

# County Council of Cuyahoga County, Ohio

## Resolution No. R2015-0026

<p>Sponsored by: <b>Council President Brady on behalf of Cuyahoga County Board of Developmental Disabilities</b></p>	<p><b>A Resolution</b> approving an amendment to a Collective Bargaining Agreement between Cuyahoga County Board of Developmental Disabilities and Association of Cuyahoga County Employees for Special Students, an affiliate of National Education Association and Ohio Education Association, representing approximately 109 employees in various classifications for the period 9/1/2012 - 8/31/2015 to extend the time period to 12/31/2016 and to modify language in various Articles; directing that funds necessary to implement the amendment be budgeted and appropriated; authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, the Cuyahoga County Board of Developmental Disabilities (CCBDD) and Association of Cuyahoga County Employees for Special Students (ACCESS), an affiliate of the National Education Association and the Ohio Education Association have agreed to amend the Collective Bargaining Agreement (CBA) representing approximately 109 employees in various classifications for period 9/1/2012 – 8/31/2015 to extend the time period to 12/31/2016 and to modify language of various Articles; and

WHEREAS, the parties desire to amend the CBA under the terms outlined in the Memorandum of Understanding dated 11/11/2014 and approved by the Cuyahoga County Board of Developmental Disabilities at its regular meeting on 11/20/2014; 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 fourteen days of the date on which the parties finalize the agreement, unless otherwise specified, but if the appropriate 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, it is necessary that this Resolution become effective immediately to ensure the efficient operation of the Cuyahoga County Board of Developmental Disabilities; and

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

**SECTION 1.** The Cuyahoga County Council hereby approves an amendment to a Collective Bargaining Agreement between the Cuyahoga County Board of Developmental Disabilities and Association of Cuyahoga County Employees for Special Students, an affiliate of National Education Association and Ohio Education Association, representing approximately 109 employees in various classifications for the period 9/1/2012 – 8/31/2015 to extend the time period to 12/31/2016 and to modify language in various Articles.

**SECTION 2.** Funds necessary to implement the amendment of the CBA shall be budgeted and approved.

**SECTION 3.** It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health or safety in the County, and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of the 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 10, 2015 was requested to consider an amendment to a Collective Bargaining Agreement between Cuyahoga County Board of Developmental Disabilities and Association of Cuyahoga County Employees for Special Students, an affiliate of National Education Association and Ohio Education Association, representing approximately 109 employees in various classifications for the period 9/1/2012 - 8/31/2015 to extend the time period to 12/31/2016 and to modify language in various Articles. The County Council entered the agreement into its official record and determined to take no further action at this time.

  
Clerk of Council

2/10/2015  
Date

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