

**2011-2012 ALA CD#2.1
2012 ALA Annual Conference**

ALA COUNCIL

MINUTES

2012 ALA MIDWINTER MEETING

Dallas, TX

AMERICAN LIBRARY ASSOCIATION

VOLUME 50

ALA COUNCIL MINUTES

**2012 ALA Midwinter Meeting
ALA Council/Executive Board/Membership Information Session
Sunday, January 22, 2012
9:00–10:00am
Dallas Convention Center (DCC), C2-C4
Dallas, TX**

The customary information session was held in accordance with Policy 5.5.2, 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 9:00am on Sunday, January 22, 2012, in C2-C4 of the Dallas Convention Center.

ANNOUNCEMENTS AND INTRODUCTIONS. President Molly Raphael introduced Parliamentarian Eli Mina, President-Elect Maureen Sullivan, 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, Council Secretariat; Danielle Alderson, Projectionist; and Kathy Cortopassi, Captionist.

PRESIDENT’S REPORT, ALA CD#21. At the 2011 ALA Annual Conference in New Orleans, LA, the ALA Council voted that the President and the Board will establish an ongoing group to address current and future issues of Equitable Access to Digital Content on a coordinated, association-wide basis. Raphael reported that a 25-ALA member Working Group has been appointed to address the many issues surrounding digital content and libraries. The Working Group is co-chaired by Sari Feldman, Executive Director, Cuyahoga County Library (OH), and Robert Wolven, Assistant University Librarian, Bibliographic Services and Collection Development, Columbia (OH) University Libraries. In addition to holding its first meeting at this Midwinter Meeting, the group’s co-chairs will also present a report at the Council I.

Raphael also spoke of the work of the Special Presidential Task Force on School Libraries, co-chaired by Pat Tumulty, chair, Committee on Library Advocacy (COLA), and Susan Ballard, President-Elect, American Association of School Librarians (AASL). The task force worked over the past several months to raise awareness about the value of school libraries in the education of young people.

Raphael encouraged everyone to sign the White House petition to “Ensure that every child in America has access to an effective school library program” (<http://wh.gov/Wgd>). The petition needed to be signed by 25,000 supporters by February 4, to petition the Obama administration to review and address the concerns expressed in the petition. A kiosk was setup in the conference registration area of the convention center, where members could log in to sign the petition. Anyone 13 years of age or older could sign the petition.

Raphael spoke about her “Empowering Voices” programs, being held during this Midwinter Meeting. One program featured a conversation on transforming communities, and the other focused on the transformation of libraries and librarianship to meet the needs and expectations of transforming communities.

Raphael also noted her diversity initiative, which centers on diversity and leadership. She announced that a new event will be held called “Champion Connections.” New leaders will be matched with established leaders, who can advocate for their increased leadership development within the association.

There will also be a “Leadership Video Series, featuring established member-leaders from diverse backgrounds in the profession. The intent of the project is to help members learn about leadership within the association and be inspired to take on new opportunities within the profession.

In speaking of her travel schedule over the past six months, Raphael said, “It's one of the great opportunities that an ALA President has, to do traveling and speaking and connecting with our chapters and affiliates. So I thank you for the opportunity, those of you who have invited me to come. It's been wonderfully rewarding, and I look forward to the next six months of travel.”

PRESIDENT-ELECT’S REPORT, ALA CD#29. President-Elect Maureen Sullivan expressed her appreciation to the Council Committee on Committees for developing a slate of candidates for the Council Executive Board election and for developing Council committee slates for the 2012-2013 appointment cycle. The committee members are Councilors Peter Hepburn, Aaron Dobbs, Sara Kelly Johns, and Patrick Sweeney.

Sullivan also extended her thanks to the ALA Division Presidents-Elect, who were extremely helpful in guiding her in the appointments for the twenty-three (23) ALA committees.

Sullivan then spoke about her presidential initiatives and programs for the upcoming year.

EXECUTIVE DIRECTOR'S REPORT, ALA CD#23. Executive Director Keith Michael Fiels announced two new ALA staff members: Laurie Borman, editor of *American Libraries (AL)*, and Ron Jankowski, director, ALA Membership Development. These positions were formerly held by Leonard Kniffel and John Chrastka, respectively.

Fiels pointed out, "We do look forward to working with Leonard and John going forward. One of the nicest things about ALA is that nobody really ever leaves."

Fiels mentioned two notable events: (1) National Preservation Week brings national attention to one of the key roles that libraries play; and (2) 75th awarding of the Caldecott Medal.

BUDGET ANALYSIS AND REVIEW COMMITTEE (BARC) REPORT, ALA CD#33. At the 1987 Midwinter Meeting, the ALA Council voted that the Budget Analysis and Review Committee (BARC) should report to Council at each ALA Midwinter Meeting and Annual Conference.

