

# County Council of Cuyahoga County, Ohio

## Resolution No. R2021-0284

Sponsored by: **Council President Jones on behalf of the Cuyahoga County Public Defender Commission**

**A Resolution** approving a Collective Bargaining Agreement between Cuyahoga County and American Federation of State, County and Municipal Employees, Ohio Council 8, AFL-CIO, Local 3631, representing approximately 95 employees in the classification of Assistant Public Defender for the period 1/1/2022 - 12/31/2024; directing that funds necessary to implement the Collective Bargaining Agreement be budgeted and appropriated; authorizing the Cuyahoga County Public Defender Commission to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

WHEREAS, the Cuyahoga County Public Defender Commission on behalf of the County of Cuyahoga (hereinafter referred to as "County"), has been engaged in collective bargaining negotiations with the American Federation of State, County and Municipal Employees, Ohio Council 8, AFL-CIO, Local 3631, (hereinafter referred to as "AFSCME, Local 3631"), in an effort to negotiate a successor collective bargaining agreement ("CBA") covering approximately 95 employees in the classification of Assistant Public Defender in the Office of the Cuyahoga County Public Defender; and

WHEREAS, the parties have met in an effort to negotiate new terms and have reached a tentative agreement on a single successor collective bargaining agreement; and

WHEREAS, the members of the bargaining unit met and voted to ratify the proposed collective bargaining agreement 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 Public Defender Commission is recommending that Council approve the proposed CBA for the period 1/1/2022 – 12/31/2024; and

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

**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 American Federation of State, County and Municipal Employees, Ohio Council 8, AFL-CIO, Local 3631, representing approximately 95 employees in the classification of Assistant Public Defender for the period 1/1/2022 - 12/31/2024, and authorizes the Cuyahoga County Public Defender Commission to execute all documents consistent with this Resolution.

**SECTION 2.** Funds necessary to implement the CBA between the County and AFSCME, Local 3631, shall be budgeted and appropriated.

**SECTION 3.** It is necessary that this Resolution become immediately effective for the usual daily operation of the Office of the Cuyahoga County Public Defender; the preservation of public peace, health or safety in the County, and any additional reasons set forth in the preamble. The CBA becomes a binding agreement upon the affirmative vote of a majority of members of this Council or upon a decision by Council to enter the agreement into the record and take no further action at this time.

**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

The County Council of Cuyahoga County, Ohio at its meeting held on December 7, 2021 was requested to consider a Collective Bargaining Agreement between Cuyahoga County and American Federation of State, County and Municipal Employees, Ohio Council 8, AFL-CIO, Local 3631, representing approximately 95 employees in the classification of Assistant Public Defender for the period 1/1/2022 - 12/31/2024. The County Council entered the agreement into its official record and determined to take no further action at this time.

*Andria Richardson*                      12-8-2021  
Clerk of Council                                      Date

Journal CC044  
December 7, 2021