

State Employment Relations Board

Board Meeting Minutes

July 24, 2014

The State Employment Relations Board met on July 24, 2014, at 10:00 a.m., at 65 East State Street, 12th Floor, Columbus, Ohio. Present at the meeting were Chair W. Craig Zimpher, Vice Chair Aaron A. Schmidt, and Board Member N. Eugene Brundige.

I. APPROVAL OF MINUTES FOR THE JUNE 26, 2014 BOARD MEETING:

Board Member Brundige moved that the Board approve the minutes for the June 26, 2014 Board meeting. Vice Chair Schmidt seconded the motion. Chair Zimpher called for discussion and the vote.

Vote: BRUNDIGE: Yes SCHMIDT: Yes ZIMPHER: Yes
Affirmed X Denied _____

II. MEDIATION AND FACT-FINDING MATTERS AT ISSUE:

1. Case 2013-MED-09-1066 Fraternal Order of Police, Ohio Labor Council, Inc. and Olmsted Township Trustees

On September 9, 2013, the Fraternal Order of Police, Ohio Labor Council, Inc. representing Full-time Police Dispatchers filed a Notice to Negotiate for a new collective bargaining agreement with Olmsted Township Trustees in Case No. 2013-MED-09-1066.

The Olmsted Township Trustees now seeks to Dismiss the Notice To Negotiate as the FOP has requested to revoke certification. This revocation of certification is presently before the Board in Case No. 1995-REP-07-0132.

Vice Chair Schmidt moved that the Board dismiss the Notice To Negotiate in Case No. 2013-MED-09-1066. Board Member Brundige seconded the motion. Chair Zimpher called for discussion and the vote.

Vote: BRUNDIGE: Yes SCHMIDT: Yes ZIMPHER: Yes
Affirmed X Denied _____

2. Case 2014-MED-06-0844 Fraternal Order of Police, Ohio Labor Council, Inc. and Licking County Sheriff

On June 5, 2014, a Petition for Representation Election was filed seeking to decertify the Fraternal Order of Police, Ohio Labor Council, Inc. as the exclusive representative for this bargaining unit in Case No(s). 2014-REP-06-0068.

On June 9, 2014, the Fraternal Order of Police, Ohio Labor Council, Inc. representing approximately 41 Correction Officers filed a Notice to Negotiate for a new collective bargaining agreement with the Licking County Sheriff.

On June 12, 2014, the Licking County Sheriff filed a Motion to Stay Negotiations pending the outcome of the above mentioned representation petition.

Board Member Brundige moved that the Board grant the Employer's Motion To Stay Negotiations in Case No. 2014-MED-06-0844 pending disposition of the representation matter in Case No. 2014-REP-06-0068. Vice Chair Schmidt seconded the motion. Chair Zimpher called for discussion and the vote.

Vote: BRUNDIGE: Yes SCHMIDT: Yes ZIMPHER: Yes
Affirmed X Denied _____

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3. Closing of 608 Cases

Vice Chair Schmidt moved that the Board close 608 Mediation cases beginning with Case 2010-MED-02-0086 and ending with Case 2014-MED-04-0661, not consecutively numbered. Board Member Brundige seconded the motion. Chair Zimpher called for discussion and the vote.

Vote: BRUNDIGE: Yes SCHMIDT: Yes ZIMPHER: Yes
Affirmed X Denied _____

III. REPRESENTATION MATTERS AT ISSUE:

1. Case 2014-REP-05-0064 Ohio Association of Public School Employees (OAPSE)/AFSCME Local 4, AFL-CIO and Shaker Heights City School District Board of Education
(September 2, 2014 – September 15, 2014)

All parties have executed and filed the appropriate Consent Election Agreement.

Board Member Brundige moved that the Board approve the Consent Election Agreement and direct a mail-ballot election to be conducted during the polling period of September 2, 2014 through September 15, 2014. Vice Chair Schmidt seconded the motion. Chair Zimpher called for discussion and the vote.

