

STATE OF ILLINOIS
EDUCATIONAL LABOR RELATIONS BOARD

Minutes of the Meeting held on April 18, 2013
At 100 W. Randolph Street, Chicago, Illinois

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

II. PRESENT

Chairman Lynne Sered; Board Member Gilbert O'Brien; Executive Director Victor Blackwell; Special Counsel John Brosnan; General Counsel Helen Higgins; staff members Colleen Harvey, Ellen Strizak and Susan Willenborg; and observers Dr. John Boyle, Jennifer Dunn, Melissa Reardon Henry, Takina Morris, Gail Mrzowski, Mike Persoon and Bob Shaevel were present. Board Member Ronald Ettinger, staff member Cindy Handy and observer Curt Richardson participated via video conference from the Board's Springfield office. Pursuant to Section 7(a) of the Open Meetings Act, 5 ILCS 120/7(a), Board Member Michael Smith, with prior approval, participated via telephone conference call due to illness, and Board Member Michael Prueter, with prior approval, participated via telephone conference call due to a weather emergency.

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

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

IV. BOARD ACTIONS

1. Chicago Board of Education/Chicago Teachers Union
Case No. 2011-CA-0033-C

Chairman Sered called the case. This case was before the Board on the Union's motion to vacate the Board's final order. Associate General Counsel Ellen Strizak presented a draft opinion and order denying the motion. After discussion, Chairman Sered called for a motion to approve the draft. Member Ettinger so moved, and Member O'Brien seconded the motion. The Board passed the motion unanimously, by a voice vote.

2. Northeastern Illinois University/Boyle
Case No. 2012-CA-0043-C

Chairman Sered called the case. This case was before the Board on exceptions to an Executive Director's Recommended Decision and Order dismissing the charge. Associate General Counsel presented a memorandum recommending that the Board affirm the Executive Director's Recommended Decision and Order. After discussion, the Board directed that an opinion and order be drafted in accordance with the recommendation.

3. **Northeastern Illinois University/Kaplan-Weinger, et al.**
Case No. 2012-CA-0042-C

Chairman Sered called the case. This case was before the Board on exceptions to an Executive Director's Recommended Decision and Order dismissing the charge. Associate General Counsel Ellen Strizak presented a memorandum recommending that the Board strike the exceptions. After discussion, the Board directed that an opinion and order be drafted in accordance with the recommendation.

4. **McClellan County Unit District No. 5, a.k.a. Board of Education of McLean County Unit District No. 5/American Federation of State, County and Municipal Employees, Council 31**
Case No. 2012-CA-0043-S

Chairman Sered called the case. This case was before the Board on exceptions to an Administrative Law Judge's Recommended Decision and Order finding a violation of the Act. Associate General Counsel Ellen Strizak, together with General Counsel Helen Higgins, presented a draft opinion and order affirming the Administrative Law Judge's Recommended Decision and Order. After discussion, Chairman Sered called for a motion to approve the draft. Member Prueter so moved, and Member O'Brien seconded the motion. The Board passed the motion unanimously, by a voice vote.

5. **Chicago Board of Education/Cunliffe**
Case No. 2012-CA-0085-C

Chairman Sered called the case. This case was before the Board on exceptions to an Executive Director's Recommended Decision and Order dismissing the unfair labor practice charge. General Counsel Helen Higgins presented a draft opinion and order prepared by extern Danielle Stevens affirming the Executive Director's Recommended Decision and Order. After discussion, Chairman Sered called for a motion to approve the draft. Member O'Brien so moved, and Member Smith seconded the motion. The Board passed the motion unanimously, by a voice vote.

6. **Monmouth-Roseville Community Unit School District No. 238/Monmouth-Roseville Education Ass'n, IEA-NEA**
Case No. 2013-UC-0002-S

Plainfield Community Unit School District 202/Association of Plainfield Teachers, IEA-NEA
Case No. 2013-UC-0005-C

Community Unit School District 300/District 300 Educational Service Personnel Ass'n, IEA-NEA
Case No. 2013-UC-0007-C

Community High School District 155/High School District 155 Education Ass'n, IEA-NEA
Case No. 2013-UC-0008-C

Community High School District 99/District 99 Support Staff, IEA-NEA
Case No. 2013-UC-0009-C

Chairman Sered called the cases. These were unappealed Executive Director's Recommended Decisions and Orders. General Counsel Helen Higgins presented the cases. After discussion, Chairman Sered called for a motion for the Board not to take the cases up on its own motion and to issue final orders. Members Ettinger and O'Brien so moved, and Member Smith seconded the motion. The Board voted unanimously, by a voice vote, not to take the cases up on its own motion and to issue final orders.

V. BUDGET AND FISCAL

Fiscal Officer Cindy Handy presented an update on budget and fiscal matters, which included a discussion of FY 2013 expenditures and the FY 2014 budget.

VI. CASE STATUS REPORT

Executive Director Victor Blackwell presented a case status report. Executive Director Blackwell also noted that Investigator Mike Meyers would be retiring. Chairman Sered notified the Board that a replacement for Norma Breckon had been hired.

VII. STRIKE REPORT

Executive Director Victor Blackwell presented a strike report update.

VIII. LEGISLATIVE UPDATE

Colleen Harvey presented a legislative update.

IX. LITIGATION UPDATE

General Counsel Helen Higgins presented a litigation update.

X. CLOSED SESSION

Chairman Sered called for a motion for the Board to go into closed session to discuss pending litigation, pursuant to 5 ILCS 120/2(c)(11). Member O'Brien so moved, and Member Ettinger seconded the motion. The Board voted unanimously to go into closed session, by a voice vote.

XI. ADJOURNMENT

Upon the Board's return from closed session, Chairman Sered called for a motion to adjourn the meeting. Member Ettinger so moved, and Member Smith 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 MAY 2013.