

Nevada State Board of Dental Examiners



6010 S. Rainbow Blvd., Bldg. A, Ste. 1 • Las Vegas, NV 89118 • (702) 486-7044 • (800) DDS-EXAM • Fax (702) 486-7046

NOTICE OF AGENDA & TELECONFERENCE MEETING FOR THE EMPLOYMENT COMMITTEE

(David Lee, DMD, (Chair); Ronald West, DMD; D. Kevin Moore, DDS; Jana McIntyre, RDH; Adam York, DMD)

Meeting Date & Time

Wednesday, January 20, 2021
5:30 p.m.

**This meeting will be held exclusively through teleconference means,
in accordance with Emergency Directives issued by Governor Sisolak**

PUBLIC NOTICE:

***** This meeting will be held via TELECONFERENCE ONLY, pursuant to Section 1 of the DECLARATION OF EMERGENCY DIRECTIVE 006 ("DIRECTIVE 006") issued by the State of Nevada Executive Department and as extended by Directives 016, 018, 021, 026, and 029. There will be no physical location for this meeting*****

Public Comment by pre-submitted email/written form, only, is available after roll call (beginning of meeting); **Live Public Comment by teleconference** is available prior to adjournment (end of meeting). Live Public Comment is limited to three (3) minutes for each individual.

Pursuant to Section 2 of Directive 006, members of the public may participate in the meeting by submitting public comment in written form to: Nevada State Board of Dental Examiners, 6010 S. Rainbow Blvd, A-1, Las Vegas, Nevada 89118; FAX number (702) 486-7046; e-mail address nsbde@nsbde.nv.gov. Written submissions received by the Board on or before **Tuesday, January 19, 2021 by 4:00 p.m.** may be entered into the record during the meeting. Any other written public comment submissions received prior to the adjournment of the meeting will be included in the permanent record.

The Nevada State Board of Dental Examiners may 1) address agenda items out of sequence to accommodate persons appearing before the Board or to aid the efficiency or effectiveness of the meeting; 2) combine items for consideration by the public body; 3) pull or remove items from the agenda at any time. The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of a person. See NRS 241.030. Prior to the commencement and conclusion of a contested case or a quasi-judicial proceeding that may affect the due process rights of an individual the board may refuse to consider public comment. See NRS 233B.126.

Persons/facilities who want to be on the mailing list must submit a written request every six (6) months to the Nevada State Board of Dental Examiners at the address listed in the previous paragraph. With regard to any board meeting or telephone conference, it is possible that an amended agenda will be published adding new items to the original agenda. Amended Nevada notices will be posted in compliance with the Open Meeting Law.

We are pleased to make reasonable accommodations for members of the public who are disabled and wish to attend the meeting. If special arrangements for the meeting are necessary, please notify the Board, at (702) 486-7044, no later than 48 hours prior to the meeting. Requests for special arrangements made after this time frame cannot be guaranteed.

Pursuant to NRS 241.020(2) you may contact at (702) 486-7044, to request supporting materials for the public body or you may download the supporting materials for the public body from the Board's website at <http://dental.nv.gov> In addition, the supporting materials for the public body are available at the Board's office located at 6010 S Rainbow Blvd, Ste. A-1, Las Vegas, Nevada.

Note: Asterisks (*) "**For Possible Action**" denotes items on which the Board may take action.

Note: Action by the Board on an item may be to approve, deny, amend, or tabled.

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61 **1. Call to Order**

62 - Roll call/Quorum

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64 Committee Member Lee called the meeting to order approximately 5:31 p.m. Mr. Frank DiMaggio
65 conducted the following roll call:

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Dr. David Lee (Chair) -----	PRESENT
Dr. D. Kevin Moore -----	PRESENT
Dr. Adam York -----	PRESENT
Dr. Ronald West -----	PRESENT
Mrs. Jana McIntyre -----	PRESENT

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73 Others present: Phil Su, General Counsel; Frank DiMaggio, Executive Director.

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75 **2. Public Comment (By pre-submitted email/written form):** The public comment period is limited to matters
76 specifically noticed on the agenda. No action may be taken upon the matter raised during public comment unless the matter
77 itself has been specifically included on the agenda as an action item. Comments by the public may be limited to three (3)
78 minutes as a reasonable time, place and manner restriction, but may not be limited based upon viewpoint. The Chairperson
79 may allow additional time at his/her discretion.

