

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0002

Sponsored by: County Executive FitzGerald/Department of Law on behalf of Cuyahoga County Court of Common Pleas	A Resolution approving the extension of a Collective Bargaining Agreement between Cuyahoga County Court of Common Pleas and Communication Workers of America, representing approximately 166 Court Probation Officers, lab technicians and support staff for the period 1/31/2013 - 8/2/2013; directing that funds necessary to implement the contract extension terms be budgeted and appropriated; authorizing the County Executive to execute the agreement and all other documents 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, on behalf of the Court of Common Pleas, has been engaged in negotiations with the Cuyahoga County Court Probation Officers pursuant to the 3rd year wage re-opener that was previously negotiated; and,

WHEREAS, the Communication Workers of America represents this bargaining unit of approximately 166 employees from the Cuyahoga County Court of Common Pleas Probation Department, including probation officers, lab technicians and support staff; and,

WHEREAS, pursuant to negotiations, the parties have reached a Tentative Agreement setting forth a 6 month contract extension, together with 2012 and 2013 wage modifications; and,

WHEREAS, on or about December 17, 2012, the members of the Court Probation Officer unit met and voted to ratify the proposed 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, the County Executive and the Court of Common Pleas are recommending that Council approve the proposed Collective Bargaining Agreement extension, together with 2012 and 2013 wage modifications; and,

WHEREAS, it is necessary that this Resolution become immediately effective to ensure the efficient operation of the Cuyahoga County Court of Common Pleas Probation Department.

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

SECTION 1. The Cuyahoga County Council hereby approves the extension of a Collective Bargaining Agreement between the Cuyahoga County Court of Common Pleas and The Communication Workers of America, representing approximately 166 Court Probation Officers, lab technicians and support staff for the period of 1/31/2013 - 8/2/2013, and authorizes the County Executive to execute all documents consistent with this Resolution.

SECTION 2. Funds necessary to implement the CBA between the Cuyahoga County Court of Common Pleas and The Communication Workers of America, Probation Officer unit, 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 Court of Common Pleas Probation Department 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. Brady, seconded by Mr. Gallagher, the foregoing Resolution was duly adopted.

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

Nays: None


County Council President

1-8-13
Date


County Executive

1/10/13
Date


Clerk of Council

1/8/2013
Date

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