Clara N. Bohrer, chair, highlighted some key issues discussed and acted upon by BARC since the 2011 Annual Conference in New Orleans, LA, which included:

FY12 Budget Review Adjustments. The total FY12 ALA revenue budget adjustments, as recommended by BARC and approved by the Executive Board at its 2011 fall meeting, shows an overall reduction in the budgetary ceiling of \$405,004. Division budgets were also adjusted downward based upon recommendations by their boards. Grants and awards were increased due to additional grants being secured; and long-term investments were increased by \$330,000 due to the incorporation of the recent changes in the long-term investment policy. These changes allow for interest to be calculated on a five-year quarterly rolling average.

ALA senior management has set a target of \$1 million in expense reductions in the general fund in light of ALA's FY11 results, which will be spread across all

budgetary categories. The expense reductions, however, will not require staff layoffs, and the commitment to a two (2) percent increase for ALA staff still remains in the budget. Despite the reductions, programs and services for libraries and members will be maintained and the Association's strategic goals will be moved forward.

A contingency of \$250,000 of undesignated funds was established to address unforeseen needs related to revenue and expense reductions.

FY12 first quarter results, which covers September 1-November 30, show the total ALA revenue at \$9.7 million less than budget. ALA expenses are at \$10.4 million less than budget, however. There is an excess of expenses over revenues, which is less than the projected \$1.3 million.

From the perspective of the general fund, revenue is less than budget by \$361,000, due in part to several factors: no dues increase, decreased sales related to ALA Graphics and ALA Publishing.

General fund expenses, however, are containing costs, and the expenses are less than budget by \$393,000.

BARC endorsed the expansion of the ALA chapter joint membership program to include discounted trustee personal memberships. The proposal was then reviewed and approved by the ALA Executive Board.

While the acquisition of Neal-Schuman Publishers was not part of the regular budget process, Bohrer said BARC was regularly briefed on the potential acquisition from the beginning as part of its update and discussions on revenue enhancement and new business developments.

After reviewing all of the information and having considerable discussion over several meetings to ensure that all committee members' questions were addressed and their comments voiced, BARC unanimously voted at its 2011 fall meeting to recommend to the Finance & Audit Committee that ALA proceed with the purchase of Neal-Schuman Publishers, Inc., with the proviso that those involved in the negotiations work to obtain the best financial terms possible for the Association.

At the 2011 Annual Conference, BARC received nearly 100 recommendations from the following five (5) task forces: Effectiveness of ALA's Council; Equitable Access to Electronic Content; Young Professionals; Chapter Relations; and the Future Perfect.

At BARC's request, Executive Director Keith Michael Fiels and Senior Associate Executive Director Mary W. Ghikas prepared an analysis of the recommendations and included, wherever possible, general cost estimates. Recommendations that did not involve significant additional cost were also identified.

Based on the analysis, the following actions were taken:

Council Effectiveness Task Force. The majority of the recommendations can be implemented without additional financial resources. However, two of the recommendations, the preparation of white papers for mega issue, and the Council self assessment, will involve additional financial resources and are being studied by further ALA senior staff members.

Equitable Access to Electronic Content Task Force. The recommendation has been identified as one of the Association's priorities—closely related to the “Transforming Libraries” goal. The Office for Information Technology Policy is leading this effort. Also, two other recommendations involving additional expenditure are moving forward: the economic model study for e-books and the employment of a part-time project coordinator.

A series of common threads were identified in the remaining task force reports: membership, conferences, and elections. BARC reviewed the common threads along with a general range of financial impact of implementation. ALA Senior staff is working with conference, membership and our election services provider to identify those recommendations that can be implemented without additional cost and establish more specific costs for those that cannot.

In closing, Bohrer thanked Greg Calloway, Keith Brown, Sandy Lee, and Elaine Klimek for their work and support in preparing the information necessary to carry out BARC's work.

ENDOWMENT TRUSTEES REPORT, ALA CD#16. Daniel (Dan) J. Bradbury, chair, acknowledged the other trustees: John Vitali; Robert Walton, and ALA Treasurer Jim Neal.

Bradbury stated that due to market volatility, 2011 was highly unique as result of the unprecedented Arab Spring Uprisings that began in January; the Japanese Tsunami and nuclear disaster in March; the European sovereign debt crisis; the handling of the U.S. debt ceiling debate; and the credit rating of the U.S. government debt being downgraded from AAA to AA+.

Despite the volatility and uncertainties, the Trustees are confident that the ALA portfolio is well positioned and protected.

