

County Council of Cuyahoga County, Ohio

Resolution No. R2012-0258

Sponsored by: County Executive FitzGerald/Departments of Law and Public Works/Division of Finance and Planning	A Resolution approving a Collective Bargaining Agreement between Cuyahoga County and The Cleveland Building and Construction Trades Council for the period 1/1/2013 - 6/30/2015; directing that funds necessary to implement the Collective Bargaining Agreement be budgeted and appropriated; authorizing the County Executive to execute the agreement and all other documents required consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the Cuyahoga County Department of Law has been engaged in negotiations with the Trades Unions in an effort to consolidate four separate bargaining units into one, and, to negotiate a single successor collective bargaining agreement (“CBA”) that includes approximately 86 employees from the Cuyahoga County Department of Public Works; and,

WHEREAS, the four Trades Unions that will now be consolidated under the representation of the Cleveland Building and Construction Trades Council are as follows:

- 1) Collective Bargaining Agreement between the Cuyahoga County Board of Commissioners Department of Central Services and Cleveland Building and Construction Trades Council; dated July 1, 2009 through June 30, 2012;
- 2) Collective Bargaining Agreement between the Engineer of Cuyahoga County and The Cleveland Building and Construction Trades Council; beginning January 1, 2010 ending December 31, 2012;
- 3) Labor Agreement between Board of Cuyahoga County Commissioners and Ohio and Vicinity Regional Council of Carpenters, United Brotherhood of Carpenters and Joiners of America (Central Services division employees); dated July 1, 2009 through June 30, 2012; and
- 4) Labor Agreement between Board of Cuyahoga County Commissioners and Ohio and Vicinity Regional Council of Carpenters, United Brotherhood of Carpenters and Joiners of America (Engineers Division of employees); dated July 1, 2009 through June 30, 2012; and

WHEREAS, the parties have met on multiple occasions in a consolidated effort to negotiate new terms and have reached a tentative agreement on a single successor collective bargaining agreement; and,

WHEREAS, on or about November 30, 2012, the members of the four bargaining units met and voted to ratify the proposed successor collective bargaining agreement in full; 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 Collective Bargaining Agreement; and,

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

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

SECTION 1. The Cuyahoga County Council hereby approves the Collective Bargaining Agreement between Cuyahoga County and The Cleveland Building and Construction Trades Council for the period of 1/1/2013 - 6/30/2015, 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 Cleveland Building and Construction Trades Council shall be budgeted and appropriated.

SECTION 3. It is necessary that this Resolution become immediately effective in order that critical services provided by the Cuyahoga County Department of Public Works 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: Miller, Brady, Germana, Gallagher, Schron, Conwell, Rogers, Simon, Greenspan and Connally

Nays: None

County Council President Date

County Executive Date

Clerk of Council Date

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