

County Council of Cuyahoga County, Ohio

Resolution No. R2017-0077

<p>Sponsored by: County Executive Budish/Department of Law on behalf of Cuyahoga County Court of Common Pleas/Juvenile Division</p>	<p>A Resolution approving two Collective Bargaining Agreements between Cuyahoga County Court of Common Pleas/Juvenile Division and Laborers' International Union of North America, Local 860, representing approximately 220 employees in various classifications at the Juvenile Court, Detention Center and Probation Department for the period 1/1/2017 - 12/31/2019; directing that funds necessary to implement the Collective Bargaining Agreements be budgeted and appropriated; authorizing the County Executive to execute the agreements and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.</p>
--	---

WHEREAS, Cuyahoga County Court of Common Pleas/Juvenile Division ("Court") has been engaged in negotiations with Laborers' International Union of North America, Local 860, for collective bargaining agreements ("CBAs") that would cover approximately 220 employees in various classifications assigned to the Detention Center and to the Probation Department of the Court; and

WHEREAS, and the parties have met on multiple occasions in a consolidated effort to negotiate new terms and have reached tentative agreements on two successor collective bargaining agreements; and

WHEREAS, the members of the bargaining units met and voted to ratify both of the proposed collective bargaining agreements in full; 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 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 Cuyahoga County Court of Common Pleas/Juvenile Division, the County Executive, and the Department of Law are recommending that Council approve the proposed CBAs for the period 1/1/2017 – 12/31/2019; and

WHEREAS, 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 the County.

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

SECTION 1. The Cuyahoga County Council approves two CBAs between Cuyahoga County and Laborers' International Union of North America, Local 860, representing approximately 220 employees in various classifications at the Juvenile Court, Detention Center and Probation Department for the period 1/1/2017 – 12/31/2019, and authorizes the County Executive to execute all documents consistent with this Resolution.

SECTION 2. Funds necessary to implement the CBAs between the County and Laborers' International Union of North America, Local 860, shall be budgeted and appropriated.

SECTION 3. 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.

SECTION 4. 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 the County. 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.

On a motion by Ms. Brown, seconded by Ms. Conwell, the foregoing Resolution was duly adopted.

Yeas: Baker, Miller, Tuma, Gallagher, Schron, Conwell, Jones, Brown, Hairston, Simon and Brady

Nays: None

County Council President Date

County Executive Date

Clerk of Council Date

[Clerk's Note: Laborers' Local 860 and Juvenile Court agreed to waive the 7-day requirement for Council action; therefore, the legislation was read into the record and tabled on the floor; both parties agreed to move the item to the May 9, 2017 Council agenda for consideration: April 25, 2017]

[Clerk's Note: After further negotiations, the parties reached a tentative agreement for these CBAs and this Resolution was substituted on the floor to approve the negotiated tentative agreements rather than accepting/rejecting the original fact-finding report: July 11, 2017]

Journal CC027
July 11, 2017