

STATE OF NEVADA

STEVE SISOLAK
Governor

Members of the Board

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SANDRA MASTERS, Vice-Chair
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Commissioner

MARISU ROMUALDEZ ABELLAR
Executive Assistant

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

May 18, 2020

PUBLIC NOTICE OF OPEN MEETING
(Meeting No. 20-08)

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 D** and **Panel E**, on:

Wednesday, May 27, 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-19 (Corona Virus). Accordingly, any person planning to participate in the meeting must participate by using the teleconference number.

Teleconference access

The teleconference number is 1-775-687-0999. 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 D and E. 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 9 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 April 28, 2020.
4. **Case 2020-004** ***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.
5. **Case 2020-009** ***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 & Davita Carpenter v. Clark County School District; plus Education Support Employees Association, Party in Interest/Intervenor
Deliberation and decision on Clark County Association of School Administrators and Professional-Technical Employees' Petition to Intervene.

7. **Case 2018-006** ***For Possible Action***
Charles Ebarb v. Clark County & Clark County Water Reclamation District
Deliberation and decision on the Motion to Dismiss.

8. **Case 2020-012** ***For Possible Action***
Operating Engineers Local Union No. 3 v. Incline Village General Improvement District
Deliberation and decision on the Motion to Dismiss Seeking Order Declaring No Probable Cause.

9. **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 Petition for Declaratory Order. In arriving at the decision, the Board may take into consideration the content of any *amicus* briefs filed in response to the Board's call for such briefs.

Panel D

The following 1 item is for consideration by Panel D:

10. **Case 2019-012** ***For Possible Action***
Luquisha McCray v. Clark County
Deliberation and decision on the Motion to Dismiss Third Amended Complaint. 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.

Panel E

The following 1 item is for consideration by Panel E:

11. **Case 2019-011** ***For Possible Action***
IAFF, Local 5046 v. Elko County Fire Protection District
Deliberation and decision on the hearing previously held, including the submission of post-hearing briefs.

The Board Sitting *En Banc*

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

- 12. 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.
- 13. Report of the Commissioner** **For Possible Action**
 - A. Setting of the assessment rate for local governments for fiscal year 2021.
 - B. Setting of the assessment rate for the State of Nevada for fiscal year 2021.
- 14. Future Board Meetings** **For Possible Action**
 - A. Deliberation and decision on setting the next meeting date(s).
 - B. Discussion and possible decision on alternatives for conducting hearings by means other than in person.
- 15. Additional Period of Public Comment** **Information Only**
Please refer to agenda item 2 for any rules pertaining to public comment.
- 16. 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:

Panel	Presiding Officer	Member	Member
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.

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.