Vote: BRUNDIGE: Yes SCHMIDT: Yes ZIMPHER: Yes
Affirmed X Denied _____

2. Case 2014-REP-05-0065 Ohio Council 8, American Federation of State, County and Municipal Employees, AFL-CIO and Clermont County Board of County Commissioners
(August 5, 2014 - August 18, 2014)

The Employee Organization filed a Petition for Representation Election. It was discovered that Teamsters Local Union No. 100 (Teamsters) was certified by the Board as the exclusive representative of a similar bargaining unit in Case No. 2007-REP-06-0081. The Teamsters filed a letter disclaiming interest in the bargaining unit and confirmed that a contract was never reached.

On June 30, 2014, the Employer filed a position statement. A conference call was conducted and the disputed issues were discussed and resolved. As a result, the parties have entered into a Consent Election Agreement.

Vice Chair Schmidt moved that the Board construe the Teamsters' letter as a motion to revoke certification, grant the motion, and revoke the certification in Case No. 2007-REP-06-0081. In the instant case, approve the Consent Election Agreement and direct a mail-ballot election to be conducted during the polling period of August 5, 2014 through August 18, 2014. Board Member Brundige seconded the motion. Chair Zimpher called for discussion and the vote.

Vote: BRUNDIGE: Yes SCHMIDT: Yes ZIMPHER: Yes
Affirmed X Denied _____

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3. Case 2014-REP-04-0054 Service Employees International Union, District 1199 and University of Cincinnati
4. Case 2014-REP-06-0075 Butler County Child Support Enforcement Union and Butler County Commissioners
5. Case 2014-REP-07-0077 Ohio Patrolmen's Benevolent Association and Cuyahoga County

The parties jointly filed Petitions for Amendment of Certification. The proposed amendments appear appropriate.

Board Member Brundige moved that the Board approve the jointly filed petitions and amend the units accordingly. Vice Chair Schmidt seconded the motion. Chair Zimpher called for discussion and the vote.

Vote: BRUNDIGE: Yes SCHMIDT: Yes ZIMPHER: Yes
Affirmed X Denied _____

6. Case 2014-REP-07-0076 Ohio Council 8, American Federation of State, County and Municipal Employees, AFL-CIO and Belmont County Board of County Commissioners

The parties jointly filed a Petition for Amendment of Certification seeking to change the Employer's name, remove classifications from the included language that are no longer utilized, and update the excluded classifications. The proposed amendment appears appropriate.

Vice Chair Schmidt moved that the Board approve the jointly filed petition and amend the certification and unit accordingly. Board Member Brundige seconded the motion. Chair Zimpher called for discussion and the vote.

Vote: BRUNDIGE: Yes SCHMIDT: Yes ZIMPHER: Yes
Affirmed X Denied _____

7. Case 2014-REP-03-0047 Joe Warner and Ohio Council 8, American Federation of State, County and Municipal Employees, AFL-CIO and Delaware County Engineer

On June 5, 2014, pursuant to a Consent Election Agreement, the Board directed a mail-ballot election in this matter. On June 25, 2014, the Incumbent Employee Organization filed a letter disclaiming interest. Removing the union's name from the ballot would leave only one choice on the ballot: No Representative. Thus, an election was no longer necessary. As the mail-ballot kits were yet to be mailed, the election was cancelled. All parties were contacted and the Employer posted a notice cancelling the election.

Board Member Brundige moved that the Board construe the letter as a Motion to Revoke Certification, grant the motion, revoke the Employee Organization's certification, and dismiss the Petition for Decertification Election as moot. Vice Chair Schmidt seconded the motion. Chair Zimpher called for discussion and the vote.

Vote: BRUNDIGE: Yes SCHMIDT: Yes ZIMPHER: Yes
Affirmed X Denied _____

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8. Case 1995-REP-07-0132 Fraternal Order of Police, Ohio Labor Council, Inc. and Olmsted Township Trustees, Cuyahoga County

The Employee Organization filed a motion to revoke certification. The Employer responded by stating it does not oppose the motion. The collective bargaining agreement expired on December 31, 2013.

Vice Chair Schmidt moved that the Board grant the motion and revoke the Employee Organization's certification. Board Member Brundige seconded the motion. Chair Zimpher called for discussion and the vote.

Vote: BRUNDIGE: Yes SCHMIDT: Yes ZIMPHER: Yes
Affirmed X Denied _____

9. Case 2014-REP-03-0046 Teamsters Local 284 affiliated with the International Brotherhood of Teamsters and Franklin County Sheriff's Office

The Employee Organization ("Teamsters") filed a Request for Recognition. The substantial evidence is sufficient and the Employer has complied with the posting requirements. The Employer responded by timely filing objections stating that the proposed unit contains supervisors; therefore, they are not "public employees."

