

SECTION III
AMENDMENTS APPROVED BY THE 2024 CHARTER
REVIEW COMMISSION TO BE VOTED ON THE
2024 GENERAL ELECTION

QUESTION #1

- A. **Ballot Proposal:** The ballot title and ballot summary for Question #1 are as follows:

AMENDMENT REVISING ORANGE COUNTY
CHARTER INITIATIVE PETITION PROCESS

Revising the charter initiative petition process by lowering petition requirements for charter amendments from 10 percent of registered voters in each commission district to 5 percent in each commission district, and for ordinances from 7 percent in each district to 3 percent in each district; removing signature withdrawal procedures; and revising financial impact statement, public hearing, legal review, and petition affidavit requirements. Estimated financial impact: \$7,000 savings per proposed ballot question.

_____ Yes
_____ No

- B. **Text Revisions:** Upon approval of this question at referendum, the following portions of the Orange County Charter are amended to read as follows:

Sec. 601. Initiative and referendum.

The power to propose amendment or repeal of this Charter, or to propose enactment, amendment or repeal of any county ordinance by initiative is reserved to the people of the county.

- A. *Charter.* A petition seeking to amend or repeal the Charter of Orange County shall be signed by five (5) ~~ten (10)~~ percent of the county electors in each commission district as of January 1 of the year in which the petition is initiated. ~~No less than seventy five (75) percent of the minimum number of required signatures shall be on petition forms approved by the supervisor of elections containing the comptroller's financial impact statement pursuant to section 602.E.3.~~
- B. *Ordinance.* A petition seeking to enact, amend or repeal an ordinance shall be signed by three (3) ~~seven (7)~~ percent of the county electors in each

commission district as of January 1 of the year in which petition is initiated. ~~No less than seventy five (75) percent of the minimum number of required signatures shall be on petition forms approved by the supervisor of elections containing the comptroller's financial impact statement pursuant to section 602.E.3.~~

Sec. 602. Procedure for initiative and referendum.

- A. *Initiation and overview of process.* The sponsor of an initiative petition shall register as a political committee as required by general law, and shall, prior to obtaining any signatures, submit the text of the proposed petition to the supervisor of elections, with the form on which signatures will be affixed, and shall obtain the approval of the supervisor of elections of such form. The style and requirements of such form may be specified by ordinance. Concurrent with this submission, the sponsor of an initiative petition shall prepare and submit translations of the ballot title and ballot summary into those languages required by law for placement on the ballot, and shall submit letters from three (3) attorneys licensed to practice law in the state of Florida, each stating that the attorney has reviewed the proposed initiative petition, including ballot title, ballot summary, proposal language, and ballot language translations, and that in the attorney's legal opinion, the proposed initiative petition embraces but one (1) subject and matter directly connected therewith, and is not inconsistent with the Florida Constitution, general law, or the restrictions of section 603. Within fifteen (15) days after the aforementioned submittals, the supervisor of elections shall render a determination on the form on which signatures will be affixed. Each initiative petition shall embrace but one (1) subject and matter directly connected therewith. The beginning date of any petition drive shall commence upon the date of approval by the supervisor of elections of the form on which signatures will be affixed, and said drive shall terminate one hundred eighty (180) days after that date. ~~The one hundred eighty day (180) period shall be suspended and shall not recommence until the completion of all reviews and procedures required by Sec. 602.E. (legal review, financial impact statement, revised petition, sufficiency determination by supervisor of elections and public hearing).~~ In the event sufficient signatures are not submitted during that one-hundred-eighty-day period ~~(as extended by any suspension of same during the reviews and procedures required by Sec. 602.E.),~~ the petition drive shall be rendered null and void and none of the signatures may be carried over onto another petition. If sufficient signatures are submitted during that one-hundred-eighty-day period, the supervisor of elections shall within thirty (30) days thereafter verify the signatures thereon and submit a written report to the board.
- B. *Form of petition.* The form on which signatures will be affixed shall contain the ballot title, ballot summary, and full text of the charter or ordinance change proposed. Such form shall also contain the form of affidavit referenced in F.S. § 100.371(5). ~~Such form shall also contain an affidavit to be completed by a petition gatherer, signed and verified by the petition gatherer under penalty of~~

