

**RESOLUTION NO. 26 -2011, ADOPTING LOCAL LAW
NO. 11 -2011, A LOCAL LAW ESTABLISHING A FOOD POLICY
COUNCIL FOR SUFFOLK COUNTY**

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on October 12, 2010, a proposed local law entitled, "**A LOCAL LAW ESTABLISHING A FOOD POLICY COUNCIL FOR SUFFOLK COUNTY**;" now, therefore be it

RESOLVED, that said local law be enacted in form as follows:

LOCAL LAW NO. 11 -2011, SUFFOLK COUNTY, NEW YORK

**A LOCAL LAW ESTABLISHING A FOOD POLICY COUNCIL
FOR SUFFOLK COUNTY**

**BE IT ENACTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF
SUFFOLK**, as follows:

Section 1. Legislative Intent.

This Legislature hereby finds and determines that access to healthy food is essential to maintaining a healthy, productive society.

This Legislature also finds and determines that over 18% of Americans did not eat enough last year.

This Legislature further finds and determines that there are at least 7,705 households in Suffolk County which do not have a car and are located more than 1 mile from the nearest food store.

This Legislature finds that many more people in Suffolk County have only limited access to healthy foods, as they cannot afford to purchase fresh food and must frequently purchase processed foods with little nutritional value.

This Legislature determines that the growing obesity epidemic in the United States and increased cases of Type II diabetes in children are related to our local and national eating habits.

This Legislature also finds that 22.3% of all children in Suffolk County are obese.

This Legislature further finds that strengthened food policies by federal, state and local governments can improve public health and help families obtain healthy, fresh, nutrient rich foods.

This Legislature also determines that food policy councils bring together stakeholders from diverse food-related sectors to examine how the local food system is operating and develop recommendations on how to prioritize food policies and improve food systems.

Therefore, the purpose of this law is to establish a food policy council for Suffolk County.

Section 2. Purpose; duties.

The Food Policy Council is hereby created for the following purposes:

- A. To ensure that schools and other public institutions in Suffolk County serve healthy, delicious meals and give preference to purchasing from local farms.
- B. To include and improve access to local government agencies which support the stability of local food infrastructure.
- C. To develop policies that encourage success in small and midscale farming ventures, decrease exposure to hazards and support fair labor practices.
- D. To utilize a broad range of public investments and tools in Suffolk County to increase public access to healthy food and decrease inequities across race and class which contribute to food insecurity and compromise health.
- E. To implement steps to eliminate artificial pesticides and fertilizers, genetically modified organisms, and other contaminants that disrupt ecosystems and human health.
- F. To help promote local and regional sustainably grown, harvested or produced food within the food system, and encourage local businesses to distribute and promote these foods in every community, especially in the underserved communities of Suffolk County.
- G. To encourage the use of locally grown products for food distribution and processing.
- H. To make recommendations to the County Legislature and County Executive of actions the County may take to meet these goals.

Section 3. Membership; compensation.

- A. The Food Policy Council shall consist of the following thirteen (16) members:
 - 1. The Commissioner of the Department of Health Services, or his or her designee, who shall serve as Chairman;
 - 2. The Commissioner of the Department of Economic Development, or his or her designee;
 - 3. The Commissioner of the Department of Social Services, or his designee;
 - 4. A representative of the Long Island Farm Bureau;

5. Two (2) food equity advocates, to be selected by the County Legislature;
6. A representative of food retailers, to be selected by the County Legislature;
7. A representative of food processors, to be selected by the County Legislature;
8. A representative of food distributors, to be selected by the County Legislature;
9. Representatives of two community based groups, to be selected by the County Legislature;
10. A representative of local food workers, to be selected by the County Legislature;
11. The Presiding Officer of the County Legislature, or his or her designee;
12. The Chair of the County Legislature's Environment and Planning Committee, or his or her designee;
13. A representative of the Regional Planning Council;
14. The County Executive, or his designee.

- B. The members of said Council shall serve without compensation and shall serve at the pleasure of their respective appointing authorities.

Section 4. Term of office.

All appointed members of the Food Policy Council shall serve for a term of three (3) years.

Section 5. Meetings.

- A. The Council shall hold its first meeting no later than thirty (30) days after the oaths of office of all members have been filed, which meeting shall be convened by the chairman of the Council, for the purpose of organization and the appointment of a vice chairperson and a secretary.
- B. The Council shall hold regular meetings, keep a record of all its proceedings and determine the rules of its own proceedings, with special meetings to be called by the Chairperson upon his or her own initiative or upon receipt of a written request therefor signed by at least three members of the Council. Written notice of the time and place of such special meetings shall be given to each member at least four days before the date fixed by the notice for such special meeting. The Council shall hold at least four meetings per year.
- C. A majority of the full Council shall constitute a quorum to transact the business of the Council at both regular and special meetings.

Section 6. Budget.

