

STATE OF ILLINOIS
EDUCATIONAL LABOR RELATIONS BOARD

Minutes of the Meeting held on December 19, 2013
At 130 W. Mason Street, Room 104, Springfield, Illinois

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

II. PRESENT

Board Member Ronald Ettinger, staff member Cindy Handy and observer Lisa Daykin were present. Chairman Lynne Sered; Board Members Gilbert O'Brien and Michael Prueter; Executive Director Victor Blackwell; General Counsel Helen Higgins; Special Counsel John Brosnan; staff members Colleen Harvey and Susan Willenborg; and observer Bob Shaevel participated via videoconference from Chicago. Pursuant to Section 7(a) of the Open Meetings Act, 5 ILCS 120/7(a), Board Member Michael Smith participated via telephone conference call due to illness.

III. APPROVAL OF MINUTES OF MEETING HELD NOVEMBER 21, 2013

Chairman Sered called for a motion to approve the minutes of the November 21, 2013 meeting. Member Prueter moved to approve the minutes of the November 21, 2013 meeting. Member O'Brien seconded the motion. The Board passed the motion unanimously, by a voice vote.

IV. BOARD ACTIONS

**1. Southern Illinois University Carbondale/SIUC Faculty Association, IEA-NEA
Case No. 2011-CA-0030-S**

Chairman Sered called the case. This was an appeal from an Administrative Law Judge's Recommended Decision and Order finding that the Employer had violated the Act. Associate General Counsel 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.

**2. Harlem Consolidated School District No. 122/Harlem Federation of
Teachers, Local No. 540, IFT-AFT
Case Nos. 2012-CA-0076-C, 2013-CA-0021-C**

Chairman Sered called the cases. Associate General Counsel Susan Willenborg presented a draft opinion and order finding a violation in Case No. 2013-CA-0021-C and refraining from ruling on Case No. 2012-CA-0076-C, except as to one issue, pending the issuance of the arbitrator's award. As to that one issue, the draft opinion and order dismissed the complaint. After discussion, Chairman Sered called for a motion to approve the draft opinion and order. Member Prueter so moved, and Member Ettinger seconded the motion. The Board voted unanimously to issue the draft opinion and order, by a voice vote.

3. **Board of Trustees of University of Illinois/SEIU Local 73**
Case No. 2013-UC-00011-C

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

4. **Board of Trustees of University of Illinois/SEIU Local 73**
Case No. 2013-UC-0012-C

Chairman Sered called the case. This was an unappealed Executive Director's Recommended Decision and Order granting a unit clarification petition. General Counsel Helen Higgins presented the case. After discussion, Chairman Sered called for a motion for the Board not to take the case up 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, by a voice vote, not to take the case up on its own motion and to issue a final order.

5. **Board of Trustees of University of Illinois/SEIU Local 73**
Case No. 2013-UC-0013-C

Chairman Sered called the case. This was an unappealed Executive Director's Recommended Decision and Order granting a unit clarification petition. General Counsel Helen Higgins presented the case. After discussion, Chairman Sered called for a motion for the Board not to take the case up 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, by a voice vote, not to take the case up on its own motion and to issue a final order.

6. **Chicago Board of Education/Zulma Ortiz and Chicago Teachers Union**
Case Nos. 2012-CA-0058-C, 2012-CA-0070-C

Chairman Sered called the case. This was an unappealed Administrative Law Judge's Recommended Decision and Order finding in part that the Employer had violated the Act and dismissing the complaint in part. General Counsel Helen Higgins presented the case. After discussion, Chairman Sered called for a motion for the Board not to take the case up on its own motion and to issue a final order. Member Prueter so moved, and Member Ettinger seconded the motion. The Board voted unanimously, by a voice vote, not to take the case up on its own motion and to issue a final order.

7. **Northeastern Illinois University/Samuel Graham**
Case No. 2014-CA-0012-C

Chairman Sered called the case. This was an unappealed Executive Director's Recommended Decision and Order dismissing the charge. General Counsel Helen Higgins presented the case. After discussion, Chairman Sered called for a motion for the Board not to take the case up on its own motion and to issue a final order. Member

Prueter so moved, and Member Ettinger seconded the motion. The Board voted unanimously, by a voice vote, not to take the case up on its own motion and to issue a final order.

**8. District U-46 Transportation Union/Elizabeth Mole-Daren
Case No. 2013-CB-0010-C**

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

**9. AFSCME Council 31, Local 981/Christine Derrickson
Case No. 2013-FS-0044-S**

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

**10. AFSCME Council 31, Local 981/Arlene Brown
Case No. 2013-FS-0046-S**

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

V. BUDGET AND FISCAL

Executive Director Victor Blackwell and Fiscal Officer Cindy Handy presented an update on budget and fiscal matters, which included a discussion of FY 2014 expenditures, the FY 2015 budget and the audit of the agency which had been taking place. Fiscal Officer Cindy Handy noted that the IELRB had not heard back yet concerning a computer issue.

VI. CASE STATUS REPORT

Executive Director Victor Blackwell presented a case status report.

VII. STRIKE REPORT

Executive Director Victor Blackwell presented a strike report.

VIII. LEGISLATIVE UPDATE

Staff member Colleen Harvey presented a legislative update.

IX. LITIGATION UPDATE

General Counsel Helen Higgins presented a litigation update.

X. SUMMARY OF PUBLIC COMMENT ON PROPOSALS RULES CHANGES

Associate General Counsel Susan Willenborg presented a memorandum discussing the public comments the IELRB had received in response to the notice published in the Illinois Register and recommending which of the changes suggested in the comments the Board should adopt. After discussion, the Board directed that a Second Notice document be drafted in accordance with the recommendation.

XI. ADJOURNMENT

Chairman Sered called for a motion to adjourn the meeting. Member Ettinger 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 16th DAY OF JANUARY 2014.**