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

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

EXPECTED ATTENDEES
Members of the Public

COUNCIL DECISION POINTS & COMMITTEE RECOMMENDATION
• N/A; receive public testimony

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:
Staff Report Pages 1-2
Expedited Bill 20-22 © 1
County Executive Memo © 5
Legislative Request Report © 11
Fiscal Impact Statement © 12

Alternative format requests for people with disabilities. If you need assistance accessing this report you may submit alternative format requests to the ADA Compliance Manager. The ADA Compliance Manager can also be reached at 240-777-6197 (TTY 240-777-6196) or at adacompliance@montgomerycountymd.gov
MEMORANDUM

June 23, 2022

TO: County Council

FROM: Christine Wellons, Senior Legislative Attorney

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

PURPOSE: Public Hearing – to receive testimony

Expedited Bill 20-22, Office of Food Systems Resilience - Established, sponsored by Council President Albornoz at the request of the County Executive, is scheduled for introduction on June 21, 2022. A public hearing scheduled for July 12, 2022 at 1:30 p.m. Action is tentatively scheduled for July 12, 2022.¹

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:

<table>
<thead>
<tr>
<th>Item</th>
<th>Circle #</th>
</tr>
</thead>
<tbody>
<tr>
<td>Expedited Bill 20-22</td>
<td>1</td>
</tr>
<tr>
<td>County Executive Memo</td>
<td>5</td>
</tr>
<tr>
<td>Legislative Request Report</td>
<td>11</td>
</tr>
<tr>
<td>Fiscal Impact Statement</td>
<td>12</td>
</tr>
</tbody>
</table>
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

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

(1)
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;
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.
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
    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
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

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;
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;

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.

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  
Approved:

Marc Elrich, County Executive  
This is a correct copy of Council action.

Judy Rupp, Clerk of the Council  
APPROVED AS TO FORM AND LEGALITY
OFFICE OF THE COUNTY ATTORNEY  
BY:  
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.
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;
   - 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 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.

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:

   (12)
### Operating Budget FY23

#### Personnel Cost:

<table>
<thead>
<tr>
<th>Position</th>
<th>FY23</th>
</tr>
</thead>
<tbody>
<tr>
<td>Food System Resilience Director</td>
<td>$131,935</td>
</tr>
<tr>
<td>Food System Resilience Policy Analyst</td>
<td>$112,812</td>
</tr>
<tr>
<td>Food System Partner Specialist</td>
<td>$103,978</td>
</tr>
</tbody>
</table>

**Sub-Total Personnel Cost** $348,725

#### Operating Expenses:

<table>
<thead>
<tr>
<th>Program</th>
<th>FY23</th>
</tr>
</thead>
<tbody>
<tr>
<td>Farm to Food Bank Program</td>
<td>$350,000</td>
</tr>
<tr>
<td>Montgomery County Food Council</td>
<td>$200,000</td>
</tr>
<tr>
<td>Market Money Grants Program</td>
<td>$125,000</td>
</tr>
<tr>
<td>Community Gardening and Local Resilience Grants Program</td>
<td>$50,000</td>
</tr>
<tr>
<td>Data Collection and Reporting System</td>
<td>$4,000</td>
</tr>
<tr>
<td>Travel and Events</td>
<td>$4,000</td>
</tr>
<tr>
<td>One-Time Expenses: Miscellaneous Operating, Laptops, etc.</td>
<td>$6,129</td>
</tr>
</tbody>
</table>

**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.**

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

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 Tippett, Office of Management and Budget

    Jennifer R. Bryant, Director  6-9-22
    Office of Management and Budget  Date