

RESOLUTION NO. 16-2024

**A RESOLUTION AUTHORIZING AND DIRECTING THE VILLAGE  
ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH THE VILLAGE OF  
WEST JEFFERSON DEPARTMENT OF DEVELOPMENT**

**WHEREAS**, pursuant to Ordinance 08-19, as approved on September 30, 2019, the Village of West Jefferson Department of Development, which includes the West Jefferson Building, Planning, and Zoning Department, is the designated Building Department for the Village of Plain City and enforces the State Residential and Building Codes; and

**WHEREAS**, the Village of West Jefferson Department of Development desires to execute an agreement in which revenues from the collection of plan review, permit, and inspection fees are to be collected by the Village of West Jefferson and the Village of West Jefferson shall be entitled to eighty percent (80%) of the fees and shall distribute twenty percent (20%) to the Village of Plain City; and

**WHEREAS**, the Village of Plain City Council has reviewed, in its entirety, the proposed agreement between the two parties and desires to execute said agreement as detailed in Exhibit A as attached hereto and incorporated herein.

**NOW THEREFORE BE IT RESOLVED** by the Council of the Village of Plain City, Ohio, a majority of the members elected or appointed thereto concurring, as follows:

**Section 1.** The Village Council hereby authorizes and directs the Village Administrator to enter into an agreement with the Village of West Jefferson as detailed in Exhibit A as attached hereto and incorporated herein.

**Section 2.** The Village Administrator is further authorized and directed to take subsequent action, upon execution of said agreement, to fulfill the Village's requirements and obligations under said agreement.

**Section 3.** This Resolution shall be effective from and after the earliest period provided by law.

Passed: April 22, 2024

Attest: Austin Duval  
Clerk of Council

Jody Carney  
Mayor

First reading: March 25, 2024

Vote: \_\_\_ yea \_\_\_ nay \_\_\_ abstain

Second reading: April 22, 2024

Vote: 5 yea 3 nay 0 abstain

### Certificate of Publication

The undersigned, being Clerk of Council of the Village of Plain City, hereby certifies that the foregoing was published by posting for 15 days as required by law and in accordance with Section 4.15 of the Codified Ordinances. The posting was done from April 23, 2024 to May 9, 2024 at the Office of the Clerk of Council located at 800 Village Boulevard; being in the Village of Plain City, Ohio, and the Village of Plain City Website at [www.plain-city.com](http://www.plain-city.com).

Date: April 23, 2024 Austin Rucior  
Clerk of Council

## AGREEMENT

This Agreement is by and between the Village of West Jefferson, 28 E. Main Street, West Jefferson, Ohio 43162 ("West Jefferson") and the Village of Plain City, 800 Village Boulevard, Plain City, Ohio 43064 ("Plain City"). This Agreement provides for the services and associated fees for Building Official, Plan Review and Inspection Services for Residential and Non-Residential (Industrial, Commercial, Institutional and Governmental) buildings in Plain City provided by West Jefferson.

- 1) West Jefferson shall apply and enforce all State of Ohio Revised Code and Ohio Administrative Code rules, regulations and policies as promulgated by the Ohio Board of Building Standards within Plain City;
- 2) Plan review, Permit and Inspection Fees to offset the costs of administration and enforcement of the Residential Code of Ohio and the Ohio Building Code within Plain City shall be those established from time to time by West Jefferson. All administrative support concerning building permits shall be included in the permit fees;
- 3) The terms of the said Agreement shall grant to West Jefferson Building Department full authority to do all things necessary to administer and enforce the Residential Code of Ohio and the Ohio Building Code within Plain City;
- 4) Plan review, Permit and Inspection Fees, as established by West Jefferson, shall be collected by West Jefferson. West Jefferson shall be entitled to Eighty Percent (80%) of the permit fees collected, and shall distribute Twenty Percent (20%) back to Plain City, quarterly
- 5) Each part agrees to be responsible for its own acts and omissions whether through itself or its agent, employees and contracted servants, and each party further agrees to defend itself and pay and judgements and costs arising out of such acts or omissions; and nothing in this Agreement shall impute or transfer any such responsibility from one party to the other.

The term of this Agreement shall be indefinite, the effective date shall be June 1, 2024. This Agreement may be terminated by either party upon a one hundred eighty (180) day written notice.

**Village of Plain City, Ohio**

**Village of West Jefferson, Ohio**

\_\_\_\_\_  
Haley Lupton, Village Administrator

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Tom Hale, Director of Development

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Jody Carney, Mayor

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Ray Martin, Mayor