SPECIAL PRESENTATION: Star Volunteer Awards presented by Delegate Mark Sickles began at approximately 7:00 p.m.

Acting Chair Mike Donovan called the meeting to order at 7:38 p.m.

I. PUBLIC COMMENT:

A. Public Comment: Deborah Titus

II. MINUTES:

Mr. Ewing moved to approve the March minutes, and Mr. Jasper seconded it. The motion to approve the minutes passed unanimously.

III. CHAIRS REPORT:

Acting Chair Michael Donovan thanked staff for providing excellent talking points for his presentation to the Board of Supervisors on April 10, 2018, during the public budget hearings. He said he believes his comments struck a good tone. Mr. Donovan appointed Sheila Janega and Suzanne Levy to the nominating committee to select candidates for the June election.

IV. COMMITTEE REPORTS:

A. Library Foundation: Will Jasper – The Fairfax Library Foundation participated in the NoVA Teen Book Festival on March 10, 2018, and will participate in Library ComicCon on April 14, 2018. The Foundation’s development of its FY 2019 budget will begin shortly, with the goal of being able to fulfill all funding requests received.

B. Finance Committee: Darren Ewing – The committee met on March 23, 2018. Talking points for budget advocacy were created. The committee is proposing that 1% of the anticipated additional revenue from the increased property tax rate be allocated to the Library; approximately $600,000.

C. Public Relations Committee: Sheila Janega – The next meeting will be April 26, 2018 at 3 p.m. in room 232 of the Fairfax County Government Center.

D. Ad Hoc Policy Committee: Gary Russell – The committee has two action items on today’s agenda.

V. DIRECTORS REPORT: Jessica Hudson

A. Memory Depot grand openings scheduled
   The Memory Depot stations, at the City of Fairfax Regional Library (located in the Virginia Room) and the Sherwood Regional Library (located in the second floor tech lab), have scheduled their grand openings for Saturday June 9, 2018.

B. Library Comic Con, April 14, 2018
The Library will hold its second annual Comic Con event on Saturday April 14th, 2018, from 10 a.m. to 3 p.m.. Come and “geek out” at our celebration of comic books, science fiction, fantasy, TV, movie and more, featuring Dana Simpson, author of the *Phoebe and Her Unicorn* series. Workshops, artists, vendors, prizes, gaming, food trucks and cosplay. Family-friendly costumes are encouraged. Books available for sale and signing. This event is cosponsored by the Friends of the Chantilly Regional Library and the Friends of the Oakton Library and is open to all ages.

C. National study on voter perception of libraries
   Please see the attached newly released report, sponsored by the Public Library Association, the American Library Association’s Office for Library Advocacy, and Online Computer Library Center (OCLC), entitled *From Awareness to Funding: Voter Perceptions and Support of Public Libraries in 2018*. This report is an updated from a 2008 study on the same topic and provides comparison data over the 10-year spread. Two key points are that: 1) the majority of voters recognize that public libraries are essential to communities; and 2) that there is a sustained disconnect between all the wonderful programs and services which a library offers, and public awareness of those offerings.

D. Virtual Reference Program
   The staff committee is currently working on developing and implementing the program for an anticipated October 2018 rollout.

E. Online Readers Advisory
   Sixteen staff have been selected for a summer 2018 launch.

F. County One Fairfax Policy
   The Library has developed a committee to devise ways to provide more equitable service to both the public and staff; more information to follow as the committee begins to meet.

VI. CONSIDERATION ITEMS: None.

VII. ACTION ITEMS:

A. ISSUE: Update to Policy H Regarding use of Special Library Facilities

   RECOMMENDATION: Library Administration recommends updating Policy H to include information related to temporary signage and contact information.

   BACKGROUND: The ad hoc Policy Committee of the Library Board of Trustees met on January 12, 2018, to discuss a number of policy updates. One policy brought forward by the committee for update is Policy H, regarding special library facilities. The policy requires updates to include language around not using the library’s address as the official address of any meeting room user. It also includes language related to the types of temporary signage allowed by meeting room users. The current version of the policy and the recommended updated version of the policy were included in the packet.
At the March 14, 2018, Library Board of Trustees meeting, it was requested that edits be made to a specific section related to making room reservations. Those edits are reflected in the attached recommended update.

Discussion about the policy took place. Ms. Millhouser suggested two grammatical corrections. The first edit is that the first items in a list should begin with lower case letters. Her second edit was to recommend language reflective of groups needing to remove signs within one hour after the end of a meeting.

Ms. Levy asked if this would apply to the Friends of the Library groups. Director Hudson said that this would not affect the Friends groups, that the policy is intended for short term use by groups using the meeting rooms instead of library partners such as the Friends.