REPORT OF THE 2012 ALA NOMINATING COMMITTEE, ALA CD#26-26.1. Vivian R. Wynn, chair, presented the slate of candidates for the upcoming 2012 ALA election. Candidates for the office of ALA President-Elect are Gina J. Millsap, Executive Director, Topeka and Shawnee County Public Library, Topeka, KS; and Barbara K. Stripling, Professor of Practice, Syracuse University, Syracuse, NY. The revised slate of nominees for the office of Councilor-at-Large is listed in ALA CD#26.1.

ALA Bylaws Article III, Section 3B, provides that “the ALA Nominating Committee shall also include on the official ballot other nominations filed with the executive director by petition of any twenty-five (25) members of the Association at least four months before the annual conference, provided written consent of these nominees shall have been filed with the executive director of the Association.” Keith Michael Fiels reported that to date, no petitions have been filed for the office of ALA President-Elect. Petitions with consent have been filed for the office of ALA Councilor-at-Large from Nicolas H. Buron, Associate Director, Central Library, Queens Borough Public Library, Jamaica, NY; Mario M. Gonzalez, Executive Director, Passaic (NJ) Public Library; Marilyn Hinshaw, Consultant, Muskogee, OK; Patricia M. Hogan, Administrative Librarian, Poplar Creek, Public Library District, Streamwood, IL; Kimberly Anne Patton, Teen Librarian, Kansas City Public Library, Kansas City, MO; Gina A. Persichini, Networking Consultant, Idaho Commission for Libraries, Boise, ID; Vicky Lee Schmarr, School Librarian, Olentangy High School, Westerville, OH; and Courtney L. Young, Head Librarian, Penn State University, J. Clarence Kelly Library, McKeesport, PA.

Electronic balloting will begin on March 19, 2012; polls will close on April 27, 2012; and the election results will be announced on May 4, 2012.

At its 2011 fall meeting, the ALA Executive Board established a task force composed of Linda Williams, Steve Matthews, and Doro Ho to draft guidelines that will help

future ALA Nominating Committees perform their tasks . The draft “Nominating Committee Guidelines for Selecting Candidates for ALA Council” were emailed to the ALA Council for its input. Council’s suggestions will be incorporated into the guidelines. Raphael said the guidelines were not meant to be prescriptive but only serve as suggestions to help Nominating Committees complete their work. It was suggested, therefore, that some language be included in the guidelines to specify that the guidelines were not prescriptive and not binding.

ADJOURNMENT. Following some brief announcements, the meeting was adjourned at 10:04am.

**ALA Council I
Sunday, January 22, 2012
11:15am-12:30pm
Dallas Convention Center (DCC), C2-C4
Dallas, TX**

The first meeting of the ALA Council during the 2012 ALA Midwinter Meeting was convened at 11:15am on Sunday, January 22, in C2-C4 of the Dallas Convention Center.

ANNOUNCEMENTS AND INTRODUCTIONS. President Molly Raphael reintroduced Parliamentarian Eli Mina, President-Elect Maureen Sullivan, 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, Council Secretariat; Danielle Alderson, Projectionist; and Kathy Cortopassi, Captionist.

Special guests included ALA Presidential candidates Barbara K. Stripling and Gina J. Millsap; Min Chou, President, Chinese American Librarians Association; Mary Chute, Deputy Director for Libraries, Institute of Museum and Library Services; Heidi P. Frank, President-Elect, Online Audiovisual Catalogers; Darcy Kirk, President, American Association of Law Libraries; Roberta I. Shaffer, Associate Librarian of Congress for Library Services; John Borneman, Immediate Past President, Indiana Library Federation; Janice Boyer, President, Nebraska Library Association; Wanda Brown, President, North Carolina Library Association; Terry Buckner, President, Kentucky Library Association; Abigail Elder, President-Elect, Oregon Library Association; Jan Brue Enright, President-Elect, South Dakota Library Association;

Tina Glatz, President-Elect, New Mexico Library Association; Adriane Juarez, President-Elect, Utah Library Association; Dennis J. LeLoup, ALA Councilor and President, Indiana Library Federation; Tim Mallory, Immediate Past President, Washington Library Association; Gena Marker, President, Idaho Library Association; Ron McCabe, President-elect, Wisconsin Library Association; Charlene Picheloup, President-Elect, Louisiana Library Association; Rhonda Puntney Gould, ALA Councilor and Immediate Past President, Wisconsin Library Association; Lisa Rice, President-Elect, Kentucky Library Association; Barbara J. Stites, President-Elect, Florida Library Association; Emily E. Tish, President-Elect, Alabama Library Association; and Tom Wilding, ALA Councilor and President-Elect, Arizona Library Association.

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, 1/21/12, 9:30pm. By **CONSENT**, Council adopted ALA CD#8.1 Revised, 1/21/12, 9:30pm, as amended to defer consideration of ALA CD#35, Resolution on Publishers and Practices Which Discriminate Against Library Users, until ALA Council II, Monday, January 23, 2012, 10:00am-12:15pm.

