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DEPARTMENT OF BUSINESS AND INDUSTRY
**LOCAL GOVERNMENT EMPLOYEE-MANAGEMENT
RELATIONS BOARD**

2501 E. Sahara Avenue, Suite 203, Las Vegas, Nevada 89104
(702) 486-4504 • Fax (702) 486-4355
www.emrb.state.nv.us

August 16, 2013

**MINUTES OF THE MEETING OF THE LOCAL GOVERNMENT
EMPLOYEE-MANAGEMENT RELATIONS BOARD**

A board meeting of the Local Government Employee-Management Relations Board, properly noticed and posted, pursuant to the Nevada Open Meeting Law, was held on **Tuesday, August 13, 2013**, at the hour of **8:00 a.m.** at the **Local Government Employee-Management Relations Board, 2501 E. Sahara Avenue, Suite 203, Las Vegas, Nevada.**

The following Board members were present: Philip E. Larson, Chairman
Sandra Masters, Vice - Chairman
Brent C. Eckersley, Esq., Board Member

Also present: Brian Scroggins, EMRB Commissioner
Scott Davis, Deputy Attorney General

The Agenda:

Item 1 The Board meeting was called to order by Philip E. Larson, Chairman, on Tuesday, August 13, 2013 at 8:05 a.m.

Item 2 Public Comment. *Public comment was made by Esther Rodriguez, Esq., about the UMC bargaining unit in regards to items B-1 and C-5 on agenda. She felt that further settlement conference efforts would be of no benefit. Dr. Ron Taylor addressed the board in regards to UMC, SEIU and the physicians unit that was represented. Dr. Deborah Goodwin also made comment about the UMC bargaining unit in regards to items B-1 and C-5 on agenda. She discussed issues related to her background and employment in relation to UMC. She discussed the treatment she felt she received from SEIU representation. Dr. Edgar L. Cox, Jr., who stated that he was once a SEIU steward, also addressed the board in regards to SEIU representation.*

Item 3 Approval of Minutes
The Board approved the minutes from the July 9, 2013 Board Meeting.

There was no item 4. It was inadvertently left off of the agenda.

Item 5 Hearing.

- A. Case No. A1-046085, **Service Employees International Union, Local 1107, vs. Clark County.** *Chairman Larson convened the Hearing at 9:00 a.m. Shannon Gallo, Esq., counsel for the Complainant, SEIU, announced that the Complainant had submitted a Voluntary Dismissal of the case.*

Item 6 Deliberations/Discussions/Pronouncement of Order.

A. Stipulations

1. Case No. A1-046090, Neal Trebotich vs. Douglas County Sewer Improvement District No. 1, and John Fults. *Board accepted the Notice of Settlement and Dismissal of Complaint with Prejudice.*
2. Case No. A1-046023, Teamsters Local 533 vs. City of Fallon . *Board accepted the Notice of Stipulation for Dismissal with Prejudice.*
3. Case No. A1-046071, Elko County Deputy Sheriffs' Association vs. Elko County. *Board accepted the Notice of Stipulation to Dismissal.*
4. Case No. A1-046088, Eric Spannbauer vs. City of North Las Vegas. *Board accepted the Notice of Stipulation for Approval of Settlement Agreement.*
5. Case No. A1-046089, Eric Spannbauer vs. City of North Las Vegas. *Board accepted the Notice of Stipulation for Approval of Settlement Agreement.*
6. Case No. A1-046083, Washoe County vs. Washoe County District Attorney Investigators Association & Washoe Country District Attorney Supervisory Investigators Association. *Board accepted the Notice of Stipulation for Dismissal.*
7. Case No. A1-046090, Neal Trebotich vs. Douglas County Sewer Improvement District No. 1, and John Fults, President of the District's Board of Directors. *Duplicate agenda item. See Item 6-A-1.*
8. Case No. A1-046098, Washoe School Principals' Association vs. Washoe County School District. *Board accepted the Notice of Stipulation for Extension of Time to File Pre-Hearing Statements.*

B. Settlement Conferences

1. Case No. A1-045847 and all consolidated cases, Deborah Boland, M.D., a Local Government Employee and member of the UMC Physicians' Bargaining Unit of Nevada Service Employees Union, SEIU Local 1107, AFL-CIO, CLC, et. al. vs. Nevada Service Employees Unions, SEIU Local 1107, AFL-CIO; and Service Employees International Union, AFL-CIO, CLC. *Board directed Commissioner Scroggins to hold a Settlement Conference with the parties.*

2. Case No. A1-046092, Washoe County School Police Officers Association vs. Washoe County School District. **Board moved to stay the proceedings pending the resolution of the grievance process.**
3. Case No. A1-046066, Teddi Biggs vs. City of Las Vegas. **Board directed Commissioner Scroggins to hold a Settlement Conference with the parties.**
4. Case No. A1-046082, Service Employee International Union, Local 1107 vs. University Medical Center of Southern Nevada. **Board directed Commissioner Scroggins to hold a Settlement Conference with the parties.**

