

STATE OF ILLINOIS
EDUCATIONAL LABOR RELATIONS BOARD

**Minutes of the Meeting held on August 20, 2020 via teleconference and web conferencing
(Per the Gubernatorial Disaster Proclamation and Executive Orders issued in response to
the COVID-19 pandemic, the Illinois Educational Labor Relations Board held its August
20, 2020 meeting by Webex.)**

I. PRESENT

Board Member Lynne Sered; Board Member Gilbert O'Brien; Board Member Lara Shayne; Executive Director Victor Blackwell; General Counsel Ellen Strizak; Assistant General Counsel Dawn Harden; Staff Attorney Nick Gutierrez; Staff Attorney Tracey Trigillo; Chicago Staff Member Eileen Brennan; Springfield Staff Member Meredith Dean; Stephanie Winston, IEA; Attorney Stephen Yokich; Gene Holt, IEA; Jason Kanter; John Miller; Kathy Shaevel; Laura McLaughlin; Paul Burmeister; Ron Stradt, IEA; Stuart Karoubas, court reporting services; Attorney Roy Davis; Nick Christen, IFT; William Thompson; David Glassman; Katie Anseiment.

II. OPENING REMARKS

Brief statement made by Director Blackwell and General Counsel Strizak regarding why the instant Board meeting was held via video conferencing rather than in-person.

III. APPROVAL OF MINUTES OF MEETING HELD July 16, 2020

Board member Sered called for a motion to approve the minutes of the July 16, 2020 Board Meeting. Board Member Shayne moved to approve the minutes of the July 16, 2020 meeting. Board Member O'Brien seconded the motion. The Board passed the motion unanimously, by roll call vote.

IV. BOARD ACTIONS

1. Western Illinois University/UPI, Local 4100, IFT-AFT, AFL-CIO, Case No. 2021-CA-0009-C (ORAL ARGUMENT ON INJUNCTIVE RELIEF REQUEST)

On behalf of UPI, Local 4100, IFT-AFT, AFL-CIO was Attorney Stephen Yokich on presentation of oral argument. On behalf of Western Illinois University was Attorney Roy Davis on presentation of oral argument.

General Counsel Strizak issued oral argument guidelines. Stephen Yokich argued the case before the Board on behalf of the movant Union. Roy Davis argued the case before the Board on behalf of the University. Counsel Yokich for the Union presented a rebuttal argument before the Board. Board members Shayne and Sered posed questions to counsels for the parties and a discussion ensued.

2. **Eastern Illinois University/UPI, Local 4100, IFT-AFT, AFL-CIO, Case No. 2021-CA-0010-C** General Counsel Strizak reported that the parties had indicated to her prior to the meeting that they had reached a tentative agreement to resolve the dispute, that they would not appear for oral argument, and the Board struck consideration of this case from the agenda.

3. **DeBerry/Chicago Board of Education, Case No. 2020-CA-0017-C**

Board member Sered called the case. The case is before the Board on exceptions to an Executive Director's Recommended Decision and Order. General Counsel Strizak presented the case and recommended that the Board affirm the Executive Director's Recommended Decision and Order. After discussion, the Board directed the General Counsel to draft an opinion and order in accordance with her memo.

4. **Northfield Township High School District 225/Glenbrook Educational Support Personnel Association, IEA-NEA/Glenbrook Educational Support Staff Association, IEA-NEA, Case No. 2020-UC-0017-C**

Board member Sered called the case. The case is before the Board on an unappealed Executive Director's Recommended Decision and Order. Assistant General Counsel Dawn Harden presented the case. After discussion, Board member Sered called for a motion for the Board not to take the case up on its own motion and to issue a final order. Board Member Shayne so moved, and Board Member O'Brien seconded the motion. The Board voted unanimously not to take the case up on its own motion and to issue a final order, by a roll call vote.