2012 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 Maureen Sullivan, chair, 2011-2012 Committee on Committees, read the names of the candidates for the Council election to the ALA Executive Board: Robert (Rob) Banks, Chief Operating Officer, Topeka and Shawnee County Public Library, Topeka, KS; Alexia I. Hudson, Reference & Instruction Librarian, Pennsylvania State University, Abington College, Abington, PA; Bobbi L. Newman Graduate Student, Masters, Public Policy & Administration, Iowa State University, Ames, IA; John A. Moorman, Director, Williamsburg (VA) Regional Library; Rosario Garza, Executive Director, Southern California Library Cooperative, Monrovia, CA; Karen E. Downing, University Learning Communities Liaison Librarian, University of

Michigan, 209 Hatcher Graduate Library, Ann Arbor, MI; and Gladys Smiley Bell, Special Collection (Peabody) Librarian, Hampton University, Harvey Library, Hampton, VA (nominated by Councilors Larry Romans and Tom Wilding).

An Executive Board Candidates Forum will be held on Monday, January 23, 2012, 12:30-1:30pm. The forum will allow Council members an opportunity to hear the views and ask questions of the Executive Board candidates.

The election results will be announced at ALA Council III on Tuesday, January 24, 2012, 8:00am–12:30pm.

APPOINTMENT OF TELLERS FOR THE ELECTION, ALA CD#11.1.

Councilors Diana Wu; Kirby McCurtis; and Henry Stewart, chair, volunteered to serve as election tellers.

ALA EXECUTIVE BOARD ACTIONS SINCE THE 2011 ALA ANNUAL CONFERENCE, ALA CD#15. This is an information item with no action required. No questions were raised about the information provided in ALA CD#15.

IMPLEMENTATION OF 2011 ALA ANNUAL CONFERENCE COUNCIL ACTIONS, ALA CD#9. Executive Director Keith Michael Fiels updated Council on the implementation of Council actions.

DIGITAL CONTENT AND LIBRARIES WORKING GROUP, ALA CD#30. Sari Feldman and Robert Wolven, co-chairs, reported that the group held its first face-to-face meeting on Saturday, January 21, 2012. The working group is composed of a cross section of people from all types of libraries, vendors to libraries, and people representing the publishing community. Six (6) sub-workgroups were established to focus on different topics.

Robert Wolven noted that following the group's official meeting, a reception was held in which representatives from five of the major publishers were in attendance. Wolven and Feldman said the reception helped start the dialogue with the publishers, which served as a precursor to meetings that will take place at the end of January between ALA leadership and various publishers. The working group will develop talking points for those meetings.

ANNOUNCEMENTS. Executive Director Keith Michael Fiels announced the following two new petition nominees: Rosie L. Albritton, Director of Library Services,

Prairie View A&M University, John B. Coleman Library, Prairie View, TX; and Virginia Moore, Prince George County Memorial Library, Oxen Hill (MD) Branch.

ADJOURNMENT. After several other announcements, the meeting was adjourned.

ALA COUNCIL II
Monday, January 23, 2012, 10:00am–12:15pm
Dallas Convention Center (DCC), C2-C4
Dallas, TX

The second meeting of the ALA Council during the 2012 ALA Midwinter Meeting was convened at 10:00am on Monday, January 23, in C2-C4 of the Dallas Convention Center.

QUORUM. A quorum was established.

ESTABLISHING THE AGENDA, CD#8.2, Revised 1/22/12, 8:30pm. By **CONSENT**, Council adopted ALA CD#8.1 Revised, 1/21/12, 9:30pm, as amended to defer consideration of ALA CD#35, Resolution on Publishers and Practices Which Discriminate Against Library Users, until ALA Council II, Monday, January 23, 2012, 10:00am-12:15pm.

ALA TREASURER'S REPORT, ALA CD#13. James (Jim) G. Neal provided a comparative analysis of revenues and expenses for 2001-2011; the consolidated summary of operations revenues and expenses for FY10 and FY11; the consolidated statement of position for Assets & Liabilities for FY10 and FY11; and the General Fund Revenues and Expenses for 2001 through FY11; and the FY13 budgetary planning of the Association. Neal also reported on ALA's new business development strategies and the Neal Schuman Publishing acquisition.

After providing an in-depth financial report, Jim Neal, ALA Treasurer, moved and Council

APPROVED, the FY2013 programmatic priorities (ALA CD#13, FY2013 Programmatic Priorities) for the American Library Association:

- Diversity
- Equitable Access to Information and Library Services

- Education and Lifelong Learning
- Intellectual Freedom
- Advocacy for Libraries and the Profession
- Literacy
- Organizational Excellence
- Transforming Libraries

POLICY MONITORING COMMITTEE REPORT (PMC), ALA CD#17.

