

STATE OF ILLINOIS
EDUCATIONAL LABOR RELATIONS BOARD

Minutes of the Meeting held on July 17, 2014
At 100 West Randolph Street, Chicago, Illinois

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

II. PRESENT

Chairman Lynne Sered; Board Members Gilbert O'Brien and Michael Prueter; Executive Director Victor Blackwell; General Counsel Helen Higgins; staff members Colleen Harvey and Susan Willenborg; and observers Kelly Coyle and Bob Shaevel were present. Board Member Ronald Ettinger and staff member Cindy Handy participated via videoconference from Springfield, Illinois. Pursuant to Section 7(a) of the Open Meetings Act, 5 ILCS 120/7(a), Board Member Michael Smith participated via telephone conference call due to illness.

III. APPROVAL OF MINUTES OF MEETING HELD JUNE 19, 2014

Chairman Sered called for a motion to approve the minutes of the June 19, 2014 meeting as amended to reflect that Lisa Daykin, rather than Kim Trader, was present in Springfield. Member Prueter moved to approve the minutes of the June 19, 2014 meeting as amended. Member O'Brien seconded the motion. The Board passed the motion unanimously, by a voice vote.

IV. BOARD ACTIONS

**1. Decatur School District 62/Vicki Lynn Maddox
Case No. 2010-CA-0018-S**

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

**2. AFSCME Council 31, Local 2338/Emma J. Cleggett
Case No. 2013-CB-0002-S**

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 Susan Willenborg presented a draft opinion and order striking the Charging Party's exceptions. After discussion, Chairman Sered called for a motion to approve the draft opinion and order. Member Prueter so moved, and Member Ettinger seconded the motion. The Board voted 4-0 to issue the draft opinion and order, by a voice vote.

3. **Chicago Board of Education/Chicago Teachers Union (Kurt Ham)**
Case No. 2012-CA-0016-C

Board Member Mike Smith joined the meeting. Chairman Sered called the case. This case was before the Board on exceptions to an Administrative Law Judge's Recommended Decision and Order finding that the Employer had committed unfair labor practices. Associate General Counsel Susan Willenborg 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 issue the draft opinion and order. Member O'Brien so moved, and Member Prueter seconded the motion. The Board voted unanimously to issue the draft opinion and order, by a voice vote.

4. **Board of Trustees of the University of Illinois/Uni Faculty Organization, IEA-NEA**
Case No. 2013-RC-0008-S

Chairman Sered called the case. This case was before the Board on the Employer's motion to stay the IELRB's order of certification. Associate General Counsel Susan Willenborg presented a draft order denying the motion to stay. After discussion, Chairman Sered called for a motion to approve the draft order. Member Prueter so moved, and Member Smith seconded the motion. The Board voted unanimously to issue the draft order, by a voice vote.

5. **Harlem Consolidated School District No. 122/Harlem Federation of Teachers, Local No. 540, IFT-AFT, AFL-CIO**
Case No. 2012-CA-0076-C, 2013-CA-0021-C

Chairman Sered called the case. This case was before the Board on Complainant's motion to forgo enforcement of the IELRB's opinion and order. Associate General Counsel Susan Willenborg presented the case. After discussion, Chairman Sered called for a motion for the Board to accept Complainant's motion. Member Ettinger so moved, and Member Prueter seconded the motion. The Board voted unanimously to accept Complainant's motion, by a voice vote.

6. **City Colleges of Chicago/Federation of College Clerical and Technical Personnel, Local 1708, IFT-AFT, AFL-CIO**
Case No. 2014-UC-0004-C

Chairman Sered called the case. This was an unappealed Administrative Law Judge's Recommended Decision and Order dismissing the unit clarification petition. General Counsel Helen Higgins presented the case. After discussion, Chairman Sered called for a motion for the Board not to take up the case on its own motion and to issue a final order. Member O'Brien so moved, and Member Prueter 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. **Urbana School District 116/Urbana Education Association, IEA-NEA**
Case No. 2014-UC-0004-S