~~perjury pursuant to F.S. § 92.525(1)(c), for each petition gathered by that petition gatherer. Such affidavit shall specify the name and address of the petition gatherer who gathered the petition, whether the petition gatherer was a paid petition gatherer or a volunteer petition gatherer, and if paid, whether paid on an hourly basis, a per signature basis, or some other basis therein described. Such affidavit shall also specify that the petition was signed in the petition gatherer's presence, that the petition signer had sufficient time to read the petition language, and that the petition gatherer believes the signature on the petition to be the genuine signature of the petition signer.~~

- C. *Petition gathering.* As used in this Charter, "petition gatherer" means any individual who gathers signatures in person for a county initiative petition. A petition gatherer gathering signatures for a county initiative petition who is not being paid to do so shall display a badge that states the words "volunteer gatherer", in a form and manner specified by ordinance. A petition gatherer gathering signatures for a county initiative petition who is being paid to do so shall display a badge that states the words "paid gatherer", in a form and manner specified by ordinance. Petition forms gathered by a paid gatherer shall contain a completed affidavit referenced in F.S. § 100.371(5), signed by the paid gatherer. ~~The petition gatherer shall sign and verify under penalty of perjury pursuant to F.S. § 92.525(1)(c) the affidavit required on the petition form for each petition gathered by the petition gatherer. Petitions signed by an elector but not gathered by a petition gatherer shall not be required to have a completed petition gatherer's affidavit, but such petitions shall be submitted by the sponsor to the supervisor of elections with an accompanying statement signed and verified under penalty of perjury pursuant to F.S. § 92.525(1)(c), averring that such accompanying petitions were submitted by the signing elector directly to the sponsor and were not collected by a petition gatherer, and stating the month during which such petitions were received by the sponsor.~~
- D. *Submission of signed petitions gathered by petition gatherers; verification of requisite signatures.* The sponsor shall submit all signed petitions gathered by petition gatherers during a month or otherwise received by the sponsor during such month to the supervisor of elections for signature verification no later than the fifth working day of the following month. The supervisor of elections shall verify the validity of signatures for each signed petition submitted within thirty (30) days after submittal to the supervisor of elections. No signature shall be valid unless handwritten and submitted on a paper petition form completed and submitted in a manner consistent with this section. The supervisor of elections shall post a running tally of the number of signatures verified for each initiative petition on the supervisor of elections' website for public view. Otherwise valid signatures not timely submitted to the supervisor of elections shall not be counted towards the total number of signatures required under Section 601.
- E. ~~Legal review, financial impact, public hearing.~~

