

STATE OF NEVADA

STEVE SISOLAK
Governor

Members of the Board

BRENT C. ECKERSLEY, ESQ., Chair
SANDRA MASTERS, Vice-Chair
GARY COTTINO, Board Member
BRETT HARRIS, ESQ., Board Member
MICHAEL J. SMITH, Board Member



TERRY REYNOLDS
Director

BRUCE K. SNYDER
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

March 1, 2022

PUBLIC NOTICE OF OPEN MEETING
(Meeting No. 22-03)

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* and of **Panel D and Panel E** on:

Tuesday, March 8, 2022, at 8:15 a.m.; continuing on Wednesday, March 9, 2022, at 8:15 a.m.; and continuing on Thursday, March 10, 2022, at 8:15 a.m. This meeting will not have a physical location but will instead be held online using a remote technology system called WebEx. Accordingly, any person planning to participate in the meeting must participate by using WebEx.

WebEx Link

There are two ways to join the meeting to hear, observe and participate using WebEx. If you would like to hear, observe and participate in the meeting online, you may click on the link below. If you received a personal invitation to the meeting, then you may alternately click on the green join meeting button contained within the e-mail you received.

Meeting number: 2490 639 2207

Password: fmZsx5jmR33

<https://businessnv2.webex.com/businessnv2/j.php?MTID=mf5f64e9bcffe cb98bddc2ca9e8344014>

If you would like to join the meeting by telephone to hear and participate in the meeting, but not observe the meeting, then follow the instructions below:

Join by phone
1-844-621-3956 United States Toll Free
Access code: 2490 639 2207

Chair Eckersley shall be the Presiding Officer of the Board sitting *en banc* and of Panel D and Panel E.

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 2 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 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.

Panel E

The following 1 item is for consideration by Panel E:

3. Case 2021-009

For Possible Action

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

The hearing is scheduled to begin on Tuesday, March 8, 2022, at 8:15 a.m.; and continuing on Wednesday, March 9, 2022, if necessary, at a time to be determined during the hearing and continuing on Thursday, March 10, 2022, if necessary, at a time to be determined during the hearing. The hearing will be held online using a software platform called WebEx. Preliminary motions will be heard at the beginning of the

hearing. The Panel may deliberate and take possible action on this case after the hearing has concluded.

**THE FOLLOWING AGENDA ITEMS WILL NOT BE TAKEN UP BY THE BOARD
UNTIL THURSDAY, MARCH 10, 2022**

The Board Sitting *En Banc*

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

4. **Notice of Reappointments** *Information Only*
Board Secretary to announce that Governor Sisolak has reappointed Brent C. Eckersley, Esq.; Sandra Masters; Gary Cottino; and Michael J. Smith to the Board, with terms expiring June 30, 2025. The ceremonial oath of office will then be given by the Board Secretary to the Board members so reappointed to office.
5. **Approval of the Minutes** *For Possible Action*
For possible action on the minutes of the meeting held February 10, 2022.
6. **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.
7. **Role of Attorney General's Office on Cases in Courts** *For Possible Action*
Deliberation and decision on whether to seek comments from the public and user community on the proposal from the Attorney General's Office as to the role of the EMRB and that office for cases filed in the courts.
8. **Case 2022-002** *For Possible Action*
Association of Professional-Technical Administrators v. Washoe County School District
Deliberation and decision on the status and progress of the case, including, but not limited to, dismissal of the case, the granting of a hearing for the case, whether to stay the case pursuant to the limited deferral doctrine, and/or whether to order a settlement conference for the case. If a hearing is granted, then the case shall also be randomly assigned to a hearing panel.
9. **Case 2021-016** *For Possible Action*
International Union of Operating Engineers, Local 501 v. University Medical Center of Southern Nevada
Deliberation and decision on the Stipulation and Order.

Panel D

The following 1 item is for consideration by Panel D:

10. **Case 2020-021** ***For Possible Action***
Robert Ortiz v. Service Employees International Union, Local 1107
Deliberation and decision on the Joint Status Report, including, but not limited to, whether to lift the stay and what action(s), if any, should next occur in the case.

The Board Sitting *En Banc*

The following 3 items are for consideration by the full Board:

11. **Issues Related to a Return to In-Person Meetings** ***For Possible Action***
a. Requirement that the meeting start no earlier than 9:00 a.m.
b. Search to find a location in the Carson City/Reno area.
c. Alternatives for Board to attend (i.e., in-person; video-conference; WebEx);
d. Travel budget reductions; and
e. COVID mitigation measures.
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 89108
Department of Administration Public Meeting Notice Web Site: <https://notice.nv.gov/>
Government Employee-Management Relations Board Web Site: <https://emrb.nv.gov>

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. A link to the supporting materials may also be found on the agency's website next to the agenda for the meeting, which will be posted three business days before the hearing.

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	Brett Harris, Esq.	Michael J. Smith
C	Gary Cottino	Brett Harris, Esq.	Michael J. Smith
D	Brent C. Eckersley, Esq.	Gary Cottino	Michael J. Smith
E	Brent C. Eckersley, Esq.	Sandra Masters	Gary Cottino

Closed Session

The Board or Panel may go into closed session pursuant to NRS 288.220 or NRS 288.590 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.