

# County Council of Cuyahoga County, Ohio

## Resolution No. R2012-0156

<p>Sponsored by: <b>County Executive FitzGerald/Department of Health and Human Services/Division of Employment and Family Services/Cuyahoga Support Enforcement Agency</b></p>	<p><b>A Resolution</b> approving a Collective Bargaining Agreement between Cuyahoga County and American Federation of State, County and Municipal Employees, Ohio Council 8, Local 27, AFL-CIO, covering approximately 255 employees in 11 job classifications employed at the Cuyahoga Support Enforcement Agency for the period of 1/1/2012 – 12/31/2014; directing that funds necessary to implement the 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.</p>
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WHEREAS, the Cuyahoga County Department of Law has been engaged in collective bargaining negotiations with American Federation of State, County and Municipal Employees, Ohio Council 8, Local 27, AFL-CIO, (hereinafter collectively referred to as “AFSCME, Ohio Council 8, Local 27”), for a collective bargaining agreement (“CBA”) covering approximately 255 employees in 11 job classifications employed at the Department of Health and Human Services, Division of Employment and Family Services, Cuyahoga Support Enforcement Agency (hereinafter collectively referred to as “CSEA”); and,

WHEREAS, the previous CBA for CSEA between Cuyahoga County and Truck Drivers Union, Local 407 expired on 12/31/2011; and,

WHEREAS, an Amendment of Certification was approved on August 3, 2011 with the State of Ohio State Employment Relations Board to amend the certification to reflect affiliation with the Cuyahoga Support Workers Union; and,

WHEREAS, a second Amendment of Certification was approved on November 18, 2011 with the State of Ohio State Employment Relations Board to amend the certification to reflect affiliation with AFSCME, Ohio Council 8, AFL-CIO; and,

WHEREAS, the parties have met on multiple occasions and have reached a tentative agreement on a new collective bargaining agreement for the time period of January 1, 2012 through December 31, 2014; and,

WHEREAS, on July 11, 2012, AFSCME, Ohio Council 8, AFL-CIO, Local 27 ratified the tentative agreement; 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 proposed CBA; and,

WHEREAS, it is necessary that this Resolution become immediately effective to ensure the efficient operation of the Cuyahoga Support Enforcement Agency.

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

**SECTION 1.** The Cuyahoga County Council hereby approves the CBA between Cuyahoga County and the American Federation of State, County and Municipal Employees, Ohio Council 8, Local 27, AFL-CIO, covering approximately 255 employees in 11 job classifications employed at the Cuyahoga Support Enforcement Agency for the period of 1/1/2012 – 12/31/2014, and authorizes the County Executive to execute all documents consistent with this Resolution.

**SECTION 2.** Funds necessary to implement the CBA between the County and the American Federation of State, County and Municipal Employees, Ohio Council 8, Local 27, AFL-CIO 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. Greenspan, seconded by Mr. Miller, the foregoing Resolution was duly adopted.

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

Nays: None

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County Council President

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Date

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County Executive

\_\_\_\_\_  
Date

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Deputy Clerk of Council

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Date

Journal CC007  
August 14, 2012