

County Council of Cuyahoga County, Ohio

Resolution No. R2020-0107

Sponsored by: County Executive Budish/Departments of Law, Public Works and Health and Human Services, County Sheriff and Clerk of Courts	A Resolution approving Cost Savings Agreements requiring employees in various bargaining units of the County to serve ten (10) unpaid furlough days (“cost savings days”) during the period 6/7/2020 - 3/27/2021, and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the novel coronavirus disease (“COVID-19”) is rapidly spreading, as numerous members of the community have been infected with the disease and the risk of serious illness is imminent and the resulting impact of the disease on Cuyahoga County residents and businesses is potentially catastrophic; and,

WHEREAS, on March 9, 2020, Ohio Governor Mike DeWine signed Executive Order 2020-01D, declaring a State of Emergency in Ohio to protect the well-being of Ohioans from the dangerous effects of COVID-19 (“State of Emergency”). The Ohio State of Emergency allows state departments and agencies to better coordinate in their response, and Cuyahoga County must also engage in that effort; and,

WHEREAS, on March 22, 2020, the Director of the Ohio Department of Health (“Director”) issued a Stay at Home Order pursuant to Ohio Revised Code Section 3701.13 (“Order”); and,

WHEREAS, on April 2, 2020, the Director extended the Order through May 1, 2020; and,

WHEREAS, unemployment in Cuyahoga County and throughout the State of Ohio has reached record levels; and,

WHEREAS, as a result of the State of Emergency and the Order, taxable retail sales, investment earnings, and other revenues have declined significantly resulting in a projected budget deficit estimated at \$76,000,000 for fiscal year 2020; and,

WHEREAS, as a result of the significant decline in revenue and projected budget deficit, on April 3, 2020, the County Executive declared a Fiscal Emergency due to the County’s lack of funds to maintain current, and sustain projected, levels of staffing and operations during fiscal year 2020; and,

WHEREAS, as a result of the declared Fiscal Emergency, a mandatory cost savings program (furloughs) was implemented, which requires all non-bargaining unit employees of the County to serve ten (10) mandatory furlough days (cost savings days) for a total of eighty (80) hours between June 7, 2020 and March 27, 2021 as a measure to deal with and reduce the County's operating deficit; and,

WHEREAS, various employees under the jurisdiction of the County Executive are represented by labor organizations for the purpose of collective bargaining and unpaid furlough (cost savings) days are an appropriate subject of bargaining pursuant to the Public Employees' Collective Bargaining Act; and,

WHEREAS, the County Executive and Departments of Law, Public Works and Health and Human Services, County Sheriff and Clerk of Courts have reached agreements with the following bargaining units on unpaid furlough (cost savings) days, as well as the method of their implementation, to provide additional measures to reduce the County's operating deficit; and,

WHEREAS, the County Executive and Departments of Law, Public Works and Health and Human Services, County Sheriff and Clerk of Courts have submitted written Cost Savings Agreements memorializing the understanding of the parties for approval; and,

WHEREAS, the County Executive and the Departments of Law, Public Works and Health and Human Services, County Sheriff and Clerk of Courts are recommending that Council approve the proposed Cost Savings Agreements; and,

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of County departments.

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

SECTION 1. That the Cost Savings Agreements that were negotiated with the following bargaining units through their designated representatives and that require bargaining unit employees to serve ten (10) unpaid furlough (cost savings) days during the period of June 7, 2020 through March 27, 2021 are hereby approved:

- a. Cleveland Building and Construction Trades Council, covering approximately one hundred forty-two (142) employees in 22 classifications in the Department of Public Works;
- b. Graphic Communications Conference of the International Brotherhood of Teamsters, Local 546M of District Council 3, covering approximately four (4) employees in 2 classifications in the Department of Public Works, Print Shop;

- c. Teamsters Local 436, affiliated with the International Brotherhood of Teamsters, covering approximately thirty-two (32) employees in 11 classifications in the Department of Public Works, Road and Bridge Maintenance Division;
- d. Teamsters Local 436, affiliated with the International Brotherhood of Teamsters, covering approximately ten (10) employees in 1 classification in the Department of Public Works, Division of Animal Shelter;
- e. Public Works Employees Association, covering approximately sixty-eight (68) employees in 3 classifications in the Department of Public Works, Sewer Section (following status quo of collective bargaining agreement with Teamsters Local 436, affiliated with the International Brotherhood of Teamsters);
- f. Teamsters Local 407, affiliated with the International Brotherhood of Teamsters, covering approximately 19 employees in 2 classifications in the Cuyahoga Job and Family Services (Investigations Unit);
- g. Communications Workers of America Local 4340 covering approximately 81 employees in 5 classifications in the Clerk of Courts;
- h. Ohio Patrolmen's Benevolent Association (Protective Services, Security Sergeants), covering approximately thirteen (13) employees in 1 classification in the Sheriff's Department;

SECTION 2. 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 elected to Council, this Resolution shall become immediately effective upon the signature of the County Executive.

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.

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

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

Nays: None

David Brady

6/9/2020

County Council President

Date

Annunzio Buia

6/9/2020

County Executive

Date

Jerome M. Schmitz

6/9/2020

Clerk of Council

Date

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[Clerk's Note: Electronic signatures affixed in accordance with Cuyahoga County Code Chapter 110]