A conference call was conducted. The Employee Organization was given time to investigate the Employer's claims. The Teamsters maintain that the proposed unit is appropriate. The Employee Organization and Employer could not reach an agreement concerning an appropriate bargaining unit.

Chair Zimpher moved an alternative recommendation that the Board direct this matter to the Office of the General Counsel for the purpose of conducting an inquiry to determine if the employees in question are "public employees" pursuant to Chapter 4117 of the Ohio Revised Code and, if found to be, to determine an appropriate bargaining unit and for all other relevant issues. Upon completion of said inquiry the General Counsel shall make a recommendation to the Board. Board Member Brundige seconded the motion. Chair Zimpher called for discussion and the vote.

Vote: BRUNDIGE: Yes SCHMIDT: Yes ZIMPHER: Yes
Affirmed X Denied _____

10. Case 2014-REP-04-0049 Fraternal Order of Police, Ohio Labor Council, Inc. and Goshen Township Trustees, Clermont County

The Employee Organization filed a Request for Recognition. The substantial evidence is sufficient. The Employer responded by timely filing objections stating that the proposed unit consists of a confidential, management-level, and supervisory employee and thus is not a "public employee." Mediation was conducted by this investigator; however, the parties could not reach an agreement concerning an appropriate bargaining unit and the dispute remains.

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documentary evidence was presented. Subsequently, the parties filed post-hearing briefs. On May 1, 2014, the assigned Administrative Law Judge issued a Recommended Determination, recommending that the Board dismiss the Employer's Petition for Amendment of Certification on the grounds that the evidence contained in the record failed to establish that the Payroll/Bookkeeper Clerk is a "confidential employee" within the meaning of O.R.C. § 4117.01(K). On May 26, 2014, the Employer filed exceptions to the Recommended Determination. On June 16, 2014, the Union filed its response to the Employer's exceptions.

Vice Chair Schmidt moved that the Board adopt the Findings of Fact and Conclusions of Law set forth in the Recommended Determination and find that the Payroll/Bookkeeper Clerk is not excluded from the definition of a "public employee" under O.R.C. § 4117.01(C) as a "confidential employee" within the meaning of O.R.C. § 4117.01(K) and dismiss the Employer's Petition for Amendment of Certification. Board Member Brundige seconded the motion. Chair Zimpher called for discussion and the vote.

Vote: BRUNDIGE: Yes SCHMIDT: Yes ZIMPHER: Yes
 Affirmed X Denied _____

2. Case 2013-ULP-10-0298 SERB v. Butler County Sheriff's Office

On October 2, 2013, the Fraternal Order of Police, Lodge #101 ("Charging Party") filed unfair labor practice charges against the Butler County Sheriff's Office ("Charged Party"), alleging that Charged Party violated Ohio Revised Code ("O.R.C.") §§ 4117.11(A)(1) and (A)(5). On April 3, 2014, the State Employment Relations Board ("Board" or "Complainant") found probable cause to believe Charged Party had committed unfair labor practices, authorized the issuance of a complaint and directed the matter to hearing.

On April 24, 2014, a notice of hearing and complaint were issued. On June 9, 2014, Counsel for Complainant filed a motion to dismiss with a copy of the parties' settlement agreement.

Board Member Brundige moved that the Board grant the motion to dismiss and dismiss with prejudice the unfair labor practice charge and complaint in Case No. 2013-ULP-10-0298. (The Board retains jurisdiction over this matter for purposes of enforcing the parties' settlement agreement, pursuant to O.A.C. Rule 4117-7-06.) Vice Chair Schmidt seconded the motion. Chair Zimpher called for discussion and the vote.

Vote: BRUNDIGE: Yes SCHMIDT: Yes ZIMPHER: Yes
 Affirmed X Denied _____

3. Case 2013-ULP-11-0334 Service Employees International Union, District 1199 v. Butler County Head Start

Board Member Brundige moved that the Board lift the matter from the table. Vice Chair Schmidt seconded the motion. Chair Zimpher called for discussion and the vote.

