

STATE OF NEVADA

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

3300 West Sahara Avenue, Suite 260, Las Vegas, Nevada 89102  
(702) 486-4504 • Fax (702) 486-4355  
[www.emrb.nv.gov](http://www.emrb.nv.gov)

January 7, 2020

**PUBLIC NOTICE OF OPEN MEETING**  
**(Meeting No. 20-01)**  
**AMENDED**

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

**Tuesday, January 14, 2020, at 8:15 a.m., at the Nevada State Business Center, 3300 West Sahara Avenue, Fourth Floor, Tahoe Room, Las Vegas, Nevada 89102. The meeting will be video-conferenced to the Department of Business & Industry's Director's Office Conference Room, 1830 College Parkway, Suite 100, Carson City, Nevada 89706.**

**Chair Brent C. Eckersley, Esq. shall be the Presiding Officer. Vice-Chair Sandra Masters shall attend by video-conference in Carson City.**

**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.

**1. Call to Order & Roll Call**

*Information Only*

**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 raise your hand 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.

3. **Case 2019-026** ***For Possible Action***  
**In re: Petition to be Designated as the Exclusive Representative of a Bargaining Unit Pursuant to Senate Bill 135 of the 80<sup>th</sup> Session of the Nevada Legislature**  
This is the Petition filed by AFSCME, Local 4041 for Unit E, Professional Health Care Employees. Presentation of the audit report prepared by EMRB staff. Review of the State's response, if any, to the petition. Deliberation and decision on whether a hearing should be held and/or briefing of legal issues would be required. If so, then also deliberation and decision on the issues, parameters and date(s) for the hearing and/or briefs, and other matters related thereto. If no hearing or briefing is ordered, then deliberation and decision on the petition, including, but not limited to, designating the Petitioner as the exclusive representative of the bargaining unit pursuant to Section 30 of Senate Bill 135; ordering an election pursuant to Section 31 of Senate Bill 135; or granting a hearing and/or additional briefing to resolve any outstanding issues; and other matters related thereto.
  
4. **Case 2019-021** ***For Possible Action***  
**In re: Petition to be Designated as the Exclusive Representative of a Bargaining Unit Pursuant to Senate Bill 135 of the 80<sup>th</sup> Session of the Nevada Legislature**  
This is the Amended Petition filed by AFSCME, Local 4041 for Unit F, Non-Professional Health Care and Personal Care Employees. Review of any documents filed or received in the case since the prior meeting of December 17, 2019. Deliberation and decision on the petition, including, but not limited to, designating the Petitioner as the exclusive representative of the bargaining unit pursuant to Section 30 of Senate Bill 135; ordering an election pursuant to Section 31 of Senate Bill 135; or granting a hearing and/or additional briefing to resolve any outstanding issues; and other matters related thereto.
  
5. **Case 2019-023/024** ***For Possible Action***  
**In re: Petition for Designation as the Exclusive Representative of a Bargaining Unit Pursuant to Senate Bill 135 (2019) and In re: Petition of Nevada State Law Enforcement Officers Association (NSLEOA), Individually and on Behalf of Nevada Association of Public Safety Officers (NAPSO) and Communications Workers of America (CWA), AFL-CIO for Designation as the Exclusive Representative for Bargaining of Unit G – Category I Peace Officers Pursuant to Senate Bill 135 (2019)**  
This is the consolidated case of 2019-023 and 2019-024. This includes the First Amended Petition filed by the Nevada Highway Patrol Association (NHPA) for Unit G, Category I Peace Officers., as well as the Petition filed by the Nevada State Law Enforcement Officers Association (NSLEOA) for Unit G, Category I Peace Officers.

Review of any documents filed or received in the case since the prior meeting of December 17, 2019. Deliberation and decision on the Objections filed by NSLEOA and the Opposition filed by NHPA, including any replies received pursuant to either party's objections and/or opposition. Deliberation and decision on the two petitions, including, but not limited to, designating a petitioner as the exclusive representative of the bargaining unit pursuant to Section 30 of Senate Bill 135; ordering an election pursuant to Section 31 of Senate Bill 135; dismissal of a petition; or granting a hearing and/or additional briefing to resolve any outstanding issues; and other matters related thereto.

