

STATE OF NEVADA

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

3300 W. Sahara Avenue, Suite 490, Las Vegas, Nevada 89102
(702) 486-4505 • Fax (702) 486-4355
<http://emrb.nv.gov>

June 16, 2023

**MINUTES OF THE MEETING OF THE GOVERNMENT
EMPLOYEE-MANAGEMENT RELATIONS BOARD**
(Meeting No. 23-05)

A combined meeting of the Board sitting *en banc*, as well as of Panel C, of the Government Employee-Management Relations Board, properly noticed and posted pursuant to the Nevada Open Meeting Law, was held on Tuesday, June 13, 2023, at 8:15 a.m., continuing on Thursday, June 15, 2023. The meeting was held in the Carl Dodge Conference Room, which is located in Suite 490 of the Nevada State Business Center, 3300 West Sahara Avenue, Las Vegas, Nevada 89102. The meeting was also held virtually using a remote technology system called WebEx.

The following Board members were present:

Brent C. Eckersley, Esq., Chair
Sandra Masters, Vice-Chair
Michael J. Smith, Board Member
Tammara M. Williams, Board Member
Michael A. Urban, Esq., Board Member

Also present:

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

Members of the Public Present:

Tim Sutton, Nye County Manager
Elona Goldner, Nye County HR Director
Christopher Humes, Esq., for CCASAP
William Mantle, Washoe Co. Employees Ass'n
Jerry Lewis, IUEC, Local 18
Betty Foley, Esq., Clark County School District
Steve Sorensen, Esq., Clark Co. Education Ass'n
Debra Newman, Washoe County School District

The agenda:

The Board Sitting *En Banc*
(Presiding Officer Eckersley)

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

1. Opening Items

The meeting was called to order by Chair Brent C. Eckersley, Esq. at 8:15 a.m. On roll call Chair Eckersley, Vice Chair Masters and Board Member Smith were present. Accordingly, a quorum was present. A moment of silence was then observed, followed by the Pledge of Allegiance. A separate roll call was taken on Thursday. At that time Chair Eckersley, Vice Chair Masters and Board Member Williams were present. Accordingly, a quorum was present.

2. Public Comment

No public comment was offered.

3. Case 2022-018

International Union of Elevator Constructors, Local 18 v. Clark County and Counterclaim of Clark County v. International Union of Elevator Constructors, Local 18

Upon motion, the Board granted Stipulation for Hearing Before the Full Board, as presented.

Panel C
(Presiding Officer Eckersley)

The following 2 items were for consideration by Panel C:

4. Case 2020-008

Clark County Education Association & Davita Carpenter v. Clark County School District with Intervenor Education Support Employees Association and Clark County Association of School Administrators and Professional-Technical Employees

This agenda item was for Eckersley, Masters and Smith 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. Pursuant to NAC 288.271(4) the presiding officer was Chair Eckersley. The Panel deliberated on the Joint Status Report, and upon motion, lifted the stay and adopted its Declaratory Order of December 7, 2020 as a final order, all as requested by the parties.

5. **Case 2022-009**

Nye County v. Nye County Association of Sheriff's Supervisors and Counterclaim of Nye County Association of Sheriff's Supervisors and David Boruchowitz v. Nye County

This agenda item was for Eckersley, Masters and Smith as pursuant to NAC 288.271(2)(c), the Commissioner had randomly selected Vice-Chair Masters to fill the vacancy on the panel 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. Pursuant to NAC 288.271(4) the presiding officer was Chair Eckersley. The Panel deliberated on the hearing previously held and, upon motion, found in favor of Nye County and therefore also found no bad faith bargaining violation.

The Board Sitting *En Banc*
(Presiding Officer Eckersley)

The following 8 items were for consideration by the full Board:

6. **Public Comment**

No public comment was offered.

7. **Approval of the Minutes**

Upon motion, the Board approved the minutes of the meeting held May 3, 2023, as presented.

