

MINUTES OF THE SPECIAL MEETING OF THE BOARD OF LIBRARY TRUSTEES OF THE ARLINGTON HEIGHTS MEMORIAL LIBRARY HELD ON WEDNESDAY, MAY 25, 2022.

05.22.01 A special meeting of the Board of Library Trustees of the Arlington Heights Memorial Library was called to order in the Hendrickson Room of the Arlington Heights Memorial Library on Wednesday, May 25, 2022, at 6:00 p.m. by President Greg Zyck.

05.22.02 Upon **ROLL CALL**, the following answered Present: Trustees Medal, Smart, Somary, Supplitt and Zyck.

Absent: Trustees Galla and Ruhl

Also present: Michael Driskell, Executive Director; Janet Moravec, Business Office Administrator; Roger Ritzman, Peregrine, Stime, Newman, Ritzman & Bruckner, Ltd.; Linda Forey, Resident; Terri Passolt, Resident; Mary Kay Baldino, Resident; Austin Mejdrich, Resident; Amy Svoboda, Resident; Kathleen Gabriel, Resident; Grace Baldino, Resident; Jean Wood, Resident; Allison Anderson, Resident; Joan Sellergren, Resident; Heidi Rooney, Resident; Jen Kaufman, Resident; Marshall Moore, Resident; Doug Weber, Resident; Patti Hand, Attendee; Scott Britton, Attendee and Ann Robert, Attendee.

President Zyck asked the board to observe a moment of silence for the victims of the school shooting in Uvalde, Texas.

05.22.03 **PUBLIC COMMENT** – Mary Kay Baldino, Amy Svoboda, Kathleen Gabriel, Grace Baldino, Ann Robert, Doug Weber, Jean Wood, Allison Anderson and Heidi Rooney commented on the use of flags on library property.

05.22.04 **REVISIONS TO POLICY 7.007 ARLINGTON HEIGHTS PUBLIC LIBRARY FLAG POLICY (Action Item 1)** – Roger Ritzman gave a brief overview of first amendment issues relevant to the flag policy, specifically the government speech doctrine and the public forum doctrine.

Trustee Supplitt moved **THE BOARD OF LIBRARY TRUSTEES AMEND POLICY 7.007.**

THE BOARD OF LIBRARY TRUSTEES ADOPTS THIS POLICY 7.007 AS THE FLAG POLICY OF THE ARLINGTON HEIGHTS MEMORIAL LIBRARY.

THE LIBRARY HAS TWO FLAGPOLES, I.E., A FLAGPOLE LOCATED AT THE FRONT OF THE LIBRARY'S PROPERTY AT 500 NORTH DUNTON AVENUE AND ANOTHER AT 112 NORTH BELMONT (MAKERPLACE).

GENERALLY, FLAGS ON LIBRARY FLAGPOLES ARE ONE OR MORE OF THE FOLLOWING:

1. **THE UNITED STATES FLAG;**
2. **THE STATE OF ILLINOIS FLAG;**
3. **THE VILLAGE OF ARLINGTON HEIGHTS FLAG;**
4. **NATIONAL LEAGUE OF FAMILIES POW/MIA FLAG.**

THE LIBRARY WILL FOLLOW PROVISIONS GOVERNING THE DISPLAY OF THE FLAGS AROUND THE UNITED STATES CODE, TITLE 4, CHAPTER 1, AND THE ILLINOIS FLAG DISPLAY ACT 5 ILSC 465.

OTHER FLAGS: FROM TIME TO TIME, THE BOARD MAY APPROVE FLYING OTHER FLAGS AS AN EXPRESSION OF EITHER THE LIBRARY'S OFFICIAL SENTIMENTS OR THE LIBRARY'S MISSION, VISION AND VALUES AND SERVE AS A GOVERNMENT FORUM FOR EXPRESSION OF THE LIBRARY'S MISSION, VISION, VALUES OR OFFICIAL SENTIMENTS (GOVERNMENT SPEECH) AS WAS RECOGNIZED BY THE UNITED STATES SUPREME COURT IN ITS DECISION IN *SHURTLEFF ET AL. V. CITY OF BOSTON*.

THE LIBRARY DOES NOT FLY FLAGS AT THE REQUEST OF THE PUBLIC, ANY ORGANIZATION, OR ANY INDIVIDUAL. USE OF A LIBRARY FLAGPOLE IS NOT INTENDED TO SERVE AS OR CREATE A FORUM FOR FREE EXPRESSION BY THE PUBLIC.

WHEN APPROVING FLAGS TO BE FLOWN ON LIBRARY FLAGPOLES, THE BOARD WILL CONSIDER THE FOLLOWING:

1. **WHETHER THE UNITED STATES OR THE STATE OF ILLINOIS HAS RECOGNIZED THE FLAG OR CAUSE THROUGH STATUTE OR PROCLAMATION OR OTHER OFFICIAL COMMUNICATION, E.G., NATIONAL HERITAGE MONTHS OR NATIONAL AWARENESS MONTHS;**
2. **WHETHER THE FLAG REPRESENTS A NATIONAL, STATE, OR LOCAL INTEREST AND IS CONSISTENT WITH THE LIBRARY'S MISSION, VISION, VALUES OR OFFICIAL SENTIMENTS;**
3. **WHETHER THE FLAG REPRESENTS A POSITIVE INTEREST OR VALUE WORTHY OF PUBLIC RECOGNITION AND IS CONSISTENT WITH THE LIBRARY'S MISSION, VISION, VALUES OR OFFICIAL SENTIMENTS.**

THE BOARD WILL EXPRESS ITS APPROVAL OF FLAGS ON LIBRARY FLAGPOLES EITHER BY A WRITTEN RESOLUTION OR BY MAJORITY

VOTE OF THE LIBRARY TRUSTEES WHICH MAJORITY VOTE WILL BE DOCUMENTED IN THE MINUTES OF A BOARD MEETING.

