

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
ACTION AGENDA SUMMARY

DEPT: PUBLIC WORKS *JP*
Urgent _____ Routine ✓
CEO Concurs with Recommendation YES _____ NO _____
(Information Attached)

BOARD AGENDA # *C-1
AGENDA DATE JUNE 5, 2001
4/5 Vote Required YES _____ NO ✓

SUBJECT: APPROVAL TO SET A PUBLIC HEARING AND CONDUCT A BALLOT PROCEDURE ON JULY 10, 2001, AT 9:25 A.M., FOR GOLDEN STATE LIGHTING DISTRICT IN COMPLIANCE WITH PROPOSITION 218

STAFF
RECOMMEN-
DATIONS:

1. SET A PUBLIC HEARING ON JULY 10, 2001, AT 9:25 A.M., TO RECEIVE COMMENTS REGARDING THE PROPOSED FORMULA FOR CALCULATION AND LEVY OF ANNUAL ASSESSMENT TO PAY FOR STREET LIGHTING SERVICES; AND,
2. ORDER THE CLERK OF THE BOARD OF SUPERVISORS TO PUBLISH A NOTICE OF SUCH HEARING AND BALLOT PROCEDURE PURSUANT TO SECTION 6066 OF THE GOVERNMENT CODE.

FISCAL
IMPACT:

Administrative costs for holding the hearing and conducting the required ballot procedure are included as part of the operation and maintenance costs of the district and will be funded as a portion of the assessment.

BOARD ACTION AS FOLLOWS:

No. 2001-394

On motion of Supervisor Simon , Seconded by Supervisor Caruso
and approved by the following vote,
Ayes: Supervisors: Mayfield, Blom, Simon, Caruso, and Chair Paul
Noes: Supervisors: None
Excused or Absent: Supervisors: None
Abstaining: Supervisor: None

- 1) X Approved as recommended
- 2) _____ Denied
- 3) _____ Approved as amended

Motion:

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

By: Christine Ferraro Deputy

File No. DL-33-2

SUBJECT: APPROVAL TO SET A PUBLIC HEARING AND CONDUCT A BALLOT PROCEDURE ON JULY 10, 2001, AT 9:25 A.M., FOR GOLDEN STATE LIGHTING DISTRICT IN COMPLIANCE WITH PROPOSITION 218

PAGE: 2

DISCUSSION: Proposition 218 was a statewide initiative approved by the voters in November, 1996. It requires that certain assessments and increases of those assessments be approved by property owners through a ballot procedure. It also requires a Notice of Public Hearing to be delivered to all owners of record as of the date of the last assessment roll. The notice must inform the property owners of the date, time, and place of the public hearing and advise them of the ballot procedure. A tabulation of the ballots cannot be done until the Board of Supervisors concludes the public hearing.

In accordance with Government Code Section 25210.77(A), a written report for the lighting district containing a description of each parcel of real property receiving the particular extended service and the amount of the assessment for each parcel is prepared once a year and filed with the Clerk of the Board of Supervisors. Said report has been filed with the Clerk.

POLICY

ISSUE: This action is consistent with the Board's policy of providing a safe, healthy community.

STAFFING

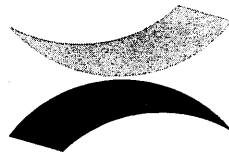
IMPACT: There is no staffing impact associated with this item.

RC/la

H:\Services\GoldenStateLD.01-02.BS.rc

GEORGE STILLMAN
Director

Administration
Engineering
Development Services
Transit
Facilities Services
Road Maintenance
Landfill



Public Works

STANISLAUS COUNTY

April 10, 2001

ENGINEER'S REPORT FOR THE GOLDEN STATE LIGHTING DISTRICT FISCAL YEAR 2001/2002

Each parcel within the lighting district will receive an equal benefit from the street lights. Therefore, the formula used to calculate the annual special assessment will be **Amount of Annual Assessment equals Estimated Operation & Maintenance Costs for Current Year plus Estimated Dry Period Reserve For Next Year minus Fund Balance From Previous Year minus Estimated Property Tax Revenue For Current Year divided by Number of Benefitting Parcels In District.**

With 1 parcel and a cost of \$156.46 per year to operate and maintain the street lights, the special assessment will be \$156.46 for this parcel per year. However, the annual special assessments may vary from year to year due to the operation and maintenance cost of the street lights.

