



Committee: Joint
Committee Review: At a future date
Staff: Christine Wellons, Senior Legislative Attorney
Purpose: To introduce agenda item – no vote expected
Keywords: #FoodSecurity #FoodSystemsResilience

AGENDA ITEM #4C
June 21, 2022
Introduction

SUBJECT

Expedited Bill 20-22, Office of Food Systems Resilience - Established

Lead Sponsors: Council President at the Request of the County Executive

EXPECTED ATTENDEES

None

COUNCIL DECISION POINTS & COMMITTEE RECOMMENDATION

- N/A

DESCRIPTION/ISSUE

Expedited Bill 20-22 would:

- (1) establish an Office of Food Systems Resilience as a non-principal office of the Executive Branch; and
- (2) prescribe the authorities and responsibilities of the Office of Food Systems Resilience.

SUMMARY OF KEY DISCUSSION POINTS

- N/A

This report contains:

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Expedited Bill 20-22	© 1
County Executive Memo	© 5
Legislative Request Report	© 11
Fiscal Impact Statement	© 12

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M E M O R A N D U M

June 16, 2022

TO: County Council

FROM: Christine Wellons, Senior Legislative Attorney

SUBJECT: Bill 20-22, Office of Food Systems Resilience - Established

PURPOSE: Introduction – no Council votes required

Bill 20-22, Office of Food Systems Resilience - Established, sponsored by Council President Albornozy at the request of the County Executive, is scheduled for introduction on June 21, 2022. A public hearing is tentatively scheduled for July 12, 2022 at 1:30 p.m.¹

Expedited Bill 20-22 would:

- (1) establish an Office of Food Systems Resilience as a non-principal office of the Executive Branch; and
- (2) prescribe the authorities and responsibilities of the Office of Food Systems Resilience.

BACKGROUND

The County Executive requested the introduction of Bill 20-22 to establish a new non-principal office, the Office of Food Systems Resilience. The County Council appropriated funding for the new office as part of the FY23 operating budget.

BILL SPECIFICS

The duties of the new office of Food Systems Resilience would be to:

- in coordination with the Maryland Food Council, serve as a liaison between government and food systems stakeholders, including residents, businesses, farms, food assistance providers, charities, and educational institutions;
- in coordination with the Department of Environmental Protection, the Office of Agriculture, the Department of Planning, the Department of Health and Human Services, and the Office of Community Partnerships, serve as a central liaison and coordinator for County government food systems initiatives and projects;

¹ #FoodSystemsResilience #FoodSecurity

- develop and maintain a strategy for improving the efficiency, equity, sustainability, and resilience of the food systems in Montgomery County;
- advise the County Executive and County Council on food systems related policy issues, as well as deliver a report on the state of the local food systems with recommended policy, budgetary, and regulatory changes to the County Executive and County Council no less than annually;
- develop and maintain a system to collect and process local food systems data to support accurate and timely monitoring of the state of the local food systems, and analyze such data to support decision making and strategic planning;
- in coordination with the Office of Grants Management and the Office of Procurement, set policies and procedures for grants impacting the local food systems that are consistent with the aforementioned food systems strategy and work to leverage County resources to pursue state, federal, and private sector resources to support local food system initiatives;
- in coordination with the Office of Emergency Management and Homeland Security, the Department of Health and Human Services, and local food assistance providers, support disaster response feeding planning and operations;
- in coordination with the Office of Racial Equity, work to address racial inequities and develop practices to ensure social justice and address disparities in the local food systems; and
- represent the interests of Montgomery County in regional, national, and international food systems coordination efforts.

This packet contains:

Expedited Bill 20-22
 County Executive Memo
 Legislative Request Report
 Fiscal Impact Statement

Circle #

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Expedited Bill No. 20-22
Concerning: Office of Food Systems
Resilience - Established
Revised: 6/16/2022 Draft No. 1
Introduced: June 21, 2022
Expires: December 21, 2023
Enacted: _____
Executive: _____
Effective: _____
Sunset Date: _____
Ch. _____, Laws of Mont. Co. _____

COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

By: Council President at the Request of the County Executive

AN EXPEDITED ACT to:

- (1) establish an Office of Food Systems Resilience as a non-principal office of the Executive Branch;
- (2) prescribe the authorities and responsibilities of the Office of Food Systems Resilience; and
- (3) generally amend the law regarding offices of the Executive Branch.

