

STATE OF NEVADA

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Executive Assistant

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

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February 11, 2022

**MINUTES OF THE MEETING OF THE GOVERNMENT
EMPLOYEE-MANAGEMENT RELATIONS BOARD**
(Meeting No. 22-02)

A meeting of the Board sitting *en banc*, as well as that of Panel D, of the Government Employee-Management Relations Board, properly noticed and posted pursuant to the Nevada Open Meeting Law, was held on Thursday, February 10, 2022. The meeting was held online using a 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
Henry Kim, Esq., Attorney General's Office

Members of the Public Present:

Michelle Briggs, Esq., Attorney General's Office
William Cooper, Esq., City of Reno
Paul Cotsonis, Esq., The Urban Law Firm
Scott Davis, Esq., Clark Co. District Atty. Office
Lisa Evans, Esq., Attorney General's Office
Robert Glennen, Esq., Esmeralda Co. DA Office
Terri Strickland, City of Reno

From SEIU, Local 1107

Patricia Armstrong
Marcos Cardenas
Kevin Carey
Mikelle Cieri
Jim Cowan
Ainsley Dunham

Sara Evans
Ahsaki Hardy
Michelle Maese
Marla McPherson
Brent Miller
Rick Prieto
Tiffany Smorra
Debbie (last name unknown)

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.
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 January 13, 2022.
4. **Report of the Deputy Attorney General**
Deputy Attorney General Henry Kim 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. **Role of Attorney General's Office on Cases in Courts**
Michelle Briggs of the Office of the Attorney General addressed the Board and staff as to the role of that office for cases on a Petition for Judicial Review at the District Court level and of appeals at the Nevada Supreme Court or Court of Appeals; namely not to have the EMRB through its attorney participate on cases in the courts except for unique cases where there is a specific need or issue to do so.

Panel D
Presiding Officer Brent C. Eckersley, Esq.

The following 1 item was for consideration by Panel D:

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6. **Case 2021-003**

International Association of Fire Fighters, Local 1265 v. City of Sparks

Pursuant to NAC 288.271(2)(c), the Commissioner had randomly selected Vice-Chair Masters to substitute for Board Member Cottino. Upon motion, the Panel granted the Stipulation and Order of Dismissal With Prejudice.

The Board Sitting *En Banc*

Presiding Officer Brent C. Eckersley, Esq.

The following 10 items were for consideration by the full Board:

7. **Case 2020-022**

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

Commissioner Snyder presented the Tally of Ballots, which details the results of the representation election. He also stated that no objections to the conduct of the election had been filed. Thereupon and upon motion, the Board voted to certify the election results as presented, thus declaring that the Respondents had prevailed in the election.

On a separate motion, the Board also granted to Esmeralda County the right to withdraw recognition of the employee organization for that bargaining unit, and if it elects to do so, to then file a notice with the Board to that effect. Additionally, any party to the case can file a notice with the Board if it believes there are any unresolved issues that must be decided via a remand back to Panel A, and if so, to then file such notice within 10 days of the issuance of the Board's order, and if no such notice is filed, then the case will be administratively closed.

8. **Case 2021-017**

Service Employees International Union, Local 1107 v. Clark County

The Board deliberated on the status and progress of the case and granted a hearing, at a date and time to be determined by the Commissioner. The case was then randomly assigned to Hearing Panel D.

9. **Case 2021-016**

International Union of Operating Engineers, Local 501 v. University Medical Center of Southern Nevada

The Board deliberated on Respondent University Medical Center of Southern Nevada's Motion to Dismiss Complaint for Unfair Labor Practices, and tabled the item until the next meeting, hoping that in lieu thereof the parties would present a stipulation and order to dismiss as they suggested in a recent filing.

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10. Case 2021-018

Service Employees International Union, Local 1107 v. Clark County

The Board deliberated on the Motion to Dismiss, and upon motion, granted the motion with leave for the Complainant to file an amended complaint within 30 days of the issuance of the order.

11. Case 2021-019

Service Employees International Union, Local 1107 v. Clark County

The Board deliberated on the Motion to Dismiss Complaint and for Decision on Counterclaim. Also, deliberation and decision on Motion to Dismiss Clark County's Counterclaim, and upon motion, denied the motion and also ordered the parties to submit their prehearing statements within 21 days of the issuance of the order.

12. Case 2021-021

Reno Administrative/Professional Group – Professional Unit v. City of Reno

The Board deliberated on the Motion to Dismiss Prohibited Practices Complaint or, in the Alternative, Motion for Deferral of Proceedings, and upon motion, decided to stay the case pending resolution of the underlying grievance, with the parties to report back on the status of the case at intervals as directed by the Commissioner.

13. Show Cause Hearings for Entities Not Filing Reports

Commissioner Snyder mentioned that the Town of Amargosa Valley had yet to file its annual report, which was due November 30th of last year. He then requested that the Board authorize staff to schedule a show cause hearing before the Board, to authorize the sending of a Notice to Show Cause, and other matters related thereto. Upon motion, the Board approved the request. Commissioner Snyder stated that the hearing would be scheduled for March 10, 2022, but that his hope would be that the report would be filed in the interim and that a hearing would not be needed.

14. EMRB Strategic Plan

The Board reviewed the draft EMRB Strategic Plan for the upcoming biennium beginning on July 1, 2023, and upon motion, adopted the plan as presented except for one minor technical correction.

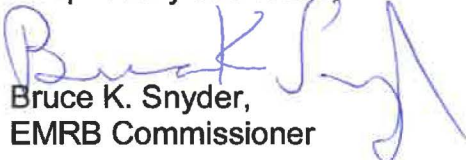
15. Additional Period of Public Comment

No public comment was offered.

16. Adjournment

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

Respectfully submitted,


Bruce K. Snyder,
EMRB Commissioner