



# CITY OF **LOMPOC**

June 30, 2004

Honorable Clifford R. Anderson, III  
Presiding Judge  
Santa Barbara County Superior Court  
P.O. Box 21107  
Santa Barbara, CA 93121-1107

Dear Judge Anderson:

The City of Lompoc is in receipt of the Santa Barbara County Grand Jury Report dated June 1, 2004 entitled "Who Ya Gonna Call: Santa Barbara Coastal Vector Control". In accordance with the explicit guidelines of Standard Penal Code Section 933.05, the City of Lompoc hereby responds:

## **BACKGROUND**

On Friday February 27, 2004 at 1:15 pm City Administrator Gary Keefe and Fire Chief Linual White met with Grand Jury Representatives, Risa Durley, Carltn Pettersen and Gwen Rigby to discuss the City's position regarding Vector Control and West Nile Virus. During that meeting we informed Grand Jury Representatives that our citizens had chosen to remain independent, and rely on prevention, private companies and existing government agencies to coordinate public services in dealing with the rare chance of human illness from West Nile Virus.

## **AUTHORITIES**

The authorities of participating state and local agencies to respond to out breaks of disease and to exercise emergency powers where necessary are as follows:

- A. California Emergency Service Act (Government Code (GC), Title 2, Division 1, Chapter 7, Section 8550 et seq): Grants authority to the Governor and chief executives to provide for state assistance in organization and maintenance of emergency programs of counties, establishes the Office of Emergency Services (OES), and establishes mutual aid procedures.
- B. California Health and Safety (H&S) Code Sections Pertaining to the Authority of the State Department of Health Services:
  1. Article 1, Chapter 2, Part 1, Division 101 of the H&S Code, commencing with section 100150, particularly sections 100170, 100175, 100180, 100182, and

2. 100185: Establishes authority of the Department to enforce the laws pertaining to public health and regulations of the department.
  3. Chapter 2, Part 1, Division 105 of the H&S Code, commencing with section 120125: Establishing authority of the Department to investigate and control communicable diseases within the state, including actions against persons, animals or property, such as quarantine, isolation and inspection.
- C. California H&S Code Sections Pertaining to Local Governing Bodies and Health Officers:
1. Article 1, Chapter 2, Part 3, Division 101 of the H&S Code, commencing with section 101025: Establishes authority of the county board of supervisors to preserve and protect the public health, and requires the county health officer to enforce county orders, ordinances, and statutes pertaining to public health.
  2. Chapter 4, Part 3, Division 101 of the H&S Code, particularly Articles 2,3, and 4, commencing with sections 101375, 101400 and 101450, respectively: Authorizes cities to consent or contract with the county to perform public health functions, and requires city governing bodies to take action actions to protect and preserve public health. In absence of consents or contracts with the county, authorizes cities to appoint a health officer to enforce and observe all orders, orders, ordinances, quarantines, regulations, and statutes relating to public health.
- D. DHS, Emergency Response Plan and Procedures, January 1994, which is authorized by:
1. Executive Order No. W-9-91: Establishes the Department's responsibility to prepare for and respond to emergencies. It mandates emergency preparedness and response assignments for all state agencies and departments under coordination of OES.
- E. Emergency Medical Service Agency, Disaster Medical Response Plan July 1992
- F. OES, State Emergency Plan May 1998
- G. Federal Emergency Management Agency, Federal Response Plan April 1999

## **RESPONSE**

In accordance with Section 933.05 (a) response requirements, the City of Lompoc hereby agrees with Finding 2 as it relates to the City of Lompoc. The City of Lompoc has no knowledge of the accuracy of this finding as it relates to the North County cities of Solvang, Buellton, Guadalupe or Santa Maria.

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In accordance with Section 933.05 (b) response requirements, the City of Lompoc reports that Recommendation 2 has been implemented. Lompoc has taken the approach of educating the public by making pamphlets on prevention and control available upon request. In the event that a mosquito-borne disease outbreak occurs, Lompoc will utilize the California Department of Health Services, Operational Plan for Emergency Response to Mosquito-Borne Disease Outbreaks as our guide.

Should you have any questions concerning the contents of this response, please feel free to contact Fire Chief Linal White or myself.

Sincerely,

Gary P. Keefe  
City Administrator

c: Lompoc City Council  
City Attorney  
Department Heads