

STATE OF NEVADA

JOE LOMBARDO
Governor

DR. KRISTOPHER SANCHEZ
Director

Members of the Board
BRENT C. ECKERSLEY, ESQ., Chair
MICHAEL J. SMITH, Vice-Chair
SANDRA MASTERS, Board Member
TAMMARA M. WILLIAMS, Board Member
MICHAEL A. URBAN, Board Member



BRUCE K. SNYDER
Commissioner

MARISU ROMUALDEZ ABELLAR
Executive Assistant

DEPARTMENT OF BUSINESS AND INDUSTRY
GOVERNMENT EMPLOYEE-MANAGEMENT
RELATIONS BOARD

March 12, 2024

NOTICE OF PUBLIC MEETING
(Meeting No. 24-04)

Pursuant to Nevada's Open Meeting Law, notice is hereby given that the Government Employee-Management Relations Board will hold a meeting of the Board sitting *En Banc*, as well as **Panel A**, **Panel B** and **Panel C**, on:

Tuesday, March 19, 2024 at 9:00 a.m.; and continuing on Wednesday, March 20, 2024 at 9:00 a.m., if necessary; and continuing on Thursday, March 21, 2024 at 9:00 a.m. The meeting will be held in the Carl Dodge Conference Room, which is located at the EMRB Office located on the fourth floor of the Nevada State Business Center, 3300 W. Sahara Avenue, Las Vegas, NV 89102. On March 19th and March 20th, the meeting will also be held on the first floor of the Reno City Hall in Council Chambers, which is located at 1 E. First Street, Reno, NV 89501. On March 21st, there will not be a physical hearing location in Reno.

Attendees in Reno will need to check in at the front desk at the entrance located on the corner of Virginia Street and First Street. There is a parking garage on University Way and parking tickets can be validated at City Hall.

The meeting will also be held virtually using a remote technology system called WebEx. Accordingly, any person planning to participate in the meeting who does not wish to attend in-person must participate by using WebEx.

WebEx Link

There are two ways to join the meeting to hear, observe and participate using WebEx. If you would like to hear, observe and participate in the meeting online, you may click on the link below. If you received a personal invitation to the meeting, then you may alternately click on the green join meeting button contained within the e-mail you received.

(cont'd on next page)

Meeting number: 2487 645 9950

Password: mSEPQrQT835

<https://businessnv2.webex.com/businessnv2/j.php?MTID=m2a32ed3f733ee06a9ceaad75822e66d3>

Join by phone:

1-844-621-3956 United States Toll Free

Access Code: 2487 645 9950

Board Chair Eckersley shall be the Presiding Officer of the Board sitting en banc and also for Panel A. Vice-Chair Smith shall be the Presiding Officer for Panel B and Panel C.

THE AGENDA

Note: The Board may take possible action on any item on this agenda unless that item is marked as "Information Only." Items marked as "Information Only" may be discussed by the Board after any presentation is made but no action may be taken on that particular item. The Board may take items out of order, may combine two or more agenda items for consideration, may remove items from the agenda or may delay discussion of any item at any time.

The Board Sitting *En Banc*

Note: Agenda items 1, 2, and 12 will be repeated each day of the Board meeting.

The following 2 items are for consideration by the full Board:

1. Opening Items

Information Only

Call to Order

Roll Call

Pledge of Allegiance

Moment of Silence

2. Public Comment

Information Only

The Board welcomes public comment. Public comment must be limited to matters relevant to or within the authority of the Government Employee-Management Relations Board. No subject may be acted upon unless that subject is on the agenda and is scheduled for possible action. If you wish to be heard, please introduce yourself at the appropriate time and the Presiding Officer will recognize you. The amount of discussion on any single subject, as well as the amount of time any single speaker is allowed, may be limited. The Board will not restrict public comment based upon viewpoint. However, the Board may refuse to consider public comment prior to the commencement and/or conclusion of a contested case or a quasi-judicial proceeding that may affect the due process rights of an individual. See NRS 233B.126.

Panel B
(Smith, Masters, Williams)

The following 1 item is for consideration by Panel B:

3. **Case 2023-030** ***For Possible Action***
Las Vegas Police Protective Association v. Las Vegas Metropolitan Police Department

Deliberation and decision on the Stipulation and Order for Dismissal With Prejudice.

Panel C (Modified)
(Smith, Masters, Williams)

The following 1 item is for consideration by Panel B:

4. **Case 2023-013** ***For Possible Action***
Rosa Myers v. City of Reno and Reno Fire Department

This agenda item is for Board Members Smith, Masters and Williams. Pursuant to NAC 288.271(2)(c), the Commissioner had randomly selected Board Member Williams to take the place of Board Member Urban, who is unavailable. Pursuant to NAC 288.271(3) the presiding officer shall be Vice-Chair Smith.

The hearing will be held Tuesday, March 19, 2024 at 9:00 a.m.; and continuing on Wednesday, March 20, 2024 at 9:00 a.m., if necessary; and continuing on Thursday, March 21, 2024, if necessary, at a time to be determined during the hearing.

The hearing will be held in the Carl Dodge Conference Room, which is located at the EMRB Office located on the fourth floor of the Nevada State Business Center, 3300 W. Sahara Avenue, Las Vegas, NV 89102. On March 19th and March 20th, the hearing will also be held on the first floor of the Reno City Hall in Council Chambers, which is located at 1 E. First Street, Reno, NV 89501.

