

DETROIT LIBRARY COMMISSION PROCEEDINGS

RE-SCHEDULED REGULAR MEETING

JUNE 26, 2012

At the start of the Detroit Library Cooperative Meeting, which was held prior to the Detroit Library Commission Meeting, President Kinloch acknowledged that on Friday, June 22, 2012, he received a letter from the Detroit Public Schools Emergency Manager, Roy Roberts, stating that under the powers, duties and abilities that are granted to the Emergency Manager under Public Act 4, he would assume the position as Ex-Officio as a member of the Detroit Library Commission.

President Kinloch said the Emergency Manager further indicated in this communication, that effective immediately, LeMar Lemmons, current Detroit Public School Board President, is removed of his duties as the Detroit Library Commission's Ex-Officio member.

President Kinloch stated this was an information item and there was no action required by the Detroit Library Commission.

President Kinloch requested a roll call and instructed Mrs. Yvette Rice, Executive Assistant, not to include Mr. Lemmons name in the roll call.

Mr. Lemmons raised a Point of Order. He stated there had been no legal decision that removed him from his Ex-Officio position on the Detroit Library Commission. He stated that the power of the Ex-Officio comes under Act 390 of the Local Acts of 1903 and, therefore, he was fully vested and empowered to proceed as the Ex-Officio.

President Kinloch said that if there was any dispute about the decision the Emergency Manager made, it was a matter between the Detroit Board of Education, the Emergency Manager and a Court of Law.

President Kinloch called the Re-Scheduled Regular Meeting of the Detroit Library Commission to order at 2:10 p.m.

A roll call was taken with the following results:

Commissioner Bellant	Present
Commissioner Hicks	Present
Commissioner Jackson	Present
Commissioner Quarterman	Present
Commissioner Thomas	Present
President Kinloch	Present

Minutes accepted at the September 18, 2012 DLC Meeting

Mr. Lemmons objected to being omitted from the roll call and the ability to vote. He stated that he was present.

President Kinloch said Mr. Lemmons' concerns were noted.

Administrative Staff: Machie, Cromer, Norfolk and Powell

Present Also: Benita Beckles, Orelia Brown, Margaret Bruni, Ronald Bryant, Genen Cunningham, Damaal Daniel, Dean Davis, Deborah Dorsey, Robbie Flowers, A.J. Funchess, Valerie Glenn, Elisa Gurule, Elena Herrada, Bill Kellerman, Teresa Kelly, Paul Lee, A. Lotharp, Barbara E. Martin, Janice McKinney, Carolyn Mosley, Susan Newman, Christine Peele, Patricia Petrone, Yvette Rice, Roy S. Roberts, Jeanne Salathiel, David Sands, Anna Savvides, Cevelle Settles, Alma Simmons, Tiffani Simon, Dortha Simpson, Rick Sowinski, Laurie Stuart, Dorothy J. Williams, Conja Wright, Michael Wright, Tracey Wyatt, Nkenge Zola and others.

### PUBLIC COMMENTS

**Dean Davis** – Expressed his concerns regarding the reduction of Wilder Branch Library hours. He asked the Commission to restore the branch to full service.

**Elena Herrada** – Expressed her concerns regarding the removal of a Commissioner by the Detroit Public Schools Emergency Manager. She stated she represented the Latino community and was hoping someone from that community would be appointed to the Detroit Library Commission. She said she was concerned that placing the Emergency Manager on the Library Commission would endanger the library system.

**Damaal Daniels** – Expressed his concerns regarding the Wilder Branch Library hours being reduced.

**Anna Savvides** - Expressed her concerns regarding the library being in trouble for over 10 years. She suggested the library should launch a federal investigation regarding how funds are spent at the library.

**Elisa Gurule** – Expressed her concerns regarding placing the Detroit Public Schools Emergency Manager on the Library Commission.

## Comments

President Kinloch said that the Detroit Library Commission did not ask for an Emergency Manager to be appointed to the Detroit Public Schools. However, he felt certain members of the Detroit Library Commission supported members of the Detroit Board of Education who met with the State Superintendent of Public Instruction to ask for an Emergency Manager for the Detroit Public Schools.

Commissioner Bellant raised a Point of Personal Privilege. He said President Kinloch directed comments towards him that were not true. He said he was never in support of an Emergency Manager for the Detroit Public Schools.

He said a number of deliberate falsifications were being made to discredit certain members of the Library Commission so that other Commissioners could support placing the Emergency Manager on the Detroit Library Commission. He alleged the purpose of placing the Emergency Manager on the Library Commission is to reduce a vote that wants to retain the current Executive Director.

**Teresa Kelly** – Expressed her concerns regarding placing the Detroit Public Schools Emergency Manager on the Library Commission.

**Valerie Glenn** – Expressed her disappointment in the Library Commission not functioning to capacity. She said she was disappointed in certain Commission members not attending meetings in order to avoid a quorum. She said the library system has been in a state of gridlock and she would like to see all of the libraries reopen to full capacity.

**Albert Smith** – Expressed his concerns regarding the community and library leaders coming together to solve the problems of the library instead of fighting the issues.

**Bill Kellerman** – Expressed his concerns regarding the Emergency Manager Law. He said Emergency Manager Roy Roberts is destroying and dismantling the Detroit Public School system and will do the same thing to the Detroit Public Library system if allowed.