- ~~1. *One (1) percent threshold.* Upon verification by the supervisor of elections that a petition has been signed by at least one (1) percent of the county electors in each commission district, the supervisor of elections shall have ten (10) days to so notify the board, the comptroller and the legal review panel.~~
- ~~2. *Legal review panel.* The legal review panel shall be a panel of three (3) persons licensed to practice law in the state of Florida who have demonstrated experience in Florida local government law, and who shall be selected on a bi-annual basis through the county's procurement process applicable to legal services. The legal review panel shall meet and render a determination, within twenty (20) days after notification pursuant to section 602.E.1. by the supervisor of elections, whether the proposed initiative petition, including ballot title, ballot summary, proposal language, and ballot language translations, embraces but one (1) subject and matter directly connected therewith, and is not inconsistent with the Florida Constitution, general law, or the restrictions of the Charter. If at least two (2) members of the legal review panel determine that the proposed initiative petition embraces but one (1) subject and matter directly connected therewith, and is not inconsistent with the Florida Constitution, general law, or the restrictions of the Charter, then the legal review panel shall render a written opinion setting forth its determination and the reasons therefor, and shall so notify the board, the supervisor of elections, and the sponsor of the petition. If at least two (2) members of the legal review panel determine that the proposed initiative petition does not embrace but one (1) subject and matter directly connected therewith, or is inconsistent with the Florida Constitution, general law, or the restrictions of the Charter, then the legal review panel shall render a written opinion setting forth its determination and the reasons therefor, and shall so notify the board, the supervisor of elections, and the sponsor of the petition. In such case, the petition drive shall thereafter terminate, and none of the signatures acquired in such a petition drive may be carried over onto another petition.~~
- ~~3. *Financial impact statement.* Within twenty (20) days after notification pursuant to section 602 E. 1. by the supervisor of elections, the comptroller shall prepare and transmit to the board, supervisor of elections, and the sponsor of the petition, a financial impact statement, not exceeding seventy five (75) words, including the estimated increase or decrease in any revenues or costs to the county or local governments or to the citizens resulting from the approval of the proposed initiative petition. The comptroller shall also prepare translations of the financial impact statement into those languages required by law for placement on the ballot. Upon receipt of the financial impact statement, the sponsor of the petition shall prepare and submit to the supervisor of elections for review and approval a revised petition form containing the financial impact statement, which statement shall be separately contained and placed immediately following the ballot summary. The supervisor of elections shall, within fifteen (15) days after submittal of the~~

~~revised petition form containing the financial impact statement, render a determination on the form of the revised petition.~~

~~4. *Public hearing.* Within sixty (60) days after notification of legality by the legal review panel, the board shall hold a public hearing on the petition, at which the sponsor of the initiative petition, the board, and the public may comment on the petition.~~

E. *Financial impact statement.* Upon verification by the supervisor of elections that a petition has been signed by at least one (1) percent of the county electors, the supervisor of elections shall within ten (10) days so notify the board and the comptroller. Within twenty (20) days after such notification, the comptroller shall prepare and transmit to the board, supervisor of elections, and the sponsor of the petition, a financial impact statement, including the estimated increase or decrease in any revenues or costs to the county or local governments or to the citizens resulting from the approval of the proposed initiative petition.

F. *Termination of petition drive by sponsor; withdrawal of signature by petition signer.* A sponsor of an initiative petition may terminate a petition drive by filing with the supervisor of elections a completed initiative termination form promulgated by the supervisor of elections. ~~Prior to final verification of sufficient signatures for an initiative petition by the supervisor of elections, a petition signer may withdraw his or her signature by filing with the supervisor of elections a completed signature withdrawal form adequately identifying the petition signer and petition drive, promulgated by the supervisor of elections and available to print from the supervisor of elections' website.~~

G. *Referendum.*

1. *Charter.* After the requisite number of signatures have been verified by the supervisor of elections, a referendum shall be held on the question of the adoption of the proposed petition at the earlier of the next primary or general election occurring at least one hundred fifty (150) days after verification of sufficient signatures by the supervisor of elections. ~~The comptroller's financial impact statement shall be separately contained and placed on the ballot immediately following the corresponding ballot summary.~~ If the question of the adoption of the proposed petition is approved by a majority of those registered electors voting on the question, the proposed petition shall be enacted and shall become effective on the date specified in the petition, or, if not so specified, on January 1 of the succeeding year. A charter amendment adopted by initiative may not be amended or repealed for a period of one (1) year after its effective date.