By amending

Montgomery County Code
Chapter 1A, Structure of County Government
Section 1A-203

By adding

Montgomery County Code
Chapter 2, Administration
Section 2-64Q

Boldface

Underlining

[Single boldface brackets]

Double underlining

[[Double boldface brackets]]

* * *

Heading or defined term.

Added to existing law by original bill.

Deleted from existing law by original bill.

Added by amendment.

Deleted from existing law or the bill by amendment.

Existing law unaffected by bill.

The County Council for Montgomery County, Maryland approves the following Act:

Sec. 1. Section 1A-203 is amended, and Section 2-64Q is added, as follows:

1A-203. Establishing other offices.

(a) *Executive Branch.* These are the offices of the Executive Branch that are not part of a department or principal office:

Office of Agriculture (section 2B-1A)

Office of Animal Services (section 2-58C)

Office of the Commission for Women (section 27-28, et seq.)

Office of Community Use of Public Facilities (section 2-64M)

Office of Emergency Management and Homeland Security (section 2-64O)

Office of Grants Management (section 2-64P)

Office of Food Systems Resilience (section 2-64Q)

Office of Human Rights (section 27-4)

* * *

DIVISION 23. OFFICE OF FOOD SYSTEMS RESILIENCE.

2-64Q. Office of Food Systems Resilience - Functions.

The Office of Food Systems Resilience must:

(a) in coordination with the Maryland Food Council, serve as a liaison between government and food systems stakeholders, including residents, businesses, farms, food assistance providers, charities, and educational institutions;

- (b) in coordination with the Department of Environmental Protection, the Office of Agriculture, the Department of Planning, the Department of Health and Human Services, and the Office of Community Partnerships, serve as a central liaison and coordinator for County government food systems initiatives and projects;
- (c) develop and maintain a strategy for improving the efficiency, equity, sustainability, and resilience of the food systems in Montgomery County;
- (d) advise the County Executive and County Council on food systems related policy issues, as well as deliver a report on the state of the local food systems with recommended policy, budgetary, and regulatory changes to the County Executive and County Council no less than annually;
- (e) develop and maintain a system to collect and process local food systems data to support accurate and timely monitoring of the state of the local food systems, and analyze such data to support decision making and strategic planning;
- (f) in coordination with the Office of Grants Management and the Office of Procurement, set policies and procedures for grants impacting the local food systems that are consistent with the aforementioned food systems strategy and work to leverage County resources to pursue state, federal, and private sector resources to support local food system initiatives;
- (g) in coordination with the Office of Emergency Management and Homeland Security, the Department of Health and Human Services, and local food assistance providers, support disaster response feeding planning and operations;

(h) in coordination with the Office of Racial Equity, work to address racial inequities and develop practices to ensure social justice and address disparities in the local food systems; and

(i) represent the interests of Montgomery County in regional, national, and international food systems coordination efforts.

Sec. 2. Expedited Effective Date. The Council declares that this legislation is necessary for the immediate protection of the public interest. This Act takes effect on the date on which it becomes law.




OFFICE OF THE COUNTY EXECUTIVE

Marc Elrich
County Executive

MEMORANDUM

June 14, 2022

TO: Gabe Albornoz, President
Montgomery County Council

FROM: Marc Elrich, County Executive 

SUBJECT: Introduction of Bill XX-22E, Establishment of The Office of Food Systems Resilience for the County

In the attached Bill XX-22, I propose creation of an Office of Food Systems Resilience as a non-principal office in the County Government and to establish the duties of the Office. As you know, the funding for this office was approved during your deliberations on the FY23 operating budget.

In my proposed County legislation, the Office of Food Systems Resilience would:

- (1) in coordination with the Maryland Food Council, serve as a liaison between the government and food systems stakeholders, including residents, businesses, farms, food assistance providers, charities, and educational institutions;
- (2) in coordination with the Department of Environmental Protection, the Office of Agriculture, the Department of Planning, the Department of Health and Human Services, and the Office of Community Partnerships, serve as a central liaison and coordinator for County government food systems initiatives and projects;
- (3) develop and maintain a strategy for improving the efficiency, equity, sustainability, and resilience of the food systems in Montgomery County;
- (4) advise the County Executive and County Council on food systems related policy issues, as well as deliver a report on the state of the local food systems with recommended policy, budgetary, and regulatory changes to the County Executive and County Council no less than annually;

