

MEMORANDUM

Agenda Item No. 11(A)23

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: May 6, 2014

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

SUBJECT: Resolution condemning the racist
comments attributed to Los
Angeles Clippers owner Donald
Sterling and urging national
Basketball Association
Commissioner Adam Silver to
investigate and impose an
appropriate punishment swiftly

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Barbara J. Jordan.



R. A. Cuevas, Jr.
County Attorney

RAC/cp



MEMORANDUM
(Revised)

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: May 6, 2014

FROM: 
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County Attorney

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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 Mayor'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. 11(A) 23
5-6-14

RESOLUTION NO. _____

RESOLUTION CONDEMNING THE RACIST COMMENTS
ATTRIBUTED TO LOS ANGELES CLIPPERS OWNER
DONALD STERLING AND URGING NATIONAL
BASKETBALL ASSOCIATION COMMISSIONER ADAM
SILVER TO INVESTIGATE AND IMPOSE AN APPROPRIATE
PUNISHMENT SWIFTLY

WHEREAS, on April 26, 2014 TMZ, an entertainment news website, released a recorded conversation, allegedly between Donald Sterling, owner of the Los Angeles Clippers, and his girlfriend, V. Stiviano; and

WHEREAS, Donald Sterling makes numerous racist comments about minorities in the recorded conversation; and

WHEREAS, in one exchange, Donald Sterling can be heard saying to V. Stiviano: “it bothers me a lot that you want to broadcast that you’re associating with black people”; and

WHEREAS, Donald Sterling was sued for racial and age discrimination by former Los Angeles Clippers manager Elgin Baylor in 2011; and

WHEREAS, Donald Sterling has twice been sued for housing discrimination on the basis of race; and

WHEREAS, approximately 80 percent of the players in the National Basketball Association are African-American; and

WHEREAS, On April 26, Miami Heat player LeBron James stated that there is no room for Donald Sterling in the NBA; and

WHEREAS, On April 27, President Barack Obama denounced the comments made by Donald Sterling, calling them “ignorant” and “incredibly offensive”; and

WHEREAS, the National Basketball Players Association has called for National Basketball Commissioner Adam Silver to investigate the incident and impose a punishment “swiftly and decisively”; and

WHEREAS, the NBA Constitution is not public, however, the Commissioner of the National Basketball Association possesses broad authority to deal with matters deemed “prejudicial or detrimental to the best interests of basketball,” according to The Associated Press,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board:

Section 1. Condemns the racist comments attributed to Los Angeles Clippers owner Donald Sterling.

Section 2. Urges National Basketball Association Commissioner Adam Silver to investigate and impose an appropriate punishment swiftly.

Section 3. Directs the Clerk of the Board to transmit a certified copy of this resolution to National Basketball Commissioner Adam Silver and Donald Sterling.

The Prime Sponsor of the foregoing resolution is Commissioner Barbara J. Jordan. It was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a vote, the vote was as follows:

- | | |
|----------------------|-------------------------|
| | Rebeca Sosa, Chairwoman |
| | Lynda Bell, Vice Chair |
| Bruno A. Barreiro | Esteban L. Bovo, Jr. |
| Jose "Pepe" Diaz | Audrey M. Edmonson |
| Sally A. Heyman | Barbara J. Jordan |
| Jean Monestime | Dennis C. Moss |
| Sen. Javier D. Souto | Xavier L. Suarez |
| Juan C. Zapata | |

The Chairperson thereupon declared the resolution duly passed and adopted this 6th day of May, 2014. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

MP

Matthew Papkin