

# County Council of Cuyahoga County, Ohio

## Resolution No. R2013-0013

<b>Sponsored by: Council President Connally on behalf of Juvenile Court</b>	<b>A Resolution</b> approving a Memorandum of Understanding between Cuyahoga County Common Pleas Court, Juvenile Court Division and Service Employees International Union (SEIU), District 1199, The Health Care and Social Service Union, in connection with a collective bargaining agreement representing approximately 111 probation, clerks and transportation staff for the period 11/1/2009 - 10/31/2012; directing that funds necessary to implement the Memorandum of Understanding be budgeted and appropriated; authorizing the County Executive to execute the Memorandum of Understanding 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 Common Pleas Court, Juvenile Court Division has been engaged in wage-reopener negotiations with Service Employees International Union (SEIU), District 1199, The Health Care and Social Service Union, for a Memorandum of Understanding in connection with a collective bargaining agreement representing approximately 111 Probation, Clerks and Transportation staff for the period 11/1/2009 – 10/31/2012; and,

WHEREAS, on or about August 28, 2012, the members of SEIU, District 1199, The Health Care and Social Service Union met and voted to ratify the proposed Memorandum of Understanding for the wage re-opener terms; 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 Council President on behalf of Cuyahoga County Common Pleas Court, Juvenile Court Division are recommending that Council approve the proposed Memorandum of Understanding; and,

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

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

**SECTION 1.** That the Cuyahoga County Council hereby approves the Memorandum of Understanding between Cuyahoga County Common Pleas Court, Juvenile Court Division and Service Employees International Union (SEIU), District 1199, The Health Care and Social Service Union, in connection with a collective bargaining agreement representing approximately 111 Probation, Clerks and Transportation staff for the period 11/1/2009 – 10/31/2012.

**SECTION 2.** That funds necessary to implement the Memorandum of Understanding between Cuyahoga County Common Pleas Court, Juvenile Court Division and Service Employees International Union (SEIU), District 1199, The Health Care and Social Service Union 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, and to continue the usual and daily operation of a County entity. Provided that this Resolution receives the affirmative vote of eight members of 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 \_\_\_\_\_, seconded by \_\_\_\_\_, the foregoing Resolution was duly adopted.

Yeas:

Nays:

\_\_\_\_\_  
County Council President

\_\_\_\_\_  
Date

\_\_\_\_\_  
County Executive

\_\_\_\_\_  
Date

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Date

The County Council of Cuyahoga County, Ohio at its meeting held on January 22, 2013 was requested to consider a Memorandum of Understanding between Cuyahoga County Common Pleas Court, Juvenile Court Division and Service Employees International Union (SEIU), District 1199, The Health Care and Social Service Union, in connection with a collective bargaining agreement representing approximately 111 probation, clerks and transportation staff for the period 11/1/2009 - 10/31/2012. The County Council entered the Memorandum of Understanding into its official record and determined to take no further action at this time.

  
Clerk of Council

1/22/2013  
Date

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