

# County Council of Cuyahoga County, Ohio

## Resolution No. R2013-0023

<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 Services Union, in connection with a collective bargaining agreement representing approximately 121 employees in 7 classifications in Detention Services for the period 1/1/2010 - 12/31/2012; 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 Services Union, for a Memorandum of Understanding in connection with a collective bargaining agreement representing approximately 121 employees in 7 classifications in Detention Services for the period 1/1/2010 – 12/31/2012; and,

WHEREAS, on or about November 2, 2012, the members of SEIU, District 1199, The Health Care and Social Services 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 Services Union, in connection with a collective bargaining agreement representing approximately 121 employees in 7 classifications in Detention Services for the period 1/1/2010 – 12/31/2012.

**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 Services Union shall be budgeted and appropriated.

**SECTION 3.** It is necessary that this Resolution become immediately effective for the usual daily operation of the County and the reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

**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 February 12, 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 Services Union, in connection with a collective bargaining agreement representing approximately 121 employees in 7 classifications in Detention Services for the period 1/1/2010 - 12/31/2012. 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                                      2/12/2013  
Date

Journal CC009  
February 12, 2013