

2013-2014 ALA CD#2.1—6/16/14 (act)
2014 ALA Annual Conference

ALA COUNCIL

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ALA COUNCIL MINUTES

2014 ALA Midwinter Meeting
ALA Council/Executive Board/Membership Information Session
Saturday, January 25, 2014
3:00–4:30 p.m.
Pennsylvania Convention Center
Grand Ballroom B
Philadelphia, Pennsylvania

The customary information session was held in accordance with Policy A.4.2.5.2, which states that at least one joint session of the Membership and Council with the Executive Board shall be held for information only prior to other meetings of Council and Membership. The information session was convened at 3:00 pm on Saturday, January 25, in Grand Ballroom B of the Pennsylvania Convention Center.

INTRODUCTIONS AND ANNOUNCEMENTS. President Barbara K. Stripling introduced Parliamentarian Eli Mina; ALA President-Elect Courtney L. Young; and ALA Executive Director and Secretary of the Council Keith Michael Fiels. ALA staff members assisting with the Council meetings were JoAnne Kempf, Director, Office of ALA Governance; Lois Ann Gregory-Wood, ALA Council Secretariat; Danielle Alderson, Projectionist; and Heather Theriaque, Captionist.

PRESIDENT'S REPORT, ALA CD#21. ALA President Barbara K. Stripling reported on the following projects and initiatives:

and production of e-publications in many forms, including locally produced content.

School Libraries.

As was noted in his report, Fiels announced the

As the Association's capital has grown and the knowledge base of the Trustees has become more sophisticated, they have broadened the asset classes in which we invest.

In closing, Hersberger said that developing markets are somewhat uneven, so it is di

Service, OCLC, Dublin, OH; Brenda Pruitt-Annisette, Assistant Professor/Coordinator of Media Services, Chicago State University, Chicago, IL; and Laura Koltutsky, Associate Librarian, University of Calgary, Alberta, Canada.

Pace acknowledged the members of the Committee, who included Stephen Matthews, Chair; Nick Buron; Nancy Everhart; John DeSantis; Adriene Lim; Eva Poole; and Karen Schneider. He also acknowledged with thanks JoAnne Kempf, who served as the committee's staff liaison.

Electronic balloting will begin on March 19, 2014. Polls will close on April 25, 2014. The results of the election will be announced on May 2, 2014.

ADJOURNMENT. After several brief announcements, the meeting was adjourned at 4:30pm.

ALA Council I
Sunday, January 26, 2014
8:30am–11:00am
Pennsylvania Convention Center
Grand Ballroom B

The first meeting of the ALA Council during the 2014 ALA Midwinter Meeting was convened at 8:30am on Sunday, January 26, 2014, in the Grand Ballroom B of the Pennsylvania Convention Center.

ANNOUNCEMENTS AND INTRODUCTIONS. President Barbara K. Stripling introduced Parliamentarian Eli Mina, President-Elect Courtney L. Young, and And

THE ATTENDANCE AND VOTING RECORD is attached as Exhibit 1.

QUORUM. A quorum was established at the beginning of each meeting.

RULES FOR ALA COUNCIL MEETINGS, ALA CD#5. By *CONSENT*, the ALA Council adopted the Rules for ALA Council Meetings.

ESTABLISHING THE AGENDA, ALA CD#8.1 Revised (1/15/14). By *CONSENT*, the following resolutions were added to the Council I agenda under “new business”: Resolution on Electronic Communications for ALA Council, ALA CD#34; Resolution to Improve Member Access to ALA Unit Governing Information, ALA CD#35; and Resolution on Whistleblower Edward Snowden, ALA CD#37.

By *CONSENT*, ALA CD#37, Resolution on Whistleblower Edward Snowden, was moved to the Council II Agenda on Monday, January 27, 10:00am-12:15pm.

By *CONSENT*, ALA CD#8.1 Revised (1/15/14) was adopted as amended.