2. *Ordinance.* Within thirty (30) days after the requisite number of signatures have been verified by the supervisor of elections and reported to the board, the board shall notice and hold a public hearing on the proposed petition

according to law and vote on whether to adopt the proposed petition as an ordinance~~it~~. If the board fails to adopt the proposed petition, the board shall so notify the supervisor of elections, and a referendum shall be held on the question of the adoption of the proposed petition at the earlier of the next primary or general election occurring at least one hundred fifty (150) days after verification of sufficient signatures by the supervisor of elections. ~~The comptroller's financial impact statement shall be separately contained and placed on the ballot immediately following the corresponding ballot summary.~~ If the question of the adoption of the proposed petition is approved by a majority of those registered electors voting on the question, the proposed petition shall be declared by resolution of the board to be enacted and shall become effective on the date specified in the petition, or, if not so specified, on January 1, of the succeeding year. The board shall not amend or repeal an ordinance adopted by initiative for a period of one (1) year after the effective date of such ordinance.

3. The initiative power shall not be restricted, except as provided by general law and this Charter.
4. Charter amendments and ordinances by initiative appearing on the ballot shall be numbered using alphabet lettering and placed in the following order: first, charter amendments proposed by the Charter review commission; next, charter amendments proposed by the board; next, charter amendments proposed by initiative petition; and last, ordinances by initiative. In each case, the article and section of the charter or code of ordinances being created or amended shall be stated along with the title.

Sec. 603. Limitation.

- A. The power to enact, amend or repeal an ordinance by initiative shall not include ordinances relating to administrative or judicial functions of county government, including but not limited to, county budget, debt obligations, capital improvement programs, salaries of county officers and employees and the levy and collection of taxes.
- B. The power to amend this charter by initiative, or to enact, amend or repeal an ordinance by initiative, shall not extend to the regulation of employer wages, benefits or hours of work, the encumbrance or allocation of tax revenues for any purpose not then authorized by law, or the encumbrance or allocation of tax revenues conditioned upon a prospective change in Florida law.
- C. Notwithstanding any other provision of this charter, the board is prohibited from declaring enacted any ordinance by initiative which, in the determination of the board, is wholly or partially violative of the limitations of this section or Florida law.

QUESTION #2

- A. **Ballot Proposal:** The ballot title and ballot summary for Question #2 are as follows:

**ORANGE COUNTY CHARTER AMENDMENT
REQUIRING CONTINUED EXISTENCE OF
AFFORDABLE HOUSING TRUST FUND**

Amending the County Charter to require the continued existence of an Affordable Housing Trust Fund used to create and preserve affordable housing, which may be funded by fees from new commercial and residential development and other sources, all as directed by the County Commission, and to provide for purposes, revenue sources, appropriation and expenditure of funds, annual audit, continuing nature, implementation by ordinance, administration, and oversight of the Trust Fund. No financial impact.

_____ Yes
_____ No

- B. **Text Revisions:** Upon approval of this question at referendum, the following portions of the Orange County Charter are amended to read as follows:

Sec. 713. –Affordable Housing Trust Fund.

- A. Affordable Housing Trust Fund to remain in continued existence. The Affordable Housing Trust Fund ("Trust Fund") initially established in Chapter 2, Article VIII, Division 2 of the Orange County Code shall remain in continued existence, as modified from time to time by ordinance in a manner not inconsistent with the requirements of this section.
- B. Purposes of Trust Fund. The purpose of the Trust Fund is to provide the financial resources and the leverage necessary to create and preserve affordable housing units in Orange County. The purposes of the Trust Fund may be further specified by ordinance.
- C. Revenue sources. The Trust Fund shall be funded as directed by the board of county commissioners. The Trust Fund may be comprised of the following sources:
- (1) General revenue fund monies appropriated to the Trust Fund by the board of county commissioners as part of the annual budget;

- (2) Funds voluntarily contributed by municipalities that may elect to participate in the Trust Fund and programs funded by the Trust Fund;
- (3) Grants or donations of money, property, or any other thing of value made to the Trust Fund;
- (4) Mandatory or voluntary payments, including but not limited to fees from new commercial and residential development, made pursuant to development policies established by ordinance; and
- (5) Other sources as established by ordinance.

