

STATE OF NEVADA

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

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August 27, 2020

**MINUTES OF THE MEETING OF THE GOVERNMENT
EMPLOYEE-MANAGEMENT RELATIONS BOARD**
(Meeting No. 20-15)

A meeting of the Board sitting *en banc*, as well as that of Panel A, Panel B, Panel C, Panel D and Panel E, of the Government Employee-Management Relations Board, properly noticed and posted pursuant to the Nevada Open Meeting Law, was held on Tuesday, August 25, 2020, at the hour of 8:15 a.m.; and continued on Wednesday, August 26, 2020. The meeting was held via WebEx, pursuant to Governor Sisolak's March 22, 2020 Declaration of Emergency Directive 006, as amended.

The following Board members were present:

Brent C. Eckersley, Esq., Chair
Sandra Masters, Vice-Chair
Gary Cottino, Board Member
Brett Harris, Esq., Board Member

Also present:

Bruce K. Snyder, Commissioner
Marisu Romualdez Abellar, Executive Assistant
Donald Bordelove, Esq., Attorney General's Office

Members of the Public Present:¹

John Harper, Esq., for PPACE
Carla Scott, PPACE
Tori Sundheim, Attorney General's Office
Frank Richardson, DHRM
Fernando Colon, Esq., AFSCME, Local 4041
Christopher Humes, Esq., Brownstein Hyatt
Farber Schreck, LLP
Crystal Herrera, Esq., CCSD
Shawn Congdon, former President of Sparks
Police Protective Association
Kara Sullivan, Nevada Dept. of Administration

¹ Not including the attorneys of record and witnesses for the hearings under agenda items 3 and 11.

Mary Huck, Esq., Division of Insurance
Alexia Emmermann, Division of Insurance
Mike Snyder, PPACE

The agenda:

The Board Sitting *En Banc*
Presiding Officer Brent C. Eckersley, Esq.

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

1. Call to Order & Roll Call

The meeting was called to order by Chair Brent C. Eckersley, Esq., on Tuesday, August 25, 2020, at 8:15 a.m. Chair Eckersley, Vice-Chair Masters and Board Member Cottino attended on day one. All Board Members attended on day two. Chair Eckersley, Board Member Cottino and Board Member Harris attended on day three.

2. Public Comment

No public comment was offered.

Panel E
Presiding Officer Brent C. Eckersley, Esq.

The following 1 item was for consideration by Panel E:

3. Case 2018-026

Jason Woodard v. Sparks Police Protective Association

The Panel held the second part of a bifurcated hearing. Upon conclusion, the Panel directed the attorney to file simultaneous post-hearing briefs, which would be due 30 days upon receipt of the hearing transcript by the EMRB.

Panel C
Presiding Officer Brent C. Eckersley, Esq.

The following 1 item was for consideration by Panel C:

4. Case 2019-003

Francis Davis v. Las Vegas Metropolitan Police Department and Las Vegas Police Protective Civilian Employees, Inc. (PPACE)

Pursuant to NAC 288.271(2)(c), the Commissioner had randomly selected Chair Brent C. Eckersley, Esq., to fill the vacancy on this panel for this case. Pursuant to NAC 288.271(3), the presiding officer was Chair Brent C. Eckersley, Esq. Upon motion, the Panel granted the Stipulation and Order to Dismiss, as presented.

Panel A

Presiding Officer Brent C. Eckersley, Esq.

The following 1 item was for consideration by Panel A:

5. Case 2019-002

Water Employees Association of Nevada v. Las Vegas Valley Water District

Upon motion, the Panel granted Complainant's Motion to Amend and Supplement Complaint, as corrected in the Errata document.

The Board Sitting *En Banc*

Presiding Officer Brent C. Eckersley, Esq.

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

6. Approval of the Minutes

The Board approved the minutes of the meeting held August 13, 2020.

7. Case 2020-008

Clark County Education Association & Davita Carpenter v. Clark County School District / Clark County School District v. Clark County Education Association and Education Support Employees Association and Clark County Association of School Administrators and Professional-Technical Employees as Intervenors

Upon motion, the Board granted a hearing in the case and randomly assigned it to Panel C, with the hearing to be held beginning on December 1, 2020. The Board also randomly assigned Vice-Chair Masters to fill the vacancy on that panel for this case.

8. Case 2020-018

AFSCME, Local 4041 v. State of Nevada, Department of Corrections, High Desert State Prison, Calvin Johnson, Warden

The Board deliberated on AFSCME Local 4041's Request for Default Judgment, and upon motion, granted the request as presented.

9. Appointment of a List of Hearing Officers

Upon motion, the Board appointed the following individuals to act as potential future hearing officers pursuant to NRS 288.630:

Shannon Chambers, Esq., Labor Commissioner
David Cassety, Esq., Deputy Insurance Commissioner
Dana Grigg, Esq., Insurance Counsel
David Hall, Esq., Insurance Counsel
Mary Huck, Esq., Insurance Counsel

10. Case 2018-006

Charles Ebarb v. Clark County & Clark County Water Reclamation District

The Board deliberated on the hearing previously held and any other pending matters, but came to no decision.

Panel B

Presiding Officer Brent C. Eckersley, Esq.

The following 1 item is for consideration by Panel B:

11. Case 2019-020

Eric Gil v. City of Las Vegas

Pursuant to NAC 288.271(2)(c), the Commissioner had randomly selected Chair Brent C. Eckersley, Esq., to fill the vacancy on this panel for this case. Pursuant to NAC 288.271(3), the presiding officer was Chair Brent C. Eckersley, Esq. The Board deliberated on the hearing previously held, and upon motion, came to the following decision; namely that the Complaint is not time barred by the limitation period set forth in NRS 288.110 in that the doctrine of equitable tolling applies.

Panel D

Presiding Officer Brent C. Eckersley, Esq.

The following 1 item was for consideration by Panel D:

12. Case 2019-022

Veronica Howard v. Teamsters Local 14

The hearing on the case was continued at the request of the parties due to a pending arbitration to be held on December 8, 2020.

The Board Sitting *En Banc*

Presiding Officer Brent C. Eckersley, Esq.

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

13. Additional Period of Public Comment

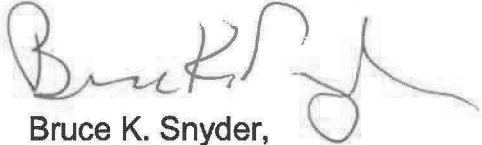
No public comment was offered.

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14. Adjournment

There being no additional business to conduct, Chair Eckersley adjourned the meeting.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "Bruce K. Snyder", with a long horizontal flourish extending to the right.

Bruce K. Snyder,
EMRB Commissioner