2013 ALA ANNUAL CONFERENCE COUNCIL MINUTES, ALA CD#2. By *CONSENT*, the Minutes were adopted as distributed.

NOMINATIONS FOR EXECUTIVE BOARD ELECTION, ALA CD#11.

President-Elect Courtney L. Young, /Toa6(o)1(v)31(ud(Tw 0.316 0 Td(El)9(ect)3(C)5(o))11(.)TJ

greatest number of votes will be seated at the third Executive Board meeting at this Midwinter Meeting to complete the unexpired five-month term, January 28 through July 1, 2014, of Sylvia K. Norton, recently appointed Executive Director of the ALA American Association of School Librarians.

As any one of the nominated candidates could be elected to the five-month term that begins at this Midwinter Meeting, all candidates should be prepared to remain in Philadelphia until Tuesday evening, January 28, or Wednesday, January 29, 2014.

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the “big six” publishing houses, are now selling digital content to libraries. Feldman commented that ALA has had incredible recognition for its efforts to get the big five to sell digital content to all libraries.

Feldman also commented on a quote by Anthony Albanese from

- a. Examine and revise as needed the guidelines for the Council email lists and electronic communications,
 - b. Determine when various Council Documents should be available to the membership-at-large and the public-at-large,
 - c. Determine what options are available for sharing Council Documents and what are the capabilities, requirements, and consequences of each option,
 - d. Make recommendations to Council regarding which options(s) should be adopted,
 - e. Determine a schedule for re-examining these issues.
- (2) The task force shall prepare an interim report for Annual 2014.
- (3) The task force shall prepare a final report and recommendations for Midwinter 2015.

RESOLUTION TO IMPROVE MEMBER ACCESS TO ALA UNIT GOVERNING INFORMATION, ALA CD#35. Councilors Gina Persichini and Suzanne Sager, moved that the American Library Association shall change Policy A.7.4 to include all governing bodies of ALA Division and Round Tables link their meeting minutes from the unit's ALA-hosted webpage within 30 days of approval of the minutes.

In speaking to the resolution, Persichini said that this resolution is not about Council documents, nor about ALA or Council committees. ALA policy already addresses the matter of meeting minutes for Council and ALA Executive Board. The ALA Committee on Organization, COO, is addressing consistent reporting of ALA and Council committees.

This resolution addresses the ability of ALA members to stay abreast of division and round table executive committee activities. Since not all ALA members are able to attend Midwinter Meetings or Annual Conferences, and since those that do attend are unable to attend every meeting, she believed that sharing meeting minutes of division and round tables' governing bodies is a reasonable alternative to keep membership and prospective members informed of the activities of the units.

For clarification, a definition of "governing bodies" was requested, since many of the divisions not only have main governing bodies, but they also have sections with

governing bodies. It was unclear as to whether the governing bodies of division sections were also included in this motion or not.

Following other calls for clarification on the language of the resolution, Councilor Larry Romans moved and Council

VOTED, That further discussion and action on Resolution to Improve Member Access To ALA Unit Governing Information, ALA CD#35, be postponed until Council II, Monday, January 27, 2014, 10:00 AM.

ALA COUNCIL II
Monday, January 27, 2014, 10:00am–12:15pm
Pennsylvania Convention Center
Grand Ballroom B

The second meeting of the ALA Council during the 2014 ALA Midwinter Meeting was convened at 10:00am on Monday, January 27, 2014, in the Pennsylvania Convention Center, Grand Ballroom B.

QUORUM. A quorum was established at the beginning of each meeting.

ESTABLISHING THE COUNCIL II AGENDA, ALA CD#8.2 *Rev848, Td75(C)-1(O)3(U)*

“The American Library Association, as a secular institution in a country that is increasingly diverse religiously, refrains from having public prayers during its meetings. Moments of silence may be observed during meetings.”