- (5) develop and maintain a system to collect and process local food systems data to support accurate and timely monitoring of the state of the local food systems, and analyze such data to support decision making and strategic planning;
- (6) in coordination with the Office of Grants Management and the Office of Procurement, set policies and procedures for grants impacting the local food systems that are consistent with the aforementioned food systems strategy and work to leverage County resources to pursue State, Federal, and private sector resources to support local food system initiatives;
- (7) in coordination with the Office of Emergency Management and Homeland Security, the Department of Health and Human Services, and local food assistance providers, support disaster response feeding planning and operations;
- (8) in coordination with the Office of Racial Equity, work to address racial inequities and develop practices to ensure social justice and address disparities in the local food systems; and
- (9) represent the interests of Montgomery County in regional, national, and international food systems coordination efforts.

I appreciate the work of the Food Security Task Force, in the development of this proposed Bill. Staff from my office and from the FSTF are available to answer your questions.

Thank you.

ME:lb

Enclosures: Legislation
Legislative Request Report
Fiscal Impact Statement

cc: Richard Madaleno, Chief Administrative Officer
Earl Stoddard, PhD, MPH, CEM, Assistant Chief Administrative Officer
Raymond Crowel, Psy.D., Director, Department of Health and Human Services
Mark Hodge, Senior Administrator, School Health Services, Department of Health and Human Services
Netta Squires, Senior Law & Policy Analyst/NCR Emergency Preparedness Specialist, Montgomery County Office of Emergency Management and Homeland Security
Patrick M. Campbell, Senior Planning Manager, Office of Emergency Preparedness, Response and Mass Care, Department of Health and Human Services
Heather Bruskin, Executive Director, Montgomery County Food Council

Expedited Bill No. [Click - type number]
Concerning: [short title]
Revised: [date] Draft No. [#]
Introduced: [date]
Expires: [18 mos. after intro]
Enacted: [date]
Executive: [date signed]
Effective: [date takes effect]
Sunset Date: [date expires]
Ch. [#], Laws of Mont. Co. [year]

COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

By: Council President at the Request of the County Executive

AN EXPEDITED ACT to:

- (1) establish an Office of Food Systems Resilience as a non-principal office of the Executive Branch; and
- (2) prescribe the authorities and responsibilities of Food Systems Resilience.

By amending

Montgomery County Code
Chapter 1A, Structure of County Government
Section 1A-203

By adding

Montgomery County Code
Chapter 2, Administration
Section 2-64Q

Boldface	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

The County Council for Montgomery County, Maryland approves the following Act:

Sec. 1. Section 1A-203 is amended, and Section 2-64Q is added, as follows:

1A-203. Establishing other offices.

(a) *Executive Branch.* These are the offices of the Executive Branch that are not part of a department or principal office:

Office of Agriculture (section 2B-1A)

Office of Animal Services (section 2-58C)

Office of the Commission for Women (section 27-28, et seq.)

Office of Community Use of Public Facilities (section 2-64M)

Office of Emergency Management and Homeland Security (section 2-64O)

Office of Grants Management (section 2-64P)

Office of Food Systems Resilience (section 2-64Q)

Office of Human Rights (section 27-4)

* * *

DIVISION 22. OFFICE OF FOOD SYSTEMS RESILIENCE.

2-64Q. Office of Food Systems Resilience - Functions.

The Office of Food Systems Resilience must:

(a) in coordination with the Maryland Food Council, serve as a liaison between the government and food systems stakeholders, including residents, businesses, farms, food assistance providers, charities, and educational institutions;

- (b) in coordination with the Department of Environmental Protection, the Office of Agriculture, the Department of Planning, the Department of Health and Human Services, and the Office of Community Partnerships, serve as a central liaison and coordinator for County government food systems initiatives and projects;
- (c) develop and maintain a strategy for improving the efficiency, equity, sustainability, and resilience of the food systems in Montgomery County;
- (d) advise the County Executive and County Council on food systems related policy issues, as well as deliver a report on the state of the local food systems with recommended policy, budgetary, and regulatory changes to the County Executive and County Council no less than annually;
- (e) develop and maintain a system to collect and process local food systems data to support accurate and timely monitoring of the state of the local food systems, and analyze such data to support decision making and strategic planning;
- (f) in coordination with the Office of Grants Management and the Office of Procurement, set policies and procedures for grants impacting the local food systems that are consistent with the aforementioned food systems strategy and work to leverage County resources to pursue state, federal, and private sector resources to support local food system initiatives;
- (g) in coordination with the Office of Emergency Management and Homeland Security, the Department of Health and Human Services, and local food assistance providers, support disaster response feeding planning and operations;

(h) in coordination with the Office of Racial Equity, work to address racial inequities and develop practices to ensure social justice and address disparities in the local food systems; and

(i) represent the interests of Montgomery County in regional, national, and international food systems coordination efforts.