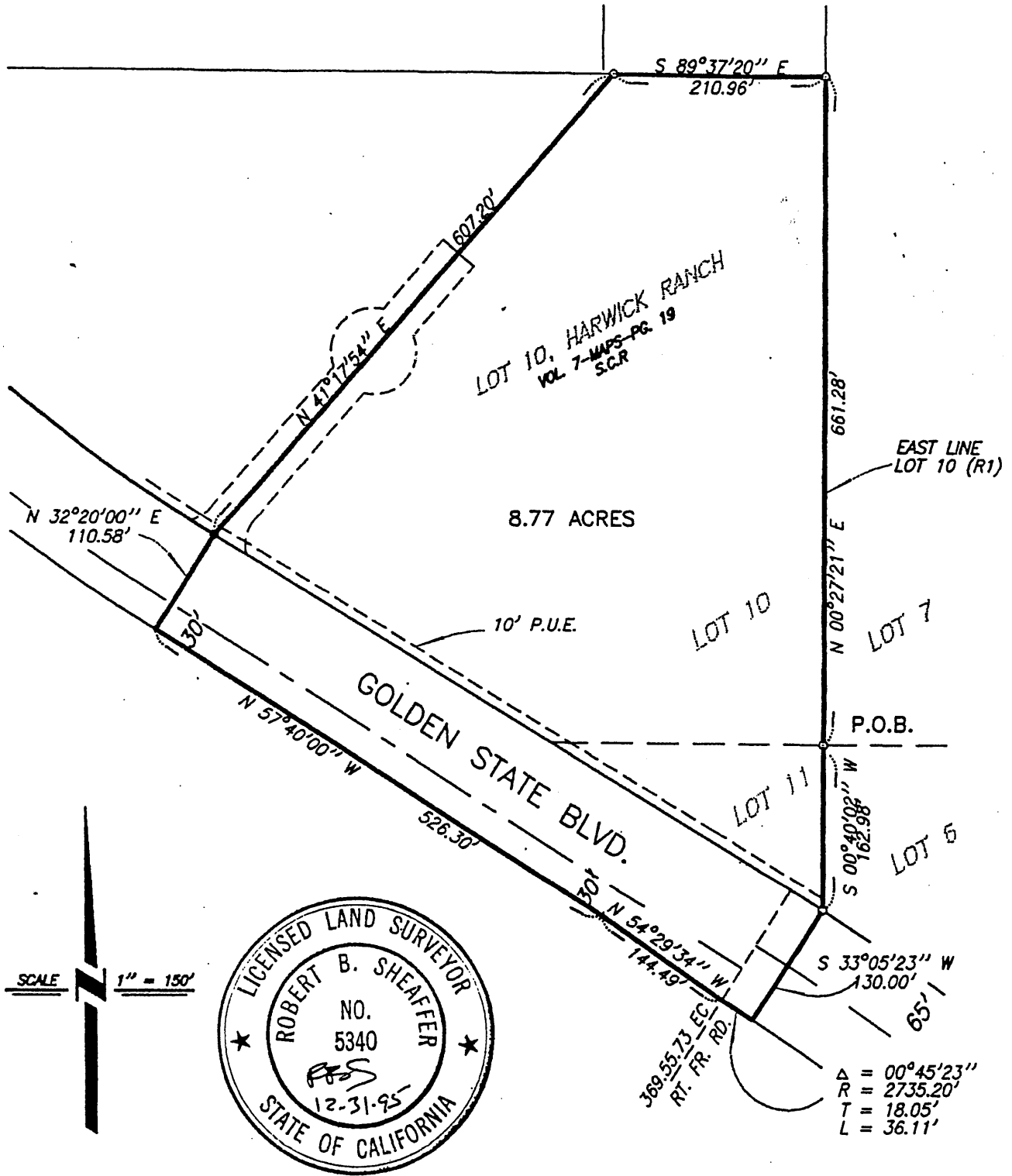
The boundary of the Golden State Lighting District is shown on Exhibit "A" that is attached hereto and made a part of this Engineer's Report. The parcel subject to the assessment is listed on Exhibit "B" that is attached hereto and made a part of this Engineer's Report.

George Stillman, Director
Stanislaus County
Department of Public Works

(G:/EngrReport-GoldenStateLD.rc)



BEING A PORTION OF LOTS 10 AND 11 OF THE "HARWICK RANCH" FILED FOR RECORD IN VOLUME 7 OF MAPS, AT PAGE 19, STANISLAUS COUNTY RECORDS, AND LYING IN SECTION 32, TOWNSHIP 4 SOUTH, RANGE 10 EAST, M.D.B.& M.