D. *Continuing Nature of Trust Fund.* Unless otherwise directed by the board of county commissioners or required by applicable law, unspent portions of the Trust Fund, repayments of principal and interest on loans provided from the Trust Fund, and interest earned from the deposit or investment of monies from the Trust Fund:

- (1) Shall remain in the Trust Fund, to be used exclusively for the purposes of the Trust Fund;
- (2) Do not revert to the general revenues of the County; and
- (3) Any appropriations do not lapse.

E. *Administration and Oversight of Trust Fund.* The Trust Fund shall be administered, appropriated, and expended in a manner consistent with the purposes of the Trust Fund. The Trust Fund shall be administered in a manner that allows the Trust Fund to leverage other sources of public funds and private investment. The Trust Fund shall be included in the annual audit.

F. *Implementation by Ordinance.* No later than July 1, 2025, the board of county commissioners shall amend Chapter 2, Article VIII, Division 2 of the Orange County Code to implement the minimum requirements of this section. The board of county commissioners may adopt additional implementing ordinances not inconsistent with the requirements of this section.

QUESTION #3

- A. **Ballot Proposal:** The ballot title and ballot summary for Question #3 are as follows:

**WRITE-IN CANDIDATE EFFECT ON TIMING OF
CHARTER OFFICER ELECTIONS**

Amending the Orange County Charter to provide that in elections for Charter offices (currently the County Mayor and County Commissioners), write-in candidates shall not count toward the number of qualified candidates (three or more) necessary to trigger an election at the August primary. No financial impact.

_____ Yes
_____ No

- B. **Text Revisions:** Upon approval of this question at referendum, the following portions of the Orange County Charter are amended to read as follows:

Sec. 605. Nonpartisan elections.

Elections for all Charter offices shall be nonpartisan. No candidate shall be required to pay any party assessment or be required to state the party of which the candidate is a member. All candidates' names shall be placed on the ballot without reference to political party affiliation.

In the event that more than two (2) candidates, not counting write-in candidates, have qualified for any single office under the chartered government, an election shall be held at the time of the ~~first~~ primary election and, providing no candidate receives a majority of the votes cast, the two (2) candidates receiving the most votes shall be placed on the ballot for the general election.

QUESTION #4

- A. **Ballot Proposal:** The ballot title and ballot summary for Question #4 are as follows:

**ORANGE COUNTY CHARTER AMENDMENT
REQUIRING ADOPTION OF A FISCAL
SUSTAINABILITY ANALYSIS TOOL**

Amending the County Charter to require that no later than October 2025, the County shall adopt a fiscal sustainability analysis methodology and process to enable the County to evaluate the impacts of proposed Urban Service Area expansions and proposed development in Rural Settlements and Rural Service Area on the County's capacity to efficiently provide and maintain infrastructure and services over the County Comprehensive Plan's longest-range planning period. Comptroller estimated financial impact: Indeterminate financial impact.

Yes
 No

- B. **Text Revisions:** Upon approval of this question at referendum, the following portions of the Orange County Charter are amended to read as follows:

Sec. 506¹. – Fiscal Sustainability Analysis Tool.

No later than October 2025, the county shall adopt a fiscal sustainability analysis methodology and process to enable the county to evaluate the impacts of proposed Urban Service Area expansions, and the impacts of proposed development in Rural Settlements and the Rural Service Area, on the county's capacity to efficiently provide and maintain infrastructure and services over the Orange County Comprehensive Plan's longest-range planning period. The county may amend the methodology and process after adoption.

¹ If any other charter amendment is adopted as Section 506 of the Orange County Charter at the November 2024 general election, this section shall be codified as Section 507.

QUESTION #5

- A. **Ballot Proposal:** The ballot title and ballot summary for Question #5 are as follows:

**ORANGE COUNTY CHARTER AMENDMENT
ESTABLISHING CHARTER OFFICE OF
COUNTY ATTORNEY**

Amending the Orange County Charter to establish an office of the County Attorney, who shall be the County's chief legal counsel, appointed by the County Mayor and confirmed by a majority of the full County Commission, and removed by either the County Mayor or a majority of the full County Commission. No financial impact.