Councilor John Allyn Moorman, chair, moved and Council **ADOPTED**, the following three (3) action items contained in ALA CD#17, Policy Monitoring Committee (PMC) Report:

ACTION ITEM 1. Based on 2010-2011 CD#16.1, Endowment Trustees Report, Exhibit 13 (ALA Annual Conference 2011), submitted by the ALA Treasurer and the Endowment Trustees, approved by the ALA Council, the **PMC moves** that Policy 8.5.1 be revised to read:

8.5.1. Long Term Investment Funds: Association's Use/Withdrawal and Repayment

In the preparation of the ALA annual budget, the ALA Executive Director is authorized to include a **payout rate of 3% - 5% of the five-year trailing calendar quarterly (20) rolling average of the net asset balance of the ATA Future Fund. Additionally, the Executive Directors of the Divisions and the liaisons for the Round Tables and others responsible for endowment funds are authorized to include in the preparation of their annual budgets, the anticipated payout value as provided by the Finance department. The payouts will be subject to any donor restrictions related to a particular fund and will be made from allowable temporarily restricted and unrestricted net assets. Additionally, the annual payout rate (3% - 5%) will be reviewed, determined and recommended by the ALA Endowment Trustees and the Finance and Audit committee of the ALA Executive Board, with final approval by the ALA Executive Board.**

Use of Fund

Listed below are the primary instances **whereby additional funds may be withdrawn from** the Long-Term Investment Fund can be made.

- A. Program Support
The General Fund, Divisions and Round Tables can request funds from their respective long-term investment funds to support one-time programs.
- B. Emergencies
Emergencies will include financial disaster due to a major revenue shortfall, act of God, building catastrophe, major lawsuit, etc.
- C. New Initiatives
New Initiatives will include projects or programs that are multi-year in nature and deemed important to the future of the Association, Divisions, Round Tables or units.

Amounts requested to be withdrawn in excess of **the determined payout rate** will require repayment with interest.

- D. Scholarships & Awards
Allowable withdrawals from temporarily restricted and unrestricted Long-Term Investment funds designated for named scholarships and awards will be made to the extent necessary to support the award or scholarship according to its stipulations and requirements. If the **funds available from the annually determined payout rate of 3%-5% of a named** scholarship or award is not adequate, the amount in the temporary restricted and unrestricted investments designated for named scholarships may be used up to the limits of any permanent or donor restrictions.
- E. Life Membership Funds
Allowable withdrawals from temporarily restricted and unrestricted Long-Term Investment funds designated for Life Membership will be made from the Life Membership Fund to the extent necessary to support the annual membership fee for the participants.
- F. Transfer of Existing Funds

It is allowable to make a transfer from existing unrestricted funds for the establishment of a new and or in support of an existing scholarship fund, program or initiative fund within the Long-Term Investment Fund.

Withdrawal-Transfer-Repayment

Each withdrawal for any of the purposes referenced in A, B, C and the annually determined payout rate of 3%-5% of the five-year trailing calendar quarterly (20) rolling average net asset balance must be approved by the Executive Board.

Withdrawals from the Long-Term Investment Fund **above and beyond the annually determined payout rate of 3% - 5% of the five-year trailing calendar quarterly (20) rolling average net asset balance, for any of the following events:**

- a. Program Support
- b. Emergencies
- c. New Initiatives

will require repayment at the prevailing ALA borrowing rate with the term to be recommended by management and approved by the Executive Board.

The annual withdrawal of interest and or dividends from the Long-Term Investment Fund will not require repayment.

ACTION ITEM 2. Based on CD#45, Recommendation 3.2, (ALA Annual Conference 2011), submitted by the Presidential Task Force for Improving the Effectiveness of ALA's Council, approved by the ALA Council, **PMC moves** that Policy 5.3 (Council Resolutions: Guidelines for Preparation of Resolutions to Council), provision # 6 of the "Content" section and provision #1 of the "Process" section be revised to read:

Content:

6. Resolutions should clearly support **ALA's Strategic Plan as well as its mission/or its core values.**

Process:

1. All resolutions submitted by Council members must be sent to the ALA Resolutions Committee for review and must be accompanied by a completed ALA Resolution Form. **A supplemental explanation consisting of one or more expository paragraphs should accompany every resolution clearly stating how the resolution supports ALA's Strategic Plan as well as its mission and/or its core values. This supplementary explanation is not a part of the resolution proper.**

(Revised: 1995 MW; 1999 AC; 2000 AC; 2003 AC; 2008 AC; 2011 AC)

ACTION ITEM 3

Based on CD#45, Recommendation 5.1, (ALA Annual Conference 2011), submitted by the Presidential Task Force for Improving the Effectiveness of ALA's Council, approved by the ALA Council, **PMC moves** that Policy 5.5.2 (Council/Executive Board/Membership Information Session) and Policy 7.4.10 (Membership Meetings) be revised as follows:

Policy 5.5.2 Council/Executive Board/Membership Information Session

At each Midwinter Meeting, there shall be at least one session of Council with the Executive Board for information only, to be held prior to other meetings of Council. Any member of the Association may participate in the information session.