FREEDOM TO READ FOUNDATION (FTRF) REPORT, ALA CD#22.
FTRF President Julius C. Jefferson, Jr., reported on the following FTRF items:

Item #1. *ARCE v. HUPPENTHAL*. At the Midwinter Meeting in Dallas in 2012, the ALA Council adopted the Resolution in Support of Intellectual Freedom in Tucson Unified School District Mexican American Studies Program, which opposed restriction of access to materials in open inquiry and ethnic and cultural studies programs in Arizona and condemns the suppression of open inquiry and free expression caused by closure of ethnic and cultural studies programs on the basis of partisan or doctrinal disapproval; and condemns the confiscation and restriction of access to educational materials associated with ethnic and cultural studies program; and urges the Arizona legislature to repeal the sections of the statute related to school curriculum.

On November 25, 2013, the Freedom to Read Foundation filed an amicus brief in the *Arce v. Huppenthal* better known as the Tucson Mexican American studies case.

This lawsuit, filed by teachers and students in Tucson Unified School District against the Arizona Superintendent of Public Instruction and other state officials, challenges the constitutionality of an Arizona revised statute which prohibits the use of class materials or books that encourage the overthrow of the government and "promote resentment toward a race or class of people" and are "designed primarily for pupils of a particular ethnic group" and "advocate ethnic solidarity instead of treatment of pupils as individuals." Tom

their position that the program is open to all students, not just Mexican American students.

Jefferson reported that the American Library Association joined FTRF on the brief, along with REFORMA, the Asian Pacific American Library Association; the Black Caucus of the American Library Association; the American Booksellers Foundation for Free Expression, the Comic Book Legal Defense Fund, the National Association for Ethnic Studies, the National Coalition Against Censorship, and the National Council of Teachers of English.

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ADOPTED, Resolution to Improve Member Access to ALA Unit Governing Information, ALA CD#35, **Revised**, 1/26/14, which read:

“That the American Library Association, on behalf of its members:

(1) Adjusts policy to include, "the governing bodies of ALA Divisions and Round Tables shall make drafts of their meeting minutes or other reports of actions taken available via the unit's ALA-hosted webpage within 30 days of the meeting;"

(2) Adjusts policy to include, `the governing bodies of ALA Divisions and Round Tables shall make final versions of meeting minutes or other reports of actions taken available via the unit's ALA-hosted webpage within 30 days of their approval;’

(3) Requires governing bodies to maintain an easily available historical record of these meetings and action reports; and

(4) Exempts sub-units of the divisions and sub-units of the Round Tables from the policy.”

RESOLUTION ON WHISTLEBLOWER EDWARD SNOWDEN, ALA CD#37. Councilors Diedre Conkling and Jane Glasby moved and after considerable debate, Council ***DEFEATED***, the Resolution on Whistleblower Edward Snowden, ALA CD#37, which read: “That the American Library Association, on behalf of its members recognizes Edward Snowden as a whistleblower who, in releasing information that documents the mass surveillance programs of the National Security Agency, has performed a valuable service in launching a dialogue about transparency, government surveillance, and over classification.”

RESOLUTION TO ALLOW PROGRAMS AT AMERICAN LIBRARY ASSOCIATION MIDWINTER MEETINGS, ALA CD#38. Councilors Jennifer Boettcher and Andrew Fuerste-Henry moved and because of potential

HONORARY MEMBERSHIP NOMINATIONS, ALA CD#24. On behalf of

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COUNCIL TELLERS' REPORT ON THE ALA EXECUTIVE BOARD ELECTION, CD#11.2. Councilor John C. Sandstrom, chair, reported the following election results (asterisk (*) signifies those elected--* for 3-year term and ** for 5-month term): Aaron W. Dobbs, 45; Peter D. Hepburn, 95*; Mike L. Marlin, 75**; Gina A. Persichini, 88*; Alexandra P. Rivera, 41; and Gail A. Schlachter, 81*.

INTELLECTUAL FREEDOM COMMITTEE (IFC) REPORT, ALA CD#19-19.2. Douglas Archer, IFC Chair, highlighted some of items the committee has been working on this year, which included:

Item#1. *Intellectual Freedom Manual*. The ninth edition of the *Manuals* slated for publication in early 2015. Editor Trina Magi of the University of Vermont has re-imagined and re-designed the Manual for use as a practical guide for librarians, while the IFC continues to review and revise ALA's intellectual freedom policies in preparation for the new edition. Revised policies will be circulated in the spring of 2014 for comments and suggestions.