Attendees in Reno will need to check in at the front desk at the entrance located on the corner of Virginia Street and First Street. There is a parking garage on University Way and parking tickets can be validated at City Hall. The hearing will also be held virtually using a remote technology system called WebEx.

The attorneys of record, witnesses, court reporter, one or more of the panel members and the Deputy Attorney General assigned to the EMRB will be present in Reno. The Commissioner and the remaining panel members will be present in Las Vegas. Preliminary motions will be heard at the beginning of the hearing. The Panel may deliberate and take possible action on this case after the hearing has concluded.

**AGENDA ITEMS 5 THROUGH 11 WILL NOT BE TAKEN UP BY THE BOARD
UNTIL THE BEGINNING OF ITS THURSDAY SESSION**

The Board Sitting *En Banc*

The following 4 items are for consideration by the full Board:

5. **Approval of the Minutes** ***For Possible Action***
For possible action on the minutes of the meeting held February 27, 2024.
6. **Setting of Board Meeting for July** ***For Possible Action***
Deliberation and decision on setting a Board meeting for July 8-10, 2024 or other such dates as the Board may so decide.
7. **Case 2020-020** ***For Possible Action***
AFSCME, Local 4041 & Shari Kassebaum v. State of Nevada ex rel its Department of Corrections
Deliberation and decision on the Joint Status Report.
8. **Case 2023-027** ***For Possible Action***
Joseph Mendoza & North Lyon Firefighters Association, IAFF Local 4547 v. North Lyon County Fire Protection District; Daniel McCassie, in his official capacity; Mike Callagy, Jr., in his official capacity; and Harry Wheeler, in his official capacity
Deliberation and decision on the Joint Status Report.

Panel A

(Eckersley, Masters, Williams)

The following 1 item is for consideration by Panel A:

9. **Case 2021-005** ***For Possible Action***
Las Vegas Police Protective Association v. City of Las Vegas
Deliberation and decision on the Joint Status Report.

The Board Sitting *En Banc*

The following 4 items are for consideration by the full Board:

(cont'd on next page)

10. **Case 2024-004** ***For Possible Action***
In Re: Petition for Recognition as the Exclusive Representative for Unit M
Deliberation and decision on the Nevada Peace Officer Association and the Nevada Association of Public Safety Officers Petition to be Designated as the Exclusive Representative for Bargaining Unit M, Category II Law Enforcement Supervisors. This will include presentation of the staff audit report on the petition.
11. **Case No. A-24-888280-J in Eighth Judicial District Court** ***For Possible Action***
Clark County Education Association v. Clark County School District; State of Nevada, Government Employee-Management Relations Board
Deliberation and decision on what actions, if any, to take on the Petition for Judicial Review filed in the above-entitled matter.
12. **Additional Period of Public Comment** ***Information Only***
Please refer to agenda item 2 for any rules pertaining to public comment.
13. **Adjournment** ***For Possible Action***

Posting

This meeting has been posted at the following locations and websites at least three days prior to the scheduled date of this meeting, in accordance with NRS 241.020(2):

Government Employee-Management Relations Board, 3300 W. Sahara Avenue, Suite 490, Las Vegas, Nevada
Department of Business & Industry, 3300 W. Sahara Avenue, Fourth Floor, Las Vegas, Nevada
Department of Administration Public Meeting Notice Web Site: <http://notice.nv.gov/>
Government Employee-Management Relations Board Web Site: <http://emrb.nv.gov>

Inquiries and Supporting Materials

You may obtain copies of any supporting materials by contacting the Board Secretary, Marisu Romualdez Abellar, at the address at the top of page one of this document or by calling 702-486-4505. A link to the supporting materials may also be found on the agency's website next to the agenda for the meeting, which will be posted three business days before the hearing.

Special Accommodations

Members of the public who are disabled and require special accommodations or assistance at the meeting are requested to notify the EMRB at the address or telephone number above. Please notify us as soon as possible to allow time to secure any necessary equipment or provisions prior to the meeting.

Board and Panel

All references to the term "Board" shall also mean "Panel" when certain Board members are meeting as a panel in lieu of the Board members meeting *en banc*.

Members Assigned to Panels

The following members have been assigned to each panel pursuant to the agency's administrative rules:

<u>Panel</u>	<u>Presiding Officer</u>	<u>Member</u>	<u>Member</u>
A	Brent C. Eckersley, Esq.	Sandra Masters	Tammara M. Williams
B	Michael J. Smith	Sandra Masters	Tammara M. Williams
C	Michael J. Smith	Sandra Masters	Michael A. Urban, Esq.
D	Brent C. Eckersley, Esq.	Michael J. Smith	Michael A. Urban, Esq.
E	Brent C. Eckersley, Esq.	Tammara M. Williams	Michael A. Urban, Esq.

Closed Session

The Board or Panel may go into closed session pursuant to NRS 288.220 or NRS 288.590 for consideration/discussion of any complaint, petition or appeal herein noticed. Any motion to go into closed session may include one or more items on the agenda in the motion. The Board or Panel will return to open session for final adjudication.