

MINUTES
WAR MEMORIAL BOARD OF TRUSTEES
SPECIAL MEETING

Tuesday, April 21, 2015

The Board of Trustees of the War Memorial of San Francisco met in special session at 2:00 p.m. on Tuesday, April 21, 2015, in the Trustees' Board Room, War Memorial Opera House, President Bashford presiding.

ROLL CALL

Present: President Bashford, Vice President Horn, Trustee Bechtle, Trustee Davis, Trustee Moscone, Trustee Myatt, Trustee Pelosi, Trustee Stafford, and Trustee Wilsey

Absent: Trustee Lui, Trustee Shultz

Staff Present: Elizabeth Murray, Managing Director; Jennifer Norris, Assistant Managing Director

CLOSED SESSION – Existing litigation regarding space allocation for and facility use by the San Francisco Posts of the American Legion in the Veterans Building:

President Bashford reported that as noticed on today's agenda, the Trustees will meet in closed session with legal counsel on existing litigation regarding space allocation for and facility use by the San Francisco Posts of the American Legion in the Veterans Building.

President Bashford stated that the Trustees will first take public comment on all matters pertaining to the closed session. Then the Trustees will entertain a motion to hold a closed session to confer with the City Attorney pursuant to Government Code Section 54956.9(d)(1) and San Francisco Administrative Code Section 67.10(d)(1).

Public Comment:

President Bashford asked if there was any public comment relating to any aspect of this agenda item, including whether the Trustees should confer with the City Attorney in closed session, and whether the Trustees should disclose any or all of its closed session discussion

There was no one present from the public, and thus no comment, and public comment was closed.

Motion to go into Closed Session:

President Bashford stated that attorneys for the petitioner, San Francisco Posts of the American Legion, filed a lawsuit in Superior Court of the State of California on Friday, April 17, 2015, naming the City, acting through this Board of Trustees, as the defendant. The case name is "In the Matter of San Francisco War Memorial Trust, dated August 19, 1921, as amended June 30, 1928" and the case number is PTR-15-298701.

President Bashford asked for a motion to invoke the attorney-client privilege and go into closed session to confer with or receive advice from the City Attorney pursuant to Government Code Section 54956.9(d)(1) and San Francisco Administrative Code Section 67.10(d)(1).

On motion of Trustee Myatt, seconded by Trustee Moscone, the committee voted unanimously to go into closed session.

CLOSED SESSION

RECONVENE IN OPEN SESSION

President Bashford reconvened the meeting in open session. President Bashford announced that the Board of Trustees took no action during the closed session. President Bashford called for a motion on whether to disclose the contents of the closed session. On motion of Vice President Horn, seconded by Trustee Moscone, the Board voted unanimously not to disclose any of the discussion during closed session.

ADJOURNMENT

There being no further business to come before the Board, President Bashford adjourned the meeting at 3:30 p.m.



Jennifer E. Norris
Executive Secretary