

STATE OF ILLINOIS
EDUCATIONAL LABOR RELATIONS BOARD

Minutes of the Meeting held on May 21, 2015
At 100 West Randolph Street, Chicago, Illinois

I. OPENING OF THE MEETING AT 10:00 A.M.

II. PRESENT

Chairman Andrea Waintroob; Board Members Judy Biggert, Michael Prueter and Lynne Sered; Executive Director Victor Blackwell; General Counsel Helen Higgins; Special Counsel John Brosnan; staff member Susan Willenborg; extern David Saxe; and observers Donna Del Principe, Robert Lyons, Amanda Plebanski, Bob Shaevel, Andrew Slobodien and Stephanie Winston were present. Staff members Cindy Handy and Matthew Nagy participated via videoconference from Springfield, Illinois. Pursuant to Section 7(a) of the Open Meetings Act, 5 ILCS 120/7(a), Board Member Gilbert O'Brien participated via telephone conference call due to illness.

III. APPROVAL OF MINUTES OF MEETING HELD APRIL 21, 2015

Chairman Waintroob called for a motion to approve the minutes of the April 16, 2015 meeting. Member Prueter moved to approve the minutes of the April 16, 2015 meeting. Member Biggert seconded the motion. The Board passed the motion unanimously, by a voice vote.

IV. BOARD ACTIONS

- 1. Chicago Board of Education/Chicago Teachers Union, Local No. 1, IFT-AFT, AFL-CIO**
Case Nos. 2013-CA-0081-C, 2014-CA-0011-C

Chairman Waintroob called the case. This case was removed to the Board by the Administrative Law Judge. Associate General Counsel Susan Willenborg presented a draft opinion and order finding that the Employer had not violated the Act. After discussion, Chairman Waintroob called for a motion for the Board to issue the draft opinion and order. Member Prueter so moved, and Member Biggert seconded the motion. The Board voted 4-1 to issue the draft opinion and order, with Member Sered dissenting.

2. **Western Illinois University/University Professionals of Illinois, Local 4100, IFT-AFT, AFL-CIO**
Case No. 2014-CA-0007-S

Chairman Waitroob called the case. This case was removed to the Board by the Administrative Law Judge. Associate General Counsel Susan Willenborg presented a draft opinion and order finding that the Employer had violated the Act. After discussion, Chairman Waitroob called for a motion for the Board to issue the draft opinion and order. Member Sered so moved, and Member Biggert seconded the motion. The Board voted unanimously to issue the draft opinion and order, by a voice vote.

3. **Chicago Board of Education/Alita Jones**
Case No. 2014-CA-0068-C

Chairman Waitroob called the case. This case was before the Board on the Charging Party's exceptions to the Executive Director's Recommended Decision and Order dismissing the charge. Associate General Counsel Susan Willenborg presented a draft opinion and order affirming the Executive Director's Recommended Decision and Order. After discussion, Chairman Waitroob called for a motion for the Board to issue the draft opinion and order. Member Prueter so moved, and Member O'Brien seconded the motion. The Board voted unanimously to issue the draft opinion and order, by a voice vote.

4. **Board of Trustees of the University of Illinois/Ara Gardner**
Case No. 2012-CA-0008-C

Chairman Waitroob called the case. This case was before the Board on the Charging Party's exceptions to an Administrative Law Judge's Recommended Decision and Order dismissing the complaint. Associate General Counsel Susan Willenborg presented a memorandum recommending that the Board affirm the Administrative law Judge's Recommended Decision and Order. After discussion, the Board directed that an opinion and order be drafted in accordance with the recommendation.

5. **Oswego Community Unit School District 308/Kelly Young**
Case Nos. 2014-CA-0035-C

Chairman Waitroob called the case. This was an unappealed Administrative Law Judge's Recommended Decision and Order dismissing complaint. General Counsel Helen Higgins presented the case. Chairman Waitroob then called for a motion for the Board not to take up the case on its own motion and to issue a final order. Member Sered so moved, and Member Biggert seconded the motion. The Board voted unanimously not to take up the case on its own motion and to issue a final order, by a voice vote.

**6. Chicago Board of Education/Audra Ward
Case Nos. 2014-CA-0047-C**

Chairman Waintroob called the case. This was an unappealed Administrative Law Judge's Recommended Decision and Order dismissing the complaint. General Counsel Helen Higgins presented the case. Chairman Waintroob then called for a motion for the Board not to take up the case on its own motion and to issue a final order. Member Prueter so moved, and Member O'Brien seconded the motion. The Board voted unanimously not to take up the case on its own motion and to issue a final order, by a voice vote.