Policy 7.4.10 Membership Meetings

A membership meeting shall be held during the Annual Conference, excluding days when pre-conferences are held, **prior to the meetings of Council.**

The membership meeting shall consist of:

- **A session during which the Executive Board, Council, and members may provide information to one another. Any member of the Association may participate in this information session.**
- **A session during which the voting members of the Association may exercise their authority to act as set out in Article VI, Sections 9(a) and 4(c) of the Constitution.**
- **Memorials, tributes, and testimonials may be mentioned by the presiding officer.**

Membership meetings may also be held at such times as may be set by the Executive Board, Council, or by membership petition, as provided for in Article II, Section 4 of the Bylaws.

ALA POLICY MANUAL REVISION TASK FORCE, ALA CD#10. Councilor John A. Moorman, chair, presented an interim report on the task force's work to date. The task force will present its final report and a revised ALA *Policy Manual* for Council's consideration and action at the 2012 ALA Annual Conference in Anaheim, CA.

COMMITTEE ON ORGANIZATION (COO) REPORT, ALA CD#27. James (Jim) R. Rettig, chair, moved and Council **AMENDED**, the composition of the Committee on Education by adding a non-voting representative from the AASL Educators of School Librarians Section.

FREEDOM TO READ FOUNDATION (FTRF) REPORT, ALA CD#22. Kenton L. Oliver, FTRF President, reported the FTRF has adopted a strategic plan at this Midwinter Meeting that addresses five critical action areas: awareness, litigation, education, engagement, and capacity building. It is anticipated the plan will soon yield tangible results, such as an improved website, new membership materials, and an educational program for attorneys, librarians, and library students.

Oliver then updated the ALA Council on cases that FTRF was involved in or monitoring. These cases include *People of the State of Michigan v. Kwame Kilpatrick*; *United States v. Alvarez*; *Bradburn et al. v. North Central Regional Library District*; *Hunter v. City of Salem and the Board of Trustees, Salem Public Library*; *PFLAG, Inc. v. Camdenton R-III School District*

Oliver said the Judith F. Krug Fund continues to provide grants to underwrite Banned Books Week observances conducted by diverse groups in communities and institutions across the country. In addition to the Banned Books Week grants, the Judith F. Krug Fund is funding the development of online intellectual freedom education material for LIS students.

In closing, Oliver said the FTRF held its annual Banned Author Event at the Dallas Public Library at this Midwinter Meeting. The event featured best-selling Young Adult Author John Green, author of the challenged book *Looking for Alaska* and his new book, *The Fault in Our Stars*. The event was a great success and the attendance was over the occupancy regulations. The event raised a considerable amount of the

money for the Gordon M. Conable Fund, which provides conference scholarship to library science students and new librarians who demonstrate a commitment to intellectual freedom in the library.

ALA HONORARY MEMBERSHIP NOMINATIONS, ALA CD#24-24-2. On behalf of the ALA Executive Board, Immediate Past President Roberta A. Stevens recommended that ALA honorary memberships be bestowed upon Jack Reed and Betty J. Turock.

The ALA Council

VOTED, To bestow ALA honorary memberships upon Senator Jack Reed and Dr. Betty J. Turock.

ANNOUNCEMENTS. ALA Executive Director Keith Michael Fiels announced that a petition for the position of Councilor-at-Large was received from Sandy Wee, Branch Manager, San Mateo County Library, Millbrae, CA.

ADJOURNMENT. The Council II meeting adjourned at 11:25am.

ALA COUNCIL III
Tuesday, January 24, 2012, 8:00am–12:30pm
Dallas Convention Center (DCC), C2-C4
Dallas, TX

The third meeting of the ALA Council during the 2012 Midwinter Meeting was convened at 8:00am on Tuesday, January 24, in the Dallas Convention Center, C2-C4.

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

ESTABLISHING THE AGENDA, ALA CD#8.4, Rev.,1/23/12, 8:30PM. By ***CONSENT,*** ALA CD#8.3, Rev.,1/23/12, 8:30pm, was adopted as amended by adding the following item under “new business”: ALA CD#35Revised, Resolution on Publishers and Practices Which Discriminate Against Library Users.

