

STATE OF NEVADA



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

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December 15, 2022

**MINUTES OF THE MEETING OF THE GOVERNMENT
EMPLOYEE-MANAGEMENT RELATIONS BOARD**
(Meeting No. 22-12)

A meeting of the Board sitting *en banc*, as well as that of Panel C, of the Government Employee-Management Relations Board, properly noticed and posted pursuant to the Nevada Open Meeting Law, was held on Thursday, December 15, 2022, at 8:15 a.m. The meeting was held virtually through WebEx.

The following Board members were present:

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

Also present:

Bruce K. Snyder, Commissioner
Marisu Romualdez Abellar, Executive Assistant
Isabel Franco, Administrative Assistant II
Louis Csoka, Esq., Attorney General's Office

Members of the Public Present:

Jeffrey Allen, Esq., for LVCEA & IAFF, Local 1285
Fernando Colon, Esq., AFSCME, Local 4041
Dylan Lawter, Esq., Christensen, James & Martin
Nechole Garcia, Esq., City of Las Vegas
Jen Scharn, Clark Co. Dept. of Aviation
Lori Petsco, City of Las Vegas
Marla McPherson, Clark Co. Dept. of Aviation

The agenda:

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

The following 8 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 Board Members were present, thus constituting a quorum.
2. **Pledge of Allegiance**
The pledge of allegiance was recited by the Board, staff and members of the public present.
3. **Public Comment**
Jeffrey Allen, Esq. requested oral argument for agenda item 5 below. In response Nechole Garcia, Esq. for the City of Las Vegas, stated that Morgan Davis is the lead attorney for the city on this case and is unavailable.
4. **Approval of the Minutes**
Upon motion, the Board approved the minutes of the meeting held November 3, 2022.
5. **Case 2021-008; 2021-012; 2021-013; 2021-015**
Las Vegas City Employees' Association & Julie Terry v. City of Las Vegas; Las Vegas City Employees' Association & Jody Gleed v. City of Las Vegas; Las Vegas City Employees' Association & Marc Brooks v. City of Las Vegas; and International Association of Fire Fighters, Local 1285 v. City of Las Vegas
Based on the public comment received, plus further comments from the parties that moving oral argument to February would not prejudice the parties, the Board agreed to postpone consideration of this until its meeting on February 16, 2023.
6. **Case 2022-010**
AFSCME, Local 4041 v. State of Nevada, Department of Corrections, NDOC Director Charles Daniels
The Board deliberated on AFSCME, Local 4041's Motion to Dismiss Respondents' Amended Counterclaim, and upon motion, granted the motion with prejudice and directed the parties to file prehearing statements within 21 days of the notice of entry of order.
7. **Case 2022-015**
Petition to Withdraw Recognition of an Employee Organization
The Board deliberated on the Joint Motion to Dismiss, and upon motion, granted the motion, noting that no opposition had been filed.
8. **Case 2022-011**
Las Vegas Police Protective Association v. Las Vegas Metropolitan Police Department
The Board first deliberated on the Petition to Intervene by Las Vegas Metro Police Managers and Supervisors Association, and upon motion, granted the petition to

intervene, noting no opposition had been filed.

The Board also granted a hearing in the case and kept the case *en banc* as there are currently only three members on the Board.

Panel C

Presiding Officer Brent C. Eckersley, Esq.

The following 1 item was for consideration by Panel C:

9. Case 2021-019

Service Employees International Union, Local 1107 v. Clark County

Pursuant to NAC 288.271(2)(c) the Commissioner had previously randomly selected Vice-Chair Sandra Masters to fill the vacancy caused by the resignation of Gary Cottino. Also pursuant to NAC 288.271(2)(c) the Commissioner has selected Chair Brent Eckersley to fill the vacancy caused by the resignation of Brett Harris. Pursuant to NAC 288.271(4) the presiding officer shall be Chair Eckersley. The Panel deliberated on whether, and to what extent, the EMRB should participate in the Petition for Judicial Review filed by SEIU, Local 1107, and directed the Deputy Attorney General assigned to the EMRB to continue to defend the petition for judicial review.

The Board Sitting *En Banc*

Presiding Officer Brent C. Eckersley, Esq.

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

10. Setting of Future Board Meetings

Upon motion, the Board set the following meeting dates for the first half of calendar year 2023:

- February 14-16, 2023;
- March 21-23, 2023;
- April 11-13, 2023;
- May 9-11, 2023;and
- June 13-15, 2023.

11. Additional Period of Public Comment

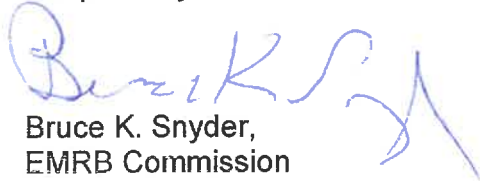
No public comment was offered.

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12. Adjournment

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

Respectfully submitted,



Bruce K. Snyder,
EMRB Commission