

County Council of Cuyahoga County, Ohio

Resolution No. R2021-0249

Sponsored by: County Executive Budish/Departments of Law and Public Works/Sanitary Sewer Division	A Resolution approving a Collective Bargaining Agreement between Cuyahoga County and Laborers’ International Union of North America, Local 860, representing approximately 68 employees in 3 classifications in the Department of Public Works/Sanitary Sewer Division for the period 1/1/2021 - 12/31/2023; 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 has been engaged in negotiations with Laborers’ International Union of North America, Local 860, in an effort to negotiate a new successor collective bargaining agreement (“CBA”) that includes approximately 68 full time employees in 3 classifications in the Cuyahoga County Department of Public Works/Sanitary Sewer Division; and,

WHEREAS, the Laborers’ International Union of North America, Local 860, bargaining unit represents sewer maintenance workers, operators and leadmen within the Department of Public Works/Sanitary Sewer Division; and

WHEREAS, the parties have engaged in good faith negotiations and have reached a tentative agreement on a successor collective bargaining agreement; and,

WHEREAS, on October 28, 2021, the members of the bargaining unit voted to ratify the proposed successor collective bargaining 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 Department of Public Works are recommending that Council approve the proposed Collective Bargaining Agreement; 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 the Collective Bargaining Agreement between Cuyahoga County and Laborers' International Union of North America, Local 860, representing approximately 68 employees in 3 classifications in the Department of Public Works/Sanitary Sewer Division for the period 1/1/2021 - 12/31/2023, 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 Laborers' International Union of North America, Local 860, shall be budgeted and appropriated.

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 (8) 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. Miller, seconded by Ms. Conwell, the foregoing Resolution was duly adopted.

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

Nays: None

County Council President

Date

County Executive

Date

Clerk of Council

Date

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