

# County Council of Cuyahoga County, Ohio

## Resolution No. R2022-0019

Sponsored by: **County Executive Budish/Department of Law/Department of Health and Human Services**

**A Resolution** accepting the report containing findings and recommendations of Fact-Finder Robert M. Lustig regarding negotiations between Cuyahoga County and the American Federation of State, County and Municipal Employees, Ohio Council 8, AFL-CIO, Local 27 for a collective bargaining agreement covering approximately 207 employees in various classifications at the Department of Health and Human Services, Division of Cuyahoga Job and Family Services, Office of Child Support Services for the period 1/1/2021 - 12/31/2023; and declaring the necessity that this Resolution become immediately effective.

WHEREAS, the Cuyahoga County Department of Law, on behalf of the County of Cuyahoga (hereinafter collectively referred to as “County”), has been engaged in negotiations with the American Federation of State, County and Municipal Employees, Ohio Council 8, AFL-CIO, Local 27 for a successor collective bargaining agreement that covers approximately 207 employees in various classifications at the Department of Health and Human Services, Division of Cuyahoga Job and Family Services, Office of Child Support Services; and

WHEREAS, O.R.C. 4117.14(C)(3) of the Public Employees Collective Bargaining Act expressly authorizes parties who are engaged in collective bargaining negotiations to request fact-finding, an impasse resolution procedure, and the appointment of a fact-finding panel to assist the parties to resolve an impasse in contract negotiations; and

WHEREAS, the parties reached impasse in contract negotiations and submitted their unresolved issues to fact-finding pursuant to the CBA and O.R.C. 4117.14 (C), and a fact-finding hearing was conducted before Robert M. Lustig; and

WHEREAS, pursuant to O.R.C. 4117.14(C)(6)(a) and a mutual agreement of the parties, the legislative body, by a three-fifths vote of its membership, may reject the recommendations, and if the recommendations are not rejected on or before January 26, 2022, the recommendations shall be deemed agreed upon as the final resolution of the issues submitted and a collective bargaining agreement shall be executed between the parties, including the fact-finding panel’s recommendations, except as otherwise modified by the parties by mutual agreement; and

WHEREAS, Fact-Finder Robert M. Lustig sent his findings and recommendations on January 14, 2022, and the County Executive, Department of

Law, and Department of Health and Human Services are recommending that the Fact-Finding report be accepted; 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 findings and recommendations of Fact-Finder Robert M. Lustig regarding open issues in the collective bargaining negotiations between the County and American Federation of State, County and Municipal Employees, Ohio Council 8, AFL-CIO, Local 27 for a collective bargaining agreement covering approximately 207 employees in various classifications in the Department of Health and Human Services, Division of Cuyahoga Job and Family Services, Office of Child Support Services for the period of 1/1/2021 – 12/31/2023 are hereby accepted.

**SECTION 2.** 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 3.** 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 seven members of Council, this Resolution shall become immediately effective upon the signature of the County Executive.

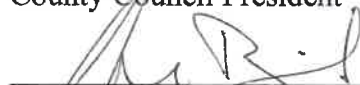
On a motion by Mr. Jones, seconded by Ms. Conwell the foregoing Resolution was duly adopted.

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

Nays: None

  
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County Council President

1/26/22  
Date

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

1-28-22  
Date

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

1-26-22  
Date

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