

STATE OF NEVADA

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*Commissioner*

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*Executive Assistant*

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

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November 4, 2021

**MINUTES OF THE MEETING OF THE GOVERNMENT  
EMPLOYEE-MANAGEMENT RELATIONS BOARD**  
**(Meeting No. 21-15)**

A meeting of the Board sitting *en banc*, as well as that of Panel A and Panel D, of the Government Employee-Management Relations Board, properly noticed and posted pursuant to the Nevada Open Meeting Law, was held on Thursday, November 4, 2021. The meeting was held online using remote technology system called WebEx.

The following Board members were present:

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

Also present:

Bruce K. Snyder, Commissioner  
Marisu Romualdez Abellar, Executive Assistant  
Susan Vallodolid, Esq., Attorney General's Office  
Henry Kim, Esq., Attorney General's Office

Members of the Public Present:

Morgan Davis, Esq., City of Las Vegas  
David Roger, Esq., LVPPA  
Jeffrey Allen, Esq., LVCEA  
Rick McCann, J.D., NAPSO  
Fernando Colon, Esq., AFSCME, Local 4041  
Kyle Campbell, AFSCME, Local 4041  
Matthew Lee, Div. of Human Resource Mgmt.  
Mitch Dion

The agenda:

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

The following 5 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. at 8:15 a.m. On roll call all members were present except for Board Member Cottino, who joined the meeting at agenda item 3.

**2. Public Comment**

No public comment was offered.

**3. Approval of the Minutes**

Upon motion, the Board approved as presented the minutes of the meeting held September 9, 2021.

**4. Report of the Deputy Attorney General**

Deputy Attorney General Susan Vallodolid gave an oral report as to the status of cases on judicial review or at the Nevada Supreme Court, and other matters related thereto.

**5. Approval of Meeting Dates**

Upon motion, the Board approved the following Board meeting dates for the first quarter of 2022, all of which shall be held via WebEx: January 11-13, 2022; February 8-10, 2022; and March 8-10, 2022. The Board also expressed its sentiment to prefer hearings to be in-person while short Board meetings without a hearing could be held via WebEx.

**Panel A**

Presiding Officer Brent C. Eckersley, Esq.

The following 2 items were for consideration by Panel A:

**6. Approval of the Minutes**

Upon motion, the Panel approved as presented the minutes of the Panel A meeting held October 7, 2021.

**7. Case 2021-005**

**Las Vegas Police Protective Association v. City of Las Vegas**

Commissioner Snyder stated this case is currently set for hearing in December but that a review of the case showed there are outstanding grievances. He also stated the attorneys wanted this opportunity to address the panel. The attorneys of record, David Roger, Esq., of the Las Vegas Police Protective Association, and Morgan Davis, Esq., for the City of Las Vegas, then made oral arguments. Upon motion, the panel decided to stay the case until contractual remedies are exhausted.

**Panel D**

Presiding Officer Brent C. Eckersley, Esq.

The following 1 item was for consideration by Panel D:

**8. Case 2021-003**

**International Association of Firefighters, Local 1265 v. City of Sparks**

Pursuant to NAC 288.271(2)(c), the Commissioner had randomly selected Vice-Chair Masters to replace Board Member Cottino on this panel for this case. Commissioner Snyder stated that he had contacted the attorneys in the past to confirm that there is an underlying arbitration related to a grievance and that there was no objection to staying the case. However, the case has not yet been formally stayed by the Board. Upon motion, the panel decided to stay the case until such time as contractual remedies are exhausted.

**The Board Sitting *En Banc***

Presiding Officer Brent C. Eckersley, Esq.

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

**9. Case 2021-008**

**Las Vegas City Employees' Association & Julie Terry v. City of Las Vegas**

Commissioner Snyder mentioned that there are three similar cases to this one and that all three have a pending motion to dismiss, which will be deliberated upon by the Board on December 9, 2021. However, a motion to dismiss was not filed on this case. He also stated there is a grievance related to this case and thus the decision is whether to stay the case under the limited deferral doctrine. He further stated that the attorneys want this opportunity to address the panel. The attorneys of record for the case, Jeffrey Allen, Esq., for the Las Vegas City Employees Association, and Morgan Davis, Esq., for the City of Las Vegas, made oral arguments as to whether the case should be stayed. After deliberating on the matter, the Board came to no decision and thus this item will be placed on the December agenda.

**10. Case 2020-022**

**International Union of Operating Engineers Local 501, AFL-CIO v. Esmeralda County and Esmeralda County Board of Commissioners**

Commissioner Snyder stated that Panel A had recommended the holding of an election but that pursuant to NRS 288, only the full Board could order an election. He then discussed the documents before the Board and the timing of the election. After deliberating on the matter, the Board came to no decision and thus this item will be placed on the December agenda.

**11. Case 2021-009**

**In Re: Petition for Declaratory Order Concerning Unit I Pursuant to NRS 288.515**

Upon motion, the Board granted a hearing in the case. The case was then randomly assigned to Hearing Panel E.

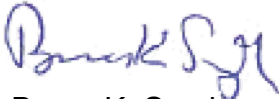
**12. Additional Period of Public Comment**

No public comment was offered.

**13. Adjournment**

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

Respectfully submitted,



Bruce K. Snyder,  
EMRB Commissioner