Vote: BRUNDIGE: Yes SCHMIDT: Yes ZIMPHER: Yes
 Affirmed X Denied _____

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Service Employees International Union, District 1199 ("Charging Party") filed the instant unfair labor practice charge against Butler County Head Start ("Charged Party"), alleging that Charged Party violated Ohio Revised Code § 4117.11(A)(6) by repeatedly failing to process grievances. The State Employment Relations Board ("the Board") conducted an investigation, which revealed that the subject matter of this unfair labor practice charge was previously before the Board in Case No. 2013-ULP-05-0131. In that case, the dispute concerned the exact terms of a Family Service Workers ("FSW") stipend. The parties entered into a settlement agreement resolving that matter on December 31, 2013. In this case, Charging Party's unfair labor practice charge alleges that Charged Party has not processed a number of employee grievances concerning the failure to properly pay employees their FSW stipend. In its response to the current unfair labor practice charge, Charged Party indicates that the parties have been in negotiations to resolve this matter.

On April 3, 2014, the Board issued a Directive holding this unfair labor practice charge in abeyance until the parties file an update on the status of their negotiations.

On July 8, 2014, the Board's General Counsel received an email from Charging Party requesting to withdraw this unfair labor practice charge.

Vice Chair Schmidt moved that the Board construe Charging Party's July 8, 2014 request to withdraw the unfair labor practice charge as a motion to withdraw, grant the motion, and dismiss with prejudice the unfair labor practice charge in Case No. 2013-ULP-11-0334. Board Member Brundige seconded the motion. Chair Zimpher called for discussion and the vote.

Vote: BRUNDIGE:	<u>Yes</u>	SCHMIDT:	<u>Yes</u>	ZIMPHER:	<u>Yes</u>
Affirmed	<u>X</u>	Denied	<u> </u>		

4. Case 2014-ULP-03-0046 Stow-Munroe Falls Classified Employees Association v. Stow-Munroe Falls City School District Board of Education

On March 17, 2014, the Stow-Munroe Falls Classified Employees Association ("Charging Party") filed an unfair labor practice charge against the Stow-Munroe Falls City School District Board of Education ("Charged Party"), alleging that Charged Party violated Ohio Revised Code ("O.R.C.") §§ 4117.11(A)(1) and (A)(5) by directly dealing with a bargaining-unit member regarding the settlement of his grievance.

On June 5, 2014, the State Employment Relations Board ("SERB" or "the Board") found probable cause to believe Charged Party violated O.R.C. § 4117.11(A)(5) but not (A)(1) by directly dealing with a bargaining-unit member regarding the settlement of his grievance. The Board issued the following directive in this matter: "Finding of Probable Cause and Direction to Hearing." The Board directed the parties immediately to unfair labor practice mediation for a period not to exceed 45 days. In the event that mediation fails to resolve this matter, the Board authorized the issuance of a complaint and directed that the matter be set for an evidentiary hearing pursuant to O.R.C. § 4117.12(B).

On July 3, 2014, Charged Party filed a motion for reconsideration pursuant to Ohio Administrative Code ("O.A.C.") 4117-1-04(E). In its motion for reconsideration, Charged Party reiterates its argument that Charging Party's unfair labor practice charge concerning direct dealing was untimely. This argument was previously considered by the assigned SERB investigator and the Board. On July 11, 2014, Charging Party filed a memorandum in

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opposition to the motion for reconsideration, asserting that the motion should be dismissed for lack of new evidence or information.

O.A.C. 4117-1-05(E) provides that motions for reconsideration may be filed with the Board no later than thirty days after the issuance of the Board's "final ruling." Case law has established that a probable cause determination by SERB is not a "final ruling." See *Boieru v. State Emp. Relations Bd.* (1988), 54 Ohio App.3d 23,27, 560 N.E.2d 801, 806 ("the decision to prosecute or not to prosecute an unfair labor practice claim is a purely executory and nonjudicial function.") See, also *Ohio Assn. of Pub. School Emp., Chapter 643, AFSCME, AFL-CIO v. Dayton City School Dist. Bd. of Edn.* 59 Ohio St.3d 159 (1991). ("A probable cause determination is not a final order resulting from adjudication on the merits of an unfair labor practice case.")

