

9.1 (ID # 5381)

MEETING DATE:

Tuesday, September 26, 2017

FROM: AGRICULTURAL COMMISSIONER:

SUBJECT: AGRICULTURAL COMMISSIONER: Public Hearing regarding the formation of Citrus Pest Control District #3, Receive the Agricultural Commissioner's report and, if formed, appoint the Board of Directors for Citrus Pest Control District #3. 3rd District. [\$0]. (3.21 of 08/29/2017)

RECOMMENDED MOTION: That the Board of Supervisors:

- 1. Find the proposed actions are not a project under the California Environmental Quality Act (CEQA) pursuant to and in accordance with Sections 15060(c)(3) and 15378(b)(5) of the CEQA Guidelines that the proposed actions are organizational and administrative activities that do not cause any change to the environment;
- 2. Receive and consider the report of the Agricultural Commissioner regarding the formation of the district;
- **3.** Hear the petition and consider any protests to the proposed actions and written requests for exclusion of acreage from or the inclusion of acreage in the proposed district;
- **4.** Find the formation of the District is feasible and in the best interest of the citrus growers in the county:
- 5. Declare that the Riverside County Citrus Pest Control District #3 is duly organized; and
- **6.** Appoint the five nominees identified below as the directors of the board of the Riverside County Citrus Pest Control District #3.

ACTION: Policy

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Washington, seconded by Supervisor Jeffries and duly carried by unanimous vote, IT WAS ORDERED that the above matter of approval is received and filed as recommended.

Ayes:

Jeffries, Tavaglione, Washington, Perez and Ashley

Navs:

None

Absent:

None

Date:

September 26, 2017

XC:

Agric. Comm.

Kecia Harper-Ihem Clerk of the Board

Deputy

FINANCIAL DATA	Current Fiscal Ye	ar:	Next Fiscal Year			Total Cost:		Ongoin	ig Cost	
COST	\$	0	\$	0		\$	0		\$	0
NET COUNTY COST	\$	0	\$	0		\$	0		\$	0
	L.,,	nome.			I	Budget	Adj	ustment: N/A		
						For Fiscal Year: N		N/A		

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

On July 25, 2017, the presence of the world's most destructive disease of citrus trees, huanglongbing (HLB) was confirmed from a tissue culture collected from a backyard grapefruit tree in the city of Riverside. On August 28, 2017, a second HLB positive citrus tree in the same area was confirmed. Originating in Asia, HLB causes bitter, misshapen fruit, and ultimately leads to the death of the tree by blocking the normal flow of nutrients. This disease has devastated the citrus industries in Florida and Texas and was recently discovered in backyard citrus trees in Los Angeles and Orange Counties. Now, the disease threatens Riverside County's \$187 million commercial citrus crop as well as residential and landscape citrus trees. HLB is transmitted by the Asian Citrus Plyllid (ACP).

To effectively suppress ACP populations, which would reduce the risk of HLB transmission, property owners of commercial citrus groves in the Hemet area have requested the formation of a Citrus Pest Control District (District), in accordance with California Food and Agricultural Code (FAC) Section 8451 et seq.

A pest control district (PCD) is a commodity specific district comprised of local growers organized to have the legal authority to effectively control, eradicate or respond to the impacts of invasive agricultural pests and/or diseases. The district is administered by growers. The district's funding is provided by property owners of commercial citrus groves through property tax assessments and is used for treatment, control or containment activities. After formation, a PCD would create a budget, and prepare and set an assessment in accordance with Prop 218 and state law.

A PCD is declared duly organized after the County Board of Supervisors (Board) is presented with a petition signed by commodity owners representing a minimum of

51% of the affected acreage in the proposed district and the Board determines that the formation of the district is feasible and in the interest of those owners.

On August 17, 2017, citrus growers in the Hemet area filed a petition in favor of the formation of a Citrus Pest Control District. The filed petition states the name of the proposed District and the boundaries and lands to be included. The boundaries of the purposed Citrus Pest Control District are, State Street on the West, an east-west extension of Cottonwood Avenue on the north, a north-south line passing through the intersection of Bee Canyon Truck Trail and Highway 74 on the east and an east-west extension of Old Southwest Brand Road on the south. The Agricultural Commissioner verified the petition was signed by property owners representing 68% of the total citrus-growing acreage.

On August 29, 2017, the Board of Supervisors set September 26, 20017 as the date for a public hearing on the petition, directed the Clerk of the Board to give notice of the hearing and referred the petition to the Agricultural Commissioner for investigation and report.

