

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2009 - 214

By: Mayor Perciak and All Members of Council

**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT EXTENDING FOR ONE YEAR A COLLECTIVE BARGAINING AGREEMENT BETWEEN TEAMSTERS LOCAL UNION NO. 52 (SERVICE WORKERS), AFFILIATED WITH THE INTERNATIONAL BROTHERHOOD OF TEAMSTERS AND THE CITY OF STRONGSVILLE, AND DECLARING AN EMERGENCY.**

2007-10  
2006-256  
WHEREAS, on or about <sup>January 2, 2007</sup> ~~December 18, 2006~~, Council adopted Ordinance No. 2006-256, authorizing the Mayor to enter into a Collective Bargaining Agreement between Teamsters Local Union No. 52 (Service Workers), affiliated with the International Brotherhood of Teamsters for a three (3) year period expiring December 31, 2009; and

WHEREAS, the parties to such Agreement, through negotiation, have agreed to extend such Agreement for an additional one (1) year period from January 1, 2010 through December 31, 2010;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF STRONGSVILLE, COUNTY OF CUYAHOGA, AND STATE OF OHIO:

**Section 1.** That the Mayor be and is hereby authorized and directed to execute and enter into a Letter Agreement extending for one year from January 1, 2010 through December 31, 2010, the Collective Bargaining Agreement between Teamsters Local Union No. 52 (Service Workers), affiliated with the International Brotherhood of Teamsters, and the City of Strongsville that otherwise expires on December 31, 2009, and in the form attached hereto as Exhibit A, which is hereby approved in all respects.

**Section 2.** That the funds for the purposes of the aforesaid contract shall be paid from the General Fund, Street Construction, Maintenance & Repair Fund, Building Maintenance Fund, Sanitary Sewer Fund and Municipal Garage Fund in accordance with the annual appropriation ordinance adopted by Council.

**Section 3.** That the provisions of this Ordinance shall be operative from and after January 1, 2010, and the provisions of said Letter Agreement shall be applied retroactively to each City employee who was and/or is a member of said collective bargaining unit on and after January 1, 2010.

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**Section 4.** That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council; and that all deliberations of this Council, and any of its committees, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

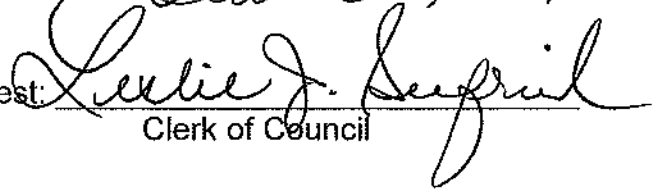
**Section 5.** That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare of the City, and for the further reason that the immediate approval and implementation of the aforesaid agreement is necessary in order to maintain the orderly and efficient operation of the Department of Public Service of the City, provide fair compensation for such collective bargaining unit members, and conserve public funds. Therefore, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise from and after the earliest period allowed by law.

  
\_\_\_\_\_  
President of Council

Approved:   
\_\_\_\_\_  
Mayor

Date Passed: October 25, 2009

Date Approved: Oct. 6, 2009

Attest:   
\_\_\_\_\_  
Clerk of Council

ORD. No. 2009-214 Removed: \_\_\_\_\_  
1st Rdg. 10-5-09 Ref: \_\_\_\_\_  
2nd Rdg. Suspended Ref: \_\_\_\_\_  
3rd Rdg. Suspended Ref: \_\_\_\_\_  
\_\_\_\_\_  
Pub Hrg. \_\_\_\_\_ Ref: \_\_\_\_\_  
Adopted: 10-5-09 Defeated: \_\_\_\_\_

LETTER OF AGREEMENT ON EXTENSION OF COLLECTIVE BARGAINING  
AGREEMENT  
BETWEEN TEAMSTERS LOCAL UNION NO. 52  
AND  
CITY OF STRONGSVILLE  
(SERVICE WORKERS)  
EFFECTIVE: January 1, 2007  
EXPIRES: December 31, 2009


As a result of collective bargaining, the parties hereby agree to a 12-month extension of the Collective Bargaining Agreement that is effective January 1, 2007 through December 31, 2009. The extended period will be effective January 1, 2010 through December 31, 2010.

The parties have mutually agreed that during this extended period, all of the terms and conditions of the Collective Bargaining Agreement shall remain unchanged and continue during this period.

EXECUTION


IN WITNESS WHEREOF, the parties have caused this Agreement to be duly executed this 6<sup>th</sup> day of October, 2009.

FOR THE UNION:

  
David D. Wilcox  
10/2/09

FOR THE CITY:

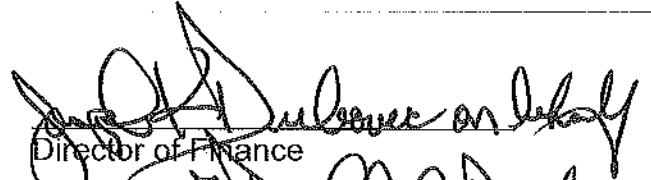
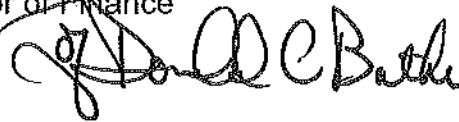
CITY OF STRONGSVILLE

By:   
Thomas P. Perciak, Mayor

**CERTIFICATION OF FUNDS**

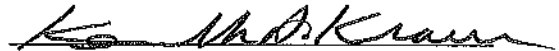
I, Donald C. Batke, Director of Finance of the City of Strongsville, Ohio hereby certify that the money to meet this Agreement will be paid from the appropriate funds free from prior encumbrance, in accordance with the annual appropriation Ordinance adopted by Council.

10-6-09  
Date

  
Director of Finance  


**CERTIFICATE OF LAW DIRECTOR**

I hereby certify that I have reviewed and approved the form of the foregoing Agreement this 6<sup>th</sup> day of October, 2009.

  
Kenneth A. Kraus, Law Director