Board Member Brundige moved that the Board dismiss Charged Party's motion for reconsideration, pursuant to O.A.C. 4117-04(E). Vice Chair Schmidt seconded the motion. Chair Zimpher called for discussion and the vote.

Vote: BRUNDIGE: Yes SCHMIDT: Yes ZIMPHER: Yes
 Affirmed X Denied _____

5. Case 2014-ULP-02-0034 Ohio Council 8, AFSCME, AFL-CIO and Local 232 v. Cincinnati School District Board of Education

On February 27, 2014, Ohio Council 8, AFSCME, AFL-CIO and Local 232 ("Charging Party") filed an unfair labor practice charge against the Cincinnati School District Board of Education ("Charged Party"), alleging that Charged Party violated Ohio Revised Code ("O.R.C.") §§ 4117.11(A)(1) and (A)(5). On June 5, 2014, the State Employment Relations Board ("Board") determined that probable cause existed to believe Charged Party had committed an unfair labor practice and directed the parties to unfair labor practice mediation. In the event that mediation fails to resolve this matter, the Board also authorized the issuance of a complaint and directed this case to hearing.

The parties participated in an unfair labor practice mediation session. On July 15, 2014, the parties filed a copy of their settlement agreement in this case. Counsel for Charging Party has requested via email that the SERB adopt the parties' settlement agreement and dismiss the instant charge.

Vice Chair Schmidt moved that the Board construe Charging Party's request to dismiss the unfair labor practice charge as a motion to dismiss, grant the motion, and dismiss with prejudice the unfair labor practice charge in Case No. 2014-ULP-02-0034. (The Board retains jurisdiction over this matter for purposes of enforcing the parties' settlement agreement, pursuant to O.A.C. Rule 4117-7-06.) Board Member Brundige seconded the motion. Chair Zimpher called for discussion and the vote.

Vote: BRUNDIGE: Yes SCHMIDT: Yes ZIMPHER: Yes
 Affirmed X Denied _____

IV. UNFAIR LABOR PRACTICE CHARGE MATTERS AT ISSUE:

1. Case 2013-ULP-11-0344 Career & Technical Association v. Auburn Joint Vocational School District Board of Education

The unfair labor practice charge alleged that the School Board violated Ohio Revised Code §4117.11 (A)(1) and (5) by unilaterally modifying its "Standards-Based Teacher Evaluation" Policy.

Information gathered during the investigation revealed that pursuant to the express language of Ohio Revised Code Chapter 4117 in conjunction with Ohio Revised Code §3319.111 the School Board's actions of implementing the new teacher evaluations does not rise to the level of an (A)(5) statutory violation. Sufficient information was not provided to support an (A)(1) violation.

Board Member Brundige moved that the Board dismiss the charge with prejudice for lack of probable cause to believe that an unfair labor practice has been committed by the School Board. Vice Chair Schmidt seconded the motion. Chair Zimpher called for discussion and the vote.

Vote: BRUNDIGE: Yes SCHMIDT: Yes ZIMPHER: Yes
Affirmed X Denied _____

2. Case 2014-ULP-03-0043 Joseph W. Wagner v. Cuyahoga County

The unfair labor practice charge alleged that Cuyahoga County violated Ohio Revised Code §4117.11 (A)(1), (2), (5) and (8) by issuing a policy that unilaterally changed conditions of employment and by-passing the employee organization's representative.

Information gathered during the investigation revealed that the policy issued was merely an attempt to clarify the relationship between the Protected Services Officers and the Sheriff Deputies for the bargaining-unit members. Joseph Wagner did not provide sufficient information to support a violation of (A)(1), (2), (5) and (8).

Vice Chair Schmidt moved that the Board dismiss the charge with prejudice for lack of probable cause to believe that an unfair labor practice has been committed by the County. Board Member Brundige seconded the motion. Chair Zimpher called for discussion and the vote.

Vote: BRUNDIGE: Yes SCHMIDT: Yes ZIMPHER: Yes
Affirmed X Denied _____

3. Case 2014-ULP-05-0074 Weaver Workshop and Support Association, OEA/NEA v. Summit County Board of Developmental Disabilities

The unfair labor practice charge alleged that the County Board violated Ohio Revised Code §4117.11 (A)(1) and (5) by unilaterally implementing changes in an attempt to eliminate full-time positions, attempting to reduce bargaining-unit member's employment status, salary and benefits, and failing to follow the terms of the collective bargaining agreement.