If the Board determines that the formation of the district is feasible and in the best interest of the citrus growers of Riverside County, the Board shall immediately appoint a five member board of directors to administer the affairs of the district. Citrus growers within the boundaries of Riverside County Citrus Pest Control District #3 provided the following nominees for appointment as Board of Directors:

- 1. Gary L. McMillan
- 2. David Washburn
- 3. Clifford J. Olsen
- 4. David Kelley
- 5. John J. Gless

Each of the five nominees meet the qualifications to serve as directors required by Food and Agricultural Code Section 8502.

Dodglas Ordonez Jr. 9/18/2017 Gregory V. Priamos, Director County Counsel 9/14/2017



RIVERSIDE COUNTY AGRICULTURAL COMMISSIONER'S OFFICE

RONALD BRAY
ASSISTANT AGRICULTURAL COMMISSIONER / SEALE
ROBERT MULHERIN
DEPUTY AGRICULTURAL COMMISSIONER / SEALER
DELIA JIMENEZ-CIOC
DEPUTY AGRICULTURAL COMMISSIONER / SEALER
MICHELE TRACY
DEPUTY AGRICULTURAL COMMISSIONER / SEALER
CARMEN HAINES
DEPUTY AGRICULTURAL COMMISSIONER / SEALER

RUBEN J. ARROYO

AGRICULTURAL COMMISSIONER
SEALER OF WEIGHTS AND MEASURES

REPORT OF THE AGRICULTURAL COMMISSIONER ON THE PROPOSED FORMATION OF THE RIVERSIDE COUNTY CITRUS PEST CONTROL DISTRICT #3

Date: September 26, 2017

To: Board of Supervisors

SUBJECT: Agricultural Commissioner's Report regarding the Petition to Form the Riverside County Citrus Pest Control District #3.

On August 29, 2017, the Board of Supervisors referred the petition relating to the formation of the Riverside County Citrus Pest Control District #3 to the Agricultural Commissioner for investigation and report.

A pest control district (PCD) is a commodity specific district comprised of local growers organized to have the legal authority to effectively control, eradicate or respond to the impacts of invasive agricultural pests and/or diseases. The district is administered by growers. The district's funding is provided by property owners of commercial citrus groves through property tax assessments and is used for treatment, control or containment activities. After formation, a PCD would create a budget, and prepare and set an assessment in accordance with Prop 218 and state law.

Asian Citrus Psyllid/Huanglongbing

Citrus Greening Disease, or Huanglongbing (HLB) is considered the world's most destructive disease of citrus trees. Originating in Asia, HLB causes bitter, misshapen fruit, and ultimately leads to the death of the tree by blocking the normal flow of nutrients. This disease has devastated the citrus industries in Florida and Texas. While not harmful to humans, this disease causes tree mortality as there is no cure. In Florida, HLB prevalence is estimated to have caused the loss of over 6,600 jobs, over \$1.3 billion in lost revenue to the citrus industry, and the loss of over \$3.6 billion in total economic activity over the last 5 years. California is the number one citrus producing state in the nation. HLB threatens the livelihood of citrus growers and imperils Riverside County's \$187 million citrus crop, California's \$2.5 billion citrus industry, and all landscape and residential citrus trees. HLB is transmitted by a small insect, the Asian Citrus Psyllid (ACP).

ACP was first detected in Riverside County in 2012. Since that time, the County has been under quarantine for this pest. HLB was first detected in California in Los Angeles County in 2012 and earlier this year in Orange County. On July 25, 2017, HLB was confirmed from a tissue culture collected from a backyard grapefruit tree in the city of Riverside. In August, a second HLB citrus tree was confirmed in the same area. These finds indicate the threat of disease spread has increased.

To address the ACP/HLB risks, the Riverside County Agricultural Commissioner's Office has been providing outreach and education for industry and the public, collaborating with State and County Grower Liaisons on tracking area wide treatments, addressing abandoned grove identification and abatement, and enforcing ACP/HLB quarantine regulations through bulk citrus inspections. The United States Department of Agriculture (USDA) and the California Department of Food and Agriculture (CDFA) have been conducting extensive trapping programs to track the spread of the ACP and to detect the presence of HLB, initiating biocontrol measures for ACP, routinely treating citrus trees to prevent ACP spread and establishing plant quarantines as necessary. Currently, the entire counties of San Diego, Fresno, Imperial, Los Angeles, Orange, Riverside, San Bernardino, San Diego, Santa Barbara, Tulare, and Ventura are quarantined for ACP. The ACP quarantine's impacts to growers include increased regulatory requirements for fruit shipment and movement of nursery stock and increased production costs. Designated areas in Riverside, Los Angeles and Orange Counties are quarantined for HLB.