_____ Yes
_____ No

- B. **Text Revisions:** Upon approval of this question at referendum, the following portions of the Orange County Charter are amended to read as follows:

Sec. 402. Initial divisions and administrative regulations.

- A. [Initial divisions.] The following initial divisions are hereby established:

1. Community rehabilitative services.
2. Fire and rescue services.
3. Public utilities.
4. Administrative support.
5. Health and human services.
6. Public works and development.
7. Civic facilities.
8. ~~Legal services.~~

...

Sec. 403. Office of county attorney.

There shall be an office of the county attorney. The county attorney shall be the chief legal counsel to the county. The county attorney shall be appointed by the county mayor and confirmed by a vote of a majority of the full board. The county attorney may be removed by the county mayor, or by a vote of a majority of the full board. The county attorney shall employ such assistant county attorneys and special assistant county attorneys, on either a full-time or part-time basis, as may be deemed necessary, subject to budget approval. The county attorney and all assistant attorneys shall represent the county

government, the board, county mayor, county administrator, and the department and division heads and county officers, all divisions and agencies of county government and all adjustment, regulatory and advisory boards and commissions in all legal matters affecting the county government; and, upon request, they shall represent all constitutional officers serving Orange County. The county attorney and all assistant attorneys shall be licensed to practice law in the State of Florida. The compensation of the county attorney shall be set by the board after recommendation by the county mayor.

QUESTION #6

- A. **Ballot Proposal:** The ballot title and ballot summary for Question #6 are as follows:

**ORANGE COUNTY CHARTER AMENDMENT
INCREASING NUMBER OF COUNTY
COMMISSION DISTRICTS**

Amending the Orange County Charter to increase the number of County Commission districts from six single-member districts to eight single-member districts, resulting in a nine-member County Commission (eight Commissioners plus County Mayor) effective for the 2026 General Election, while ensuring that term limits on sitting County Commissioners continue to apply upon the transition to eight districts. Estimated financial impact: One Time Costs - \$2.6 million; Annual Recurring Costs - \$1.3 million.

_____ Yes
_____ No

- B. **Text Revisions:** Upon approval of this question at referendum, the following portions of the Orange County Charter are amended to read as follows:

Sec. 202. Commission districts.

- A. Effective for the 2026 general election and thereafter, there shall be eight commission districts of contiguous territory as nearly equal in population as practicable. Prior to the commencement of the term of office for the commissioners elected at the 2026 general election, there ~~There shall be six commission districts of contiguous territory as nearly equal in population as practicable. The districts shall be reconsidered after each decennial census and adjusted by the board after one or more public hearings.~~
- B. No later than November 1, 2025, the board shall adopt a redistricting plan redistricting the county into eight commission districts of contiguous territory as nearly equal in population as practicable, to be effective for the 2026 general election and thereafter. Commissioners in office upon the redistricting plan becoming effective shall continue in office until the normal expiration of their terms. The redistricting plan shall designate a commission district that will be subject to an initial abbreviated term of 2 years to maintain staggered elections as provided in Section 204.A.

Sec. 203. Structure of board.

Effective for the 2026 general election and thereafter, the number of commissioners shall be eight, with each member elected from single member districts and a county mayor elected county-wide. Prior to the commencement of the term of office for the commissioners elected at the 2026 general election, the ~~The~~ number of commissioners shall be six, with each member elected from single member districts and a county mayor elected county-wide. Each commissioner shall be a registered voter of and resident of the particular district he or she represents at the time of election to office and throughout the term of office.

Sec. 204. Terms of county commissioners.

- A. Commissioners shall be elected for terms of four years. Elections shall be staggered so that half of the total number of ~~three~~ commissioners will be elected every two years. The terms of office for the commissioners shall commence either on the second Tuesday following the general election or, if not inconsistent with general law, on such later date as set by ordinance, but in no case later than the first Tuesday after the first Monday in January following the general election.