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7. Case 2014-ULP-06-0091 Kathy A. Compton v. Fraternal Order of Police, Lodge 166

The unfair labor practice charge alleged that the FOP violated Ohio Revised Code §4117.11 (B)(6).

Information gathered during the investigation revealed that Kathy Compton was informed that this matter was untimely filed. Ms. Compton failed to provide any information or documentation to justify tolling of the 90-day statute of limitations.

Board Member Brundige moved that the Board dismiss the charge with prejudice as being untimely filed. Vice Chair Schmidt seconded the motion. Chair Zimpher called for discussion and the vote.

Vote: BRUNDIGE: Yes SCHMIDT: Yes ZIMPHER: Yes
Affirmed X Denied _____

8. Case 2014-ULP-04-0056 New Lexington City School District Board of Education v. Ohio Council 8, AFSCME, AFL-CIO and its Local 2020

The unfair labor practice charge alleged that the Union violated Ohio Revised Code §4117.11 (B)(2) by causing or attempting to cause an unfair labor practice by filing and processing conflicting grievances in bad faith.

Information gathered during the investigation revealed that the grievances, which occurred in 2012 and 2013, were outside of the ninety (90) day statute of limitations and the School Board failed to provide documentation to justify equitable tolling of the statute of limitations. The issue surrounding the remaining grievances is purely contractual and encompasses no arguable statutory violation.

Vice Chair Schmidt moved that the Board dismiss the charge with prejudice for lack of probable cause to believe that an unfair labor practice has been committed and for being untimely filed. Board Member Brundige seconded the motion. Chair Zimpher called for discussion and the vote.

Vote: BRUNDIGE: Yes SCHMIDT: Yes ZIMPHER: Yes
Affirmed X Denied _____

9. Case 2014-ULP-04-0060 Greenville Patrol Officers Association v. City of Greenville

The unfair labor practice charge alleged that the City violated Ohio Revised Code §4117.11 (A)(1), (2) and (8) by interfering, restraining or coercing employees in the exercise of their guaranteed rights and by interfering with the support of the employee organization and causing or attempting to cause an unfair labor practice.

Information gathered during the investigation revealed that although Officer Marion was not permitted to have representation during the polygraph examination, no harm or discipline was imposed on Officer Marion by the City. Therefore, the City's actions do not rise to a statutory violation. Sufficient information was not provided to support the (A)(1), (2) and (8)

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allegations.

Board Member Brundige moved that the Board dismiss the charge with prejudice for lack of probable cause to believe that an unfair labor practice has been committed by the City. Vice Chair Schmidt seconded the motion. Chair Zimpher called for discussion and the vote.

Vote: BRUNDIGE: Yes SCHMIDT: Yes ZIMPHER: Yes
Affirmed X Denied _____

10. Case 2014-ULP-05-0081 Service Employees International Union, District 1199 v. Cleveland State University

The unfair labor practice charge was dismissed by the Board pursuant to a motion for withdrawal filed by the Union.

On July 8, 2014, the Union timely filed a request for reconsideration indicating that the withdrawal of the instant case was a clerical error. The Union intended to withdraw Case No. 2014-ULP-05-0080, not this case. The University did not oppose the request for reconsideration.

Vice Chair Schmidt moved that the Board construe the request for reconsideration as a motion for reconsideration, grant the motion, reverse the withdrawal and reactivate the instant charge. Board Member Brundige seconded the motion. Chair Zimpher called for discussion and the vote.

