

# County Council of Cuyahoga County, Ohio

## Resolution No. R2015-0045

Sponsored by: **County Executive Budish/Departments of Law and Public Works**

**A Resolution** approving an amendment to a Collective Bargaining Agreement between Cuyahoga County and Teamsters Local 436, affiliated with the International Brotherhood of Teamsters, representing approximately 70 employees in various classifications in the Department of Public Works for the period 1/1/2013 - 12/31/2015 to modify language in Article 32: Wages; 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.

WHEREAS, the Cuyahoga County Department of Law has been engaged in negotiations with Teamsters Local 436, affiliated with the International Brotherhood of Teamsters, in an effort to negotiate a wage re-opener for the 2015 calendar year, pursuant to the terms of the current Collective Bargaining Agreement for the period 1/1/2013 – 12/31/2015. This Union represents approximately 70 employees in various classifications in the Cuyahoga County Department of Public Works (Sewer Section); and

WHEREAS, the parties have met in a consolidated effort to negotiate wage terms for the 2015 calendar year and have reached a tentative agreement on this single issue; 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 and the County Executive are recommending that Council approve the proposed amendment to a Collective Bargaining Agreement between Cuyahoga County and Teamsters Local 436, affiliated with the International Brotherhood of Teamsters, representing approximately 70 employees in various classifications in the Department of Public Works for the period 1/1/2013 - 12/31/2015 to modify language in Article 32: Wages; and,

WHEREAS, it is necessary that this Resolution become immediately effective to ensure the efficient operation of the Cuyahoga County Department of Public Works.

**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 Cuyahoga County and Teamsters Local 436, affiliated with the International Brotherhood of Teamsters, representing approximately 70 employees in various classifications in the Department of Public Works for the period 1/1/2013 - 12/31/2015 to modify language in Article 32: Wages, and authorizes the County Executive to execute all documents consistent with this Resolution.

**SECTION 2.** Funds necessary to implement the CBA between the County and Teamsters Local 436 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 Mr. Brady, seconded by Mr. Schron, the foregoing Resolution was duly adopted.

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

Nays: None

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

3/10/2015  
Date

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

3/11/15  
Date

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

3/10/2015  
Date

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