Item#2. Privacy Toolkit. In September 2013, the IFC's Privacy Subcommittee worked to revise the Toolkit, which was last revised in 2005. The new toolkit provides concise and up-to-date guidance for libraries that are creating or revising their privacy policies. The new toolkit will be available on the Web by March 1, 2014.

Item #3. The Lemony Snicket Prize for Noble Librarians Faced with Adversity. Approval of tahaamaeirs 0 Tw7(h Td(9'(s 0 Tw7(h Td(9'(.2)5(h)-53 0 9w 6.154 0

(ALA), on behalf of its members:

1. urges Congress to amend the Whistleblower Protection Enhancement Act of 2012 to extend existing legal protections for whistleblowers to employees of all national security and intelligence agencies, and to non-federal employees working for civilian contractors;
2. urges Congress to establish a secure procedure by which all federal employees, and all non-federal employees working for civilian contractors, may safely share evidence they have discovered of fraud, waste, or abuse with the appropriate oversight committees of Congress, and directly with the press and the American people, with the protection of legally enforceable rights against retaliation or prosecution;
3. commends the courage and perseverance of federal employees, and non-federal employees working for civilian contractors, who risk their livelihoods, their reputations and their liberty to expose evidence of government fraud, waste, or abuse.”

RESOLUTION ON CURBING GOVERNMENT SURVEILLANCE AND RESTORING CIVIL LIBERTIES, ALA CD#19.1 and CD#20.1 (joint resolution sponsored by IFC and COL). On behalf of the Committee on Legislation (COL) and the Committee on Intellectual Freedom (IFC), Vivian Wynn, COL chair, moved the adoption of Resolution on Curbing Government Surveillance and Restoring Civil Liberties, ALA CD#19.1 and CD#20.1, which read: “Calls upon Congress to pass legislation supporting the reforms embodied in H.R. 3361/S. 1599 as introduced, and upon the President to sign such legislation; and commends Senator Patrick Leahy and Congressman James Sensenbrenner for sponsoring the USA FREEDOM Act, the 143 legislators in the Senate and the House who have co-sponsored it, and the 85 organizations that have endorsed it, as of January 27, 2014.”

By *CONSENT*, Divided the “Resolved” clause of the joint COL and IFC ALA CD#19.1 and 20.1, Resolution on Curbing Government Surveillance and Restoring Civil Liberties, into two separate actions: ALA CD#19.1(A) and CD#19.1(B) and ALA CD#20.1(A) and ALA CD#20.1B.

information on agency websites is an “excepted” activity that would warrant the retention of paid personnel or the obligation of funds to assure access;

The ALA Council *ADOPTED*, 20.3, Resolution on Maintaining Government Websites during a Government Shutdown, as amended.

Vivian Wynn, COL Chair, then updated the ALA Council on various legislative activities and initiatives.

ALA AWARDS COMMITTEE. Eric Suess, member of the ALA Awards Committee, presented the committee’s action item on behalf of Susan DiMattia, chair, who was unable to attend this meeting. Suess moved and the ALA Council

APPROVED, the establishment of the Lemony Snicket Prize for Noble Librarians Faced with Adversity as outlined in ALA CD#36.

The Lemony Snicket Prize for Noble Librarians Faced with Adversity will be awarded annually to a librarian. If a suitable candidate is not found, the award will not be presented that year. The Lemony Snicket prize will consist of a \$3,000 check plus \$1,000 travel, a certificate, and an odd object. After 5 year, Mr. Snicket will fund an endowed award to be managed by the ALA Office for Intellectual Freedom—in an amount sufficient to provide at least \$5000 per year going forward.

ADJOURNMENT. The agenda was completed and the meeting was adjourned.