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# RESOLUTION

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*of the*  
**ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS**  
*regarding*

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**CALLING A REFERENDUM ON A PROPOSAL TO GUARANTEE  
EARNED SICK TIME FOR EMPLOYEES OF BUSINESSES IN  
ORANGE COUNTY**

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**Resolution No. 2013-M-05**

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WHEREAS, Citizens for a Greater Orange County filed a, "Petition to Place Orange County Ordinance for Earned Sick Time for Employees of Businesses in Orange County on Ballot" ("Petition"), with the Supervisor of Elections; and

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WHEREAS, by Memorandum dated May 31, 2012, the Orange County Supervisor of Elections concluded that the Petition form contains the required items from the voter in order for his office to verify the Petition; and

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WHEREAS, Article VI, Sections 601 and 602 of the Orange County Charter set forth the requirements and process for Initiative and Referendum; and

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WHEREAS, Article VI, Section 602(B) of the Orange County Charter requires that within thirty (30) days after the requisite number of names have been verified by the Supervisor of Elections and reported to the Board of County Commissioners ("Board"), the Board shall notice and hold a public hearing on the proposed Petition according to law and vote on it; and

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WHEREAS, the Orange County Supervisor of Elections has verified the requisite number of names and reported to the Board; and

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WHEREAS, if the Board fails to adopt the proposed Petition, it shall, by resolution, call a referendum on the question of the adoption of the proposed Petition to be held at the next primary, general or special election occurring at least forty-five (45) days after the adoption of such resolution; and

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WHEREAS, the Board has failed to adopt the proposed Petition and therefore desires to call a referendum pursuant to Article VI, Section 602(B) of the Orange County Charter on the question of the adoption of the proposed Petition to be held at the next primary, general or special election occurring at least forty-five days after the adoption of this resolution.

44 NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY  
COMMISSIONERS OF ORANGE COUNTY, FLORIDA:

46 **Section 1. Referendum Called.** That a referendum is hereby called pursuant to  
Article VI, Section 602(B) of the Orange County Charter, and the Orange County Supervisor of  
48 Elections is hereby directed to present the proposed Petition to the Orange County electorate and  
place the below-described ballot question on the next primary, general or special election  
50 occurring at least forty-five days after the adoption of this resolution. The Board further  
authorizes the cost of such referendum and the cost of communicating factual information  
52 regarding the proposed Petition to the public, to the extent permitted by Section 106.113, Florida  
Statutes, to be paid from the general funds of the county and directs the county mayor to prepare  
54 and effect such budget transfers as may be necessary for that purpose.

**Section 2. Ballot Title and Question.** The substance of the title and measure on the  
56 ballot shall read as follows:

**Title:**

58 A PROPOSAL TO GUARANTEE EARNED SICK TIME FOR EMPLOYEES OF  
60 BUSINESSES IN ORANGE COUNTY.

62 **Question:**

64 *Shall Orange County adopt an ordinance providing that*  
66 *employees of businesses in Orange County earn up to 56*  
68 *hours of sick time each year unless the business provides*  
70 *more – with pay required only in businesses with 15 or*  
*more employees as defined – to seek medical care, recover*  
*from illness/injury, care for a family member as defined, or*  
*use when necessary during a public health emergency, with*  
*such ordinance enforceable in court?*

72 \_\_\_\_\_ Yes

74 \_\_\_\_\_ No

76 The ballot title and question shall also appear on the ballot in Spanish, which Spanish version has  
77 been prepared by the Petition sponsor, and the Orange County Supervisor of Elections is  
78 requested, authorized and directed to include the Spanish version on the ballots distributed to  
county voters.

80 **Section 3. Severability.** If any clause, section or provision of this resolution shall be  
declared unconstitutional or invalid for any reason or cause, the remaining portion of said  
82 resolution shall be in full force and effect and be valid as if such invalid portion thereof had not  
been incorporated herein.

84 **Section 4. Effective Date.** This Resolution shall take effect upon the date of its  
adoption.

86 ADOPTED THIS \_\_\_\_\_ DAY OF **FEB 26 2013**, 2013.

88 ORANGE COUNTY, FLORIDA  
By: Board of County Commissioners

90 BY:   
92 Teresa Jacobs, County Mayor

94 ATTEST: Martha O. Haynie, County Comptroller  
As Clerk of the Board of County Commissioners

96 BY:   
98 for Deputy Clerk



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