SUPERVISORS



## THE PRESS-ENTERPRISE

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BOARD OF SUPERVISORS		
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01/18/2019	5209148	5209148
BALANCE DUE	ORDER NUMBER	TERMS OF PAYMENT
1,461.20	0011224004	DUE UPON RECEIPT

BILLING ACCOUNT NAME AND ADDRESS

REMITTANCE ADDRESS

BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE  
'PO BOX 1147'  
RIVERSIDE, CA 92502

CALIFORNIA NEWSPAPER PARTNERSHIP  
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Colorado Springs, CO 80962-5210

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Riverside, CA 92507  
951-684-1200  
951-368-9018 FAX

**PROOF OF PUBLICATION  
(2010, 2015.5 C.C.P)**

Publication(s): The Press-Enterprise

**PROOF OF PUBLICATION OF**

Ad Desc.: Reso. 2018-217 /

I am a citizen of the United States. I am over the age of eighteen years and not a party to or interested in the above entitled matter. I am an authorized representative of THE PRESS-ENTERPRISE, a newspaper in general circulation, printed and published daily in the County of Riverside, and which newspaper has been adjudicated a newspaper of general circulation by the Superior Court of the County of Riverside, State of California, under date of April 25, 1952, Case Number 54446, under date of March 29, 1957, Case Number 65673, under date of August 25, 1995, Case Number 267864, and under date of September 16, 2013, Case Number RIC 1309013; that the notice, of which the annexed is a printed copy, has been published in said newspaper in accordance with the instructions of the person(s) requesting publication, and not in any supplement thereof on the following dates, to wit:

**01/18/2019**

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Date: January 18, 2019  
At: Riverside, California



Legal Advertising Representative, The Press-Enterprise

**BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE  
PO BOX 1147  
RIVERSIDE, CA 92502**

Ad Number: 0011224004-01

P.O. Number:

**Ad Copy:**

## **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, January 29, 2019 at 9:00 a.m.** or as soon as possible thereafter, to consider the following:

### **RESOLUTION NO. 2018-217**

**RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE DECLARING ITS INTENT TO ORDER THE ANNEXATION OF STREET LIGHTING ZONE 129 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 STREET LIGHTS; 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 129; ORDERING AN ASSESSMENT PROCEEDING; ORDERING A MAILED BALLOT ELECTION; AND DIRECTING THAT THE PUBLIC HEARING AND BALLOT ELECTION BE MAILED PURSUANT TO SAID ACT AND 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. 2018-216 on December 11, 2018 initiating proceedings for the annexation of Street Lighting Zone 129 (hereinafter "Street Lighting Zone 129"), 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") 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 "Streets and Highways Code"), and ordering the preparation of a report (hereinafter the "Report") regarding the proposed annexation of Street Lighting Zone 129 and the assessments to be levied within Street Lighting Zone 129 each fiscal year beginning fiscal year 2019-20 for the maintenance and servicing of 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 for Street Lighting Zone 129; and

**WHEREAS**, the Board of Supervisors by Resolution No. 2018-216 directed the Director of the Transportation Department, or her designee (hereinafter the "Engineer"), to prepare and file the Report with the Clerk of the Board of Supervisors in accordance with Sections 22686 and 22585 et. seq. of the Streets 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**, the Applicant has executed a "Waiver and Consent Regarding Date of Assessment Ballot Election" allowing for the election to be held on January 29, 2019; and

**WHEREAS**, it is necessary that the Board of Supervisors adopt a resolution of intention pursuant to Section 22587 of the Streets and Highways Code, which fixes and gives notice, pursuant to Section 22586 of the Streets and Highways Code, of the time and place of a public hearing on said Report, the annexation of Street Lighting Zone 129, and the assessments to be levied on parcels within Street Lighting Zone 129 beginning in fiscal year 2019-20.

**NOW, THEREFORE, BE IT RESOLVED, FOUND, DETERMINED AND ORDERED** by the Board of Supervisors in regular session assembled on December 11, 2018 as follows:

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

- The foregoing recitals are true and correct;
- 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;
- The annual assessment for fiscal year 2019-20 on all parcels within Street Lighting Zone 129 will be \$79.00 per acre.

**Section 2. Intent.** The Board of Supervisors hereby declares its intention to order the annexation of Street Lighting Zone 129, 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 129 commencing with the fiscal year 2019-20 as set forth in the Report. The Report expressly states that there are no parcels or lots within Street Lighting Zone 129 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 the boundaries of Street Lighting Zone 129 is proposed to be annexed to 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 services authorized for Street Lighting Zone 129 of L&LMD No. 89-1-C are:

- Providing electricity to and the maintenance and servicing of 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 129 to L&LMD No. 89-1-C will be \$79.00 per acre for fiscal year 2019-20. As stated in the Report, the total budget for Street Lighting Zone 129 for the fiscal year 2019-20 is \$1,632,000; there are 2 commercial parcels that are to be assessed that aggregate to 20.46 acres. Each succeeding fiscal year the assessment may be subject to an annual adjustment that is the greater of two percent (2%) or the cumulative percentage increase, if any, in the Consumer Price Index for all Urban Consumers for electricity ("CPIU-Electricity") for the Riverside-San Bernardino-Ontario Standard Metropolitan Statistical area ("Index") published by the Bureau of Labor Statistics of the United States Department of Labor. The annual CPIU-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 2019. Any increase larger than the greater of 2% or the CPIU-Electricity annual adjustment requires a majority approval of all the property owners in Street Lighting Zone 129. 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 129 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 to L&LMD No. 89-1-C is Street Lighting Zone 129. The boundaries of Street Lighting Zone 129 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 129, and the annual assessment to be levied upon assessable lots and parcels within Street Lighting Zone 129 proposed to be annexed to L&LMD No. 89-1-C.