5. **Midwest Central Education Association, IEA-NEA/Midwest Central Community Unit School District No. 191, Case No. 2020-UC-0012-C**

Board member Sered called the case. The case is before the Board on exceptions to an Executive Director's Recommended Decision and Order. Assistant General Counsel Harden presented the case. After discussion, Board member Sered called for a motion for the Board not to take the case up on its own motion and to issue a final order. Board Member Shayne so moved, and Board Member O'Brien seconded the motion. The Board voted unanimously not to take the case up on its own motion and to issue a final order, by a roll call vote.

6. **AFSCME, Council 31, AFL-CIO/The Board of Trustees of Illinois State University, Case No. 2020-CA-0031-C**

Board member Sered called the case. The case is before the Board on an unappealed Executive Director's Recommended Decision and Order. Assistant General Counsel Dawn Harden presented the case. After discussion, Board member Sered called for a motion for the Board not to take the case up on its own motion and to issue a final order. Board Member Shayne so moved, and Board Member O'Brien seconded the motion. The

Board voted unanimously not to take the case up on its own motion and to issue a final order, by a roll call vote.

V. PUBLIC COMMENT

None

VI. BUDGET/FISCAL

Meredith Dean presented the budget and fiscal report. Board member Sered asked questions about the status of the active audit.

VII. CASE STATUS REPORT

Executive Director Blackwell presented the Case Status Report.

VIII. STRIKE REPORT UPDATE

Executive Director Blackwell advised that there was no activity to report.

IX. LEGISLATIVE UPDATE

Staff Attorney Nick Gutierrez advised that there was currently nothing new to report.

X. LITIGATION UPDATE

General Counsel Strizak presented a litigation update.

XI. REVIEW OF FEBRUARY 2020 – JULY 2020 CLOSED SESSION MINUTES

Per the Illinois Open Meetings Act, the Board completed its semi-annual review of the closed session minutes to determine whether the minutes of those closed sessions needed to remain confidential. During the February 2020-July 2020 time period, the Board went into closed session once, at its February 13 meeting. After discussion, Board member Sered called for a motion to open the closed session minutes. Board member Shayne so moved and Board member Sered seconded. Board member O'Brien voted nay by roll call vote. Board members Sered and Shayne voted yes by roll call vote. The motion passed on a 2-1 vote that the February 2020 – July 2020 closed meeting minutes no longer required confidential treatment and would be available for public inspection.

XII. AGENCY OPERATIONS

Executive Director Blackwell presented information on the current state of affairs.

XIII. CLOSED SESSION

Board member Sered called for a motion for the Board to go into closed session to discuss personnel issues and litigation pursuant to the Open Meetings Act 5 ILCS 120/2(c)(1), (11). Board member Shayne so moved and Board member O'Brien seconded. The Board voted unanimously to go into closed session, by roll call vote.

XIV. RECONVENE

Board member Sered called for a motion to reconvene the meeting from closed session. Board Member Shayne so moved, and Board Member O'Brien seconded the motion. The Board voted unanimously to reconvene the meeting, by roll call vote.

Western Illinois University/UPI, Local 4100, IFT-AFT, AFL-CIO, Case No. 2021-CA-0009-C The parties informed the Board that they were unable to resolve the dispute during their discussions while the Board was in closed session. Board members Shayne and Sered posed additional questions to the parties on the issues. Thereafter, Board member Sered motioned the Board to petition the circuit court for injunctive relief under Section 16(d) of the Act, and Board member Shayne seconded the motion. The Board passed the motion unanimously, by a roll call vote.

XV. ADJOURN

Board member Sered called for a motion to adjourn the Webex meeting. Board Member Shayne so moved, and Board Member O'Brien seconded the motion. The Board voted unanimously to adjourn the meeting, by roll call vote.

ADOPTED AND APPROVED BY THE MEMBERS OF THE ILLINOIS EDUCATIONAL LABOR RELATIONS BOARD ON THIS 17th DAY OF SEPTEMBER 2020.