

STATE OF ILLINOIS
EDUCATIONAL LABOR RELATIONS BOARD

Minutes of the Meeting held on February 15, 2018
At 160 N. LaSalle Street, Chicago, Illinois

I. PRESENT

Chairman Andrea Waintroob; Board Members Lynne Sered, Judy Biggert, Gilbert O'Brien and Lara Shayne; Executive Director Victor Blackwell; General Counsel Susan Willenborg; Associate General Counsel Ellen Strizak; and Board Attorneys Dawn Harden & John F. Brosnan were present. Springfield staff member Meredith Dean participated via teleconference. Observer was Stephanie Winston from the IEA.

II. APPROVAL OF MINUTES OF MEETING HELD JANUARY 18, 2018

Chairman Waintroob called for a motion to approve the minutes of the January 18, 2018 Board meeting. Board Member Biggert moved to approve the minutes of the January 18, 2018 meeting. Board Member Shayne seconded the motion. The Board passed the motion unanimously, by a voice vote.

III. BOARD ACTIONS

1. Chicago Board of Education/Valentina Sorescu
Case No. 2016-CA-0020-C

Chairman Waintroob called the case. This case is before the Board on the Charging Party's exceptions to the Executive Director's Recommended Decision and Order dismissing the unfair labor practice charge. General Counsel Susan Willenborg presented a memo to the Board. After discussion, the Board directed the General Counsel to draft an opinion and order consistent with the recommendation.

2. Homer District 33-C Support Staff Council, Local 604, IFT-AFT, AFL-CIO/Dennis Gutka, et al.
Case No. 2017-CB-0003-C, et al.

Chairman Waintroob called the case. General Counsel Susan Willenborg presented a draft opinion and order. After discussion, Chairman Waintroob called for a motion for the Board to issue the opinion and order. Board Member Shayne so moved, and Board Member O'Brien seconded the motion. Board Member Sered added a "concurrence" to the draft opinion and order. The Board voted unanimously to adopt the opinion and order with the revisions, by a voice vote.

**3. Northern Illinois University/Peter Suffield
Case No. 2017-CA-0038-C**

Chairman Waitroob called the case. General Counsel Susan Willenborg presented a draft opinion and order. After discussion, Chairman Waitroob called for a motion for the Board to issue the opinion and order. Board Member Shayne so moved, and Board Member O'Brien seconded the motion. The Board voted unanimously to issue the opinion and order, by a voice vote.

**4. Glen Ellyn School District #41/American Federation of State, County and Municipal Employees, Council 31
Case No. 2017-UC-0019-C**

Chairman Waitroob called the case. This case involved an unappealed Administrative Law Judge's Recommended Decision and Order. General Counsel Susan Willenborg presented the case with the corrected typos. After discussion, Chairman Waitroob called for a motion for the Board to not take up the case on its own motion and to issue a final order. Board Member Shayne so moved, and Board 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.

**5. Galesburg Community Unit School District 205/Galesburg Education Association, IEA-NEA
Case No. 2018-UC-0008-C**

Chairman Waitroob called the case. This case involved an unappealed Executive Director's Recommended Decision and Order. Associate General Counsel Ellen Strizak presented the case. After discussion, Chairman Waitroob called for a motion for the Board to not take up the case on its own motion and to issue a final order. Board Member Shayne so moved, and Board 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. Illinois State University Non-Tenure-Track Faculty Association, IEA-NEA/Illinois State University
Case No. 2018-AC-0001-C**

Chairman Waitroob called the case. This case involved an unappealed Executive Director's Recommended Decision and Order. Associate General Counsel Ellen Strizak presented the case. After discussion, Chairman Waitroob called for a motion for the Board to not take up the case on its own motion and to issue a final order. Board Member Shayne so moved, and Board 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.

**7. Crab Orchard Education Association, IEA-NEA, et al./Sandra Brainard, et al.
Case No. 2017-FS-0003-C, et al.**

Chairman Waitroob called the case. This case involved an unappealed Administrative Law Judge's Recommended Decision and Order. Associate General Counsel Ellen Strizak presented

the case with typos corrected. After discussion, Chairman Waintroob called for a motion for the Board to not take up the case 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 up the case on its own motion and to issue a final order, by a voice vote.

**8. Service Employees International Union, Local 15/Tracey Dodson
Case No. 2017-FS-0062-C**

Chairman Waintroob called the case. This case involved an unappealed Administrative Law Judge's Recommended Decision and Order. Associate General Counsel Ellen Strizak presented the case with corrected typo to make fee payers without a hyphen. After discussion, Chairman Waintroob called for a motion for the Board to not take up the case on its own motion and to issue a final order. Board Member Biggert so moved, and Board Member Sered 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.

IV. PUBLIC COMMENT

There was no public comment.

V. BUDGET AND FISCAL

Meredith Dean presented an expenditure report and Executive Director Blackwell discussed budget matters.

VI. CASE STATUS REPORT

Executive Director Victor Blackwell presented the January, 2018 Case Status Report.

VII. STRIKE REPORT UPDATE

Executive Director Victor Blackwell presented a strike report update.

VIII. LEGISLATIVE UPDATE

Board Member Sered presented the legislative update.

IX. LITIGATION UPDATE

General Counsel Susan Willenborg presented a litigation update.

X. ADDITIONS TO MEDIATION ROSTER

Board Attorney John F. Brosnan presented two applications to join the mediation roster. First candidate was Raleigh E. Jones. After discussion, Chairman Waintroob called for a motion for the Board to vote to add Mr. Jones to the roster. Board Member Shayne so moved, and Board

Member Sered seconded the motion. The Board voted unanimously to add Mr. Jones to the roster. Second candidate was Stephen M. Biersmith. After discussion, Chairman Waitroob called for a motion for the Board to vote to add Mr. Biersmith to the roster. Board Member Shayne so moved, and Board Member Biggert seconded the motion. The Board voted unanimously to add Mr. Biersmith to the roster.

XI. UNION DISCLAIMERS OF STATUS AS EXCLUSIVE REPRESENTATIVES

Chairman Waitroob brought up possibility of adopting a process for disclaimer of interest procedure similar to the ILRB in anticipation of the US Supreme Court decision in the Janus case. General Counsel Willenborg discussed the rules change process for such adoption. Executive Director Blackwell indicated that the possible need for this comes from anticipation of the possible outcome in Janus.

XII. JULY THROUGH DECEMBER CLOSED SESSION MINUTES

The vote on whether to make the July through December closed session minutes open was tabled until the March, 2018 meeting and the Board directed General Counsel Willenborg to research two issues.

XIII. CHANGE IN DATE OF MARCH BOARD MEETING

Chairman Waitroob called for a motion for the Board to change the date of its March meeting from March 15 to March 22. Board Member Shayne so moved, and Board Member O'Brien seconded the motion. The Board voted unanimously to change the March meeting date, by a voice vote.

XIV. UPDATE ON ILLINOIS COMPETITIVENESS COUNCIL

Associate General Counsel Strizak presented an update on the Illinois Competitiveness Council.

XV. CLOSED SESSION

Chairman Waitroob called for a motion for the Board to go into closed session to discuss personnel issues pursuant to the Open Meetings Act, 5 ILCS 120/2(c)(1). Board Member Sered so moved, and Board Member Shayne seconded the motion. The Board voted unanimously to go into closed session, by a voice vote.

XVI. RECONVENE AND ADJOURN

Chairman Waitroob called for a motion for the Board to adjourn the meeting. Board Member Shayne so moved, and Board Member O'Brien 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 22nd DAY OF MARCH, 2018.