Mr. Ewing made a motion to approve the changes made to policy H which was seconded by Mr. Rosenthal. The vote was called and the motion passed unanimously.

The policy was approved as follows:

Meeting Room Policy

The Library's limited meeting and conference room space shall be available whenever possible for the use of non-profit organizations and individuals for educational, cultural, and informational community meetings and programs. Library-sponsored programs shall receive first priority for reserving the space, after which other booking requests shall be considered. The fact that a group is permitted to meet at the library does not in any way constitute an endorsement of the group's policies or beliefs. The name, address, and phone number of the Library may not be used as the official address of any organization using library facilities, nor may any non-library group using library facilities publicize its activities in such a way as to imply library sponsorship.

All meetings shall be open to the public. No admission may be charged. No programs involving sales may be conducted unless sponsored by the Library Board, the Fairfax Library Foundation, Fairfax County Public Library Employees Association, or a Friends of the Library organization.

Meeting rooms are available during regular branch business hours and many meeting rooms can accommodate meetings that occur before or after normal open hours.

No temporary signage shall be placed in the library building or on library grounds except in accordance with the following: 1) signs shall be no larger than 36” by 36” and each group may place up to three signs, 2) signs shall be directional in nature only, 3) signs shall only be placed one hour in advance of a meeting and must be removed by one hour after the conclusion of the meeting, and 4) signs shall not block or interfere with regular library operations or library signage.
A group may request to use a library meeting or conference room by using the online room reservation service or calling the library. An individual may use a meeting or conference room during open hours when the room is not reserved for group use. An individual may not reserve a library meeting or conference room for personal use, but may arrange with library staff to use available space on a "drop-in" basis.

The Library Board shall be the final authority in granting or refusing permission for the use of the room.

B. ISSUE: Update to Policy J Regarding Privacy of Patrons’ Research and Reading Materials

RECOMMENDATION: Library Administration recommends updating Policy J to include information related to the privacy of card records for minors and to remove procedural information.

BACKGROUND: The ad hoc Policy Committee of the Library Board of Trustees met on February 2, 2018, to discuss a number of policy updates. One policy brought forward by the committee for update is Policy J, regarding patron privacy. The policy requires updates to more clearly identify the privacy that library card holders can expect based on their ages and to remove procedural information. The current version of the policy and the recommended updated version of the policy were included in the packet.

Discussion about the policy took place. Ms. Millhouser asked what VFOIA defines as a child. Ms. Hudson stated that ages 0-17 is the definition VFOIA uses. Mr. Rosenthal asked why we currently limit it to 12 and recommended that it should be raised to a higher age. He said he feels that as long as students are in school, parents should have full access to their records.

Mr. Russell made a motion to amend the age of 12 and change it to 17 related to privacy protections for account records.

Ms. Dando said the core mission of the library is free access to information and a right to privacy without the fear of exposure. Teenagers have the same right to privacy. Teenagers are responsible enough to handle the duty. The Library Board represents all customers, not just adults. Everyone deserves the right to information provided by the library. It would be a failure to add obstacles to privacy.

Mr. Russell said that, while he does not disagree, there are overriding factors to consider. Raising the age would conform to the school policy and parents are responsible for children when it comes to fines, lost or damaged items, and therefore need to have access to children’s records. This is why Mr. Russell suggested the amendment and fully supports it.

Mr. Ewing said both sides need to be weighed. Age is hard to define when it comes to maturity; he believes parents should have access to records but not sure at what age it should stop. He is willing to forgo privacy in favor of parental access of records.
Ms. Levy agrees with Ms. Dando; this is the same issue which was raised when the holds label debate was happening. Children may check out items that would upset their parents. Children deserve equal rights to privacy, and children as young as 12 are often treated as adults in the court system.

Ms. Dando stated that the school policy to release all records to parents does not explicitly deal with library records. There are cases where children are not in safe environments and may seek information from the library that would anger parents. This is not a cut-and-dried issue. The library needs to be as least restrictive as it can be.

Mr. Rosenthal said that 99% of the time this not going to be an issue. If there is a problem with children, parents deserve to know about it. They have every right to know what children are reading. Access to information about accounts is more important than the child’s privacy. Too many instances are happening in schools due to an over-protection of privacy.

Ms. Millhouser expressed that staff are put in awkward situations denying access to parents but it is necessary for the protection of the child. Books are often a place for children in bad situations to find help or hear about resources to change their situation. She said 12 may be a little young but 17 is too old for parents to have access.

Ms. Pekarsky completely understands the right of parents, but as a former teacher she knows access to information is key for children. If parents want to know what children are reading, then they should go with them to the library.

