

County Council of Cuyahoga County, Ohio

Resolution No. R2022-0379

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| Sponsored by: County Executive Budish/Departments of Law and the Court of Common Pleas | A Resolution approving a Collective Bargaining Agreement between the Cuyahoga County Court of Common Pleas, General Division (“County”), and the Fraternal Order of Police, Ohio Labor Council, representing approximately 170 employees working in the Probation Department for the period 1/1/2022 - 12/31/2025; directing that funds necessary to implement the amendment 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 Court of Common Pleas, General Division (“County”) and the Fraternal Order of Police, Ohio Labor Council (“the Union”) have engaged in negotiations in an effort to negotiate a successor Collective Bargaining Agreement (CBA) representing approximately 170 employees working in the Cuyahoga County Court of Common Pleas Probation Department; and

WHEREAS, the parties have met on multiple occasions in a consolidated effort to negotiate new terms and have reached a tentative agreement on all terms and conditions. As of October 18, 2022, the Union membership has ratified and approved the new 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 fourteen (14) days of the date on which the parties finalize the agreement, unless otherwise specified, but if the appropriate legislative body is not in session at the time, then within fourteen (14) 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 (30) days after the public employer submits the agreement; and

WHEREAS, the Department of Law and the County Executive are recommending that Council approve the proposed Collective Bargaining Agreement for the period of 1/1/2022 – 12/31/2025; and,

WHEREAS, it is necessary that this Resolution become effective immediately to ensure the efficient operation of the Cuyahoga County Court of Common Pleas Probation Department.

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 the Cuyahoga County Court of Common Pleas, General Division and the Fraternal Order of Police, Ohio Labor Council, representing approximately 170 employees in the Court Probation Department, for the period of 1/1/2022 – 12/31/2025, and authorizes the County Executive to execute all documents consistent with this Resolution.

SECTION 2. Funds necessary to implement the amendment of the CBA shall be budgeted and approved.

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 the 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 (8) 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 _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

The County Council of Cuyahoga County, Ohio at its meeting held on October 25, 2022 was requested to consider a Collective Bargaining Agreement between the Cuyahoga County Court of Common Pleas, General Division (“County”), and the Fraternal Order of Police, Ohio Labor Council, representing approximately 170 employees working in the Probation Department for the period 1/1/2022 - 12/31/2025. The County Council entered the agreement into its official record and determined to take no further action at this time.

Clerk of Council

Date

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October 25, 2022