

1 STATE OF NEVADA  
2 LOCAL GOVERNMENT EMPLOYEE-MANAGEMENT  
3 RELATIONS BOARD  
4

5 CITY OF SPARKS,  
6 Petitioner,

7 vs.

8 OPERATING ENGINEERS, LOCAL NO. 3,  
9 OF THE INTERNATIONAL UNION OF  
OPERATING ENGINEERS, AFL-CIO,  
Respondent.

ITEM NO. 447

CASE NO. A1-045658

ORDER

10 For Petitioner: Charles P. Cockerill, Esq.

11 For Respondent: Pete Ford  
12

13 On February 23, 1999, the Operating Engineers Local Union No. 3 of the International Union  
14 of Operating Engineers, AFL-CIO (hereinafter referred to as the "Union"), through its representative  
15 Pete Ford, requested recognition from the City of Sparks of a separate bargaining unit of certain  
16 employees with the Truckee Meadows Water Reclamation Facility, separate from the general  
17 bargaining unit currently in effect between the parties. The City of Sparks, through its representative,  
18 Charles P. Cockerill, Esq., claims that the current "wall-to-wall" non-public safety bargaining unit is  
19 appropriate based on the employees' community of interest and the City of Spark's desire not to have  
20 a proliferation of small bargaining units which will increase bargaining time and expenses associated  
21 therewith.

22 Pursuant to the Local Government Employee-Management Relations Board's deliberations  
23 at its meeting on March 18, 1999, noticed pursuant to Nevada's Open Meeting Law,

24 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that, pursuant to NRS 288.230,  
25 briefs shall be filed in this matter, addressing the following issues: (1) whether the "community of  
26 interest" for all employees represented by the union employed with the City of Sparks require the  
27 bargaining units to remain status quo; or (2) whether, in light of circumstances, it would be in the

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1 "community of interest" of all employees for a new bargaining unit to be carved out for the employees  
2 of the Truckee Meadows Water Reclamation Facility.

3 The briefs shall be submitted within thirty (30) days of receipt of this Order. Unless a hearing  
4 is requested, the matter will be decided by the Board on the briefs submitted.

5 DATED this 29<sup>th</sup> day of April 1999.

6 LOCAL GOVERNMENT EMPLOYEE-  
7 MANAGEMENT RELATIONS BOARD

8 By David Goldwater  
9 DAVID GOLDWATER, Chairman

10 By Karen L. McKay  
11 KAREN L. MCKAY, Vice-Chairperson

12 By James E. Wilkerson, Sr.  
13 JAMES E. WILKERSON, SR., Member