* * *

Sec. 2. Expedited Effective Date. The Council declares that this legislation is necessary for the immediate protection of the public interest. This Act takes effect on the date on which it becomes law.

Approved:

Gabriel Albornoz, President, County Council Date

Approved:

Marc Elrich, County Executive Date

This is a correct copy of Council action.

Judy Rupp, Clerk of the Council Date

APPROVED AS TO FORM AND LEGALITY
OFFICE OF THE COUNTY ATTORNEY

BY: Gd. [Signature]
DATE: June 14, 2022

LEGISLATIVE REQUEST REPORT

Bill XX-22E -
Food Systems Resilience

DESCRIPTION: This Bill establishes the Office of Food Systems Resilience as a non-principal office in the County government.

PROBLEM:

GOALS AND OBJECTIVES: To establish an Office of Food Systems Resilience as a non-principal office in the County government.

COORDINATION: Office of the County Executive.

FISCAL IMPACT: Office of Management and Budget.

ECONOMIC IMPACT: Office of Legislative Oversight.

RACIAL EQUITY AND SOCIAL JUSTICE IMPACT: Office of Legislative Oversight

EVALUATION: To be done.

EXPERIENCE ELSEWHERE: Unknown

SOURCES OF INFORMATION: Earl Stoddard, Assistant Chief Administrative Officer

APPLICATION WITHIN MUNICIPALITIES:

PENALTIES: As provided in Chapters 30C and 31A, Montgomery County Code.

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Fiscal Impact Statement
Bill XX-22, Office of Food Systems Resilience - Established

Legislative Summary

1. Bill XX-22 establishes Office of Food Systems Resilience as a non-principal office in the County government.; and establishes the duties of the Office:

- in coordination with the Maryland Food Council, serve as a liaison between the government and food systems stakeholders, including residents, businesses, farms, food assistance providers, charities, and educational institutions;
- in coordination with the Department of Environmental Protection, the Office of Agriculture, the Department of Planning, the Department of Health and Human Services, and the Office of Community Partnerships, serve as a central liaison and coordinator for County government food systems initiatives and projects;
- develop and maintain a strategy for improving the efficiency, equity, sustainability, and resilience of the food systems in Montgomery County;
- advise the County Executive and County Council on food systems related policy issues, as well as deliver a report on the state of the local food systems with recommended policy, budgetary, and regulatory changes to the County Executive and County Council no less than annually;
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- in coordination with the Office of Racial Equity, work to address racial inequities and develop practices to ensure social justice and address disparities in the local food systems; and
- represent the interests of Montgomery County in regional, national, and international food systems coordination efforts.

2. An estimate of changes in County revenues and expenditures regardless of whether the revenues or expenditures are assumed in the recommended or approved budget. Includes source of information, assumptions, and methodologies used.

The funding for the Office of Food Systems Resilience was appropriated as part of the FY23 Approved Operating Budget. Bill XX-22 establishes the office as a non-principal office creating no additional fiscal impacts beyond the programs in the approved operating budget. First year costs (FY23) are expected to total \$1,087,854 as shown in the table below. Of this amount, \$348,725 would be in personnel costs, \$733,000 would be in ongoing operating expenses, and \$6,129 would be required for one-time expenses. The Operating Budget for the first year is anticipated to total up to \$1,087,854 as outlined below:

Operating Budget	FY23
Personnel Cost:	
Food System Resilience Director	\$131,935
Food System Resilience Policy Analyst	\$112,812
Food System Partner Specialist	\$103,978
Sub-Total Personnel Cost	\$348,725
Operating Expenses:	
Farm to Food Bank Program	\$350,000
Montgomery County Food Council	\$200,000
Market Money Grants Program	\$125,000
Community Gardening and Local Resilience Grants Program	\$50,000
Data Collection and Reporting System	\$4,000
Travel and Events	\$4,000
One-Time Expenses: Miscellaneous Operating, Laptops, etc.	\$6,129
Sub-Total Operating Expense	\$739,129
Total Operating Budget	\$1,087,854

