

STATE OF NEVADA

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MARISU ROMUALDEZ ABELLAR
Executive Assistant

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

May 14, 2024

NOTICE OF PUBLIC MEETING
(Meeting No. 24-06)

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*** on:

Tuesday, May 21, 2024 at 8:15 a.m. The meeting will be held in the Carl Dodge Conference Room, which is located at the EMRB Office located on the fourth floor 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: 2489 829 4105

Password: 4DQw2N2gBd9

<https://businessnv2.webex.com/businessnv2/j.php?MTID=m3bba993d876a4a12c95ee8eb29b1f90c>

Join by phone:

1-844-621-3956 United States Toll Free

Access Code: 2489 829 4105

Board Chair Eckersley shall be the Presiding Officer of the Board sitting en banc.

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.

1. **Opening Items** *Information Only*
Call to Order, Roll Call, Pledge of Allegiance and Moment of Silence

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.

3. **Approval of the Minutes** *For Possible Action*
For possible action on the minutes of the meeting held April 18 and 23, 2024.

4. **Setting of Future Board Meeting Dates** *For Possible Action*
Deliberation and decision on setting additional Board meetings for calendar year 2024.

5. **Setting of the Annual Assessment Rates** *For Possible Action*
Deliberation and decision on setting the assessment rates for the local governments for 2025 and for the State of Nevada for 2025. Also deliberation and decision on what guidance, if any, to give to the governments for future years.

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

7. **Case 2023-027**
Joseph Mendoza and North Lyon Firefighters Association, International Association of Fire Fighters, Local 4547 v. North Lyon County fire Protection District, Daniel McCassie, in his official capacity, and Harry Wheeler, in his official capacity
Deliberation and decision on the Stipulation Dismissing Complaint With Prejudice.

8. **Case 2023-036** *For Possible Action*
Edwin Martin v. Truckee Meadows Fire Protection District
Deliberation and decision on the status and progress of the case, including, but not limited to, dismissal of the case, the granting of a hearing for the case, whether to stay the case pursuant to the limited deferral doctrine, and/or whether to order a settlement conference for the case. If a hearing is granted, then the case shall also be randomly assigned to a hearing panel.
9. **Case 2024-002** *For Possible Action*
Nye County Management Employees Association v. Nye County
Deliberation and decision on the status and progress of the case, including, but not limited to, dismissal of the case, the granting of a hearing for the case, whether to stay the case pursuant to the limited deferral doctrine, and/or whether to order a settlement conference for the case. If a hearing is granted, then the case shall also be randomly assigned to a hearing panel.
10. **Case 2024-008** *For Possible Action*
Carson Educational Support Association v. Carson City School District
Deliberation and decision on the Stipulation to Stay Case Pending Arbitrator's Award.
11. **Case 2024-011** *For Possible Action*
In Re: Petition for Recognition as the Exclusive Representative for Unit L by Nevada Police Union
Deliberation and decision on the Application for Designation of Nevada Police Union Supervisors as Exclusive Representative of Bargaining Unit L. This will include presentation of the staff audit report on the petition. Note: The Board will call this agenda item and the following agenda item together and will allow oral argument by the attorneys representing the respective labor organizations as to the interplay between NRS 288.520 and NRS 288.525.
12. **Case 2024-012** *For Possible Action*
In Re: Petition for Election to Determine the Exclusive Representative of Bargaining Unit L by the Nevada Peace Officer Association and the Nevada Association of Public Safety Officers
Deliberation and decision on the NPOA Petition for Election to Designate the Exclusive Representative for Bargaining Unit L. This will include presentation of the staff audit report on the petition. Note: The Board will call this agenda item and the previous agenda item together and will allow oral argument by the attorneys representing the respective labor organizations as to the interplay between NRS 288.520 and NRS 288.525.
13. **Case 2024-001** *For Possible Action*
Association of Professional-Technical Administrators v. Washoe County School District and also Consolidated Case 2023-015 (with 2023-023) Association of Professional-Technical Administrators v. Washoe County School District and

Washoe County School District v. Association of Professional-Technical Administrators

Deliberation and decision on Complainant's Notice Pursuant to Order to Stay Proceedings filed in Case 2024-001. The Board will allow oral argument on Complainant's Notice Pursuant to Order to Stay Proceedings.

If the Board decides to lift the stay in Case 2024-001 imposed on April 23, 2024, then then the Board may deliberate on Respondent's Motion to Dismiss Complainant's First Amended Complaint; Complainant's Motion to Bar Respondent's Affirmative Defenses and Respondent's oral motion raised on April 18, 2024 to quash subpoenas. Additionally, the Board may deliberate on resetting a hearing date for this case.

Also, if the Board lifts the stay in Case 2024-001, then the Board may deliberate on whether to lift the stay on Consolidated Case 2023-015 and may also deliberate on resetting a hearing date for this case.

14. Case 2024-003 *For Possible Action*

John Leonard v. Washoe County and Washoe County Sheriff's Office

Deliberation and decision on the Motion to Dismiss Complaint.

15. Case 2024-006 *For Possible Action*

Lyon County Education Association v. Lyon County School District

Deliberation and decision on the Motion to Dismiss.

16. Case 2024-009 *For Possible Action*

Nevada Service Employees Union v. Southern Nevada Health District

Deliberation and decision on Respondent Southern Nevada Health District's Motion to Dismiss Petition for Declaratory Order or, Alternatively, Prohibited Practices Complaint. Also, if the motion to dismiss is denied in whole or in part, then deliberation and decision on the petition, or in the alternate, whether a hearing should be granted in the matter. If a hearing is granted in the matter, then the case shall be randomly assigned to a hearing panel.

17. Additional Period of Public Comment *Information Only*

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

18. 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

Public Notice of Open Meeting

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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.