

STATE OF ILLINOIS
EDUCATIONAL LABOR RELATIONS BOARD

Minutes of the Special Meeting held on November 5, 2020 via teleconference and web conferencing (Per the Gubernatorial Disaster Proclamation and Executive Orders issued in response to the COVID-19 pandemic, the Illinois Educational Labor Relations Board held its November 5, 2020 special meeting by Webex.)

I. PRESENT

Board Member Lynne Sered; Board Member Gilbert O'Brien; Board Member Lara Shayne; Executive Director Victor Blackwell; General Counsel Ellen Strizak; Assistant General Counsel Dawn Harden; Attorney Stephen Yokich, counsel for the Chicago Teachers Union and West Suburban Federation of Teachers, Local 571, IFT-AFT, AFL-CIO; Attorney Sally Scott counsel for the Chicago Board of Education; Attorney William Gleason counsel for Proviso Township High School District 209; Attorney Eric Bernard counsel for Proviso Township High School District 209; and Andy Kreczko, court reporting services.

II. OPENING REMARKS

Brief statement made by Board Member Sered regarding why the instant Board meeting was held via video conferencing rather than in-person.

General Counsel Strizak issued oral argument guidelines to the parties.

III. BOARD ACTIONS

1. Chicago Teachers Union, Local No. 1, IFT-AFT, AFL-CIO/Chicago Board of Education, Case No. 2021-CA-0043-C (ORAL ARGUMENT ON REQUEST FOR PRELIMINARY INJUNCTIVE RELIEF)

Appearing on behalf of the Chicago Teachers Union, Local No. 1, IFT-AFT, AFL-CIO (Union) was Attorney Stephen Yokich for presentation of oral argument. Appearing on behalf of the Chicago Board of Education (Employer) was Attorney Sally Scott for presentation of oral argument.

Stephen Yokich argued the case before the Board on behalf of the movant Union. Sally Scott argued the case before the Board on behalf of the Employer. Counsel Yokich for the Union presented a rebuttal argument before the Board. Counsel Scott for the Employer presented a sur-reply. Board members Sered and Shayne posed questions to counsels for the parties and a discussion ensued.

After discussion, General Counsel Strizak recommended that the Board deny the Union's request that this Board petition the Attorney General's office for injunctive relief pursuant to Section 16(d) of the Act because the Union's did not satisfactorily meet its burden on the first prong of the injunctive relief test.

Thereafter, Board Member Sereid called for a motion that the Board deny the Union's request for injunctive relief. Board member Shayne so moved, and Board member O'Brien seconded. The Board passed the motion unanimously, by a roll call vote.

Board Member Sereid called a five-minute recess before the next action.

2. West Suburban Federation of Teachers, Local 571, IFT-AFT, AFL-CIO/Proviso Township High School District 209, Case No. 2021-CA-0041-C (ORAL ARGUMENT ON REQUEST FOR PRELIMINARY INJUNCTIVE RELIEF)

Appearing on behalf of West Suburban Federation of Teachers, Local 571, IFT-AFT, AFL-CIO (Union) was Attorney Stephen Yokich for presentation of oral argument. Appearing on behalf of the Proviso Township High School District 209 (Employer) was Attorney William Gleason for presentation of oral argument.

Stephen Yokich argued the case before the Board on behalf of the movant Union. William Gleason argued the case before the Board on behalf of the Employer. Counsel Yokich for the Union presented a rebuttal argument before the Board. Counsel Gleason for the Employer presented a sur-reply. Board members Sereid and Shayne posed questions to counsels for the parties and a discussion ensued.

After discussion, General Counsel Strizak recommended that the Board grant the Union's request that this Board petition the Attorney General's office for injunctive relief pursuant to Section 16(d) of the Act because the Union satisfied both prongs of the injunctive relief test.

Thereafter, Board Member Sereid motioned that the Board direct General Counsel Strizak to seek preliminary injunctive relief with the Attorney General's office under Section 16(d) of the Act on the Union's behalf. Board member Shayne so moved, and Board member O'Brien seconded. The Board passed the motion unanimously, by a roll call vote.

IV. PUBLIC COMMENT

None

V. ADJOURN

Board Member Sereid called for a motion to adjourn the Webex meeting. Board Member Shayne so moved, and Board Member O'Brien seconded the motion. The Board voted unanimously to adjourn the meeting, by roll call vote.

ADOPTED AND APPROVED BY THE MEMBERS OF THE ILLINOIS EDUCATIONAL LABOR RELATIONS BOARD ON THIS 19th DAY OF NOVEMBER 2020.