

STATE OF NEVADA

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GARY COTTINO, Board Member

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Commissioner

MARISU ROMUALDEZ ABELLAR
Executive Assistant

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

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February 14, 2018

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

A meeting of the Local Government Employee-Management Relations Board, properly noticed and posted pursuant to the Nevada Open Meeting Law, was held on Monday, February 12, 2018, at the hour of 8:00 a.m., and continuing on Tuesday, February 13, 2018, and continuing on Wednesday, February 14, 2018, at the Nevada State Business Center, 3300 West Sahara Avenue, Fourth Floor, Tahoe Room, Las Vegas, Nevada 89102.

The following Board members were present:¹

Brent C. Eckersley, Esq., Chair
Philip E. Larson, Board Member
Cam Walker, Board Member
Gary Cottino, Board Member

Also present:

Bruce K. Snyder, Commissioner
Marisu Romualdez Abellar, Board Secretary
Donald Bordelove, Esq., Attorney General's Office

Members of the Public Present:²

Paul Cotsonis, Urban Law Firm
Shannon Nordstrom, LVPMSA

The Agenda:

¹ Vice Chair Sandra Masters was marked as an excused absence.

² Other than the attorneys of record and witnesses for the hearing related to item 4 on the agenda.

PRELIMINARY MATTERS

1. **Call to Order**
The Board meeting was called to order by Brent C. Eckersley, Esq., Chair, on Monday, February 12, 2018 at 8:00 a.m.
2. **Public Comment**
No public comment was offered.
3. **Approval of the Minutes**
The Board approved the minutes as presented for the Board meeting held January 10-11, 2018.

CASES

HEARINGS

4. **Case 2017-025**
Yu and Las Vegas Police Managers and Supervisors Association v. Las Vegas Metropolitan Police Department
The hearing was held on the case. Upon conclusion of the hearing, the parties agreed to submit post-hearing briefs in lieu of oral closing arguments. The Commissioner stated that the post-hearing briefs will be due on Monday, April 2nd and that no extensions of time will be granted, to which the parties agreed.

STIPULATIONS

5. **Case 2017-014**
Kash Christopher v. City of Mesquite
Upon motion, the Board granted the stipulation to dismiss, as presented, with each side responsible for its own fees and costs.

MOTIONS

6. **Case A1-045973**
Mark Tansey v. SEIU, Local 1107
The Board deliberated on Respondent's Motion to Dismiss, and upon motion, the Board granted the motion to dismiss, also noting that no opposition had been filed.
7. **Case 2017-033**
Clark County v. IAFF, Local 1908
The Board deliberated on Respondent International Association of Fire Fighters, Local

1908's Motion for Deferral, and upon motion, the Board denied the motion for deferral and agreed to stay the case pending resolution of the outstanding grievance. The parties also ordered that the parties submit a status report within ten days of the Notice of Entry of the Order and every sixty days thereafter, until such time as the grievance is resolved. The Board further ordered that if timely progress is not made on resolving the grievance that the Board reserves the right to lift the stay and proceed directly to a hearing on the matter.

8. Case 2017-035
Chuck Danser v. City of North Las Vegas and North Las Vegas Police Officers Association

The Board deliberated on the following motions:

- a. Respondent NLVPOA's Motion to Dismiss Keith Charles Danser II's Complaint;
- b. Respondent City of North Las Vegas' Motion to Dismiss Complaint; and
- c. Complainant's Motion to (1) Disqualify Attorney Jeffrey Allen, and (2) Strike Defendant NLVPOA's Motion to Dismiss.

Upon motion, the Board came to the following decisions: (1) that the motions to dismiss filed by the NLVPOA and the City of North Las Vegas are denied; (2) that the Board orders that a hearing be held on the case, to be bifurcated, and that the first part of the bifurcated hearing shall be only be on the issue of whether the complaint was timely filed against each of the two respondents, said hearing to be scheduled by the Commissioner; (3) that the motion to disqualify Jeffrey Allen and to strike the motion to dismiss is also hereby denied; and (4) that any attorney of record shall not be a witness at any hearing on the matter and that any respondent who may have its current attorney of record be a witness at the hearing shall file a substitution of attorney with the agency by February 28, 2018.