The California citrus industry has taken a great deal of responsibility in addressing these pest risks. Industry funding has been allocated towards research, public relations, and advocacy to find possible solutions, including biocontrol and securing HLB-free citrus stock. For long-term survey and management, the industry may pursue the formation of pest control districts.

Suppressing the ACP population is critical to managing the spread of HLB. CDFA administers the Citrus Pest and Disease Prevention Program (CPDPP), which promotes area wide treatments for ACP as a pest population suppression measure. Suppression of ACP population is considered to be effective in mitigating the risk of HLB spreading to commercial citrus production areas. This measure's effectiveness depends on the level of grower participation. Better control of ACP is achieved when all of the growers treat their crops around the same time preventing ACP in untreated properties from migrating back to treated properties. Assuring that at least of 90% of the growers apply their treatments within the specified time period, further increases the effectiveness of the ACP population suppression measures. Citrus growers in the Hemet, Valle Vista, Soboba and Diamond Valley areas of Riverside County submitted a petition to the Board of Supervisors in order to form the Riverside County Citrus Pest Control District #3 (District), a collaborative pest management tool to better address this pest risk. Once formed, this District can also be used to manage other citrus diseases, such as sweet orange scab or citrus canker.

Petition Verification

Pursuant to FAC 8451 et seq., a petition to form the District was filed with the Clerk of Board of Supervisors on August 17, 2017. This petition is available for inspection in the office of the Clerk of the Board of Supervisors (County Administrative Center, 4080 Lemon Street, First Floor, Riverside, California). The Agricultural Commissioner verified that 68% of the property owners with commercial citrus acreage in the proposed District voted to approve the petition. District formation requires a threshold of 51% of the properties within the proposed area. On August 29, 2017, the Board of Supervisors set the petition hearing date for September 26, 2017. If the Board of Supervisors determines that the project is feasible and in the best interest of the citrus growers of the county, then the Board shall declare the district duly organized. After formation, the Board shall also appoint five members to the Board of Directors for this newly formed district. The District would then operate independently to eradicate, remove, or prevent the spread of citrus pests, and may levy assessments to fund these regulatory functions.

District Boundaries

The boundaries of the purposed Citrus Pest Control District are, State Street on the West, an east-west extension of Cottonwood Avenue on the north, a north-south line passing through the intersection of Bee Canyon Truck Trail and Highway 74 on the east and an east-west extension of Old Southwest Brand Road on the south. The Agricultural Commissioner used departmental records and declarations by property owners on the filed petition to determine the total commercial citrus acreage within the proposed District's boundaries. The Commissioner

also verified property ownership using the County Assessor's parcel data. As determined by these records, the District's total acreage is 3,444 acres. The Commissioner verified the petition was signed by property owners with 68% of the total citrus-growing acreage in the District.

