

053
**SUBMITTAL TO THE BOARD OF SUPERVISORS
 COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

317



FROM: Department of Facilities Management

SUBMITTAL DATE:
 April 16, 2007

SUBJECT: Ordinance No. 866 Prohibiting Smoking in and around Public Buildings and Resolution No. 2007-193 Authorizing Facilities Management Personnel to Issue Citations for Violations of Riverside County Ordinance No. 866.

RECOMMENDED MOTION: That the Board of Supervisors:

1. Introduce and on the following week adopt Riverside County Ordinance No. 866 prohibiting smoking in and around public buildings; and
2. Adopt Resolution No. 2007-193 authorizing Facilities Management Parking Enforcement Personnel to issue citations for violations of Riverside County Ordinance No. 866.

Departmental Concurrence

(Continued on page 2)

ROBERT D. FIELD, Director
 Department of Facilities Management

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 0	In Current Year Budget:	Yes
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	No
	Annual Net County Cost:	\$ 0	For Fiscal Year:	06/07

SOURCE OF FUNDS: Parking fees and fines	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION: APPROVE

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Wilson, seconded by Supervisor Ashley and duly carried by unanimous vote, IT WAS ORDERED that Resolution 2007-193 is adopted and that the above ordinance is approved as introduced with waiver of the reading.

Ayes: Buster, Tavaglione, Stone, Wilson and Ashley
 Nays: None
 Absent: None
 Date: April 24, 2007
 xc: Facil. Mgmt.. COB

Nancy Romero
 Clerk of the Board
 By Deputy

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

APR 09 2007

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

Department of Facilities Management

Form 11: Adoption of Ordinance 866 Prohibiting Smoking in Public Buildings

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BACKGROUND: The Director of Facilities Management hereby recommends, as stated in Government Code 7597 and Board Policy A-23 the adoption of a County Ordinance prohibiting the smoking of tobacco on property owned or leased by the County of Riverside, except in designated smoking areas.

The adoption of this ordinance is intended to protect non-smokers from the health hazard of second hand smoke in public places. This ordinance would supplement Government Code section 7597 and Board Policy A-23.

Under the ordinance, smoking is defined as carrying or holding of a lighted pipe, cigar or cigarette of any kind, or any other lighted smoking equipment or the lighting or emitting or exhaling the smoke of a pipe, cigar or cigarette of any kind. Signs would be visibly posted which notifies the public of the County's no smoking ordinance, except in designated and posted areas. In addition, the ordinance would impose a fine ranging from \$25 to \$1,000 and up to six months in jail for anyone who violates the County's smoking ordinance. The Department of Facilities Management recommends that the Board approve, authorize and adopt this ordinance.

Facilities Management also recommends adoption of Resolution 2007-193 which authorizes Facilities Management employees classified Deputy Director of Custodial and Parking, Customer Service Operations Manager, Supervising Parking Operations Officer and Parking Representative to be designated to perform arrests and to issue citations for violations of Riverside County Ordinance No 866, pursuant to Riverside County Ordinance No. 556.