6. **Case 2019-025** ***For Possible Action***  
**In re: Petition of Nevada State Law Enforcement Officers Association (NSLEOA), Individually and on Behalf of Nevada Association of Public Safety Officers (NAPSO) and Communications Workers of America (CWA), AFL-CIO for Designation as the Exclusive Representative for Bargaining of Unit H – Category II Peace Officers Pursuant to Senate Bill 135 (2019)**  
Review of the First Amended Petition filed by the Nevada State Law Enforcement Officers Association for Unit H, Category II Peace Officers. Review of any documents filed or received in the case since the prior meeting of December 17, 2019. Deliberation and decision on the petition, including, but not limited to, designating the Petitioner as the exclusive representative of the bargaining unit pursuant to Section 30 of Senate Bill 135; ordering an election pursuant to Section 31 of Senate Bill 135; or granting a hearing and/or additional briefing to resolve any outstanding issues; and other matters related thereto.
7. **Case 2019-019** ***For Possible Action***  
**In re: Petition to be Designated as the Exclusive Representative of a Bargaining Unit Pursuant to Senate Bill 135 of the 80<sup>th</sup> Session of the Nevada Legislature**  
This is the Petition filed by AFSCME, Local 4041 for Unit I, Category III Peace Officers. Review of any documents filed or received in the case since the prior meeting of December 17, 2019. Deliberation and decision on the petition, including, but not limited to, designating the Petitioner as the exclusive representative of the bargaining unit pursuant to Section 30 of Senate Bill 135; ordering an election pursuant to Section 31 of Senate Bill 135; or granting a hearing and/or additional briefing to resolve any outstanding issues; and other matters related thereto.
8. **Case 2018-006** ***For Possible Action***  
**Charles Ebarb v. Clark County & Clark County Water Reclamation District**  
Deliberation and decision on the briefs submitted pursuant to the Board's June 28, 2019 Order.
9. **Case 2018-031** ***For Possible Action***  
**Teamsters Local 14 v. Las Vegas Police Protective Association Civilian Employees, Inc. (PPACE)**  
Deliberation and decision on the briefs submitted in early September 2019 pursuant to an Order 839-A, issued on July 11, 2019. Deliberation and decision on the post-hearing briefs filed in November 2019. Deliberation and decision on the briefs

submitted on or before December 31, 2019 regarding eight issues identified at the Board meeting of October 3, 2019. Also, possible deliberation and final decision on the petition itself, including whether to order or not order an election; and other matters related thereto.

- 10. Report of the Deputy Attorney General** **Information Only**  
A report by the Nevada Attorney General's Office as to the status of cases on judicial review or at the Nevada Supreme Court, and other matters related thereto.
- 11. Approval of the Minutes** **For Possible Action**  
For possible action on the minutes of the regulations public hearing held December 17, 2019 and the *en banc* meeting held December 17, 2019.
- 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 260, Las Vegas, Nevada  
Department of Business & Industry, 3300 W. Sahara Avenue, Fourth Floor, Las Vegas, Nevada  
Department of Business & Industry, 1830 College Parkway, Suite 100, Carson City, Nevada  
Nevada State Library, 201 S. Carson Street, #100, Carson, City, Nevada  
Department of Administration Public Meeting Notice Web Site: <http://notice.nv.gov>  
Government Employee-Management Relations Board Web Site: <http://emrb.nv.gov>

#### **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	Brett Harris, Esq.
B	Sandra Masters	Cam Walker	Brett Harris, Esq.

C	Cam Walker	Gary Cottino	Brett Harris, Esq.
D	Brent C. Eckersley, Esq.	Cam Walker	Gary Cottino
E	Brent C. Eckersley, Esq.	Sandra Masters	Gary Cottino

**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.

**Closed Session**

The Board or Panel may go into closed session pursuant to NRS 288.220 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. While in closed session the Board or Panel may retire to the offices of the EMRB, located in Suite 260 of the Nevada State Business Center.