Recommendation

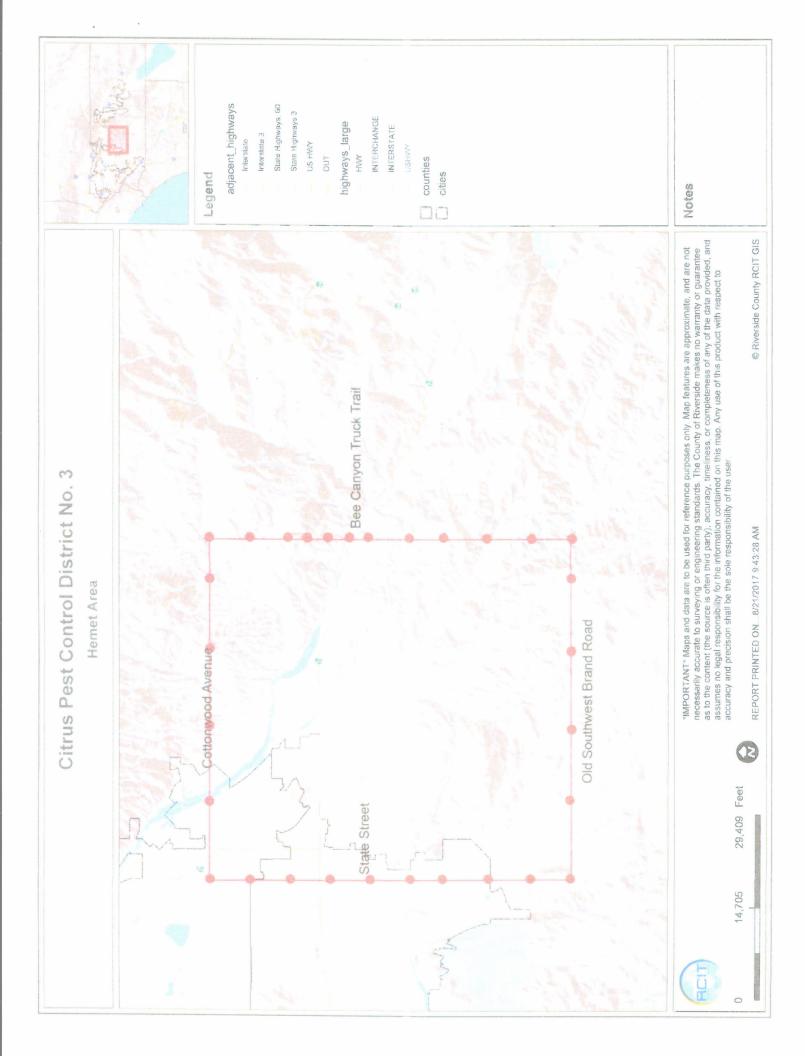
I recommend that the Board of Supervisors find that the formation of the Riverside County Citrus Pest Control District #3 is feasible and in the best interest of the citrus growers in the county and proceed with the formation and organization of the District. It is important to increase the growers' participation in the area wide treatments in order to suppress the ACP population. Suppression of the ACP population would reduce the risk of the spread of HLB. This warrants the creation of this district.

Respectfully submitted,

Ruben J. Arroyo

Agricultural Commissioner

Sealer of Weights and Measures





ITEM 3.21 (ID # 5172)

MEETING DATE:

Tuesday, August 29, 2017

FROM: AGRICULTURAL COMMISSIONER:

SUBJECT: AGRICULTURAL COMMISSIONER: Scheduling a Public Hearing and approving related activities for the petition to form a Citrus Pest Control District in the Hemet area within Riverside County, 3rd District. [\$0]. (Clerk to Advertise)(Set for Hearing September 26, 2017)

RECOMMENDED MOTION: That the Board of Supervisors:

- 1. Accept petitions asking that a Citrus Pest Control District be formed in accordance with existing law; and
- 2. Schedule the Public Hearing to receive public comments on the petition to form a Citrus Pest Control District in Riverside County; and
- 3. Direct the Clerk of the Board to advertise said public hearing for September 26, 2017 at the hour of 9:00 a.m. or as soon as possible thereafter; and
- 4. Refer the petitions to the Agricultural Commissioner for investigation and report.

ACTION: Policy

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Ashley, seconded by Supervisor Perez and duly carried, IT WAS ORDERED that the above matter is approved as recommended, and is set for public hearing on Tuesday, September 26, 2017, at 9:00 a.m. or as soon as possible thereafter.

Ayes:

Jeffries, Washington, Perez and Ashley

Nays:

None

Absent:

Tavaglione

Date: XC:

August 29, 2017

Agric. Comm., COB

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FINANCIAL DATA	Current Fiscal Ye	ar:	Next Fiscal Year		To	tal Cost:		Ongoin	g Cost	
COST	\$	0	\$	0		\$	0		\$	0
NET COUNTY COST	\$	0	\$	0		\$	0		\$	0
SOURCE OF FUNDS	2 · N/A				L.,	Budget	Adj	ustment:	N/A	
SOURCE OF FUNDA). IN/A					For Fisc	al Y	ear:	N/A	

C.E.O. RECOMMENDATION: [CEO Approve]

BACKGROUND:

Summary

On July 25, 2017, the presence of the world's most destructive disease of citrus trees, huanglongbing (HLB) was confirmed from a tissue culture collected from a backyard grapefruit tree in the city of Riverside. Originating in Asia, HLB causes bitter, misshapen fruit, and ultimately leads to the death of the tree by blocking the normal flow of nutrients. This disease has devastated the citrus industries in Florida and Texas and was recently discovered in backyard citrus trees in Los Angeles and Orange Counties. Now, the disease threatens Riverside County's \$187 million commercial citrus crop as well as residential and landscape citrus trees. HLB is transmitted by the Asian Citrus Plyllid (ACP).