Mr. Ewing said libraries should not limit access to materials, but they also cannot be obstructionists to parents and that every parent has a right to know what their children are reading. If 12 is too young, but 17 is too high, what about 14? Mr. Russell said 17 was his recommended amendment because 18 is the age of majority. Ms. Janega clarified that the policy limits it to 12 and under, so only those 13 and older have the privacy protection.

The motion to accept the amendment changing the age from 12 to 17 did not pass. Those in favor for the amendment were: Mr. Russell, Mr. Ewing and Mr. Rosenthal. Those opposed were: Ms. Levy, Ms. Dando, Mr. Jasper, Ms. Millhouser, Ms. Miscavage, Ms. Pekarsky, Ms. Janega and Mr. Donovan.

A motion to approve the policy as presented was brought to the table.

Ms. Millhouser asked if there could be an amendment to change in section C, wording to indicate that staff can only be subpoenaed for records and not as witnesses. There was no objection.

Mr. Ewing made a motion to table this policy for a month. Mr. Rosenthal seconded the motion.
Discussion to table the motion took place. Mr. Ewing said this has not the correct way to handle this issue and the board was being too hasty.

Ms. Miscavage asked why the age of 12 was added to the policy related to record privacy. Ms. Hudson said that current practice is 12 but it has not been codified in policy; the inclusion in this policy was to match it to practice which has been in place for a long period.

Mr. Rosenthal affirmed this is a very important issue that he feels passionate about and would like the motion to be tabled for more research and discussion.

Ms. Dando asked what clarifying information is needed to which Mr. Rosenthal responded that he was interested in what other jurisdictions do.

Ms. Hudson provided information that the library gathered. Local jurisdictions run the gamut from all accounts being protected, to similar practices as FCPL, to parents have rights to account information up through the age of majority. The American Library Association expressed that as much as possible it is the responsibility of the library to protect the privacy of records for any aged patron.

Mr. Ewing said tabling the motion would only help to make sure that the right decision is made.

A vote to table the action item took place. The motion did not pass. Those in favor were: Mr. Russell, Mr. Ewing, Ms. Pekarsky, Mr. Jasper and Mr. Rosenthal. Those opposed were: Ms. Levy, Ms. Dando, Ms. Millhouser, Ms. Miscavage, Ms. Janega and Mr. Donovan.

A motion to approve the policy as presented passed. Those in favor were: Mr. Russell, Ms. Levy, Ms. Dando, Ms. Millhouser, Ms. Miscavage, Ms. Janega, Ms. Pekarsky and Mr. Donovan. Those opposed were: Mr. Ewing, Mr. Jasper and Mr. Rosenthal.

The policy approved is as follows:

Policy Regarding Privacy of Patrons’ Research and Reading Materials

1. Library service records are maintained for the sole purpose of conserving public property and are not to be used to identify the titles or kinds of material viewed by individual Library patrons, except as required by this Policy J. For patrons aged zero to twelve, it is assumed that parents may need access to the child’s records.

2. Library service records, whether in paper or electronic form, that reveal the details, nature, or purpose of information requested or obtained by an identifiable patron shall not be revealed to any person or entity unless required by the Virginia Freedom of Information Act, subpoena, or court order.
   a. The Virginia Freedom of Information Act, Va. Code Ann. § 2.2-3700 through -3714 ("VFOIA"). The VFOIA governs the handling of requests for records in the possession
of a public body in the transaction of public business, which includes records of the Library. Under VFOIA, such records are generally open to inspection and copying by Virginia citizens and representatives of the news media.

b. There are library-specific exemptions to VFOIA that include library records that can be used to identify patrons based on their borrowing records, the materials that patrons have borrowed, and the records of youth.

c. Subpoenas, search warrants, and other court orders. Any library staff person who is served with a subpoena, search warrant or other court order for library records shall immediately send the document to the Library Director. The Library Director, in consultation with the County Attorney, shall be responsible for directing any response. The Library Director shall advise the Fairfax County Library Board of Trustees of the document and inform it of any action taken in response.

VII. ROUNDTABLE:

Ms. Millhouser - She would like to compliment all library volunteers for their hard work, particularly related to the pulling and processing of holds.

Ms. Pekarsky – She echoed the kudos to the volunteers.

Ms. Dando – She was glad to see a student being honored tonight during the volunteer awards. She added that Comic Con is going to be at Marshall High School which has a wonderful library with great staff. Robert E Lee High School has been named the National School Library of the Year by the American Association of School Librarians.

Mr. Donovan – He announced his resignation from the board after the June meeting

Motion to adjourn by Mr. Rosenthal and seconded by Ms. Dando.

Acting Chair Donovan adjourned the meeting at 8:51 p.m.

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<th>Members Present</th>
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<td>Priscille Dando</td>
<td>Miriam Smolen</td>
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<td>Michael Donovan</td>
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<td>Darren Ewing</td>
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<td>Suzanne Levy</td>
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