BY : M. JONES

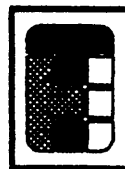
DATE : APR. 4, 1994

SHEET OF

GOLDEN STATE LIGHTING DISTRICT

150500PM.DWG

EXHIBIT 'A'



THOMPSON-HYSELL
 ENGINEERS

1016 12TH ST. - MODESTO, CA. 95354
 (209) 521-8986

Exhibit "B"

GOLDEN STATE LIGHTING DISTRICT
FISCAL YEAR 2001/2002

The Assessor's parcels listed below are subject to the annual assessment:

045-53-39	\$156.46
-----------	----------

**NOTICE OF PUBLIC HEARING AND CONDUCTING A BALLOT PROCEDURE
REGARDING GOLDEN STATE LIGHTING DISTRICT**

NOTICE IS HEREBY GIVEN that on Tuesday, July 10, 2001, at the hour of 9:25 a.m., or as soon thereafter as the matter may be heard, the Stanislaus County Board of Supervisors will meet in the Basement Chambers, Lower Level, 1010 10th Street, Modesto, CA, to hold a public hearing to consider the proposed formula for calculation and levy of the annual assessment and conduct a ballot procedure for Golden State Lighting District in compliance with Proposition 218.

NOTICE IS FURTHER GIVEN that, at the above time and place, all persons will be afforded an opportunity to speak for or against the proposed formula for calculation and levy of the annual assessment to pay for street lighting services. The County will retain material submitted to the Board for consideration (i.e. photos, petitions, etc.). If a challenge to the above application is made in court, persons may be limited to raising only those issues they or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board. For additional information, call the Stanislaus County Department of Public Works at (209) 525-6552.

DATE: June 5, 2001

ATTEST: CHRISTINE FERRARO TALLMAN,
Clerk of the Board of Supervisors of the
County of Stanislaus, State of California

By: 
Assistant Clerk of the Board

Affidavit of Publication

Stanislaus Co. Board of Supervisors

Ad #2960

Public Hearing

AFFIDAVIT OF PUBLICATION

Public Hearing, 7/10/01

Stanislaus County Board of Supervisors

2001
BOARD OF SUPERVISORS
P 2:20

STATE OF CALIFORNIA } ss.
County of Stanislaus }

Laura Cakebread

of the said County, being duly sworn, deposes and says:

THAT S he is and at all times herein mentioned was a citizen of the United States, over the age of twenty-one years, and that S he is not a party to, nor interested in the above entitled matter; that S he is the Legal Clerk of the Turlock Daily Journal, a newspaper of general circulation, printed and published in the City of Turlock, County of Stanislaus, and which newspaper is published for the dissemination of local news and intelligence of a general character, and which newspaper at all times herein mentioned had and still has a bona fide subscription list of paying subscribers, and which newspaper has been established and published at regular intervals in the said City of Turlock, County of Stanislaus, for a period exceeding one year next preceding the date of publication of the notice hereinafter referred to; and which newspaper is not devoted to nor published for the interests, entertainment, or instruction of a particular class, profession, trade, calling, race, or denomination, or any number of same; that the notice, of which the annexed is a printed copy and which is hereby made a part of this affidavit, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following date, to-wit:

June 23, 30, 2001

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

Dated at Turlock, California this 30th

day of July, 2001

PUBLIC NOTICE

NOTICE OF PUBLIC HEARING AND CONDUCTING A BALLOT PROCEDURE REGARDING GOLDEN STATE LIGHTING DISTRICT

NOTICE IS HEREBY GIVEN that on Tuesday, July 10, 2001, at the hour of 9:25 a.m., or as soon thereafter as the matter may be heard, the Stanislaus County Board of Supervisors will meet in the Basement Chambers, Lower Level, 1010 10th Street, Modesto, CA, to hold a public hearing to consider the proposed formula for calculation and levy of the annual assessment and conduct a ballot procedure for Golden State Lighting District in compliance with Proposition 218.

NOTICE IS FURTHER GIVEN that, at the above time and place, all persons will be afforded an opportunity to speak for or against the proposed formula for calculation and levy of the annual assessment to pay for street lighting services. The County will retain material submitted to the Board for consideration (i.e. photos, petitions, etc.). If a challenge to the above application is made in court, persons may be limited to raising only those issues they or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board. For additional information, call the Stanislaus County Department of Public Works at (209) 525-6552.

DATE: June 5, 2001

ATTEST: CHRISTINE FERRARO TALLMAN
Clerk of the Board of Supervisors of the County of Stanislaus, State of California

By: /s/ Lillie Farriester
Assistant Clerk of the Board

June 23, 30, 2001

#2960

Laura Cakebread

PRINCIPAL CLERK OF THE PRINTER