To effectively suppress ACP populations, which would reduce the risk of HLB transmission, property owners of commercial citrus groves in the Hemet area have requested the formation of a Citrus Pest Control District (District), in accordance with California Food and Agricultural Code (FAC) Section 8451 et seq.

A pest control district (PCD) is a commodity specific district comprised of local growers organized to have the legal authority to effectively control, eradicate or respond to the impacts of invasive agricultural pests and/or diseases. The district is administered by growers. The district's funding is provided by property owners of commercial citrus groves through property tax assessments and is used for treatment, control or containment activities. After formation, a PCD would create a budget, and prepare and set an assessment in accordance with Prop 218 and state law.

A PCD is declared duly organized after the County Board of Supervisors (Board) is presented with a petition signed by commodity owners representing a minimum of 51% of the affected acreage in the proposed district and the Board determines that the formation of the district is feasible and in the interest of those owners.

On August 17, 2017, citrus growers in the Hemet area filed a petition in favor of the formation of a Citrus Pest Control District. The filed petition states the name of the proposed District and the boundaries and lands to be included. The boundaries of the purposed Citrus Pest Control District are, State Street on the West, an east-west extension of Cottonwood Avenue on the north, a north-south line passing through the intersection of Bee Canyon Truck Trail and Highway 74 on the east and an east-west extension of Old Southwest Brand Road on the south. The Agricultural Commissioner verified the petition was signed by property owners representing 68% of the total citrus-growing acreage.

Douglas Ordonez Jr.

8/21/2017

Gregory V. Priaryos, Director County Counsel

8/17/2017



OFFICE OF THE 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

September 7, 2017

THE PRESS ENTERPRISE P.O. BOX 792 RIVERSIDE, CA 92501

PH: (951) 368-9229

E-MAIL: legals@pe.com

RE: NOTICE OF PUBLIC HEARING: CITRUS PEST CONTROL DISTRICT IN THE HEMET AREA

To Whom It May Concern:

Attached is a copy for publication in your newspaper for <u>TWO (2) TIMES</u> on TWO TUESDAYS: SEPTEMBER 12 and 19, 2017.

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

Your invoice must be submitted to this office, 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,

Cecilia Gil

Board Assistant to:

KECIA HARPER-IHEM, CLERK OF THE BOARD

Gil, Cecilia

From:

Legals < legals@pe.com>

Sent:

Thursday, September 7, 2017 9:58 AM

To:

Gil, Cecilia

Subject:

Re: FOR PUBLICATION: Citrus Pest Control District in the Hemet Area

Received for publication on 9/12 and 9/19. Proof with cost to follow.

Nick Eller

Additional days required for larger ad sizes

The Press-Enterprise PE.com / La Prensa

On Thu, Sep 7, 2017 at 9:50 AM, Gil, Cecilia < ccGIL@rivco.org wrote:

Good morning!

Attached is a Notice of Public Hearing, for publication on 2 Tuesdays: Sept. 12 and 19, 2017. Please confirm. THANK YOU!

Cecilia Gil

Board Assistant

Clerk of the Board of Supervisors

4080 Lemon St., 1st Floor, Room 127

Riverside, CA 92501

(951) 955-8464 Fax (951) 955-1071

Mail Stop# 1010

ccgil@rivco.org

http://rivcocob.org/

^{**}Employees of The Press-Enterprise are not able to give legal advice of any kind**

NOTICE OF PUBLIC HEARING BEFORE THE BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE FOR FORMATION OF CITRUS PEST CONTROL DISTRICT NO. 3 (HEMET AREA)

Notice is hereby provided that the Riverside County Board of Supervisors has set a public hearing on **September 26, 2017 at 9:00 a.m.** or as soon thereafter as the matter may be heard, in the first floor Board of Supervisors' Chambers in the Riverside County Administrative Center, 4080 Lemon Street in Riverside, CA 92501 in order to hear and consider all comments, questions, and protests concerning the proposed formation of Citrus Pest Control District No. 3 in the Hemet area.

The County Agricultural Commissioner (the "Commissioner") is proposing the formation of Citrus Pest Control District No. 3 for the eradication and control of citrus pests pursuant to California Food & Agricultural Code Sections 8401 et seq. The Commissioner has received petitions from property owners representing 68% of the total citrus-growing acreage within the boundaries of the proposed district. The petitions are available for inspection at the office of the Clerk of the Board of Supervisors, on the first floor of the Riverside County Administrative Center, 4080 Lemon Street in Riverside, CA 92501.