- B. A county commissioner who has held the same commission district office for the preceding two full terms is prohibited from appearing on the ballot for re-election to that office. The initial abbreviated term required by Section 202.B. shall not constitute a full term for the purposes of the term limits imposed by this subsection. Preceding terms of county commissioners holding such offices upon the transition from six to eight commission districts shall count toward the term limits imposed by this subsection.

QUESTION #7

- A. **Ballot Proposal:** The ballot title and ballot summary for Question #7 are as follows:

CHARTER AMENDMENT CREATING
TRANSPORTATION MOBILITY ADVISORY
COMMISSION

Amending the Orange County Charter to create a Transportation Mobility Advisory Commission empowered to hold public hearings and make recommendations to the County Commission on: (1) proposed expenditures for transportation purposes prior to inclusion in the proposed County annual budget; (2) transportation and mobility innovation; and (3) review of past transportation expenditures; and to provide for County Commission appointment, funding of operating expenses, organization, and staff assistance. Comptroller estimated financial impact: \$725,000 cost annually.

_____ Yes
_____ No

- B. **Text Revisions:** Upon approval of this question at referendum, the following portions of the Orange County Charter are amended to read as follows:

Sec. 504. - Transportation Mobility Advisory Commission.

There is hereby created a Transportation Mobility Advisory Commission ("TransMAC").

A. Functions, powers, and duties.

1. Transportation Expenditure Review and Recommendation.

- a. For the purposes of this section, "Proposed Expenditures" shall mean all capital expenditures for transportation purposes, and all payments to other governmental or quasi-governmental entities for transportation purposes, funded from any available revenue source (except community redevelopment agencies and developer contributions pursuant to a proportionate share agreement, development agreement, or development order), to be proposed for inclusion in the County's annual budget.
- b. No later than the second Friday of January of each year, the County Administrator shall cause the relevant County

departments to provide to TransMAC the County's draft Proposed Expenditures, together with detailed documentation concerning the draft Proposed Expenditures, including project name, commission district, location, type, amount, and supporting documentation, as applicable. No later than January 31 of each year, TransMAC shall hold a meeting at which the relevant County departments will make a presentation to TransMAC concerning the draft Proposed Expenditures.

c. During the months of February and March of each year, TransMAC shall hold no less than two (2) public hearings after 5 p.m. to review the Proposed Expenditures.

d. No later than the third Friday of March of each year, TransMAC shall issue a written report to the board providing advisory recommendations as to priority and projected budget amounts for such Proposed Expenditures. Such report may also include recommendations relating to the scope, work plan, organization, and implementation of projects to be funded by the Proposed Expenditures.

e. After the initial distribution of the proposed County annual budget to the board in July of each year, TransMAC shall hold at least one meeting to review and provide advisory comments and recommendations to the board concerning the transportation and transit expenditures contained in the proposed budget.

2. *Mobility Evolution and Enhancement.* From September through December of each year, TransMAC shall hold periodic public meetings to: (i) consider and review new transportation systems; (ii) examine the interface of new transportation systems with existing or future land uses, roadways, or other transit systems; (iii) advise and make recommendations to the board on new methods of transportation for all or a portion of the County, and for the integration of new trends in mobility with changes to land development requirements; (iv) consider and recommend new policy, legislative, or administrative topics to the board relating to transportation; and (v) review past County expenditures for transportation or transit purposes during the previous 10 years and recommend audits to the board.

