

**Community Library Network  
SPECIAL Board of Trustees Meeting  
THURSDAY, November 2, 2023  
POST FALLS LIBRARY**

**2:00-5:00PM**

**We Empower Discovery**

Agenda

Call to Order Meeting was called to order at 2:00 pm

Roll Call Trustees: Katie Blank, Tom Hanley, Rachelle Ottosen, Tim Plass, Vanessa Robinson (left the meeting at 5:15 pm)  
Treasurer: Julie Saad (arrived at 3:21 pm)  
Staff: Alexa Eccles, Lindsey Miller-Escarfuller, Janelle Sells  
General Counsel: Colton Boyles

Materials Acquisition Policy discussion: Action Item (*120 minutes*)

- Plass moved to methodically approve all the Plass draft of the Materials Selection Policy section by section. Eccles noted wanting Counsel to advise on possible meetings outside of a public meeting. She does not feel staff have sufficient input into the policy. She also noted recommendations for policy changes from the Trustee Manual. Plass moved to amend the motion to approve all the yellow strike outs and accept the red text in the definitions sections of the Plass draft of the Materials Selection Policy. Robinson is opposed to the definitions section. Blank is concerned that there are constitutional insufficiencies. Ottosen called the previous question. Blank stated calling the question requires a two-thirds vote. Ottosen disagreed.

Vote to call the previous question.

M, C – Ottosen; Blank and Robinson opposed.

Motion to add the amendment.

M, Failed – Plass; Hanley abstained, Robinson and Blank opposed

Motion to methodically approve all the Plass draft of the Materials Selection Policy section by section.

M, C – Plass; Blank and Robinson opposed.

- Plass moved to approve all changes shown in the Statement of Purpose section of the Plass draft. Blank wants to know where the content in the section came from. She asked what “curtails” and “in a sense” means. Plass moved to amend the motion to insert a period after the word “resident” and to replace the next words “and to openly afford” with “This policy openly affords...”. Robinson called the previous question.

Vote to call the previous question.

M, C - Robinson

Motion to approve the amendment.

M, Failed – Plass; Blank, Hanley, and Robinson opposed.

- Blank repeated her question regarding “curtails” and “in a sense”. Miller-Escarfuller noted her objection to the first sentence in the section. Hanley provided a definition of curtail. Eccles noted librarians do not “curtail” based on content or viewpoint. Robinson would prefer to keep the Objective section from

the currently approved policy. Consensus to add a comma after "residents" in the second paragraph was reached. Blank agrees with Robinson to remove the red text in the first section. Plass called the previous question.

Vote to call the previous question.

M, C – Plass

Motion to accept changes in Statement of Purpose Section

Plass – Aye

Blank – Nay

Robinson – Nay

Hanley – Aye

Ottosen – Aye

- Hanley is opposed to the Plass changes in the first sentence of the Objective and Scope of Policy. His intent was only for new acquisitions. Plass reviewed the intent of his edits. Ottosen would like to keep the final sentence beginning with "No specific book..." Consensus was reached for keeping the final sentence beginning with "No specific book..." Eccles expressed her concerns about being able to repurchase a previously approved book. Robinson asked about what would happen to existing books. Hanley is opposed to "regardless if previously acquired..." and removal of "not removal...". Blank wants the policy to be reviewed by Counsel. Ottosen for keeping "regardless if previous..." and in favor of keeping "not removal of any...". Consensus was reached for Ottosen's suggestions. Consensus was reached to approve the Objective and Scope of Policy as amended.
- Hanley wants to keep the word "ultimately" in the Responsibility section. Plass disagrees. Blank and Robinson agree with Hanley. Consensus reached for the Responsibility section as amended.
- The Intellectual Freedom section was previously agreed to be struck by consensus.
- Robinson asked where the definitions came from and if they are necessary for the Definitions – As Used in this Policy section. Hanley added the word "any" in the last sentence of the first paragraph to read "taken as a whole or in part, has any of the following...". Blank noted the definitions came from another state. She also stated that adding "in part" is against Idaho Code. Plass noted this policy is just guiding the purchase of materials. Eccles stated her preference for citing definitions. She noted the ICRMP policy no longer covers claims related to materials. Robinson asked if all books were subject to these definitions. Hanley suggested the first (C) be added to the of the first (B). Boyles cautioned using "in part". Consensus was reached to combine the first (B) and (C) sentences. Boyles cautioned against combining (B) and (C). Consensus reached to keep (B) and (C) separate. Robinson suggests removing all definitions and adding citing Idaho Code. Consensus was not reached for Robinson's suggestion. A consensus was reached for adding "any of". In the Nudity definitions, Hanley wants the bullet points to read "Showing or description" for (A) and (B) and "Depiction or description" for (C). Consensus was reached for accepting the Definitions section as amended.
- Plass amended the second paragraph of the Selection Process to read "Books and material with content that is "harmful to minors" as defined in the policy, shall be excluded from the selection and acquisition for the library's non-adult collection. Eccles believes the struck-out last paragraph of the section is clearer. Consensus was reached to amend the second paragraph. Robinson asked if this policy will be "clear and unambiguous". Eccles does not believe so and Miller-Escarfuller noted areas of concern. Eccles noted the lack of liability coverage through ICRMP. E-books are represented in this section by stating "material". Eccles noted there is no mechanism to prevent minors from accessing adult materials in Overdrive. By consensus, "Appropriateness of subject and style for intended library users." to be removed from the last bullet point. Boyles reviewed the exclusion in the ICRMP policy regarding claims related to this policy. If a lawsuit were filed as a result of this policy, the library would