The proposed boundaries for Citrus Pest Control District No. 3, in the Hemet area, are approximately delineated by State Street on the west, Cottonwood Avenue on the North, Bee Canyon Truck Trail on the east, and Old Southwest Brand Road on the south.

At the hearing, any owner of citrus acreage in the proposed district may present the Board of Supervisors a request in writing for the exclusion of that land or any part of that land from, and any owner of citrus acreage outside the proposed district may present to the Board of Supervisors a request in writing for inclusion of the land in, the proposed district. The Board of Supervisors will hear and consider any such written requests during the hearing.

At the hearing, the Board of Supervisors will also receive the report of the Commissioner and hear and consider all written and oral protests to the formation of the proposed district. All written protests shall be filed with the Clerk of the Board of Supervisors, Riverside County Administrative Center, First Floor, Riverside, CA 92501, on or before the time fixed for the hearing.

Persons wanting additional information may contact Assistant Agricultural Commissioner, Ronald Bray at (951) 955-3003.

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 Lisa Wagner at (951) 955-1063, at least 72 hours prior to the hearing.

Dated: September 7, 2017

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

RIVERSIDE COUNTY BOARD OF SUPERVISORS Request to Speak

Submit request to the Clerk of Board. Speakers are entitled to three (3) minutes, subject to Board Rules listed on the reverse side of this form.

901	Q
Date:	Agenda #:
	D/2 / 2-//
SPEAKER'S NAME:	Man y fashour
CX	(Print Name)
Address:	Chiles and special in requested)
City: Puer	quired if follow-up mail response is requested) De Zip: J258
Phone #: 95/37	166806 Email: a/an Lleash (wares)
I AM:	5 ms. G
The Applicant	☐ A Neighbor
Applicant's Represen	ntative
PLEASE INDICATE YOU	UR POSITION BELOW:
	I DO NOT wish to speak n a Media Presentation
I YIELD my 3 minute (Maximum 2 Yields per Spe	es to the following speaker:
(Name)	Lashbara
Position on Agenda Iter	
🖊 In Favor	☐ Neutral ☐ Opposed

BOARD RULES

Requests to Address Board on "Agenda" Items:

You may request to be heard on a published agenda item. Requests to be heard must be submitted to the Clerk of the Board before the scheduled meeting time.

Power Point Presentations/Printed Material:

Speakers who intend to conduct a formalized Power Point presentation or provide printed material must notify the Clerk of the Board's Office, 24 hours in advance of the Board meeting, insuring that the Clerk's Office has sufficient copies of all printed materials and at least one (1) copy of the Power Point CD. Copies of printed material given to the Clerk will be provided to each Supervisor. If you have the need to use the overhead "Elmo" projector at the Board meeting, please insure your material is clear and with proper contrast, notifying the Clerk well ahead of the meeting, of your intent to use the Elmo.

Individual Speaker Limits:

Individual speakers are limited to a maximum of three (3) minutes. Please step up to the podium when the Chairman calls your name and begin speaking immediately. The Chairman adheres to a strict three (3) minutes per speaker. Note: If you intend to give your time to a "Group/Organized Presentation", please state so clearly at the very bottom of the reverse side of this form.

Group/Organized Presentations:

Group/organized presentations with more than one (1) speaker will be limited to nine (9) minutes at the Chairman's discretion. The organizer of the presentation will automatically receive the first three (3) minutes, with the remaining six (6) minutes relinquished by other speakers, as requested by them on a completed "Request to Speak" form, and clearly indicated at the front bottom of the form.

Addressing the Board & Acknowledgement by Chairman:

The Chairman will determine what order the speakers will address the Board, and will call on all speakers in pairs. The first speaker should immediately step to the podium and begin addressing the Board. The second speaker should take up a position in the front row to quickly step up to the podium after the preceding speaker. This is to afford an efficient and timely Board meeting, giving all attendees the opportunity to make their case. Speakers are prohibited from making personal attacks, and/or using coarse, crude, profane or vulgar language while speaking to the Board members, staff, the general public and/or meeting participants. Such behavior, at the discretion of the Board Chairman may result in removal from the Board Chambers by Sheriff Deputies.

*PLEASE TURN OFF ALL CELL PHONES AND PAGERS WHILE THE PUBLIC HEARING IS IN SESSION OR SWITCH THEM TO VIBRATE AND ANSWER CALLS AFTER LEAVING THE ROOM.