Chairman Sered called the case. This was an unappealed Executive Director's Recommended Decision and Order granting the unit clarification petition. General Counsel Helen Higgins presented the case. After discussion, Chairman Sered called for a

motion for the Board not to take up the case on its own motion and to issue a final order. Member O'Brien so moved, and Member Ettinger 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. City Colleges of Chicago/Federation of College Clerical and Technical Personnel, Local 1708, IFT-AFT, AFL-CIO
Case No. 2014-UC-0006-C

Chairman Sered called the case. This was an unappealed Administrative Law Judge's Recommended Decision and Order granting the unit clarification petition in part and dismissing it in part. General Counsel Helen Higgins presented the case. After discussion, Chairman Sered called for a motion for the Board not to take up the case on its own motion and to issue a final order. Member Ettinger so moved, and 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. Township High School District 211/Eric Ilich
Case No. 2013-CA-0087-C

Chairman Sered called the case. This was an unappealed Executive Director's Recommended Decision and Order dismissing the unfair labor practice charge. General Counsel Helen Higgins presented the case. After discussion, Chairman Sered called for a motion for the Board not to take up the case on its own motion and to issue a final order. Member Prueter so moved, and 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.

10. District 211 Teachers Union, Local 1211, IFT-AFT, AFL-CIO/Eric Ilich
Case No. 2013-CB-0016-C

Chairman Sered called the case. This was an unappealed Executive Director's Recommended Decision and Order dismissing the unfair labor practice charge. General Counsel Helen Higgins presented the case. After discussion, Chairman Sered called for a motion for the Board not to take up the case on its own motion and to issue a final order. Member O'Brien so moved, and Member Smith 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.

V. BUDGET AND FISCAL

Executive Director Victor Blackwell and Fiscal Officer Cindy Handy presented an update on budget and fiscal matters, which included a discussion of FY 2014 expenditures and the FY 2015 budget.

VI. CASE STATUS REPORT

Executive Director Victor Blackwell presented case status reports, which included a report for fiscal years 2012-2014, and a monthly case status report.

VII. STRIKE REPORT

Executive Director Victor Blackwell presented a strike report.

VIII. LEGISLATIVE UPDATE

Colleen Harvey noted that there was nothing to report with respect to legislation.

IX. LITIGATION UPDATE

General Counsel Helen Higgins presented a litigation update.

X. UNITED STATES SUPREME COURT DECISION IN HARRIS V. QUINN

Associate General Counsel Susan Willenborg summarized the decision of the United States Supreme Court in Harris v. Quinn.

XI. REVIEW OF CLOSED SESSION MINUTES

Chairman Sered presented a review of the Board's closed session minutes for the past six months. After discussion, Chairman Sered called for a motion for the Board to keep the closed session minutes closed. Member Ettinger so moved, and Member Prueter seconded the motion. The Board voted 4-1 to keep the closed session minutes closed, by a voice vote, with Chairman Sered dissenting

XII. CHANGE IN AUGUST BOARD MEETING DATE

Chairman Sered presented a proposal to change the August Board meeting date from August 28, 2014 to August 21, 2014. After discussion, Chairman Sered called for a motion to change the Board meeting date from August 28 to August 21. Member Prueter so moved, and Member O'Brien seconded the motion. The Board voted unanimously to change the August Board meeting date from August 21, 2014 to August 28, 2014 by a voice vote.

XIII. CLOSED SESSION

Chairman Sered called for a motion for the Board to go into closed session to discuss personnel matters, pursuant to 5 ILCS 120/2(c)(1). Member Prueter so moved, and Member O'Brien seconded the motion. The Board voted unanimously to go into closed session, by a voice vote.

XIV. EVALUATION OF VICTOR BLACKWELL

Upon the Board's return from closed session, Chairman Sered called for a motion for the Board to approve the evaluation of Executive Director Victor Blackwell. Member Prueter so moved, and Member O'Brien seconded the motion. The Board voted unanimously to approve the evaluation of Executive Director Victor Blackwell, by a voice vote.

XV. 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 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 21st DAY OF AUGUST 2014.**

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