

County Council of Cuyahoga County, Ohio

Resolution No. R2023-0019

<p>Sponsored by: Council President Jones on behalf of the Cuyahoga County Public Defender Commission</p>	<p>A Resolution approving a Collective Bargaining Agreement between Cuyahoga County and American Federation of State, County and Municipal Employees, Ohio Council 8, AFL-CIO (“AFSCME”), representing approximately 36 employees in 16 classifications in the Cuyahoga County Public Defender’s Office under the direction of the Chief Public Defender, 1/1/2023 - 12/31/2025; 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.</p>
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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 (hereinafter referred to as “AFSCME”), in an effort to negotiate the first collective bargaining agreement (“CBA”) covering approximately 36 employees in 16 classifications in the Cuyahoga County Public Defender’s Office under the direction of the Chief Public Defender; and

WHEREAS, AFSCME represents employees in the classifications of Receptionist, Data Entry Clerk, Intake Clerk, Scheduling Clerk, Scanning Clerk, Specialized Docket Clerk, Case Flow Coordinator, Expungement Clerk, Intake Coordinator, Intake Specialist, Parent Advocate, Office Coordinator, Paralegal, Investigator, Senior Paralegal, Social Worker within the Cuyahoga County Public Defender’s Office; and

WHEREAS, the parties have met in an effort to negotiate terms and have reached a tentative agreement on a first 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 thirty (30) 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 (14) 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 Cuyahoga County Public Defender Commission is recommending that Council approve the proposed CBA for the period 1/1/2023 – 12/31/2025; 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, representing approximately 36 employees in 16 classifications for the period 1/1/2023 - 12/31/2025, 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, 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.