8. **Legislative Update**

The Board continued this item until the next meeting.

9. **Case 2020-019**

Susan Finucan v. City of Las Vegas

The Board deliberated on the Joint Status Report but took no action at this time. The next Joint Status Report will be due at the end of August.

10. **Case 2020-020**

AFSCME, Local 4041 & Shari Kassebaum v. State of Nevada, ex rel its Department of Corrections

The Board deliberated on the Joint Status Report but took no action at this time. The next Joint Status Report will be due at the end of August.

11. **Case 2022-007**

Las Vegas Peace Officers Association & Candace Chambers v. City of Las Vegas

The Board deliberated on the Joint Status Report but took no action at this time. The next Joint Status Report will be due at the end of August, or within 10 days of receipt of the arbitrator's decision, whichever is earlier.

12. **Case 2023-001**
Pershing County Law Enforcement Association v. Pershing County
Upon motion, the Board granted the Stipulation and Order for Dismissal With Prejudice, as presented.
13. **Case 2023-008**
Nevada Classified School Employees Association, Chapter 6 v. Douglas County School District
Upon motion, the Board granted the Stipulation for Dismissal With Prejudice, as presented.

Panel C
(Presiding Officer Eckersley)

The following 1 item was for consideration by Panel C:

14. **Case 2022-002**
Association of Professional-Technical Administrators v. Washoe County School District
This agenda item was 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 was Chair Eckersley. There was no quorum for this item due to the absence of Board Member Urban. The Commissioner stated he would call a special Board meeting for just this item in the near future.

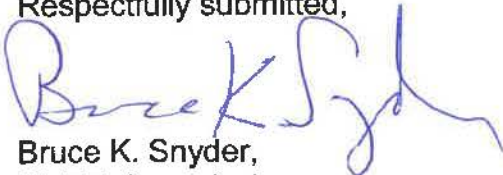
The Board Sitting *En Banc*
(Presiding Officer Eckersley)

The following 9 items were for consideration by the full Board:

15. **Case 2023-009**
Las Vegas Peace Officers Association & Candace Chambers v. City of Las Vegas
Deliberation on this item was not held as the agenda had the wrong parties named. Instead, this item was taken up in a separate Board meeting held later the same day.
16. **Case 2022-012**
Jeremy Bunker v. Clark County
The Board deliberated on the Motion for Reconsideration, and upon motion, denied the motion.

17. **Case 2023-006**
North Lyon Firefighters Associations, IAFF Local 4547 v. North Lyon County Fire Protection District, Jason Nicholl, in his official capacity, and Ryan Hanan, in his official capacity
The Board deliberated on Hanan's Motion to Dismiss the Complaint, and upon motion, granted the motion to dismiss the Respondent.
18. **Case 2023-007**
North Lyon County Fire Protection District v. North Lyon Firefighters Association, IAFF Local 4547
The Board deliberated on this and the prior case, and upon motion, ordered that the two cases be consolidated pursuant to NAC 288.275. Upon motion, the Board also granted a hearing in the consolidated case and directed the Commissioner to set a hearing date after consultation with the parties. The case was then randomly assigned to Panel C. The parties shall file their prehearing statements within 21 days of the notice of entry of order.
19. **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
Deputy Attorney General Taylor mentioned that Complainants' attorney had filed a Petition for Judicial Review in the matter. He also mentioned that some time ago the Board agreed to decide on a case-by-case basis whether it wished to participate in the judicial proceedings, and if so, to what extent. Upon motion, the Board agreed not to participate in the Petition for Judicial Review in this case.
20. **Allowance for Oral Argument Related to Motions**
The Board continued this item until the next meeting.
21. **Election of Chair and Vice Chair**
The Board continued this item until the next meeting.
22. **Additional Period of Public Comment**
No public comment was offered.
23. **Adjournment**
There being no additional business to conduct, Chair Eckersley adjourned the meeting.

Respectfully submitted,



Bruce K. Snyder,
EMRB Commissioner