

1 RESOLUTION NO. 2021-307

First Reading Passage Requested
(B. Nelsen)

2
3 SPONSOR Ms. Shapiro

4
5 DATE September 20, 2021

COMMITTEE Personnel

6
7 **A Resolution approving a collective bargaining agreement between the Summit County**
8 **Court of Common Pleas, General Division, Adult Probation Department and Ohio Council**
9 **8 and Local 1229 of the American Federation of State, County and Municipal Employees,**
10 **AFL-CIO (Common Pleas, Adult Probation Department Unit), for the period 10/1/2021**
11 **through 9/30/2024, for the Court of Common Pleas, General Division, and declaring an**
12 **emergency.**

13
14 WHEREAS, the Summit County Court of Common Pleas opted to voluntarily recognize
15 a collective bargaining unit consisting of its Probation Officers and certain Probation Department
16 support workers and organized by Ohio Council 8 and Local 1229 of the American Federation of
17 State, County and Municipal Employees, AFL-CIO; and

18
19 WHEREAS, a collective bargaining agreement has been negotiated and agreed to in
20 principle between the Summit County Court of Common Pleas, General Division, Adult
21 Probation Department and Ohio Council 8 and Local 1229 of the American Federation of State,
22 County and Municipal Employees, AFL-CIO, for the period 10/1/2021 through 9/30/2024; and

23
24 WHEREAS, although the Summit County Court of Common Pleas' collective
25 bargaining agreement (as a non-Charter state entity) is outside the scope of the County
26 Executive's authority to negotiate collective bargaining agreements conferred by the Summit
27 County Charter, Section 4117.10 of the Ohio Revised Code vests with this Council, as the
28 legislative authority that appropriates funds for the Court of Common Pleas' operations, the
29 express authority to approve or reject the aforementioned agreement; and

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31 WHEREAS, the authority conferred under Section 4117.10 to approve or reject the
32 aforementioned agreement is the authority to approve or reject the agreement as a whole, and the
33 legislative authority does not have authority to reject certain provisions of the agreement while
34 approving others; and

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36 WHEREAS, this Council has determined that approving the agreement as a whole is in
37 the best interest of the County.

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39 NOW, THEREFORE, BE IT RESOLVED by the Council of the County of Summit, State
40 of Ohio, that:

41
42 SECTION 1

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44 This Council hereby approves the collective bargaining agreement between the Summit
45 County Court of Common Pleas, General Division, Adult Probation Department and Ohio
46 Council 8 and Local 1229 of the American Federation of State, County and Municipal
47 Employees, AFL-CIO (Common Pleas, Adult Probation Department Unit), for the period
48 10/1/2021 through 9/30/2024.

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SECTION 2

This Resolution is hereby declared an emergency in the interest of the health, safety and welfare of the citizens of the County of Summit and for the further purpose of timely complying with the provisions of Section 4117.10 of the Ohio Revised Code.

SECTION 3

Provided this Resolution receives the affirmative vote of eight members, it shall take effect immediately upon its adoption and approval by the Executive; otherwise, it shall take effect and be in force at the earliest time provided by law.

SECTION 4

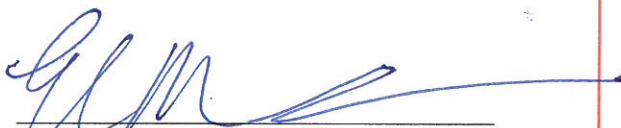
It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

INTRODUCED September 20, 2021

ADOPTED September 20, 2021

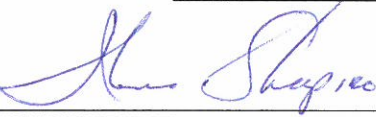


CLERK OF COUNCIL



PRESIDENT OF COUNCIL

APPROVED September 21, 2021



EXECUTIVE

ENACTED EFFECTIVE September 21, 2021

Voice Vote - YES: 10-0: Darrow, DeVitis, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Sims, Walters, Wilhite
ABSENT: Feeman