3. Revenue and expenditure estimates covering at least the next 6 fiscal years.

Operating Budget	FY23	FY24	FY25	FY26	FY27	FY28	Total
Personnel Cost:							
Food System Resilience Director	\$ 131,935	\$ 131,935	\$ 131,935	\$ 131,935	\$ 131,935	\$ 131,935	\$ 791,610
Food System Resilience Policy Analyst	\$ 112,812	\$ 112,812	\$ 112,812	\$ 112,812	\$ 112,812	\$ 112,812	\$ 676,872
Food System Partner Specialist	\$ 103,978	\$ 103,978	\$ 103,978	\$ 103,978	\$ 103,978	\$ 103,978	\$ 623,868
Sub-Total Personnel Cost	\$ 348,725	\$ 348,725	\$ 348,725	\$ 348,725	\$ 348,725	\$ 348,725	\$ 2,092,350
Operating Expenses:							
Farm to Food Bank Program	\$ 350,000	\$ 350,000	\$ 350,000	\$ 350,000	\$ 350,000	\$ 350,000	\$ 2,100,000
Montgomery County Food Council	\$ 200,000	\$ 200,000	\$ 200,000	\$ 200,000	\$ 200,000	\$ 200,000	\$ 1,200,000
Market Money Grants Program	\$ 125,000	\$ 125,000	\$ 125,000	\$ 125,000	\$ 125,000	\$ 125,000	\$ 750,000
Community Gardening and Local Resilience Grants Program	\$ 50,000	\$ 50,000	\$ 50,000	\$ 50,000	\$ 50,000	\$ 50,000	\$ 300,000
Data Collection and Reporting System	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000	\$ 24,000
Travel and Events	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000	\$ 24,000
One-Time Expenses	\$ 6,129	-	-	-	-	-	
Sub-Total Operating Expense	\$ 739,129	\$ 733,000	\$ 733,000	\$ 733,000	\$ 733,000	\$ 733,000	\$ 4,404,129
Total Operating Budget	\$ 1,087,854	\$ 1,081,725	\$ 1,081,725	\$ 1,081,725	\$ 1,081,725	\$ 1,081,725	\$ 6,496,479

The personnel cost for all positions in the table above have been flatlined in the out-years. These costs would begin in FY23 when the Bill takes effect.

4. An actuarial analysis through the entire amortization period for each bill that would affect retiree pension or group insurance costs.

Bill XX-22 is not expected to impact retiree pension or group insurance costs.

5. An estimate of expenditures related to County's information technology (IT) systems, including Enterprise Resource Planning (ERP) systems.

Bill XX-22 is not expected to materially impact the County's IT or ERP systems.

6. Later actions that may affect future revenue and expenditures if the bill authorizes future spending.

If the Office expands its scope of work, additional resources may be required.

7. An estimate of the staff time needed to implement the bill.

Staff from the Office of the County Executive and Department of Health and Human Services will be involved in the establishment of the Office. The amount of individual staff time the Office will take to establish cannot be reliably estimated at this time.

8. An explanation of how the addition of new staff responsibilities would affect other duties.

Not Applicable.

9. An estimate of costs when an additional appropriation is needed.

See the response to Question 2.

10. A description of any variable that could affect revenue and cost estimates.

The potential revenue that might be raised by the Office is unknown and difficult to project. Even if the Office can obtain grant funds, the future mitigation of County cost is not likely. If the scope of the Office grows, the fiscal impact on the County could be increased.

11. Ranges of revenue or expenditures that are uncertain or difficult to project.

Not Applicable

12. If a bill is likely to have no fiscal impact, why that is the case.

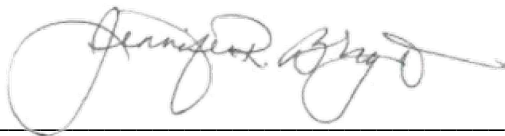
Not Applicable

13. Other fiscal impacts or comments.

Not Applicable

14. The following contributed to and concurred with this analysis:

- Earl Stoddard, Office of the County Executive
- Thomas Tippet, Office of Management and Budget



Jennifer R. Bryant, Director
Office of Management and Budget

6-9-22

Date