

JOE LOMBARDO
Governor

Members of the Board

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MICHAEL J. SMITH, Vice-Chair
SANDRA MASTERS, Board Member
TAMMARA M. WILLIAMS, Board Member
MICHAEL A. URBAN, ESQ., Board Member



TERRY REYNOLDS
Director

BRUCE K. SNYDER
Commissioner

MARISU ROMUALDEZ ABELLAR
Executive Assistant

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

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October 10, 2023

NOTICE OF PUBLIC MEETING
(Meeting No. 23-11)

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 B** and **Panel C**, on:

Tuesday, October 17, 2023 at 8:15 a.m.; and continuing on Wednesday, October 18, 2023 at 8:15 a.m.; and continuing on Thursday, October 19, 2023 at 8:15 a.m. The Tuesday session of the meeting will be held in the Tahoe Conference Room, which is located on the fourth floor of the Nevada State Business Center, 3300 W. Sahara Avenue, Las Vegas, NV 89102. The Wednesday and Thursday sessions will be held in 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.

All sessions of 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: 2481 508 9074
Password: XFgT5P9A8Ep

<https://businessnv2.webex.com/businessnv2/j.php?MTID=mb88fd26fc445ce372883b7cd3de0570d>

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: 2481 508 9074

Chair Eckersley shall be the Presiding Officer of the Board sitting *en banc*. Board Member Williams shall be the Presiding Officer of Panel B. Vice-Chair Smith shall be the Presiding Officer 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 and will be taken up both on the Tuesday and Wednesday sessions of the meeting:

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.

(cont'd on next page)

Panel B (Modified)
(Williams, Masters, Urban)

The following 1 item is for consideration by Panel B:

3. **Case 2023-009** ***For Possible Action***
Clark County Education Association v. Clark County School District and
Intervenor Education Support Employees Association

This agenda item is for Board Members Williams, Masters, and Urban. Pursuant to NAC 288.271(2)(c), the Commissioner had randomly selected Board Member Urban to take the place of Vice-Chair Michael J. Smith, who is unavailable. Pursuant to NAC 288.271(3) the presiding officer shall be Board Member Williams.

The hearing will be held Tuesday, October 17, 2023 beginning at 8:15 a.m. The hearing will be held in the Tahoe Conference Room, which is located on the fourth floor of the Nevada State Business Center, 3300 W. Sahara Avenue, Las Vegas, NV 89102. The hearing will also be held virtually using a remote technology system called WebEx. The attorneys of record, witnesses, court reporter, Commissioner and one or more of the panel members will be present in Las Vegas. The Deputy Attorney General assigned to the EMRB and one or more of the panel members will be present via 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.

Panel C
(Smith, Masters, Urban)

The following 1 item is for consideration by Panel C:

4. **Consolidated Case 2023-007 (with 2023-006)** ***For Possible Action***
North Lyon County Fire Protection District v. North Lyon Firefighters Association,
IAFF Local 4547 and North Lyon Firefighters Association, IAFF Local 4547 v.
North Lyon County Fire Protection District and Ryan Hanan, in his official
capacity

This agenda item is for Vice-Chair Smith, Board Member Masters, and Board Member Urban. Pursuant to NAC 288.271(3) the presiding officer shall be Vice-Chair Smith.

The hearing will be held Wednesday, October 18, 2023 at 8:15 a.m.; and continuing on Thursday, October 19, 2023 at a time to be determined during the hearing. The hearing will be held in the Carl Dodge Conference Room, which is in the EMRB Office located on the fourth floor of the Nevada State Business Center, 3300 W. Sahara Avenue, Las Vegas, NV 89102. The hearing will also be held virtually using a remote technology system called WebEx. The attorneys of record, witnesses, court reporter, the Deputy Attorney General assigned to the EMRB and one or more of the panel members will be present via WebEx. The remaining panel members and Commissioner will be present in-person. 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
THURSDAY, OCTOBER 19, 2023 AT 8:15 A.M.**

The Board Sitting *En Banc*

The following 11 items are for consideration by the full Board:

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

6. **Additional Period of Public Comment** *Information Only*

Please refer to agenda item 2 for any rules pertaining to public comment.

7. **Approval of the Minutes** *For Possible Action*

For possible action on the minutes of the meeting held September 20, 2023.

8. **Case 2023-020** *For Possible Action*

Clark County School District v. Clark County Education Association
Deliberation and decision on the Joint Status Report(s).

9. **Case 2020-031** *For Possible Action*

Henderson Police Supervisors Association v. City of Henderson et al.
Deliberation and decision on the Stipulation to Dismiss With Prejudice.

10. **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. Also deliberation and decision on the Motion to Amend First Amended Complaint.

11. **Case 2023-023** *For Possible Action*

Washoe County School District v. Association of Professional-Technical Administrators
Deliberation and decision on Respondent's Motion to Dismiss.

12. **Case 2023-024** *For Possible Action*

Washoe County School District v. Washoe School Principals' Association
Deliberation and decision on Respondent's Motion to Dismiss.

13. **Case A-23-879213-C** *For Possible Action*

Clark County Education Association v. State of Nevada and Clark County School District
Deliberation and decision as to whether EMRB should intervene in the above-entitled case pending in the Eighth Judicial District Court, and other matters related thereto.

14. Additional Period of Public Comment

Information Only

Please refer to agenda item 2 for any rules pertaining to public comment.

15. Adjournment

For Possible Action

Note: Upon conclusion of the meeting, or during a recess of the meeting, the Board may meet for training purposes on the role and duties of being a presiding officer over a hearing. Pursuant to the Open Meetings Law, such training is outside a public meeting so long as no deliberation or action is taken during the training.

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.