

STATE OF ILLINOIS
EDUCATIONAL LABOR RELATIONS BOARD

Minutes of the Meeting held on December 15, 2016
At 160 N. LaSalle Street, Chicago, Illinois

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

II. PRESENT

Chairman Andrea Waitroob; Board Members Judy Biggert, Gilbert O'Brien, Lynne Sered and Lara Shayne; Executive Director Victor Blackwell; General Counsel Susan Willenborg; staff members Nicholas Gutierrez and Ellen Strizak; and observers Margot Nikitas and Stephanie Winston were present. Staff member Meredith Dean participated via teleconference from the IELRB's Springfield office.

III. APPROVAL OF MINUTES OF MEETING HELD NOVEMBER 18, 2016

Chairman Waitroob called for a motion to approve the minutes of the November 18, 2016 Board meeting. Board Member Shayne moved to approve the minutes of the November 18, 2016 meeting. Board Member O'Brien seconded the motion. The Board passed the motion unanimously, by a voice vote.

IV. BOARD ACTIONS

1. Chicago Board of Education/Denise Butler
Case No. 2016-CA-0065-C

Chairman Waitroob called the case. This case was before the Board on the Charging Party's exceptions to the Executive Director's Recommended Decision and Order dismissing the unfair labor practice charge. Associate General Counsel Ellen Strizak presented the case. After discussion, the Board directed that an opinion and order be drafted affirming the Executive Director's Recommended Decision and Order.

2. Board of Trustees of the University of Illinois/UPI, Local 4100,
IFT-AFT, AFL-CIO
Case No. 2016-RS-0006-S

Chairman Waitroob called the case. This case was before the Board on the University's exceptions to the Administrative Law Judge's Recommended Decision and Order finding that certain individuals were educational employees. 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 Shayne so moved, and Board Member O'Brien seconded the motion. The Board voted unanimously to issue the draft opinion and order, by a voice vote.

**3. Proviso Township High School District 209/Leroy Hughes
Case No. 2016-CA-0055-C**

Chairman Waintroob called the case. This case was before the Board on the Charging Party's exceptions to the Executive Director's Recommended Decision and Order dismissing the unfair labor practice charge. General Counsel Susan Willenborg presented a draft opinion and order affirming the Executive Director's Recommended Decision and Order. After discussion, Chairman Waintroob called for a motion for the Board to issue the draft opinion and order. Board Member Biggert so moved, and Board Member Shayne seconded the motion. The Board voted unanimously to issue the draft opinion and order, by a voice vote.

**4. SEIU Local 73/Leroy Hughes
Case No. 2016-CB-0011-C**

Chairman Waintroobnborg called the case. This case was before the Board on the Charging Party's exceptions to the Executive Director's Recommended Decision and Order dismissing the unfair labor practice charge. General Counsel Susan Willenborg presented a draft opinion and order affirming the Executive Director's Recommended Decision and Order. After discussion, Chairman Waintroob called for a motion for the Board to issue the draft opinion and order. Board Member Biggert so moved, and Board Member Sered seconded the motion. The Board voted unanimously to issue the draft opinion and order, by a voice vote.

**5. Chicago Board of Education/Alonzo Hoskins
Case No. 2015-CA-0053-C**

Chairman Waintroob called the case. This case was before the Board on the Charging Party's exceptions to the Executive Director's Recommended Decision and Order dismissing the charge and the motion of the Chicago Teachers Union to consolidate the case with Case No. 2016-CA-0079-C. General Counsel Susan Willenborg presented a draft order vacating the Executive Director's Recommended Decision and Order and consolidating the case with Case No. 2016-CA-0079-C. After discussion, Chairman Waintroob called for a motion for the Board to issue the draft order. Board Member Biggert so moved, and Board Member Sered seconded the motion. The Board voted unanimously to issue the draft order, by a voice vote.

**6. Orion Community Unit School District No. 223/Orion Education Association, IEA-NEA
Case No. 2016-CA-0003-S**

Chairman Waintroob called the case. This case involved an unappealed Administrative Law Judge Director's Recommended Decision and Order dismissing the complaint. Associate General Counsel Ellen Strizak presented the case. After discussion, Chairman Waintroob called for a motion for the Board not to take up the case on its own motion

and to issue a final order. Board Member Shayne 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.

**7. SEIU Local 73/Lakeisha Hopkins
Case No. 2016-CB-0016-C**

Chairman Waintroob called the case. This case involved an unappealed Executive Director's Recommended Decision and Order dismissing the unfair labor practice charge. Associate General Counsel Ellen Strizak presented the case. After discussion, Chairman Waintroob called for a motion for the Board not to 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.

**8. SEIU Local 73/Lakeisha Hopkins
Case No. 2016-CB-0015-C**

Chairman Waintroob called the case. This case involved an unappealed Executive Director's Recommended Decision and Order dismissing the unfair labor practice charge. Associate General Counsel Ellen Strizak presented the case. After discussion, Chairman Waintroob called for a motion for the Board not to take up the case on its own motion and to issue a final order. Board Member Biggert so moved, and Board Member Shayne 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. SEIU Local 73/Lakeisha Hopkins
Case No. 2016-CB-0014-C**

Chairman Waintroob called the case. This case involved an unappealed Executive Director's Recommended Decision and Order dismissing the unfair labor practice charge. Associate General Counsel Ellen Strizak presented the case. After discussion, Chairman Waintroob called for a motion for the Board not to take up the case on its own motion and to issue a final order. Board Member Biggert so moved, and Board Member Shayne 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. SEIU Local 73/Leroy Hughes
Case No. 2016-CB-0013-C**

Chairman Waintroob called the case. This case involved an unappealed Executive Director's Recommended Decision and Order dismissing the unfair labor practice charge. Associate General Counsel Ellen Strizak presented the case. After discussion, Chairman Waintroob called for a motion for the Board not to 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.

V. FIRST NOTICE OF PROPOSED CHANGES TO FREEDOM OF INFORMATION ACT RULES

Chairman Waitroob called the proposed updated Rules. General Counsel Susan Willenborg presented the proposed changes to the IELRB's FOIA Rules. After discussion, Chairman Waitroob called for a motion for the Board to authorize General Counsel Willenborg to file the proposed updated FOIA Rules with the Secretary of State. Board Member Biggert so moved, and Board Member O'Brien seconded the motion. The Board voted unanimously to authorize General Counsel Willenborg to file the proposed FOIA Rules with the Secretary of State, by a voice vote.

VI. PUBLIC COMMENT

There was no public comment.

VII. BUDGET AND FISCAL

Fiscal Officer Meredith Dean and Executive Director Victor Blackwell presented an update on budget and fiscal matters, which included FY 2017 expenditures, the status of the relocation of the IELRB's Springfield office, the status of filling a vacancy, and the FY 2018 budget.

VIII. CASE STATUS REPORT

Executive Director Victor Blackwell presented a case status report.

IX. STRIKE UPDATE

Executive Director Victor Blackwell presented a strike update.

X. LEGISLATIVE UPDATE

Board Member Lynne Sered noted that there was no legislative report.

XI. LITIGATION UPDATE

General Counsel Susan Willenborg presented a litigation update.

XII. 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 Shayne so moved, and Board Member Sered seconded the motion. The Board voted unanimously to go into closed session, by a voice vote.

XIII. ADJOURNMENT

Chairman Waintroob called for a motion for the Board to adjourn the meeting. Board Member Shayene 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 19th DAY OF JANUARY 2017.