

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

5 **TRUCKEE MEADOWS FIREFIGHTERS**
6 **LOCAL 2487, INTERNATIONAL**
7 **ASSOCIATION OF FIREFIGHTERS,**
8 **Complainant,**

9 vs.

10 **TRUCKEE MEADOWS FIRE**
11 **PROTECTION DISTRICT,**
12 **Respondent.**

ITEM NO. 448

CASE NO. A1-045650

ORDER

13 For Complainant: **Sandra G. Lawrence, Esq.**
14 **Dyer, Lawrence, Cooney and Penrose**

15 For Respondent: **Maureen Sheppard-Griswold, Esq.**
16 **Washoe County District Attorney's Office**

17 On August 27, 1998, a complaint was filed in the above referenced matter alleging prohibited
18 practices by the Respondent. A hearing was held before the Local Government Employee-
19 Management Relations Board on March 19, 1999; said hearing and deliberations were noticed in
20 accordance with Nevada's Open Meeting Law. Opening statements were made by the parties, after
21 which time the witnesses were sworn and allowed to testify, and evidence admitted.

22 Thereafter, deliberations were conducted and the Board found that the parties had reached
23 an agreement that the prohibited practices complaint would be dismissed, with prejudice, with the
24 parties pursuing this matter as an action for declaratory relief concerning the following two issues:

25 1. Whether the substance of the two proposals at issue, the authorized leave and the
26 overtime procedures, are mandatory subjects of bargaining under Chapter 288 of the Nevada Revised
27 Statutes?

28 2. If either or both of these are mandatory subjects of bargaining, when does the
obligation to bargain arise and what are the impasse procedures that would apply?

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1 Blind briefs from both parties are to be postmarked/served by no later than April 19, 1999,
2 on these two issues and blind response briefs are to be postmarked/served by the parties by no later
3 than May 10, 1999. No oral arguments will be held.

4 DATED this 29th day of April 1999.

5 LOCAL GOVERNMENT EMPLOYEE-
6 MANAGEMENT RELATIONS BOARD

7 By *David Goldwater*
8 DAVID GOLBWATER, Chairman

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

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

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