MISCELLANEOUS MATTERS RELATED TO CASES

9. Case 2017-010
Kerns & Las Vegas Police Managers and Supervisors Association v. Las Vegas Metropolitan Police Department

The Board deliberated on the hearing previously held but came to no decision. Deliberations will continue at the next meeting.

10. Case 2017-011
SEIU, Local 1107 v. Southern Nevada Health District

The Board deliberated on the hearing previously held but came to no decision. Deliberations will continue at the next meeting.

11. Cases in the Queue for Future Hearing or Settlement Conference

The Board took no action on any of the cases in the queue.

GENERAL AGENCY MATTERS

12. Schedule of Future Board Meetings

The Board reviewed the proposed schedule and made changes to the following dates:

<u>Dates</u>	<u>Panel</u>	<u>Location</u>	<u>Hearings on Cases</u>
March 19-21, 2018	En Banc	Las Vegas	2017-024
April 10-12, 2018	En Banc	Las Vegas	2017-017
May 8-10, 2018	Panel C	Unknown	Not Yet Assigned
May 22-24, 2018	Panel A	Unknown	Not Yet Assigned
June 12-14, 2018	Panel D	Unknown	Not Yet Assigned
July 10, 2018	En Banc	Unknown	None (*)
July 10-12, 2018	Panel E	Unknown	Not Yet Assigned
July 24-26, 2018	Panel B	Unknown	Not Yet Assigned

(*) = Special meeting for the annual election of the Chair and Vice Chair.

Commissioner Snyder stated that the designation of certain panels is still subject to obtaining final approval of the proposed regulations by the Legislative Commission. If not obtained, then the schedule would need adjusting at the next meeting.

13. Report of the Deputy Attorney General

Deputy Attorney General Donald Bordelove provided an oral report on the various matters pending in court.

14. Reports by the Commissioner

A. Report on Cases Currently Outstanding.

Commissioner Snyder briefly discussed the contents of the log.

B. Report on the Status of the Proposed Regulations.

Commissioner Snyder stated that all the required documents related to the proposed regulation R074-17 were submitted shortly after the January Board meeting and that the regulation is now waiting for final approval by the Legislative Commission, which has not yet scheduled its next meeting.

C. Fiscal Year 2019-2020 Budget Kickoff Meetings and Ideas for Budget Requests.

Commissioner Snyder stated there is an all-day budget kickoff meeting on February 27th, to be presented by the Governor's Office of Finance. He further stated he will watch the meeting via video-conference from his desk. He then asked if the Board might have any budget enhancement ideas to include in the EMRB's budget requests. Commissioner Snyder mentioned including the previously requested board pay increase. He also stated he would consider including replacements for the laptop and four I-Pads, as well as temporary help to finish typing the 400-plus orders so they can be included on the Nevada Law Library on CD. Board Member Larson stated the agency should also request

including sufficient funds to allow for the display of exhibits on the electronic screens in the hearing rooms. Commissioner Snyder stated he will place this item on the March agenda in case there are additional ideas.

15. Items for Future Agendas

Board Member Cottino requested that the Commissioner provide Board members at the beginning of each hearing a sheet containing the list of issues as delineated in the prehearing statements, as well as the requested remedies. Commissioner Snyder agreed to do so.

CLOSING MATTERS

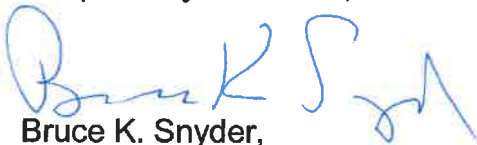
16. Additional Period of Public Comment

No public comment was offered.

17. Adjournment

There being no additional business to conduct, Chair Eckersley adjourned the meeting.

Respectfully submitted,



Bruce K. Snyder,
EMRB Commissioner