

STATE OF ILLINOIS
EDUCATIONAL LABOR RELATIONS BOARD

Minutes of the Meeting held on July 16, 2015
At 100 West Randolph Street, Chicago, Illinois

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

II. PRESENT

The meeting was conducted via videoconference. Chairman Andrea Waitroob; Board Members Judy Biggert, Gilbert O'Brien, 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 Paul Burmeister, James Powers, Thomas Riley and Stephanie Winston were present in Chicago, Illinois. Staff member Cindy Handy; and observers Leslie Arvan, Robert Kraddock, Jon Nadler and Sharon Reynolds were present in Springfield, Illinois.

III. APPROVAL OF MINUTES OF MEETING HELD JUNE 18, 2015

Chairman Waitroob called for a motion to approve the minutes of the June 18, 2015 meeting. Board Member O'Brien moved to approve the minutes of the June 18, 2015 meeting. Board Member Prueter seconded the motion. The Board passed the motion unanimously, by a voice vote.

IV. BOARD ACTIONS

1. **Board of Trustees of the University of Illinois/Campus Faculty Association, Non-Tenure Track Local 6546, AAUP, IFT-AFT, AFL-CIO**
Case No. 2015-CA-0006-S

Chairman Waitroob called the case. This case had been removed to the Board by the Administrative Law Judge. Associate General Counsel Susan Willenborg presented a memorandum recommending that the Board dismiss the complaint. After discussion, a majority of the Board directed that an opinion and order be drafted in accordance with the recommendation.

2. **Board of Trustees of Southern Illinois University on behalf of Southern Illinois University School of Medicine/AFSCME Council 31**
Case No. 2015-RS-0003-S

Chairman Waitroob called the case. This case was before the Board on the Employer's exceptions to an Administrative Law Judge's Recommended Decision and Order. Associate General Counsel Susan Willenborg presented a draft order remanding the case

to the Administrative Law Judge to receive additional evidence. After discussion, Chairman Waitroob called for a motion for the Board to issue the draft order. Board Member Biggert so moved, and Board Member Prueter seconded the motion. The Board voted 4-1 to issue the draft order, with Board Member Sered noting her disagreement.

3. **City Colleges of Chicago/Federation of College Clerical and Technical Personnel, Local 1708, IFT-AFT, AFL-CIO**
Case No. 2013-CA-0093-C

Chairman Waitroob called the case. This case was before the Board on the Employer's exceptions to an Administrative Law Judge's Recommended Decision and Order. Associate General Counsel Susan Willenborg presented a draft opinion and order affirming the Administrative Law Judge's Recommended Decision and Order in part and modifying it in part. After discussion, Chairman Waitroob called for a motion for the Board to issue the draft opinion and order. Board Member Prueter so moved, and Board Member Biggert seconded the motion. The Board voted unanimously to issue the draft opinion and order, by a voice vote.

4. **Mundelein Education Association, IEA-NEA/Michelle Kierna**
Case No. 2015-CB-0005-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. Extern David Saxe 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. Board Member Biggert so moved, and Board Member O'Brien seconded the motion. The Board voted unanimously to issue the draft opinion and order, by a voice vote.

5. **Manhattan School District 114/Manhattan Teachers Association Council, AFT Local 604 IFT/AFT**
Case No. 2015-AC-0002-C

Board of Education of Crete-Monee Community Unit School District 201-U/Association of Crete-Monee Employees, IEA-NEA
Case No. 2015-UC-0004-C

City Colleges of Chicago/Margo Muldrow
Case No. 2012-CA-0077-C

Waukegan Community Unit School District 60/Anne Kindle
Case No. 2013-CA-0035-C

Southern Illinois University-Edwardsville/George Johnson
Case No. 2014-CA-0006-S

Laborers Local 100/George Johnson
Case No. 2014-CB-0001-S

Peoria School District 150/SEIU Firemen and Oilers, Local 8
Case No. 2014-CA-0020-S

Mid-Valley Special Education Cooperative/Jody Harrington and Gail Feltaut
Case No. 2014-CA-0041-C

Illinois Education Association, IEA-NEA/Jody Harrington and Gail Feltaut
Case No. 2014-CB-0011-C

Elgin Community College/Adam Hazel
Case No. 2014-CA-0062-C

Elgin Community College Support Staff Association, IEA-NEA/Adam Hazel
Case No. 2014-CB-0016-C

Lake Park CHSD 108/Beverly Bee
Case No. 2014-CA-0065-C

General George Patton School District 133/Local 943, IFT-AFT, AFL-CIO
Case No. 2014-CA-0066-C

Bremen Community High School District 228/Melanie Gengo
Case No. 2015-CA-0041-C

Chairman Waintroob called the cases. These were unappealed Executive Director's Recommended Decisions and Order granting amendment of certification or unit clarification petitions or dismissing unfair labor practice charges. Chairman Waintroob called for a motion for the Board not to take up the cases on its own motion and to issue final orders. Board Member Prueter so moved, and Board Member Biggert seconded the motion. The Board voted unanimously not to take up the cases on its own motion and to issue final orders, 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, the status of the FY 2016 budget and employees' pay, and the ongoing audit of the agency. Board Member Biggert raised a question about timesheets for Board Members.

VI. CASE STATUS REPORT

Executive Director Victor Blackwell presented case status reports for the month of June 2015, FY 2015 and the past three years.

VII. STRIKE REPORT

Executive Director Victor Blackwell presented a strike report.

VIII. LEGISLATIVE UPDATE

Board Member Sered presented a legislative update.

IX. LITIGATION UPDATE

General Counsel Helen Higgins presented a litigation update.

X. CLOSED SESSION

Chairman Waitroob called for a motion for the Board to go into closed session to discuss personnel matters, pursuant to 5 ILCS 120/2(c)(1). The motion was duly made and seconded. The Board voted unanimously to go into closed session, by a voice vote.

XI. POST-CLOSED SESSION BOARD ACTION ITEMS

Upon the Board's return from closed session, Chairman Waitroob called for a motion to make the agency's mediation program voluntary. Board Member Prueter moved with a second from Board Member O'Brien to make the agency's mediation program voluntary. By voice vote, Chairman Waitroob and Board Members Biggert, O'Brien, Prueter and Sered voted in favor of the motion.

Chairman Waitroob called for a motion to abolish the working title of Special Counsel to the Board. Board Member Prueter moved with a second from Board Member O'Brien to abolish the working title of Special Counsel to the Board. By voice vote, Chairman Waitroob and Board Members Biggert, O'Brien and Prueter voted in favor of the motion. Board Member Sered voted no.

Chairman Waitroob called for a motion to dismiss the General Counsel from her employment. Board Member Prueter moved with a second from Board Member O'Brien to dismiss the General Counsel from employment effective immediately and/or to accept her resignation and to retain her on the payroll as a consultant through July 31, 2015. By voice vote, Chairman Waitroob and Board Members Biggert, O'Brien and Prueter voted in favor of the motion. Board Member Sered voted no.

Chairman Waitroob called for a motion for the Board to approve Susan Willenborg as Acting General Counsel. Board Member Prueter moved with a second from Board

Member O'Brien to approve Susan Willenborg as Acting General Counsel. By voice vote, Chairman Waitroob and Board Members Biggert, O'Brien and Prueter voted in favor of the motion. Board Member Sered voted present.

XII. ADJOURNMENT

Chairman Waitroob called for a motion for the Board to adjourn the meeting. The motion was duly made and seconded. 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 20th DAY OF AUGUST 2015.