Trustee Somary seconded.

Trustee Supplitt **WITHDREW HIS MOTION.** Trustee Somary seconded. All were in favor and the motion carried.

Trustee Supplitt moved **THE BOARD OF LIBRARY TRUSTEES ADOPTS POLICY 7.007 USE OF FLAGS ON LIBRARY PROPERTY.**

THE BOARD OF LIBRARY TRUSTEES ADOPTS THIS POLICY 7.007 AS THE FLAG POLICY OF THE ARLINGTON HEIGHTS MEMORIAL LIBRARY.

THE LIBRARY HAS TWO FLAGPOLES, I.E., A FLAGPOLE LOCATED AT THE FRONT OF THE LIBRARY'S PROPERTY AT 500 NORTH DUNTON AVENUE AND ANOTHER AT 112 NORTH BELMONT (MAKERPLACE).

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THE LIBRARY WILL FOLLOW PROVISIONS GOVERNING THE DISPLAY OF THE FLAGS FOUND IN THE UNITED STATES CODE, TITLE 4, CHAPTER 1, AND THE ILLINOIS FLAG DISPLAY ACT 5 ILSC 465.

OTHER FLAGS: FROM TIME TO TIME, THE BOARD MAY APPROVE FLYING OTHER FLAGS. ANY FLAGS APPROVED BY THE BOARD SHALL REPRESENT AN EXPRESSION OF THE LIBRARY'S OFFICIAL SENTIMENTS OR THE LIBRARY'S MISSION, VISION AND VALUES. FLAGS FLOWN ON THE LIBRARY'S FLAGPOLES WILL BE APPROVED BY THE BOARD AND SERVE AS A GOVERNMENT FORUM FOR EXPRESSION OF THE LIBRARY'S MISSION, VISION, VALUES OR OFFICIAL SENTIMENTS (GOVERNMENT SPEECH) AS WAS RECOGNIZED BY THE UNITED STATES SUPREME COURT IN ITS DECISION IN SHURTLEFF ET AL. V. CITY OF BOSTON.

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2. WHETHER THE FLAG REPRESENTS A NATIONAL, STATE, OR LOCAL INTEREST AND IS CONSISTENT WITH THE LIBRARY'S MISSION, VISION, VALUES OR OFFICIAL SENTIMENTS;
3. WHETHER THE FLAG REPRESENTS A POSITIVE INTEREST OR VALUE WORTHY OF PUBLIC RECOGNITION AND IS CONSISTENT WITH THE LIBRARY'S MISSION, VISION, VALUES OR OFFICIAL SENTIMENTS.

THE BOARD WILL EXPRESS ITS APPROVAL OF FLAGS ON LIBRARY FLAGPOLES EITHER BY A WRITTEN RESOLUTION OR BY MAJORITY VOTE OF THE BOARD OF LIBRARY TRUSTEES WHICH MAJORITY VOTE WILL BE DOCUMENTED IN THE MINUTES OF A BOARD MEETING.

Trustee Somary seconded. Upon **ROLL CALL**, the following answered Aye: Trustees Medal, Smart, Somary, Supplitt and Zyck. Nay: none. The motion carried.

- 05.22.05 **ACCEPTABLE FLAGS TO RAISE (Action Item 2)** – The board discussed criteria for determining acceptable flags to be raised on the library's flagpole in accordance with Policy 7.007 Arlington Heights Public Library Flag Policy.

Trustee Somary moved BECAUSE THE PRIDE FLAG IS RECOGNIZED BY THE STATE OF ILLINOIS AND BY THE FEDERAL GOVERNMENT, A RESOLUTION RECOGNIZING LGBTQ PRIDE MONTH IN JUNE AND FLY THE PRIDE RAINBOW FLAG FOR THE MONTH OF JUNE 2022 AT THE ARLINGTON HEIGHTS MEMORIAL LIBRARY.

Trustee Smart moved THE MOTION BE MODIFIED TO ADOPT RESOLUTION 22-02.

Trustee Somary moved THE BOARD OF LIBRARY TRUSTEES FOR THE ARLINGTON HEIGHTS MEMORIAL LIBRARY ADOPTS RESOLUTION 22-02 TO RECOGNIZE LGBTQ PRIDE MONTH AND FLY THE RAINBOW FLAG FOR THE MONTH OF JUNE 2022. Trustee Supplitt seconded. Upon **ROLL CALL**, the following answered Aye: Trustees Medal, Smart, Somary, Supplitt and Zyck. Nay: none. The motion carried.

Trustee Somary moved THE BOARD OF LIBRARY TRUSTEES FLY THE POW FLAG ON MEMORIAL DAY 2022. Trustee Smart seconded. Upon **ROLL CALL**, the following answered Aye: Trustees Medal, Smart, Somary, Supplitt and Zyck. Nay: none. The motion carried.

05.22.06 There were no **OTHER** items to be discussed.

There being no further business to discuss, Trustee Medal moved **ADJOURNMENT.** Trustee Smart seconded. All were in favor and the meeting was adjourned at 7:03 p.m.

Carole Medal, Vice President/Secretary

Janet Moravec, Recorder