

STATE OF ILLINOIS
EDUCATIONAL LABOR RELATIONS BOARD

Minutes of the Meeting held on May 19, 2016
At 160 N. LaSalle Street, Chicago, Illinois

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

II. PRESENT

Chairman Andrea Waintroob; Board Members Judy Biggert, Gilbert O'Brien, Michael Prueter and Lynne Sered; Executive Director Victor Blackwell; General Counsel Susan Willenborg; staff members Eileen Brennan, Nicholas Gutierrez and Ellen Strizak; and observer Stephanie Winston were present. Staff member Matthew Nagy participated via teleconference.

III. APPROVAL OF MINUTES OF MEETING HELD APRIL 21, 2016

Chairman Waintroob called for a motion to approve the minutes of the April 21, 2016 Board meeting. Board Member Prueter moved to approve the minutes of the April 21, 2016 meeting. Board Member O'Brien seconded the motion. The Board passed the motion unanimously, by a voice vote.

IV. BOARD ACTIONS

1. Harlem School District No. 122/Paula Hurley-Whiteaker
Case No. 2015-CA-0015-C

Chairman Waintroob called the case. This case was before the Board on exceptions filed by both parties to the Administrative Law Judge's Recommended Decision and Order finding a violation in part. General Counsel Susan Willenborg presented the case. After discussion, the Board directed that an opinion and order be drafted affirming the Administrative Law Judge's Recommended Decision and Order as modified.

2. Chicago Teachers Union, Local No. 1, IFT-AFT, AFL-CIO/Chicago
Board of Education
Case No. 2016-CB-0018-C

Chairman Waintroob called the case. This case was before the Board on the Employer's request that the IELRB seek preliminary injunctive relief. General Counsel Susan Willenborg presented a draft opinion and order granting the Employer's request. After discussion, Chairman Waintroob called for a motion for the Board to issue the draft opinion and order. Board Member Prueter so moved, and Board Member O'Brien seconded the motion. The Board voted 4-1 to issue the draft opinion and order, by a voice vote, with Board Member Sered dissenting.

3. **Chicago Board of Education/Alita Jones**
Case Nos. 2015-CA-0044-C, 2015-CA-0051-C

Chairman Waitroob called the case. This case was before the Board on the Complainant's exceptions to the Administrative Law Judge's Recommended Decision and Order dismissing the complaint. General Counsel Susan Willenborg presented a draft opinion and order affirming the Administrative Law Judge'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 O'Brien 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. **Chicago State University/University Professionals of Illinois, Local 4100, IFT-AFT, AFL-CIO**
Case No. 2013-CA-0018-C

Chairman Waitroob called the case. This was an unappealed Administrative Law Judge's Recommended Decision and Order finding that the Employer had admitted the allegations of the complaint by failing to file a timely answer. General Counsel Susan Willenborg 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 Prueter 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.

5. **Thornton Township High School District 205/Brown**
Case No. 2016-CA-0016-C

Chairman Waitroob called the case. This was an unappealed Executive Director's Recommended Decision and Order dismissing the unfair labor practice charge in its entirety. 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 Prueter 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.

6. **Chicago Board of Education/Castaneda**
Case No. 2016-CA-0022-C

Chairman Waitroob called the case. This was an unappealed Executive Director's Recommended Decision and Order dismissing the unfair labor practice charge in its entirety. 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 Biggert 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.

**7. Harlem School District 122/Morelock
Case No. 2016-CA-0052-C**

Chairman Waintroob called the case. This was an unappealed Executive Director's Recommended Decision and Order dismissing the unfair labor practice charge in its entirety. Associate General Counsel Ellen Strizak presented the case. 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 Prueter 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. Chicago Teachers Union/Castaneda
Case No. 2016-CB-0004-C**

Chairman Waintroob called the case. This was an unappealed Executive Director's Recommended Decision and Order dismissing the unfair labor practice charge in its entirety. Associate General Counsel Ellen Strizak presented the case. 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 Sered 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.

**9. Service Employees International Union, Local 73/Kindle
Case No. 2016-CB-0006-C**

Chairman Waintroob called the case. This was an unappealed Executive Director's Recommended Decision and Order dismissing the unfair labor practice charge in its entirety. Associate General Counsel Ellen Strizak presented the case. 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 Sered 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.

**10. Chicago Teachers Union/Thompson
Case No. 2016-CB-0007-C**

Chairman Waintroob called the case. This was an unappealed Executive Director's Recommended Decision and Order dismissing the unfair labor practice charge in its entirety. Associate General Counsel Ellen Strizak presented the case. 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 Prueter 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.

**11. Harlem Federation of Teachers, Local 540/Morelock
Case No. 2016-CB-0010-C**

Chairman Waintroob called the case. This was an unappealed Executive Director's Recommended Decision and Order dismissing the unfair labor practice charge in its entirety. Associate General Counsel Ellen Strizak presented the case. 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 Prueter so moved, and Board Member Obrien 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.

**12. Chicago Heights School District 170/American Federation of Teachers, Local 604
Case No. 2016-UC-0002-C**

**North Shore School District 112/North Shore Support Staff Association, IEA/NEA
Case No. 2016-UC-0005-C**

**Round Lake Community Unit School District 116/Education Association of Round Lake, IEA/NEA
Case No. 2016-UC-0008-C**

**Oak Lawn-Hometown School District 123/Oak Lawn-Hometown Teachers Council, IFT-AFT
Case No. 2016-UC-0009-C**

Chairman Waintroob called the cases. These were unappealed Executive Director's Recommended Decision and Orders granting unit clarification petitions. Associate General Counsel Ellen Strizak presented the cases. After discussion, Chairman Waintroob called for a motion for the Board to not take up the cases on its own motion and to issue final orders. Board Member Prueter so moved, and Board Member O'Brien 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. PUBLIC COMMENT

Stephanie Winston of the IEA applauded the IELRB's work.

VI. BUDGET AND FISCAL

Executive Director Victor Blackwell gave an update on budget and fiscal matters. He reported on FY 2016 expenditures and the status of the FY 2017 budget.

VII. CASE STATUS REPORT

Executive Director Victor Blackwell presented a case status report.

VIII. STRIKE UPDATE

Executive Director Victor Blackwell presented a strike update.

IX. LEGISLATIVE REPORT

Board Member Lynne Sered presented a legislative report.

X. LITIGATION UPDATE

General Counsel Susan Willenborg presented a litigation update.

XI. CLOSED SESSION MINUTES

Chairman Waitroob presented the closed session minutes for the Board's consideration. After discussion, Chairman Waitroob called for a motion to keep the closed session minutes closed. Board Member O'Brien so moved, and Board Member Prueter seconded the motion. The Board voted 4 -1 to keep the closed session minutes closed, by a voice vote, with Board Member Sered dissenting.

XII. TRAINING ON REPRESENTATION CASE PROCEDURES

Staff member Eileen Brennan presented a training on representation cases and the procedures involved.

XIII. 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 Prueter so moved, and Board Member O'Brien seconded the motion. The Board voted unanimously to go into closed session, by a voice vote.

XIV. ADJOURNMENT

Upon the Board's return from closed session, Chairman Waitroob called for a motion for the Board to adjourn the meeting. Board Member Sered so moved, and Board Member Biggert 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 JUNE 2016.