**7. Kankakee School District 111/Katrina Woodard
Case No. 2015-CC-0022-C**

Chairman Waintroob called the case. This was an unappealed Executive Director's Recommended Decision and Order dismissing the unfair labor practice charge. General Counsel Helen Higgins presented the case. Chairman Waintroob then called for a motion for the Board not to take up the case on its own motion and to issue a final order. Member Prueter so moved, and Member Biggert seconded the motion. The Board voted unanimously not to take up the case on its own motion and to issue a final order, by a voice vote.

**8. Oswego Transportation Association, IEA-NEA/Michele Thorson
Case No. 2015-CB-0011-C**

Chairman Waintroob called the case. This was an unappealed Executive Director's Recommended Decision and Order dismissing the unfair labor practice charge. General Counsel Helen Higgins presented the case. Chairman Waintroob then called for a motion for the Board not to take up the case on its own motion and to issue a final order. Member Sered so moved, and Member Prueter seconded the motion. The Board voted unanimously not to take up the case on its own motion and to issue a final order, by a voice vote.

**9. Oswego Transportation Association, IEA-NEA/Norbert Rogowski
Case No. 2014-CB-0022-C**

Chairman Waintroob called the case. This was an unappealed Executive Director's Recommended Decision and Order dismissing the unfair labor practice charge. General Counsel Helen Higgins presented the case. Chairman Waintroob then called for a motion for the Board not to take up the case on its own motion and to issue a final order. Member Biggert so moved, and Member O'Brien seconded the motion. The Board voted unanimously not to take up the case on its own motion and to issue a final order, by a voice vote.

**10. Illinois State University/AFSCME Council 31, AFL-CIO
Case Nos. 2015-UC-0007-S**

Chairman Waintroob called the case. This was an unappealed Executive Director's Recommended Decision and Order granting the unit clarification petition. General Counsel Helen Higgins presented the case. Chairman Waintroob then called for a motion for the Board not to take up the case on its own motion and to issue a final order. Member Prueter so moved, and Member Biggert seconded the motion. The Board voted unanimously not to take up the case on its own motion and to issue a final order, by a voice vote.

**11. Lake Park Community High School District 108/Lake Park
Education Association, IEA-NEA
Case Nos. 2015-UC-0008-C**

Chairman Waintroob called the case. This was an unappealed Executive Director's Recommended Decision and Order granting the unit clarification petition. General Counsel Helen Higgins presented the case. Chairman Waintroob then called for a motion for the Board not to take up the case on its own motion and to issue a final order. Member Sered so moved, and Member Prueter seconded the motion. The Board voted unanimously not to take up the case on its own motion and to issue a final order, by a voice vote.

V. BUDGET AND FISCAL

Fiscal Officer Cindy Handy and Executive Director Victor Blackwell presented an update on budget and fiscal matters, which included a discussion of FY 2015 expenditures. Chairman Waintroob discussed the possibility of filling a vacant ALJ position.

VI. CASE STATUS REPORT

Executive Director Victor Blackwell presented a case status report. Associate General Counsel Susan Willenborg described the IELRB's processing of fair share cases.

VII. STRIKE REPORT

Executive Director Victor Blackwell presented a strike report. Executive Director Blackwell noted that the Chicago Teachers Union has filed an unfair labor practice charge, but has not filed a notice of intent to strike or requested injunctive relief.

VIII. LEGISLATIVE UPDATE

Board Member Sered presented a legislative update. She noted that SB 1339, which would amend the Open Meetings Act to require that public bodies to post video of their public meetings on their official websites, has passed the Senate and is before a House committee.

IX. LITIGATION UPDATE

General Counsel Helen Higgins presented a litigation update.

X. ETHICS UPDATE

Special Counsel John Brosnan gave a presentation on ethical issues related to the Board.

XI. CLOSED SESSION

Chairman Waitroob called for a motion for the Board to go into closed session to discuss personnel matters and agency litigation, pursuant to 5 ILCS 120/2(c)(1), (11). Member Prueter so moved, and Member Sered seconded the motion. The Board voted unanimously to go into closed session, by a voice vote.

XII. ADJOURNMENT

Upon the Board's return from closed session, Chairman Waitroob called for a motion to adjourn the meeting. Member Biggert so moved, and Member Prueter seconded the motion. The Board voted unanimously to adjourn the meeting, by a voice vote.

ADOPTED AND APPROVED BY THE CHAIRMAN AND MEMBERS OF THE ILLINOIS EDUCATIONAL LABOR RELATIONS BOARD THIS 18th DAY OF JUNE 2015.