The Council may submit requests to the County Executive and the County Legislature for approval for the provision of secretarial services, travel expenses or the retention of consultants to assist the Council with such endeavors, said total expenditures not to exceed \$5,000 per fiscal year, which services shall be subject to Legislative approval.

Section 7. Clerical Services.

Clerical services involving the month-to-month operation of this Council, as well as supplies and postage as necessary, will be provided by the staff of the County Department of Health Services.

Section 8. Hearings.

- A. The Council may conduct public hearings at any place or places within the County of Suffolk for the purpose of obtaining necessary information or other data to assist it in the proper performance of its duties and functions as it deems necessary. The Council will conduct at least two public hearings each year.
- B. The Council may delegate to any member of the Council the power and authority to conduct such hearings.

Section 9. Annual report.

The Council shall submit a written annual report of its activities together with its recommendations for action, if any, to the County Executive and to each member of the County Legislature no later than January 31 of each year, for the prior calendar year activities, for consideration, review and appropriate action, if necessary, by the entire County Legislature.

Section 10. Authorization required for outside consultants.

None of the work contemplated by this law shall be performed by any outside consultant or consulting firm unless explicit approval and authorization for such consultant or consulting firm is granted pursuant to a duly enacted resolution of the County Legislature.

Section 11. SEQRA Determination.

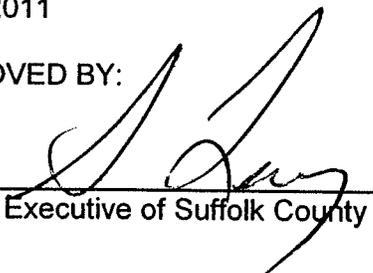
This Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this law constitutes a Type II action pursuant to Section 617.5(c)(20), (21), and/or (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection. The Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this law.

Section 12. Effective Date.

This law shall take effect immediately upon filing in the Office of the Secretary of State.

DATED: February 1, 2011

APPROVED BY:



County Executive of Suffolk County

Date:

MAR 03 2011

After a public hearing duly held on February 15, 2011
Filed with the Secretary of State on March 18, 2011

SUFFOLK COUNTY
County Legislature
RIVERHEAD, NY



This is to Certify That I, TIM LAUBE, Clerk of the County Legislature of the County of Suffolk, have compared the foregoing copy of resolution with the original resolution now on file in this office, and which was duly adopted by the County Legislature of said County on February 1, 2011 and that the same is a true and correct transcript of said resolution and of the whole thereof.

In Witness Whereof, I have hereunto set my hand and the official seal of the County Legislature of the County of Suffolk.

Tim Laube

Clerk of the Legislature

Intro. Res.

2034

Res. No.

26

February 1, 2011

Motion:

Romaine, Schneiderman, Browning, Muratore,
Eddington, Montano, Cilmi, Lindsay, Vilorio-Fisher, Barraga,
Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

Co-Sponsors:

Romaine, Schneiderman, Browning, Muratore,
Eddington, Montano, Cilmi, Lindsay, Vilorio-Fisher, Barraga,
Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

Second:

Romaine, Schneiderman, Browning, Muratore,
Eddington, Montano, Cilmi, Lindsay, Vilorio-Fisher, Barraga,
Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

LD	Legislator	Yes	No	Abs	NP	R
1	Edward P. ROMAINE					
2	Jay H. SCHNEIDERMAN					
3	Kate M. BROWNING					
4	Thomas MURATORE					
5	Jack EDDINGTON					
6	Ricardo MONTANO					
7	Thomas CILMI					
8	Thomas F. BARRAGA					
9	John M. KENNEDY, JR.					
10	Lynne C. NOWICK					
11	Wayne R. HORSLEY					
12	DuWayne GREGORY					
13	Steven H. STERN					
14	Lou D'AMARO					
15	Jon COOPER					
16	Vivian VILORIA-FISHER, D.P.O.					
17	William J. LINDSAY, P.O.					
Totals		17				

MOTION	
<input checked="" type="checkbox"/>	Approve
<input type="checkbox"/>	Table
<input type="checkbox"/>	Send To Committee
<input type="checkbox"/>	Table Subject To Call
<input type="checkbox"/>	Lay On The Table
<input type="checkbox"/>	Discharge
<input type="checkbox"/>	Take Out of Order
<input type="checkbox"/>	Reconsider
<input type="checkbox"/>	Waive Rule
<input type="checkbox"/>	Override Veto
<input type="checkbox"/>	Close
<input type="checkbox"/>	Recess
APPROVED <input checked="" type="checkbox"/>	FAILED <input type="checkbox"/>
No Motion <input type="checkbox"/>	No Second <input type="checkbox"/>

RESOLUTION DECLARED
<input checked="" type="checkbox"/> ADOPTED
<input type="checkbox"/> NOT ADOPTED

Tim Laube

Tim Laube, Clerk of the Legislature

Roll Call Voice Vote