

## WAR MEMORIAL BOARD OF TRUSTEES

War Memorial Opera House  
301 Van Ness Avenue, Fourth Floor Board Room  
San Francisco, California 94102  
(Entry at Opera House North "Carriage" Door)

### OFFICIAL MEETING NOTICE

### LITIGATION COMMITTEE /

### WAR MEMORIAL BOARD OF TRUSTEES SPECIAL MEETING

Monday, September 28, 2015 at 2:00 p.m.

### AGENDA

#### Roll Call.

#### Regular Items.

1. CLOSED SESSION – Existing litigation regarding space allocation for and facility use by the San Francisco Posts of the American Legion in the Veterans Building.
  - a. Public Comment on all matters pertaining to the closed session.
  - b. Vote on whether to hold closed session to confer with Legal Counsel [San Francisco Administrative Code Section 67.10(d)]. Action
  - c. Closed session pursuant to Government Code Section 54956.9(d)(1) and San Francisco Administrative Code Section 67.10(d)(1). Discussion
    - 1) CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION [City as respondent, San Francisco Posts of the American Legion as petitioner; In Matter of San Francisco War Memorial Trust, dated August 19, 1921, as amended June 30, 1928; Superior Court of the State of California; Case No. PTR-15-298701; filed July 27, 2015]. Possible Action
  - d. Reconvene in Open Session:
    - 1) Possible report on action taken in closed session [Government Code Section 54957.1(a)(2) and San Francisco Administrative Code Section 67.12(b)(2)]. Action
    - 2) Vote to elect whether to disclose any or all discussions held in closed session [San Francisco Administrative Code Section 67.12(a)]. Action

#### Adjournment.

#### Notice:

Because it is expected that six Trustees may attend this meeting of the Litigation Committee, which would constitute a majority of the members of the War Memorial Board of Trustees, this meeting is also being noticed as a special meeting of the War Memorial Board of Trustees. If this should occur, the meeting will nevertheless be conducted as a Committee meeting, chaired by the Chair of the Litigation Committee, and limited to providing advice and recommendations to the full Board of Trustees.

#### Note:

Public Comment will be taken before or during the Committee's consideration of each agenda item.

## San Francisco War Memorial and Performing Arts Center

### BOARD OF TRUSTEES

#### LITIGATION COMMITTEE

Nancy H. Bechtle, Chair  
Thomas E. Horn, Vice President  
MajGen J. Michael Myatt, USMC (Ret.)  
James W. Stafford

### DEPARTMENT REPRESENTATIVES

Elizabeth Murray,  
Managing Director  
Jennifer Norris,  
Assistant Managing Director and  
Executive Secretary  
Telephone: (415) 621-6600  
FAX: (415) 621-5091

**Interested persons unable to attend this meeting may submit written comments regarding agenda items which will be distributed to Trustees, and made part of the official public record.**

Materials accompanying agenda items are available for inspection and copying during regular office hours at the War Memorial office, located at 25 Van Ness Avenue, Suite 800, San Francisco, CA 94102. Any materials distributed to the members of the War Memorial Board of Trustees within 72 hours of the meeting or after the agenda packet has been delivered to the members are available for inspection at the above-mentioned War Memorial office during regular business hours.

The ringing and use of cell phones, pagers, and similar sound-producing electronic devices are prohibited at this meeting. The President may order the removal from the meeting room of any person responsible for the ringing or use of a cell phone, pager, or similar sound-producing electronic device.

Individuals and entities that influence or attempt to influence local policy or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code §2.100 – 2.160] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102, telephone (415) 252-3100; fax (415) 252-3112; e-mail [ethics.commission@sfgov.org](mailto:ethics.commission@sfgov.org) and web site <http://www.sfgov.org/ethics>.

### ACCESSIBLE MEETING POLICY



To obtain a disability-related modification or accommodation, including auxiliary aids or services, to participate in the meeting, please contact the War Memorial office at 621-6600 at least 48 hours before the meeting, except for Monday meetings, for which the deadline is 4:00 p.m. the previous Friday.

Accessible seating for persons with disabilities (including those using wheelchairs) will be available.



In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity, or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City accommodate these individuals.

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Accessible parking is available at the following locations: two (2) designated blue curb spaces on the southwest corner of McAllister Street at Van Ness Avenue; and the Performing Arts Garage (entrance on Grove Street between Franklin and Gough Streets, immediately behind the San Francisco War Memorial and Performing Arts Center).

### KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

(Chapter 67 of the San Francisco Administrative Code). Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. **FOR MORE INFORMATION ON YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE, OR TO REPORT A VIOLATION OF THE ORDINANCE, CONTACT THE SUNSHINE ORDINANCE TASK FORCE.**

Sunshine Ordinance Task Force  
City Hall, Room 244  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
Office: (415) 554-7724 Fax: (415) 554-7854  
E-mail: [sotf@sfgov.org](mailto:sotf@sfgov.org)

War Memorial Board of Trustees – September 28, 2015 Litigation Committee Meeting  
Copies of the Sunshine Ordinance can be obtained from the Clerk of the Sunshine Ordinance Task Force, at the San Francisco Public Library, and on the City's website at <http://www.sfgov.org/sunshine>.