

**MEMORANDUM**

INLUC  
Agenda Item No. 1(F)3

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**TO:** Honorable Chairman Joe A. Martinez  
and Members, Board of County Commissioners

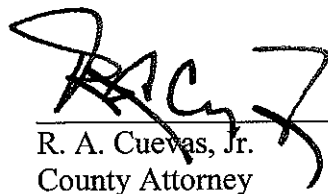
**DATE:** May 11, 2011

**FROM:** R. A. Cuevas, Jr.  
County Attorney

**SUBJECT:** Ordinance amending Sec.  
12-23 of the Code regarding  
Petitions for initiative,  
referendum, or recall  
eliminating requirement that  
there be no more than one  
signature per page

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The accompanying ordinance was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Carlos A. Gimenez.

  
\_\_\_\_\_  
R. A. Cuevas, Jr.  
County Attorney

RAC/jls

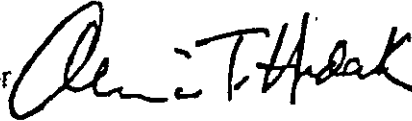
# Memorandum

MIAMI-DADE  
COUNTY

**Date:**

**To:** Honorable Chairman Joe A. Martinez  
and Members, Board of County Commissioners

**From:** Alina T. Hudak  
County Manager



**Subject:** Ordinance amending Section 12-23 of the Code of Miami-Dade County to conform the Form of Petitions for County initiative, referendum, or recall to the Form of Petitions used by the State for Constitutional amendments

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The proposed ordinance allows petition forms for Charter amendments, initiatives, referendums, or recalls to contain space for more than one voter's signature per page. In addition, petition forms may not be disapproved for containing multiple voter signatures per page. This will not have a fiscal impact to the County.



Jennifer Glazer-Moon, Special Assistant/Director  
Office of Strategic Business Management

Fis3011



# MEMORANDUM

(Revised)

**TO:** Honorable Chairman Joe A. Martinez  
and Members, Board of County Commissioners

**DATE:** April 4, 2011

**FROM:** R. A. Cuevas, Jr.  
County Attorney

**SUBJECT:** Agenda Item No. 14(A)(1)

Please note any items checked.

- "3-Day Rule" for committees applicable if raised
- 6 weeks required between first reading and public hearing
- 4 weeks notification to municipal officials required prior to public hearing
- Decreases revenues or increases expenditures without balancing budget
- Budget required
- Statement of fiscal impact required
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's \_\_\_\_, 3/5's \_\_\_\_, unanimous \_\_\_\_ ) to approve
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved \_\_\_\_\_ Mayor  
Veto \_\_\_\_\_  
Override \_\_\_\_\_

Agenda Item No. 14(A)(1)  
4-4-11

ORDINANCE NO. \_\_\_\_\_

ORDINANCE AMENDING SECTION 12-23 OF THE CODE OF MIAMI-DADE COUNTY REGARDING PETITIONS FOR INITIATIVE, REFERENDUM, OR RECALL ELIMINATING REQUIREMENT THAT THERE BE NO MORE THAN ONE SIGNATURE PER PAGE AND PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

**BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA**

**Section 1.** That Section 12-23 of the Code of Miami-Dade County, Florida, is amended as follows:<sup>1</sup>

Sec. 12-23. Initiative, referendum and recall petitions—Verification of signatures; disqualification of non-complying petitions; prohibition on improper signature gathering practices.

\* \* \*

(2) *Form of Petition.* All petitions for initiative, referendum, and recall submitted pursuant to Article 7 of the Miami-Dade County Home Rule Charter shall be in 12-point font ~~[[with no more than one signature per page and]]~~ in a format determined by the Supervisor of Elections; providing, however, each petition shall contain the following information:

\* \* \*

>>H. Petitions for charter amendment, initiative, referendum, and recall may contain space for more than one voter's signature per page and petition forms may not be disapproved for containing multiple voter signatures per page.<<

<sup>1</sup> Words stricken through and/or [[double bracketed]] shall be deleted. Words underscored and/or >>double arrowed<< constitute the amendment proposed. The remaining provisions are now in effect and remain unchanged.

**Section 2.** If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

**Section 3.** It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance, including any sunset provision, shall become and be made a part of the Code of Miami-Dade County, Florida. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

**Section 4.** This ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

PASSED AND ADOPTED:

Approved by County Attorney as  
to form and legal sufficiency:

Prepared by:

Oren Rosenthal

Prime Sponsor: Commissioner Carlos A. Gimenez

