



ORDER OF DETERMINATION
March 14, 2014

DATE THE DECISION ISSUED
March 5, 2014

CASE TITLE – LIBRARY USERS ASSOCIATION V. SAN FRANCISCO PUBLIC LIBRARY COMMISSION
(13074)

FACTS OF THE CASE

Peter Warfield, Executive Director, Library Users Association (Complainant) made a complaint alleging that the San Francisco Public Library Commission (Respondent) violated provision of the Sunshine Ordinance related to notice and protocol of public meetings.

COMPLAINT FILED

On October 14, 2013, the Library Users Association filed a complaint against the San Francisco Public Library Commission alleging violations of Sunshine Ordinance Sections 67.15(a), 67.5, and 67.7.

HEARING ON THE COMPLAINT

On March 5, 2014, Mr. Warfield appeared before the Task Force and presented his claim. Sue Blackman, Commission Secretary, San Francisco Public Library Commission (Respondent), acknowledged that the October 4, 2013, letter in question was sent in violation of the Sunshine Ordinance. However, once the error was realized all efforts were made to correct the situation and new policies have been created to prevent future incidents.

The issue in the case was whether the San Francisco Public Library Commission violated Sections 67.15(a), 67.5, and/or 67.7 of the Sunshine Ordinance.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

Based on the testimony and evidence presented the Task Force finds the testimony of Mr. Warfield to be persuasive and finds Sunshine Ordinance Sections 67.15(a) and 67.5 to be applicable in this case.

DECISION AND ORDER OF DETERMINATION

The Task Force finds that the San Francisco Library Commission violated Sections 67.15(a) and 67.5 of the Sunshine Ordinance by failing to schedule a public meeting prior to distributing a letter from the Library Commission on October 4, 2013, and concluded the matter.

This Determination was adopted by the Sunshine Ordinance Task Force on March 5, 2014,
by the following vote: (Washburn/Knee)

Ayes: Knee, Washburn, Sims, David, Hyland, Fischer, Grant

Absent: Pilpel, Oka



Kitt Grant, Chair
Sunshine Ordinance Task Force

c: Nicolas Colla, Deputy City Attorney
 Jerry Threet, Deputy City Attorney
 Peter Warfield, Library Users Association, Complainant
 Sue Blackman, SF Public Library Commission, Respondent