

STATE OF ILLINOIS
ILLINOIS LABOR RELATIONS BOARD
STATE PANEL

Minutes of the State Panel Meeting
Held on October 6, 2009

I. OPENING OF MEETING 11:00 A.M.—160 North LaSalle Street, Suite S-400, Chicago, IL

II. PRESENT

Jackie Zimmerman, Chairman; Michael Coli, Member of the Board; Michael Hade, Member of the Board; Albert Washington, Member of the Board; John F. Brosnan, Executive Director; and staff members. John F. Brosnan, Sylvia Rios, Colleen M. Harvey, and Ellen M. Strizak acted as counsel to the Board at this meeting.

III. APPROVAL OF MINUTES OF REGULAR MEETING HELD SEPTEMBER 15, 2009

Chairman Zimmerman called for approval of the minutes of the September 15, 2009 meeting. Member Washington moved to approve the minutes. Member Coli seconded. The Board passed the motion—three in favor, none against—Chairman Zimmerman abstained.

IV. ADMINISTRATIVE MATTERS

Chairman Zimmerman asked Executive Director Brosnan to distribute the State Panel administrative actions report for the period of time from September 1 through September 30, 2009. He distributed the report to the Board, and the Board examined and discussed it.

V. BOARD ACTIONS

After a short discussion, Member Coli made a motion to leave open session. Member Hade seconded the motion, and the Board passed it unanimously, by a voice vote. Member Coli made a motion to go into executive session to discuss the evidence presented in the cases on the agenda, pursuant to Section 2(c)(4) of the Illinois Open Meetings Act, 5 ILCS 120 (2009). Member Hade seconded the motion, and the Board passed it unanimously, by a voice vote. Subsequently, at the end of the discussion, Chairman Zimmerman made a motion to leave executive session. Member Coli seconded the motion, and the Board passed it unanimously, by a voice vote. Chairman Zimmerman then made a motion to return to open session. Member Coli seconded the motion, and the Board passed it unanimously, by a voice vote.

1. Case No. S-CA-07-085
International Association of Fire Fighters, Local 95/Village of Oak Park

Chairman Zimmerman did not participate in the deliberations or vote in this case, as the oral argument and other discussions regarding the case took place before she joined the Board. Member Hade called the case. After a short discussion, Member Coli moved to uphold Administrative Law Judge (ALJ) Wells' Recommended Decision and Order (RDO). Member Hade seconded the motion, and the Board passed it—three in favor, none against.

2. Case No. S-RC-07-048

American Federation of State, County and Municipal Employees, Council 31/State of Illinois, Department of Central Management Services

Case No. S-RC-08-074

Illinois State Employees Association, Laborers International Union, Local 2002 & Service Employees International Union, Local 73/State of Illinois, Department of Central Management Services

Chairman Zimmerman called the case. The Board unanimously agreed to hold this case for decision until its meeting on October 15, 2009, at 9:30 a.m.

3. Case No. S-CA-09-058

Gina P. Yurevich/State of Illinois, Department of Central Management Services

Case No. S-CA-09-062

Michelle Pugh/State of Illinois, Department of Central Management Services

Chairman Zimmerman called the case. Member Coli moved to uphold ALJ Rios' RDO. Member Washington seconded the motion, and the Board passed it unanimously, by a voice vote.

4. Case No. S-RD-09-003

Szmergalski *et al.*/Park Ridge Park District/Service Employees Int'l Union, Local 73

Chairman Zimmerman called the case. Member Hade moved to uphold ALJ Clifford's RDO. Member Washington seconded the motion, and the Board passed it unanimously, by a voice vote.

5. Case No. S-RC-10-013

Palos Heights Fighters Association, Local 4254, International Association of Fire Fighters/Palos Heights Fire Protection District

Chairman Zimmerman called the case, noting that no party filed exceptions to ALJ Clifford's RDO, and asked whether the Board wished to review the decision on its own motion. The Board declined to do so.

6. Case No. S-RC-09-124

Illinois State Employees Association, Laborers International Union, Local 2002/State of Illinois, Department of Central Management Services

Case No. S-RC-09-180

American Federation of State, County and Municipal Employees, Council 31/State of Illinois, Department of Central Management Services

Chairman Zimmerman called the case and moved to vacate the executive director's direction of election and send the exclusionary issues presented to an expedited hearing. Member Coli seconded the motion, and the Board passed it unanimously, by a voice vote.

7. Case No. S-CB-08-012

Leggette/American Federation of State, County and Municipal Employees, Council 31

Chairman Zimmerman called the case. Member Washington moved to uphold the executive director's dismissal. Member Hade seconded the motion, and the Board passed it unanimously, by a voice vote.

VI. OTHER BOARD MATTERS

The Board had a short discussion as to the status of legislation that could affect the agency. Staff distributed the fiscal report, and the Board reviewed and discussed it.

VII. ADJOURNMENT

Chairman Zimmerman called for a motion to adjourn. Member Coli made a motion to adjourn the meeting, and the Board passed it unanimously, by a voice vote.

Adopted and approved by the Chairman and Members of the State Panel of the Illinois Labor Relations Board, in Chicago, Illinois, this 10th day of November, 2009.