**Section 8. Public Hearing.** The question of whether Street Lighting Zone 129 shall be annexed to L&LMD No. 89-1-C and an annual assessment levied beginning with fiscal year 2019-20 shall be considered at a public hearing (hereinafter the "Public Hearing") to be held on January 29, 2019, at 9:00 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 129 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. The agency shall not impose an assessment if there is a majority protest. A majority protest exists if, upon the conclusion of the hearing, ballots submitted in opposition to the assessment exceed the ballots submitted in favor of the assessment. In tabulating the ballots, all ballots shall be weighted according to the proportional financial obligation of the affected property.

**Section 10. Information.** Any property owner desiring additional information regarding Street Lighting Zone 129 of L&LMD No. 89-1-C, the Report, or the proposed assessment is

to contact Ms. Brigitte Hahn, Senior Engineering Technician, Transportation Department of the County of Riverside, 4080 Lemon Street, 8th Floor, Riverside, California, 92501, or by telephone at 9519556263, or by email at bhahn@rivco.org.

**Section 11. Notice of the Public Hearing.** Notice of Public Hearing with regard to the annexation of Street Lighting Zone 129 to L&LMD No. 891C shall be given consistent with Sections 22608 and 22588 of the Streets and Highways Code and Section 4 of Article XI11D. 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 January 29, 2019. 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 XI11D and Section 4008 of the California Elections Code to all owners of record of property within Street Lighting Zone 129 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 January 29, 2019.

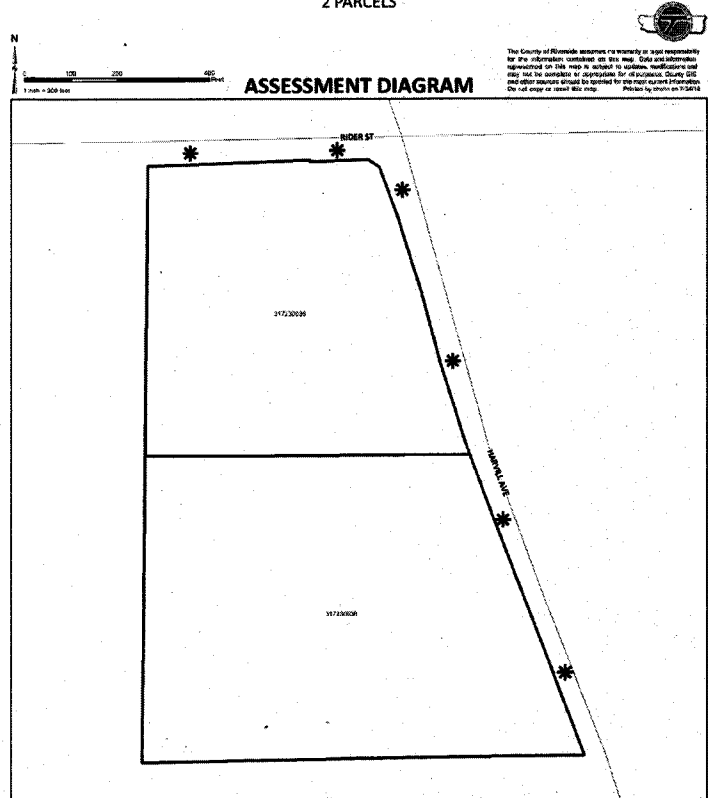
**Section 12 Effective Date.** This Resolution shall take effect from and after its date of adoption.

**EXHIBIT "A"  
DESCRIPTION OF BOUNDARIES**

The boundaries of Street Lighting Zone 129 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 317-230-036 & 317-230-038 as shown on Assessment Roll in the County of Riverside, State of California in Fiscal Year 2019-20

LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 89-1 CONSOLIDATED

**STREET LIGHT ZONE 129**  
PORTION(S) OF SECTION 13, T.4S., R.4W.  
PLOT PLAN NO. 26173  
2 PARCELS



\* DENOTES MAINTAINED ROW STREETLIGHT  
□ DENOTES ZONE BOUNDARY

**ROLL CALL:**  
AYES: Jeffries, Tavaglione, Washington, Perez, and Ashley  
NAYS: None  
ABSENT: None

The foregoing is certified to be a true copy of a resolution duly adopted by said Board of Supervisors on December 11, 2018.

Kecia Harper, Clerk of said Board  
By: Stephanie Cribbs, 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.

Alternative formats available upon request to individuals with disabilities. If you require reasonable accommodation, please contact Clerk of the Board at (951) 955-1063, at least 72 hours prior to the hearing.

Dated: January 15, 2019      Kecia Harper, Clerk of the Board  
By: Stephanie Cribbs, Board Assistant