

County Council of Cuyahoga County, Ohio

Resolution No. R2012-0016

Sponsored by: **County Executive FitzGerald/Departments of Development and Law**

A Resolution approving an amendment to a Collective Bargaining Agreement with Teamsters Local 436, affiliated with the International Brotherhood of Teamsters, covering approximately 7 employees at the County Airport for the period 12/1/2010 - 11/30/2013; directing that funds necessary to implement the amended Collective Bargaining Agreement be budgeted and appropriated; authorizing the County Executive to execute all documents consistent with this Resolution, and declaring the necessity that this Resolution become immediately effective.

WHEREAS, the Cuyahoga County Department of Law has been engaged in collective bargaining negotiations with Teamsters Local 436, affiliated with the International Brotherhood of Teamsters (hereinafter collectively referred to as "Teamsters Local 436"), for a re-opener for wages and health insurance in the collective bargaining agreement ("CBA") covering approximately 7 employees from the Cuyahoga County Airport; and,

WHEREAS, the current CBA between Cuyahoga County and Teamsters Local 436 is effective for a time period of 12/1/2010 – 11/30/2013; and,

WHEREAS, the current CBA calls for re-opener negotiations of wage and health insurance in 2012 and 2013, according to Article 31, Section 10, titled Insurance, and Article 32, Section 2, titled Wages; and,

WHEREAS, at the end of 2011, the parties met on multiple occasions, and on January 6, 2012, Cuyahoga County and Teamsters Local 436 reached a tentative agreement on wage and insurance re-opener negotiations; and,

WHEREAS, O.R.C. 4117.10 (B) requires that a public employer submit a request for funds necessary to implement an agreement, and for approval of any other matter requiring the approval of the appropriate legislative body to the legislative body within thirty days of the date on which the parties finalize the agreement, unless otherwise specified or if the legislative body is not in session at the time, then within fourteen days after it convenes; and,

WHEREAS, O.R.C. 4117.10(B) further states that the legislative body must approve or reject the submission as a whole, and the submission is deemed approved

if the legislative body fails to act within thirty days after the public employer submits the agreement; and,

WHEREAS, the Department of Law and the County Executive are recommending that Council approve the amended proposed CBA; and,

WHEREAS, it is necessary that this Resolution become immediately effective to ensure the efficient operation of the Cuyahoga County Airport.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. The Cuyahoga County Council hereby approves the amended CBA between Cuyahoga County and Teamsters Local 436, covering approximately 7 employees of the Cuyahoga County Airport for the period of 12/1/2010 – 11/30/2013, and authorizes the County Executive to execute all documents consistent with this Resolution.

SECTION 2. Funds necessary to implement the amended CBA between the County and Teamsters Local 436 shall be budgeted and appropriated.


SECTION 3. It is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue without interruption, and to provide for the usual, daily operation of the County. Provided that this Resolution receives the affirmative vote of at least eight members of County Council, this Resolution shall become immediately effective upon the signature of the County Executive.

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by Mr. Miller, seconded by Mr. Germana, the foregoing Resolution was duly adopted.


Yeas: Brady, Germana, Gallagher, Schron, Conwell, Jones, Rogers, Simon, Greenspan and Miller

Nays: None


County Council Vice-President 1-26-12
Date


County Executive

2/1/12
Date


Deputy Clerk of Council

1/24/12
Date

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January 24, 2012