**Sandra Hines** – Expressed her concerns of how the community fought to keep the libraries open and certain Commissioners fought to close them. She accused Commissioner Bellant of pitting the Wilder community against the Lincoln community in order to have full service restored to the Wilder Branch.

**Orelia Brown** – Expressed her concerns regarding Ex-Officio and Detroit Public School Board President, LeMar Lemmons, being excluded from the roll call and having the right to vote as a Commissioner. She said she resented the fact that the Detroit Public Schools Emergency Manager, Roy Roberts, is trying to take away the voting rights of the Ex-Officio. She said this decision should be explained and put in writing so that everyone can be on the same page.

#### Comments

President Kinloch said there are a lot of questions surrounding the Board of Education regarding the powers and duties of the Emergency Manager and until this issue is resolved with Public Act 4, the Detroit Library Commission has to continue to move forward.

#### Discussion

Commissioner Bellant raised a Point of Order.

President Kinloch denied Commissioner Bellant's request for a Point of Order.

Commissioner Quarterman stated a Point of Order cannot be denied and Commissioner Bellant's request has to be recognized and she said she would speak after Commissioner Bellant.

President Kinloch then asked Commissioner Bellant to state his Point of Order.

Commissioner Bellant said that at the May 8, 2012 Special Commission Meeting, an action was taken to place the Executive Director on paid administrative leave until the expiration of her contract August 24, 2012. This action item is subject to ratification by the full Library Commission and it should be placed on the agenda of the June 26, 2012 Commission Meeting.

President Kinloch acknowledged that this action item would be placed on the agenda.

#### Commission Action

Commissioner Hicks made a motion to move the meeting minutes listed at the beginning of the agenda to the end of the agenda and take the action items first. Commissioner Quarterman supported the motion.

A roll call vote was taken with the following results:

Commissioner Bellant	Support
Commissioner Hicks	Support
Commissioner Jackson	Support
Commissioner Quartereman	Support
Commissioner Thomas	Support
President Kinloch	Support

The motion carried.

### COMMITTEE ON ADMINISTRATION

#### Ratification of Human Resources Office Report –May 15, 2012 Regular Commission Meeting

The Human Resources Office Report indicates personnel actions for retirements, potential retirements, separations and employee headcount. These actions have been approved by Administration.

#### **RETIREMENTS (4)**

Paula Kaczmarek, effective April 13, 2012  
Jean Salathiel, effective April 14, 2012  
Barbara Yokom, effective April 14, 2012  
Eileen Sullivan, effective April 28, 2012

#### **POTENTIAL RETIREMENTS (1)**

One (1) employee has requested a retirement letter

#### **SEPARATIONS (2)**

Fernando Peak, effective April 30, 2012  
Tanisha Winn, effective May 12, 2012

#### **EMPLOYEE HEADCOUNT**

Current Fiscal Year	Comparison W/Previous Fiscal Year
FY 2011/2012 as of May 12, 2012	FY 2010/2011 as of May 12, 2011
341 Active Employees	378 Active Employees

Approval is requested to accept the Human Resources Report as presented.

Minutes accepted at the September 18, 2012 DLC Meeting

### Commission Action

Commissioner Quarterman made a motion to approve the Human Resources Office Report. Commissioner Bellant supported the motion.

A roll call vote was taken with the following results:

Commissioner Bellant	Support
Commissioner Hicks	Support
Commissioner Jackson	Support
Commissioner Quarterman	Support
Commissioner Thomas	Support
President Kinloch	Support

The motion carried.

### Approval to Place the Executive Director on Paid Administrative Leave Effective May 8, 2012 Until the Expiration of the Executive Director's Contract August 24, 2012

At the January 2012 Commission Meeting, the Commission voted not to renew the contract of the Executive Director ending August 24, 2012. The motion to place the Executive Director on paid administrative leave at the May 8, 2012 Special Commission Meeting is a subsequent action relating to the non-renewal of the Executive Director's contract.

### Commission Action

Commissioner Quarterman made a motion not to ratify the action of the Committee of the Whole placing the Executive Director on paid administrative leave effective May 8, 2012 until the expiration of the Executive Director's contract August 24, 2012. The motion was supported.

### Discussion

Commissioner Hicks explained that with there not being a quorum, the Committee of the Whole, sitting as the majority at the May 8, 2012 Commission Meeting, made a decision to place the Executive Director on paid administrative leave. The rules of the Detroit Library Commission require that any action made by the Committee of the Whole has to be ratified by the full commission.

### Commission Action Cont'd

A roll call vote was taken with the following results:

Commissioner Bellant	Yes
Commissioner Hicks	Yes
Commissioner Jackson	No
Commissioner Quarterman	Yes
Commissioner Thomas	No
President Kinloch	No

The motion failed because of a lack of majority votes.

### Comment

Mr. LeMar Lemmons stated for the record, if his vote would have counted, he would have voted yes.

Commissioner Hicks raised a Point of Personal Privilege.

President Kinloch said he would not allow Commissioner Hicks to stall the meeting.

Commissioner Hicks said he was not trying to stall the meeting and President Kinloch did not have the right to deny a member of the Commission a Point of Personal Privilege.

President Kinloch adjourned the meeting to the call of the Chair.

The meeting was adjourned at 3:15 p.m.