MEMORIALS, ALA MR#1–4. Council Policy 5.3 (15) provides that memorials, tributes, and testimonials will be presented at the beginning of the last session of

Council. Memorials were **ADOPTED** for the following: Dorothy Broderick, M-#1; D. Whitney Coe, M-#2; John Minto Dawson, M-#3; and Robert W. Houk, M-#4.

TRIBUTES, ALA TR#1-4. By **ACCLAMATION**, Council adopted the following tributes: Jill Nishi, T-#1; Lois Ann Gregory-Wood, T-#2; Maryellen Trautman, T-#3; William J. Boarman, T-#4; Norman A. Sugarman Children's Biography Award, T-#5.

COUNCIL TELLERS' REPORT ON THE ALA EXECUTIVE BOARD ELECTION, CD#11.2. Councilors Kirby McCurtis; Diana Wu; and Henry Stewart, chair, reported the following election results (*signifies those elected): *Robert E. Banks, 74; Gladys Smiley Bell, 35; Karen E. Downing, 59; *Alexia I. Hudson, 89; *John A. Moorman, 60; and Bobbi L. Newman, 31.

INTELLECTUAL FREEDOM COMMITTEE (IFC) REPORT, ALA CD#19-19.1. Pat Scales, chair, reported that since 1990, the Office for Intellectual Freedom (OIF) has maintained a confidential database on challenged materials. The OIF collects entries from both media reports and reports submitted by individuals, which are then manually entered into a database. OIF is in the process of finalizing contract and confidentiality agreements with the University of Illinois at Urbana-Champaign, GSLIS, to consult on software selection, category development and refinement, and user interface development. Working with the university, OIF anticipates having an upgraded challenge database in place by fall 2012.

OIF, in collaboration with other participants, is creating a new awareness campaign to encourage the reporting of challenges to library materials. The campaign is entitled "Defend the Freedom to Read: It's Everybody's Job." Challenges reported to ALA by individuals are kept confidential and used only for statistical purposes. More information about the campaign is available at www.ala.org/challengereporting.

Scales also called attention to Choose Privacy Week, May 1-7, 2012. Librarians and library workers are invited to participate in a survey that will measure librarians' attitudes about privacy rights and protecting library users' privacy. The survey data will help ALA assess the state of privacy in the U.S.

Scales said the upcoming 2012 Banned Books Week, September 30-October 6, 2012, marks the 30th anniversary of this annual celebration of the freedom to read. In addition to the virtual Banned Books Week Read-out, the Read-out will also feature

YouTube videos of authors reading from their favorite banned/challenged books and talking about the importance of the freedom to read.

Pat Scales then moved the adoption of ALA CD#19.1, Resolution Opposing Restriction to Materials and Open Inquiry in Arizona Ethnic and Cultural Studies Programs. Following some debate and several amendments, the Council

ADOPTED, ALA CD#19.1, Resolution Opposing Restriction to Materials and Open Inquiry in Arizona Ethnic and Cultural Studies Programs, as amended to read:

That the American Library Association (ALA):

1. 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.
2. Condemns the restriction of access to educational materials associated with ethnic and cultural studies programs.
3. Urges the Arizona legislature to pass HB 2654, “An Act Repealing Sections 15-111 and 15-112, Arizona Revised Statutes; Relating to School Curriculum.”

COMMITTEE ON LEGISLATION (COL) REPORT, ALA CD#20–20.3. Eva Poole., chair, moved and Council **ADOPTED**, the following three (3) action items contained in ALA CD#20-20.4:

Item #1. ALA CD#20.1, Revised, Resolution Opposing the Research Works Act, as amended to read: “That the American Library Association (ALA):

1. Urges the U.S. Congress to reject the Research Works Act, H.R. 3699, because it not only threatens future public access to federally funded research, but also nullifies the public access already provided to peer-reviewed journal manuscripts resulting from NIH funding.
2. Reaffirms its support for the expansion of the NIH public-access policy to other federal agencies and departments.”

Item #2. ALA CD#20.2, Resolution Opposing the Preventing Real Online Threats to Economic Creativity and Theft of Intellectual Property Act of 2011 (PIPA) and the Stop Online Piracy Act (SOPA), which read: “That the American Library Association (ALA):

1. Urges Congress to reject both the S. 968, PIPA bill in the U.S. Senate and H.R. 3261, SOPA bill in the U.S. House of Representatives because they compromise such fundamental rights as free speech, intellectual freedom, and privacy in an attempt to target foreign websites and combat online infringement overseas.
2. Opposes any legislation that compromises ALA’s core principles and stifles the dynamic, innovative potential of the global Internet.”