80
81 Pursuant to Section 2 of Directive 006, and extended by Directives 016, 018, 021, 026, and 029, members of the public may
82 participate in the meeting without being physically present by submitting public comment via email to nsbde@nsbde.nv.gov,
83 or by mailing/faxing messages to the Board office. Written submissions received by the Board on or before **Tuesday, January 19,**
84 **2021 by 4:00 p.m.** may be entered into the record during the meeting. Any other written public comment submissions
85 received prior to the adjournment of the meeting will be included in the permanent record.

86
87 In accordance with Attorney General Opinion No. 00-047, as restated in the Attorney General's Open Meeting Law Manual,
88 the Chair may prohibit comment if the content of that comment is a topic that is not relevant to, or within the authority of, the
89 Nevada State Board of Dental Examiners, or if the content is willfully disruptive of the meeting by being irrelevant, repetitious,
90 slanderous, offensive, inflammatory, irrational, or amounting to personal attacks or interfering with the rights of other speakers.

91
92 Mr. DiMaggio read a statement into the record. It was noted that there was no written public comment
93 submitted for this meeting.

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95 ***3. Chairman's Report:** (For Possible Action)

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97 **(a) Request to remove agenda item(s)** (For Possible Action)

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99 No requests were made.

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101 **(b) Approve Agenda** (For Possible Action)

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103 MOTION: Committee Member Moore motioned to approve the agenda. Committee Member West
104 seconded the motion. All were in favor, motion passed.

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107 ***4. Review, discussion, and possible recommendation to the Board regarding hiring outside legal**
108 **counsel to represent the Board in future litigation – NRS 631.190** (For Possible Action)

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111 (a) Lewis Roca Rothgerber Christie LLP – Ms. Ogonna M Brown, Esq.

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113 Committee Member Lee stated that the resume for Ms. Ogonna Brown was provided to the committee in
114 their committee member books for their review. Ms. Brown was present. At the request of Committee
115 Member Lee, Ms. Brown gave a brief biography. She noted that her rate being proposed is a discounted
116 rate.

117
118 MOTION: Committee Member Moore motioned to recommend the Board approve hiring Ms. Ogonna M
119 Brown, Esq. Lewis Roca Rothgerber Christie LLP, as the outside legal counsel. Committee
120 Member McIntyre seconded the motion. All were in favor, motion passed.

123 **5. Public Comment (Live public comment by teleconference):** This public comment period is for any matter
124 that is within the jurisdiction of the public body. No action may be taken upon the matter raised during public comment
125 unless the matter itself has been specifically included on the agenda as an action item. Comments by the public may be
126 limited to three (3) minutes as a reasonable time, place and manner restriction, but may not be limited based upon
127 viewpoint. The Chairperson may allow additional time at his/her discretion.

128
129 Pursuant to Section 2 of Directive 006, and extended by Directives 016, 018, 021, 026, and 029, members of the public may
130 participate in the meeting without being physically present by submitting public comment via email to nsbde@nsbde.nv.gov,
131 or by mailing/faxing written messages to the Board office. Written submissions should be received by the Board on or before
132 **Tuesday, January 19, 2021 by 4:00 p.m.** in order to make copies available to members and the public.

133
134 In accordance with Attorney General Opinion No. 00-047, as restated in the Attorney General's Open Meeting Law Manual,
135 the Chair may prohibit comment if the content of that comment is a topic that is not relevant to, or within the authority of, the
136 Nevada State Board of Dental Examiners, or if the content is willfully disruptive of the meeting by being irrelevant, repetitious,
137 slanderous, offensive, inflammatory, irrational, or amounting to personal attacks or interfering with the rights of other speakers.

138
139 Mr. DiMaggio read a statement into the record.

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141 **6. Announcements**

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143 No announcements were made.

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145 ***7. Adjournment** (For Possible Action)

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147 Committee Member Lee called for a motion to adjourn.

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149 MOTION: Committee Member Moore motioned to adjourn the meeting at approximately 5: 41 p.m.
150 Committee Member West seconded the motion. All were in favor, motion passed.

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153 Respectfully submitted:

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156 Frank DiMaggio, Executive Director