C. Miscellaneous

1. Case No. A1-046093, Clark County Education Association vs. Clark County School District. **Board denied Motion to Dismiss and stayed proceedings pending the outcome of the arbitration. Parties to provide status report every 90 days.**
2. Case No. A1-046096, City of Reno vs. Reno Police Protective Association. **Board denied Complainant's Motion to Expedite.**
3. Case No. A1-046094, Thomas D. Richards vs. Police Managers and Supervisors Association. **Board granted Respondent's Motion to Dismiss with each party responsible for their own costs and fees.**
4. Case No. A1-046054 (Consolidated with Case No. A1-046080), North Las Vegas Police Supervisors Association vs. City of North Las Vegas. **Board granted the Motion to Continue Filing of Prehearing Brief Pending the Filing, Service and Answer of the Amended Complaint.**
5. Case No. A1-045812, UMC Physicians' Bargaining Unit of Nevada Service Employee Union, SEIU Local 1107, AFL-CIO, CLC vs. Nevada Service Employees Union, SEIU Local 1107, AFL-CIO; Vicky Hedderman; Jane McAlevey; S.E.I.U.; UMC.
 - a. **Board Denied Respondent's Motion to Strike Notice of Entry of Order of Remand;**
 - b. *Deliberation and decision on compliance with order of remand, including*
 1. *whether Complainant is an employee organization as defined in NRS 288.040;*
 2. *whether the complaint presents a justiciable controversy;*
 3. *Any Procedural matters that may be utilized in order to comply*

with order of remand. Board tabled all other items.

6. Case No. A1-046098, Washoe School Principals' Association vs. Washoe County School District. ***Board denied Respondent's Motion to Dismiss.***
7. Case No. A1-046092, Washoe County School Police Officers Association vs. Washoe County School District. ***Board denied Respondent's Motion to Dismiss.***

Item 7 *Schedule of Board meetings. Discussion was held on the schedule of meetings.*

The next Board meeting is scheduled for **September 10, 11, & 12, 2013** - Hearings scheduled Case No. A1-046042 and Case No. A1-046056.

October 8, 9, & 10, 2013 - Hearings scheduled Case No. A1-046051 and Case No. A1-046052
November 12, 13, & 14, 2013 - Hearing scheduled Case No. A1-046058
January 7, 8, & 9, 2014 - Hearing scheduled Case No. A1-046007
February 11, 12, & 13, 2014 - Hearing scheduled Case No. A1-046000
March 11, 12, & 13, 2014
April 8, 9, & 10, 2014
May 13, 14, & 15, 2014

All Board Meetings are subject to change or cancellation, subject to the needs of the Board and the Agency. Additional meetings may be scheduled as need arises.

Item 8 *Status of Cases and update of legal matters by the Nevada State Attorney General's Office. A status report was made by Scott Davis, Deputy Attorney General. He reported that oral arguments were scheduled for later this month in the Charles Jenkins Petition for Judicial Review, and that the City of Las Vegas had filed a petition for judicial review in Case No. A1-046074.*

Item 9 *Status of Cases by Commissioner Scroggins. A status report was made by Brian Scroggins, EMRB Commissioner. Mr. Scroggins answered any questions from the Board about the Case Log.*

Item 10 *Agency personnel, administrative & budget matters. A status report was made by Brian Scroggins, EMRB Commissioner.*

- A. Status report and discussion of Administrative matters. ***Commissioner Scroggins reviewed that the new Board Secretary/Executive Assistant, Yvonne Martinez, has been with the agency for one month and is focusing on making sure the Case Log and files are current, records retention and archives activities are current and stated that the annual assessment the EMRB***

receives from local government employers is almost fully collected with only a few outstanding invoices. Commissioner Scroggins asked the Board for general comments as to any programs they viewed as needing more focus. Chairman Larson and Vice Chairman Masters stated that Commissioner Scroggins had done a good job at agency organization, procedures, public outreach and that the agency seems to be moving forward in a positive direction.

- B. Discussion and possible recommendations for additional training opportunities for the Commissioner. *Commissioner Scroggins reviewed several training options including costs. The Board indicated that it would like to see the Commissioner get the training necessary to succeed at his position in light of programs and services such as Settlement Conference, fact finding panels, etc. The Board approved no specific training at this time but Chairman Larson stated that he would like to take a copy of the proposed training materials and meet with Business and Industry Director Bruce Breslow.*
1. NPELRA - Program that leads to certification as a Labor Relations Professional.
 2. Other potential training opportunities that give multiple perspectives as to employer, employee and employee associations.

Item 11 *Items for future agendas. Chairman Larson asked to have an item placed on the agenda to review the EMRB budget on a quarterly basis. He also asked that items be placed on the agenda to discuss cross-training of the Commissioner and Board Secretary and to discuss whether files should be delivered to the Board in pdf or zip formats.*

Item 12 *Public comment. No Public Comment was offered.*

Respectfully submitted,

Brian Scroggins
EMRB Commissioner