

STATE OF ILLINOIS
EDUCATIONAL LABOR RELATIONS BOARD

Minutes of the Meeting held on July 18, 2013
At the 100 West Randolph Street, Room 9-036, Chicago, Illinois

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

II. PRESENT

Chairman Lynne Sered; Board Member Michael Prueter; Executive Director Victor Blackwell; General Counsel Helen Higgins; Special Counsel John Brosnan; staff members Colleen Harvey, Ellen Strizak and Susan Willenborg; externs Aja Carr and Nic Gutierrez; and observers Andrew Cantrell and Takina Morris were present. Board Member Ronald Ettinger and staff member Cindy Handy 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 Members Gilbert O'Brien and Michael Smith participated via telephone conference call due to illness.

III. APPROVAL OF MINUTES OF MEETING HELD JUNE 20, 2013

Chairman Sered called for a motion to approve the minutes of the June 20, 2013 meeting. Member Prueter moved to approve the minutes of the June 20, 2013 meeting. Member Ettinger seconded the motion. The Board passed the motion unanimously, by a voice vote.

IV. BOARD ACTIONS

1. East Maine Custodial Maintenance Organization, IEA-NEA/Garcia
Case No. 2012-CB-0012-C

Chairman Sered called the case. Extern Nic Gutierrez presented a memorandum recommending that the Executive Director's Recommended Decision and Order dismissing the charge be affirmed. After discussion, the Board directed that an opinion and order be drafted in accordance with the recommendation.

2. Ottawa Township High School District 140/Ottawa Township High School
Education Ass'n, IEA-NEA
Case No. 2010-CA-0146-C

Chairman Sered called the case. Associate General Counsel Ellen Strizak presented a memorandum recommending that the Board dismiss the Employer's exceptions to 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.

3. **Chicago Board of Education/Finley**
Case No. 2013-CA-0026-C
Chicago Teachers Union/Finley
Case No. 2013-CB-0004-C

Chairman Sered called the cases. Associate General Counsel Ellen Strizak presented a draft opinion and order affirming the Executive Director's Recommended Decision and Order dismissing the unfair labor practice charges. After discussion, Chairman Sered called for a motion to approve the draft. Member Prueter so moved, and Member Ettinger seconded the motion. The Board voted unanimously to issue the draft opinion and order, by a voice vote.

4. **McLean Unit School District No. 5/AFSCME**
Case No. 2012-CA-0004-S

Chairman Sered called the case. In this case, while exceptions to the Administrative Law Judge's Recommended Decision and Order dismissing the unfair labor practice charge were pending, the parties filed a joint motion for the agency to cease processing the charge and dismiss the charge. General Counsel Helen Higgins presented a draft order granting the motion. After discussion, Chairman Sered called for a motion for the Board to issue the order. Member Ettinger so moved, and Member Prueter seconded the motion. The Board passed the motion unanimously, by a voice vote.

5. **Board of Trustees of SIUE/SIUE Professional Staff Association/IEA-NEA**
Case No. 2013-UC-0003-S

Alton Community Unit School District 11/Alton Education Ass'n, IEA-NEA
Case No. 2013-UC-0001-S

Illinois State University/AFSCME, Council 31
Case No. 2013-UC-0007-S

Illinois State University/AFSCME, Council 31
Case No. 2013-UC-0004-S

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

Board of Trustees, University of Illinois/AFSCME, Council 31
Case No. 2013-UC-0010-S

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

Board of Trustees, University of Illinois/SEIU, Local 73
Case No. 2013-UC-0006-S

Des Plaines Community Consolidated School District 62/Des Plaines Teachers Assistant Ass'n, IEA-NEA
Case No. 2013-AC-0003-C

Bellwood School District 88/SEIU, Local 73
Case No. 2013-CA-0037-C

DuPage School District 88/Hunter
Case No. 2013-CA-0058-C

University of Illinois-Chicago/Baldwin
Case No. 2013-CA-0054-C

Chairman Sered called the cases. These were unappealed Executive Director's Recommended Decisions and Orders granting unit clarification and amendment of certification petitions and dismissing unfair labor practice charges. 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. Member Prueter so moved, and Member Ettinger 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 and Executive Director Victor Blackwell presented an update on budget and fiscal matters, which included a discussion of FY 2013 expenditures and the FY 2014 budget. Fiscal Officer Cindy Handy discussed the ongoing audit of the agency. Chairman Sered informed the Board that there was a new employee in the Board's Springfield office and a new temporary employee in the Board's Chicago office.

VI. CASE STATUS REPORT

Executive Director Victor Blackwell presented a case status report. He also presented a comparison of case statistics for the last three fiscal years prepared by staff member Eileen Brennan.

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 MINUTES

Associate General Counsel Ellen Strizak gave a presentation concerning the Board's vote on whether to make public the closed session minutes for the last six months. After discussion, Chairman Sered called for a motion to not make the closed session minutes public. Member Prueter so moved, and Member Ettinger seconded the motion. The Board voted 4-1 to keep the closed session minutes closed, by a voice vote, with Chairman Sered dissenting.

XI. CLOSED SESSION

Chairman Sered called for a motion for the Board to go into closed session to discuss personnel matters and pending litigation, pursuant to 5 ILCS 120/2(c)(1) and 5 ILCS 120/2(c)(11). Member Ettinger so moved, and Member Prueter seconded the motion. The Board voted unanimously to go into closed session, by a voice vote.

XII. RETURN FROM CLOSED SESSION

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

XIII. ADJOURNMENT

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 15th DAY OF AUGUST 2013.**