Item #3. ALA CD#20.3, ALA CD#20.3, Resolution on the Loss of Crucial Government Information, which read: “That the American Library Association (ALA):

1. Urges U.S. Congress to restore funding to ensure permanent no-fee public access to aggregated sources of government information.
2. Urges the establishment of a mandated process with adequate notification to include the opportunity for public notice and comment with consultation by librarians, researchers, small businesses and other appropriate stakeholders before decisions are made to discontinue access to current or historical information resources when the federal government initiates, significantly modifies, or terminates information products.
3. Urges Congress to require that agencies discontinuing access to current or historical information resources transfer the content and related functionality to the U.S. Government Printing Office or other public institutions that can ensure continued no-fee digital access to this information.
4. Urges Congress to improve the federal government's policies and capabilities for making government information available to the public in an open, timely, participatory, and transparent manner.”

INTERNATIONAL RELATIONS COMMITTEE (IRC) REPORT, ALA CD#18-18.1. Sha Li Zhang, chair, reported on the following items:

- **International Librarians at the Midwinter Meeting.** A reception was held for international librarians and donors who help raised the first endowment fund for the International Relations Round Table. Ninety-five (95) international librarians attended this Midwinter Meeting.
- **ALA 2015 International Strategic Plan.** The International Relations Committee continues to work to develop international activities of the goals and objectives of the 2015 International Strategic Plan.
- **International Federation of Library Associations and Institutions (IFLA).** Ingrid Parent, IFLA President and Donna Sheeder, IFLA Treasurer attended this Midwinter Meeting. At the IFLA Update Session, Ms. Parent shared her presidential activities since taking office in August 2011. Her priorities during her term include digital content, international leadership development, outreach, cultural heritage reconstruction, and the multiculturalism.
- **ALA President's International Engagements.** President Molly Raphael gave a keynote address at the Library and Information Association of New Zealand Aotearoa held in Wellington, New Zealand in November 2011; spoke at the "Empowering Voices" Workshop in New Zealand; and represented the ALA at the IFLA conference and the Guadalajara Book Fair. In recognition of her outreach effort, the International Relations Committee expresses its appreciation.
- The International Relations Office (IRO) continues to coordinate and receive donations from ALA members for the relief funds for libraries in Japan, Haiti, and Chile. Forty thousand dollars (\$40,000) has been distributed to three projects in Haiti; \$4,000 to Japan; and \$2,000 will be sent to Chile, along with over 900 cataloged books from REFORMA.

Following her report, Sha Li Zhang responded to inquiries from the Council floor.

NEW BUSINESS:

ALA CD#35 Revised, Resolution on Publishers and Practices With Discriminate Against Library Users. ALA Councilors Cynthia Czesak, Mario Gonzalez, and Valerie Bell, moved: (1) that the American Library Association opposes the discriminatory policies of publishers and distributors which adversely impact access to content by library users; and (2) that the working group on digital content in libraries be directed to review the situation and recommend appropriate action and/or appropriate parties who should be informed of this resolution.

In speaking to the resolution, Councilor Cynthia Czesak stated that the resolution was authored and adopted by members of the New Jersey Library Association who then asked that the resolution be forwarded to the ALA Council for its consideration. Czesak commented that the NJLA felt that libraries are being marginalized in the type of content that can be purchased. The NJLA felt it was very important to make a statement about the discriminatory practices of some publishers and distributors.

ALA Councilor Mario Gonzalez, one of the seconders of the resolution, commented that “when libraries are restricted from providing materials that our users want to use, it's kind of a sad situation.” He encouraged Council’s support of the resolution.

After an in-depth discussion of the proposed language in the resolution and several amendments to that language, the ALA Council

ADOPTED, ALA CD#35, Resolution on Publishers and Practices Which Discriminate Against Library Users, as amended to read:

“That the American Library Association (ALA):

1. Opposes any discriminatory policies of publishers and distributors which adversely impact access to content by library users.
2. Directs that the Working Group on Digital Content in Libraries to review the situation and recommend appropriate action and/or appropriate parties who should be informed of this resolution.

ANNOUNCEMENTS. Keith Michael Fiels reported receipt of the following petitions for Councilor-at-Large since the Council II meeting: Aaron Dobbs, Systems and Electronic Resources Librarian, Shippensburg University; Karen Downing, Foundation and Grants Librarian, University of Michigan Graduate Library, Ann Arbor, Michigan; Jane Glasby, Program Manager, San Francisco (CA) Public Library, Library for the Blind and Print Disabled; Chih-Feng P. Lin, Associate Professor, Shih Hsin University, Taipei, Taiwan; Gail Schlachter, President, Reference Service Press, El Dorado Hills, CA; and Karen G. Schneider, Director, Cushing Library, Holy Names University, Oakland, CA;

ADJOURNMENT. The ALA Council III was adjourned upon the completion of the agenda.