

County Council of Cuyahoga County, Ohio

Resolution No. R2014-0250

Sponsored by: County Executive FitzGerald/Department of Law on behalf of Cuyahoga County Court of Common Pleas	A Resolution approving a Collective Bargaining Agreement between Cuyahoga County and Fraternal Order of Police/Ohio Labor Council, representing approximately 163 employees in four classifications at the Cuyahoga County Court of Common Pleas for the period 2/1/2014 - 12/31/2016; 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 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 collective bargaining negotiations with the Fraternal Order of Police (FOP), Ohio Labor Council in an effort to negotiate a successor collective bargaining agreement (“CBA”) that includes approximately 163 employees from the Cuyahoga County Probation Department, including probation officers, lab technicians and support staff; and,

WHEREAS, pursuant to these negotiations, the parties have reached a Tentative Agreement setting forth a on a single successor collective bargaining agreement; and,

WHEREAS, on or about October 14, 2014, the members of the Fraternal Order of Police (FOP), Ohio Labor Council, 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 for the period of 2/1/2014 – 12/31/2016; 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 Collective Bargaining Agreement between the Cuyahoga County Court of Common Pleas and The Fraternal Order of Police, Ohio Labor Council, Court Probation Officer unit, representing approximately 163 probation officers, lab technicians and support staff for the period of 2/1/2014 – 12/31/2016, 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 Fraternal Order of Police, Ohio Labor Council, Court 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 Ms. Conwell, seconded by Mr. Germana, the foregoing Resolution was duly adopted.

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

Nays: None

County Council President Date

County Executive Date

Clerk of Council Date

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