

STATE OF NEVADA

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Governor

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Executive Assistant

DEPARTMENT OF BUSINESS AND INDUSTRY  
GOVERNMENT EMPLOYEE-MANAGEMENT  
RELATIONS BOARD

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April 6, 2020

**PUBLIC NOTICE OF OPEN MEETING**  
**(Meeting No. 20-06)**

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*, as well as that of **Panel A, Panel C, Panel D and Panel E** on:

**Wednesday, April 15, 2020, at 8:15 a.m.** This meeting will be held via teleconference only. Pursuant to Governor Sisolak's March 22, 2020 Declaration of Emergency Directive 006, the requirement contained in NRS 241.023(1)(b), that there be a physical location designated for meetings of public bodies where members of the public are permitted to attend and participate, is suspended in order to mitigate the possible exposure or transmission of COVID-109 (Corona Virus). Accordingly, any person planning to participate in the meeting must participate by using the teleconference number.

**Teleconference access**

The teleconference number is 775-687-0999. The collaboration (meeting) code is 42999#. Please enter this code, with the # tag when so prompted. You will then be connected to the meeting.

Chair Brent C. Eckersley, Esq. shall be the Presiding Officer of the Board sitting *en banc* and for Panels A, D and E. Board Member Gary Cottino will be the Presiding Officer for Panel C. All items are for consideration by the full Board except for those items assigned to a specific panel. All Board Members and EMRB staff will also be attending the meeting telephonically.

## 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*

The following 8 items are for consideration by the full Board:

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 introduce yourself on the telephone 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.
3. **Approval of the Minutes** *For Possible Action*

For possible action on the minutes of the *en banc* meeting held February 25-26, 2020.
4. **Case 2020-005** *For Possible Action*

Abel, Yant & Las Vegas Police Protective Association v. Las Vegas Metropolitan Police Department  
Deliberation and decision on the Motion for Stay.
5. **Case 2020-007** *For Possible Action*

Las Vegas Police Protective Association v. Las Vegas Metropolitan Police Department  
Deliberation and decision on the Stipulation and Order for Dismissal Without Prejudice.
6. **Case 2020-008** *For Possible Action*

Clark County Education Association & Carpenter v. Clark County School District  
Deliberation and decision on the Education Support Employees Association's Petition to Intervene.

7. **Case 2020-010** *For Possible Action*  
**Las Vegas Police Protective Association v. Las Vegas Metropolitan Police Department**  
Deliberation and decision on the Stipulation and Order for Dismissal Without Prejudice.
8. **Case 2020-011** *For Possible Action*  
**Nevada Highway Patrol Association v. State of Nevada Department of Public Safety; Steve Sisolak, in his capacity as Governor of the State of Nevada; Nevada State Law Enforcement Officers Association; and Nevada Association of Public Safety Officers**  
Deliberation and decision on the Commissioner's recommendation pursuant to NAC 288.245(2) to call for the submission of *amicus* briefs on the legal issue posed in the Petition for Declaratory Order. NAC 288.245(2) states that the "Board may request in writing that one or more government employers, labor organizations and employee organizations file amicus briefs in any contested case on such terms and conditions as are specified in the request."

**Panel A**

The following 1 item is for consideration by Panel A:

9. **Case 2019-002** *For Possible Action*  
**Water Employees Association of Nevada v. Las Vegas Valley Water District**  
Deliberation and decision on the Joint Status Report.

**Panel C**

The following 1 item is for consideration by Panel C:

10. **Case 2019-014** *For Possible Action*  
**Nevada Classified School Employees Association, Chapter 5, Nevada AFT v. Churchill County School District**  
Deliberation and decision on the Stipulation (adding exhibit 10). Pursuant to NAC 288.271(2)(c), the Commissioner has randomly selected Vice-Chair Masters to fill the vacancy on this panel for this case.

**Panel D**

The following 4 items are for consideration by Panel D:

11. **Case 2018-017** *For Possible Action*  
**Las Vegas Metropolitan Police Department v. Las Vegas Police Protective Association**  
Deliberation and decision on the Joint Status Report. Pursuant to NAC 288.271(2)(c), the Commissioner has randomly selected Vice-Chair Masters to fill the vacancy on this panel for this case.
12. **Case 2018-018** *For Possible Action*  
**Anthony Francone & Storey County Deputy Sheriffs Association v. Gerald Antinoro & Storey County**  
Deliberation and decision on the Stipulation to Continue EMRB Hearing. Pursuant to NAC 288.271(2)(c), the Commissioner has randomly selected Vice-Chair Masters to fill the vacancy on this panel for this case.
13. **Case 2019-001** *For Possible Action*  
**Las Vegas Police Managers and Supervisors Association v. Las Vegas Metropolitan Police Department**  
Deliberation and decision on the Stipulation to Dismiss. Pursuant to NAC 288.271(2)(c), the Commissioner has randomly selected Board Member Brett Harris, Esq. to fill the vacancy on this panel for this case.
14. **Case 2019-005** *For Possible Action*  
**Jennifer Ehrheart v. Nye County School District**  
Deliberation and decision on the Joint Stipulation to Dismiss Complaint. Pursuant to NAC 288.271(2)(c), the Commissioner has randomly selected Vice-Chair Masters to fill the vacancy on this panel for this case.

**Panel E**

The following 1 item is for consideration by Panel E:

15. **Case 2018-026** *For Possible Action*  
**Jason Woodard v. Sparks Police Protective Association**  
Deliberation and decision on the Stipulated and Agreed Confidentiality Order.

### **The Board Sitting *En Banc***

The following 5 items are for consideration by the full Board:

16. **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.
17. **Report of the Commissioner** ***Information Only***  
A report by the Commissioner regarding the continuity of operations during the pandemic, budget issues, and other matters related thereto.
18. **Setting of Next Meeting** ***For Possible Action***  
Deliberation and decision on setting the next meeting date to deliberate on and possibly decide several pending motions on various cases and to deliberate on and possibly decide three cases in which hearings have already been held and any post-hearing briefs filed, and other matters related thereto.
19. **Additional Period of Public Comment** ***Information Only***  
Please refer to agenda item 2 for any rules pertaining to public comment.
20. **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):

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:

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<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	Brett Harris, Esq.	Vacant
C	Gary Cottino	Brett Harris, Esq.	Vacant
D	Brent C. Eckersley, Esq.	Gary Cottino	Vacant
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. You may also obtain a copy of the Governor's Declaration of Emergency Directive 006 through the same contact means.