be financially responsible for defending the library. Consensus was reached for the Selection Process as amended.

- Blank does not agree with separating Withdrawal of Materials from the Selection of Materials policy. Consensus was reached to keep the Withdrawal of Materials (Weeding) stricken.
- Consensus was reached to keep the Gifts section as stated.
- Consensus was reached to keep the Reconsideration of Material section stricken.
- Plass moved to accept the Materials Selection Policy as edited by Plass as amended. Blank is concerned about approving a policy without legal review first. Plass withdrew his motion. Plass moved to approve the Plass draft of Materials Selection Policy to send to Legal Counsel for review. Robinson moved to amend the motion to send the policy to Legal Counsel and staff for review and then return the policy to the Board for approval. Plass withdrew the full motion. Plass moved to agree to send the Plass draft of the Materials Selection Policy as edited to be sent to Legal Counsel and staff for review. Hanley is opposed to sending the policy to staff. Plass amended the motion to add the words "to be returned in one week" at the end of the motion. Eccles noted that one week is not enough time to provide Legal Counsel a clean draft. Plass stated he could provide a clean policy draft quickly. Robinson is opposed to Plass providing a clean policy draft to Legal Counsel. Boyles believes he can provide an opinion within two weeks. Plass moved to amend the motion "to be returned in one to two weeks" at the end of the main motion. Ottosen suggested the amendment to "to be sent to Legal Counsel and staff for review and to be returned from Legal Counsel as soon as possible. Boyles would like clarification on what type of deliverable the Board would like. Plass would like to receive a confidential report first. Robinson and Blank would like a verbal report. Boyles can give a verbal report at the next meeting. Plass withdrew his amendment.

Motion to approve the amendment to send to Legal Counsel and staff.

M, C – Robinson; Hanley and Plass opposed.

Motion to send the Plass draft of the Materials Selection Policy as edited to Legal Counsel and staff for review.

M, C – Plass

Break from 4:07 pm to 4:12 pm

Plass moved to extend the meeting to 5:20 pm

M, C – Plass

Motion to adjourn at 5:02 pm

M, Failed – Blank; Hanley and Plass opposed, Robinson abstained.

Deselection and Reconsideration Policy discussion: Action Item *(40 minutes)*

Discussion on insurance process: Action Item *(15 minutes)*

- Plass moved to have the Board direct the Board Treasurer to work with insurance brokers to obtain full coverage midterm quotes and CLN staff to support the Treasurer. Plass read the Idaho Code related to insuring the District. Eccles stated she has been making a good faith effort to represent the District and has concerns about ethical conduct. Boyles noted that best practice would be to get quotes from multiple brokers. He is not certain directing the Treasurer to obtain insurance quotes is proper. Eccles cited several ethical concerns she has. Blank is concerned about how the Director is being treated. She noted the Director is still waiting for Legal Counsel advice.

M, Failed – Plass; Blank and Ottosen opposed.

Discussion of future agenda requests (the board will decide via consensus whether these items will be moved to a future agenda) *(3 minutes)*

Set Special and Regular Meeting Date(s): *Action Item(s) (2 minutes)*

Adjournment: *Action Item*

Blank moved to adjourn at 5:22 pm

M, C - Blank

Respectfully submitted,  
Alexa Eccles, Janelle Sells

Calendar of events:

16 Nov 2023	Regular Meeting	2:00 – 5:30	Post Falls
21 Dec 2023	Regular Meeting	2:00 – 5:30	Post Falls

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Phone: 208-773-1506 ext. 329

Email: [ADAAccordinator@communitylibrary.net](mailto:ADAAccordinator@communitylibrary.net)

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Posted: 10/26/2023