Vote: BRUNDIGE: Yes SCHMIDT: Yes ZIMPHER: Yes
Affirmed X Denied _____

11. Case 2014-ULP-02-0022 Ohio Patrolmen's Benevolent Association v. City of Oberlin
12. Case 2014-ULP-03-0047 Utility Workers Union of America, AFL-CIO, Local 436-A, v. Eastern Ohio Regional Wastewater Authority and Valerie Moore
13. Case 2014-ULP-03-0053 Deerfield Township, Warren County v. International Association of Fire Fighters, Local 4286
14. Case 2014-ULP-04-0058 Dayton Public School District Board of Education v. Dayton Classroom Teacher Association, OEA/NEA
15. Case 2014-ULP-05-0064 Butler County Sheriff Wage & Benefit Committee v. Butler County Sheriff's Department
16. Case 2014-ULP-05-0065 Butler County Sheriff Wage & Benefit Committee v. Butler County Sheriff's Department
17. Case 2014-ULP-05-0066 Norwalk Teachers Association, OEA/NEA v. Norwalk City School District Board of Education

SYSTEM UPDATES:

- **Annual Report:** The Annual Report for FY 2014 is complete. It is ready for signature by the members of the Board. On August 01, 2014 the report will be hand delivered to the office of the Governor, Speaker of the Ohio House of Representatives, Minority Leader of Ohio House of Representatives, President of The Ohio Senate, and the Minority Leader of The Ohio Senate. Following that, the report will be put on the SERB website. All sections of SERB contributed to the development of the annual report with the lead taken by members of the Research and Training Section: Cheri Alexander, Section Administrator; Tammy Johnson, Researcher; and Justin Brown, Data Administration Manager. This year, all data was drawn from the new SMDS system! That data was compared with manually kept data to test and verify the system, it worked!
- **22nd Annual Report on the Cost of Health Insurance in Ohio's Public Sector:** The Annual Report on the Cost of Health Insurance in Ohio's Public Sector is complete and ready for publication. The survey, which is the data gathering tool for the report, was sent to 1,327 governmental jurisdictions on or around January 13, 2014 with a response of 1,231 (92.8%) surveys received. Justin Brown, SERB's Data Administration Manager, did an excellent job from beginning to end on the arduous task of creating and completing this report.
- **Minority Business Enterprise (MBE) Scorecard:** SERB exceeded the goal of a 15% set-aside requirement established in §125.081 of the Ohio Revised Code by achieving a 29.31% set-aside for FY14. This sets aside purchases selected for competition only by minority business enterprises. Shane Trace worked very hard to meet and then exceed the goal.
- **Budget Preparation for the Biennial Budget (FY 16-17) is underway:** We are in the process of beginning to formulate the biennial budget for fiscal years 2016 and 2017. The budget is due to OBM not later than September 17, 2014. As in past years, Elaine Stevenson and I will prepare the budget for review by the Board.
- **Updating and redesigning the Contract Data Summary Sheet:** Research and Training is working on a new design for the Contract Data Summary Sheet (CDSS) to be completed by the employer upon the finalization of a contract and filed with SERB per ORC 4117.02(K)(5) and further amplified in OAC 4117.9.07 filing of collective bargaining agreements. The redesign will be more user friendly and easier to complete with the capability to fill it in on line and submit if it is not completed "at the table".

TRAINING:

- **Fact Finders Conference:** Scheduled for August 21, 2014 to be held at the Crowne Plaza - North location. OSU President Alutto will be the featured speaker. To date 126 registrations have been received, of those, 60 are Neutrals.
- **Staff Retreat:** A staff retreat/training is in the planning for October 07, 2014. The event will be conducted by MindWorks, Inc. on the topic of "Unleashing the Minds Potential: Mastering Information Overload". This training will be beneficial to SERB staff due to the large amount of daily reading and need to retain massive amounts of information. We are in the process of seeking an offsite location.

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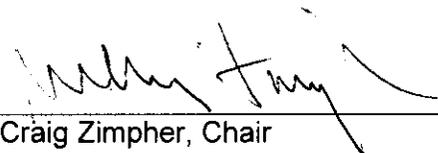
- **SERB Academy:** Planning for the next SERB Academy is under way. It is scheduled for October 30 and 31, 2014 at the Crowne Plaza – North.
- **SPBR Academy:** Planning for the next SPBR Academy is under way. It is scheduled for February 20, 2015 at the Crowne Plaza – North.

IX. ADJOURNMENT:

Board Member Brundige moved that the Board adjourn the meeting. Vice Chair Schmidt seconded the motion. Chair Zimpher called for the vote.

Vote: BRUNDIGE: Yes SCHMIDT: Yes ZIMPHER: Yes
 Affirmed X Denied _____

The Board meeting adjourned at 10:42 a.m.

/s/ 

W. Craig Zimpher, Chair