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MARISU ROMUALDEZ ABELLAR
Executive Assistant

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

3300 West Sahara Avenue, Suite 490, Las Vegas, Nevada 89102
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September 11, 2023

NOTICE OF PUBLIC MEETING
(Meeting No. 23-10)

Pursuant to Nevada's Open Meeting Law, notice is hereby given that the Government Employee-Management Relations Board will hold a meeting of the Board sitting *En Banc*, as well as **Panel C**, on:

Monday, September 18, 2023 at 9:00 a.m.; and continuing on Tuesday, September 19, 2023, if necessary, at 9:00 a.m.; and continuing on Wednesday, September 20, 2023 at 9:00 a.m. The meeting will be held at the Department of Business & Industry's Division of Insurance Conference Room, located at 1818 E. College Parkway, Suite 103, Carson City, NV 89706. The hearing will be video-conferenced to the Carl Dodge Conference Room, which is located in Suite 490 of the Nevada State Business Center, 3300 W. Sahara Avenue, Las Vegas, NV 89102. The meeting will also be held virtually using a remote technology system called WebEx. Accordingly, any person planning to participate in the meeting who does not wish to attend in-person 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: 2498 840 6372

Password: c5ZKqBftP98

<https://businessnv2.webex.com/businessnv2/j.php?MTID=md82f84640fef99c6bf76c86a486f7651>

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: 2498 840 6372

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

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. **Opening Items** *Information Only*
 - Call to Order
 - Roll Call

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 C (Modified) (Eckersley, Masters, Urban)

The following 1 item is for consideration by Panel C:

(cont'd on next page)

3. **Case 2022-002** ***For Possible Action***
Association of Professional-Technical Administrators v. Washoe County School District

This agenda item is for Eckersley, Masters and Urban as pursuant to NAC 288.271(2)(c), the Commissioner had randomly selected Vice-Chair Masters to fill the vacancy caused by the resignation of Board Member Cottino. Also pursuant to NAC 288.271(2)(c), the Commissioner had selected Chair Eckersley to fill the vacancy on the panel caused by the resignation of Board Member Harris. Also pursuant to NAC 288.271(2)(c), the Commissioner had selected Board Member Urban to fill the vacancy due to the recusal of Board Member Smith. Pursuant to NAC 288.271(4) the presiding officer shall be Chair Eckersley.

The hearing will begin on Monday, September 18, 2023, at 9:00 a.m.; and continue on Tuesday, September 19, 2023, if necessary, at a time to be determined during the hearing; and continue on Wednesday, September 20, 2023, if necessary, at a time to be determined during the hearing.

The hearing will be held at Department of Business & Industry's Division of Insurance Conference Room, located at 1818 E. College Parkway, Suite 103, Carson City, NV 89706. The hearing will be video-conferenced to the Carl Dodge Conference Room, which is located in Suite 490 of the Nevada State Business Center, 3300 W. Sahara Avenue, Las Vegas, NV 89102. The attorneys of record, witnesses, court reporter, and one or more of the panel members will be present in Carson City. The remaining panel members and the Commissioner will be present in Las Vegas. The Deputy Attorney General assigned to the agency may either be present in Carson City or Las Vegas. Members of the public may attend in Carson City, Las Vegas or virtually through 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 ITEMS WILL NOT BE TAKEN UP BY THE BOARD UNTIL
SEPTEMBER 20, 2023 AT 9:00 A.M.**

The Board Sitting *En Banc*

The following 16 items are for consideration by the full Board:

4. **Opening Items** ***Information Only***
 Call to Order
 Roll Call
 Moment of Silence
 Pledge of Allegiance

5. **Additional Period of Public Comment** ***Information Only***
Please refer to agenda item 2 for any rules pertaining to public comment.

6. **Approval of the Minutes** ***For Possible Action***
For possible action on the minutes of the meeting held August 15, 2023.

7. **Case 2023-022** ***For Possible Action***
In Re: The Assignment of Executive Department Job Classifications to Bargaining Units Pursuant to Bill 166 of the 82nd Session of the Nevada Legislature
Deliberation and decision on the assignment of specific job classifications to each of the four new supervisory bargaining units pursuant to NRS 288.515(2) and prior order of the Board on this case and subsequent notice sent to individuals, including deliberating on the three objections raised pursuant to those documents. The State of Nevada and the three labor organizations which filed the objections have been invited to appear before the Board for purposes of oral argument prior to deliberation by the Board. The deliberation may include the granting of one or more hearings that may be necessary to decide any of the objections.

8. **Case 2022-007** ***For Possible Action***
Las Vegas Peace Officers Association & Candace Chambers v. City of Las Vegas
Deliberation and decision on the Stipulation to Dismiss Prohibited Labor Practices Complaint.

9. **Case 2020-019** ***For Possible Action***
Susan Finucan v. City of Las Vegas
Deliberation and decision on the Joint Status Report.

10. **Case 2020-020** ***For Possible Action***
American Federation of State, County and Municipal Employees, Local 4041 & Shari Kassebaum v. State of Nevada ex rel, its Department of Corrections
Deliberation and decision on the Joint Status Report.

11. **Case 2023-020** ***For Possible Action***
Clark County School District v. Clark County Education Association
Deliberation and decision on the Joint Status Report.

12. **Case 2023-021** ***For Possible Action***
Clark County Education Association v. Clark County School District
Deliberation and decision on whether to consolidate the hearing for this case with the cases between the same parties that are currently set for hearing in November pursuant to NAC 288.275.

13. **Case 2023-013** ***For Possible Action***
Rosa Myers v. City of Reno & Reno Fire Department
Deliberation and decision on the Motion to Dismiss Prohibited Practices Complaint.

14. **Case 2023-015** ***For Possible Action***
Association of Professional-Technical Administrators v. Washoe County School District
Deliberation and decision on the Motion to Dismiss and, In the Alternative, Motion to Stay.

15. **Case 2023-025** ***For Possible Action***
In Re: Petition to be Designated as the Exclusive Representative of a Bargaining Unit Pursuant to Senate Bill 166 of the 82nd Session of the Nevada Legislature
Deliberation and decision on Fraternal Order of Police Nevada C.O. Lodge 21 Petition to be Designated as the Exclusive Representative for Bargaining Unit “N” – Category III Peace Officer Supervisors.

16. **Setting of Board Meeting Dates** ***For Possible Action***
Deliberation and decision on setting Board meeting dates for January through April 2024.

17. **Authorization for Show Cause Hearing** ***For Possible Action***
Deliberation and decision on granting authority to the Commissioner to schedule a show cause hearing at a future Board meeting for the Nevada System of Higher Education and the Topaz Ranch Estates General Improvement District, who have not yet paid their annual assessment, for the purpose of determining whether a civil penalty should be imposed in accordance with the provisions of NRS 288.139(3).

18. **Additional Period of Public Comment** ***Information Only***
Please refer to agenda item 2 for any rules pertaining to public comment.

19. **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 490, Las Vegas, Nevada
Department of Business & Industry, 3300 W. Sahara Avenue, Fourth Floor, Las Vegas, Nevada
Department of Administration Public Meeting Notice Web Site: <http://notice.nv.gov/>
Government Employee-Management Relations Board Web Site: <http://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	Tammara M. Williams
B	Michael J. Smith	Sandra Masters	Tammara M. Williams
C	Michael J. Smith	Sandra Masters	Michael A. Urban, Esq.
D	Brent C. Eckersley, Esq.	Michael J. Smith	Michael A. Urban, Esq.
E	Brent C. Eckersley, Esq.	Tammara M. Williams	Michael A. Urban, Esq.

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.