3. TransMAC shall perform any other duties which may be lawfully assigned to it.

B. *Mandatory Review of Transportation Funding.* The substance of Proposed Expenditures shall be submitted for TransMAC review in accordance with Section 504.A.1 before their inclusion in the proposed County annual budget

for the upcoming fiscal year. Emergency expenditures, expenditures funded by or related to funding opportunities arising after TransMAC review in the annual budget cycle, and expenditures included in budget amendments adopted throughout the fiscal year relating to Proposed Expenditures previously reviewed by TransMAC, are not subject to the requirement of the previous sentence. Upon the request of the County Administrator, TransMAC shall hold a public hearing within 30 days after the request to review Proposed Expenditures not otherwise submitted for TransMAC review in accordance with Section 504.A.1 and not exempted by the previous sentence, and upon such review, or the failure of TransMAC to hold a public hearing within the time required, the requirements of subsections A.1 and B shall be satisfied with respect to such Proposed Expenditures.

- C. *Membership Number and Composition.* The membership of TransMAC shall consist of a number of members equal to the number of members of the board. TransMAC members shall be county residents who are not elected officials. In appointing TransMAC members, the board shall endeavor to include among the membership at least one member that is (i) an engineer; (ii) an accountant, banker, or financial analyst; (iii) an individual active in manufacturing or construction; (iv) an environmental advocate; (v) a civic community leader; (vi) a member of a local watchdog group; and (vii) a frequent user of transit.
- D. *Appointment, nomination, term, reappointment.* The members of TransMAC shall be appointed by the board. Each member of the board shall nominate one TransMAC member. Each TransMAC member shall serve a two-year term that commences and concludes upon the commencement of the nominating board member's term, or the two-year anniversary thereof, as the case may be. Vacancies shall be filled for the remainder of a term in the same manner as original appointment. TransMAC members may serve no more than eight (8) consecutive terms.
- E. *Organization, officers, rules.* TransMAC shall hold an organizational meeting in January of each year, at which TransMAC shall select a chair and vice-chair from among its membership. Further meetings of TransMAC shall be held upon the call of the chair. TransMAC may adopt rules for its operations and proceedings as it deems desirable.
- F. *Staffing and Staff assistance.* The Orange County Comptroller shall serve as the clerk to TransMAC. The board shall annually budget for and pay for the reasonable expenses of TransMAC. TransMAC may retain consultants, experts, and legal counsel as it deems necessary and desirable. The County Administrator and County Administrator's staff shall provide timely clerical and staff support, information, analysis, and documentation to TransMAC and its members upon request in furtherance of its duties.

QUESTION #8

- A. **Ballot Proposal:** The ballot title and ballot summary Question #8 are as follows:

**SUPERMAJORITY COUNTY COMMISSION
VOTE TO DISPOSE OF OR CHANGE USE OF
“COUNTY PROTECTED LANDS”**

Amending the Orange County Charter to define “County Protected Lands” as County owned (in whole or in part), operated, or maintained public parks and recreation areas, and environmentally sensitive lands acquired by the County for environmental, ecological, or recreational purposes; and requiring that any County Commission action authorizing the disposition of County Protected Lands or change to another use must be approved by a majority-plus-one County Commission vote. No financial impact.

_____ Yes
_____ No

- B. **Text Revisions:** Upon approval of this question at referendum, the following portions of the Orange County Charter are amended to read as follows:

Sec. 713¹. – County Protected Lands.

A. *Definition of “County Protected Lands”.* As used in this section, “County Protected Lands” means public parks and recreation areas that are owned, operated, or maintained by the county, and environmentally sensitive lands acquired by the county for environmental, ecological, or recreational purposes. References to ownership or acquisition encompass ownership or acquisition of any interest in real property, whether by conveyance, dedication, grant of easement, or otherwise, and whether held solely, or in common with others.

B. *Supermajority vote requirement.* Any action of the board authorizing the disposition of any County Protected Lands, or any portion thereof, or the change of any County Protected Lands, or any portion thereof, to another use must be approved by an affirmative vote of not less than a majority plus one of the entire membership of the board.

¹ If any other charter amendment is adopted as Section 713 of the Orange County Charter at the November 2024 general election, this section shall be codified as Section 714.