

**COUNCIL MINUTES**  
**February 27, 2024**

Meeting was called to order at 6:00pm followed by the pledge.

Attendance: Terry Seibert, Seth Seibert, Bruce Rickard, Bryan Selhorst, Brian Webb, Amanda Crouch, Chelsea Wilsey, Kristina Boroff, Pete Van Arsdel  
Lanny Hammitt, Rick Emans, Marge Trisel, Josh Kinney, Bill and Jackie Cox, Denny Dorsten, Alexandria Busacca, Mike Frank – The Daily Standard

**Mayor:** The Mayor spoke with the Rockford post office and there are no plans to close the Mendon post office.

**Solicitor:**

**Minutes:** There was a motion by Seth with a second by Bryan Selhorst to waive the reading of the minutes, roll call: Bryan Selhorst -yea, Seth – yea, Chelsea – yea, Amanda – yea, Bruce – yea, Brian Webb – yea.

There was a motion by Amanda with a second by Bryan Selhorst to approve the minutes, roll call: Bryan Selhorst -yea, Seth – yea, Chelsea – yea, Amanda – yea, Bruce – yea, Brian Webb – yea.

**Street Commissioner:** Tornado siren contract is ready. There are four dead trees at the cemetery that need to be taken down. The cost for this will be \$3,500, to be removed by Springer and Sons. He will grind the stumps that he can. Council gave the ok to remove the trees.

The mowing contract will be discussed at the next meeting. We will be looking for someone to mow the cemetery. Shinn Brothers will be coming in to fill in the low places, this is part of the grant.

There was a motion by Bruce with a second by Bryan Selhorst to approve the report, roll call: Bryan Selhorst -yea, Seth – yea, Chelsea – yea, Amanda – yea, Bruce – yea, Brian Webb – yea.

**Zoning Board:**

**New Business:**

Spring cleanup day is set for Saturday, May 18 at 8:00am to 11 at the water plant. Brush pick up will be May 17. Council members will volunteer to work this event. There was a motion by Seth with a second by Brian Webb for the village to provide three dumpsters, roll call: Bryan Selhorst -yea, Seth – yea, Chelsea – yea, Amanda – yea, Bruce – yea, Brian Webb – yea.

**Old Business:**

Council reviewed the dispensary legislation. Council members discussed passing the ordinance to prohibit the dispensary. Bryan Selhorst feels that we should poll the public to see if they are in favor of allowing dispensaries or not, Chelsea agrees. There was a lot of discussion both ways on this issue. The Mayor proposed tabling this issue if council feels they need more time to think about this matter and talk to the public. Chelsea feels like everyone should get a chance to voice their opinion on the issue. Rick Emans stated that every town around passed this ordinance, maybe we can ask other towns why they chose to vote this way. The mayor asked if council wanted to do the first reading tonight to help get the word out about this issue. This may help the community have a chance to voice their opinion. The regulations are still being written on this issue.

Polling location changes were discussed, nothing new was discussed at the BOE meeting. Marge Trisel asked everyone to attend the Board of Elections meeting to show your support. Jackie Cox asked if we could do a petition in the village getting support to keep the polls open in the village. The Mayor stated

that our goal is to get them to change their minds and reopen the polls. The primary will be held in Rockford, that vote was already made. There is a possibility that they could reverse that decision for future elections. A petition couldn't hurt, it helps people who are working during the meeting times. Mr. Hammitt asked if it is something that we could put on the ballot. We do not have that answer. The Mayor asked that everyone please vote no matter where the polling location is held. You can vote at the courthouse too. Marge Trisel encouraged everyone to write a letter to the Board of Elections.

The Mayor has no new information on recycling. Bryan Selhorst stated that he could get a recycling trailer if needed. Marge Trisel is going to call the school and see how they operate their recycling center and report back.

**Legislation:**

There was a motion by Bruce with a second by Amanda to vote on proceeding with a vote on emergency of ordinance 2024-01, roll call: Bryan Selhorst -no, Seth – no, Chelsea – no, Amanda – yea, Bruce – yea, Brian Webb – no, motion failed.

There was a motion by Bruce with a second by Chelsea to proceed with the first reading of ordinance 2024-01 concerning prohibiting of cannabis operators within the village: roll call: Bryan Selhorst – no, Seth – yes, Chelsea – no, Amanda – yes, Bruce – yes, Brian Webb – yes, motion passed. The Mayor proceeded with the first reading of ordinance 2024-01.

**ORDINANCE 2024-01**

**AN ORDINANCE TO PROHIBIT RECREATIONAL ADULT USE CANNABIS OPERATORS WITHIN THE VILLAGE OF MENDON, AND DECLARING AN EMERGENCY.**

WHEREAS, on November 7, 2023, voters in Ohio approved State Issue 2, which enacted Chapter 3780 of the Ohio Revised Code, which became effective December 7, 2023; and

WHEREAS, Chapter 3780 authorizes and regulates recreational adult use cannabis in the State of Ohio; and

WHEREAS, R.C. 3780.25 authorizes municipal corporations to prohibit or limit the number of adult use cannabis operators (as defined in R.C. 3780.01) within the city limits; and

WHEREAS, Medical marijuana is regulated in Ohio by Chapter 3796 of the Ohio Revised Code, and is not addressed within this legislation by Mendon Village Council; and

WHEREAS, the Mendon Village Council finds it to be in the best interest of the Village of Mendon to prohibit recreational adult use cannabis operators licensed under Chapter 3780 within the village limits.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Mendon, County of Mercer, State of Ohio.

SECTION ONE

THAT, all terms used in this Ordinance shall be defined in the same manner as R.C. Chapter 3780 as it pertains to adult use cannabis. All terms in this Ordinance but not defined in that chapter shall be constructed, for purposes of this Ordinance, in a manner to be consistent with the use of such terms in that chapter.

SECTION TWO

THAT, adult use cannabis operators are hereby prohibited from operating within the limits of the Village of Mendon, Ohio.

SECTION THREE

THAT, it is in the intent of the Mendon Village Council to prohibit the operations described in Section Two above to the maximum extent permitted by R.C. 3780.25 and any other applicable provisions of state law. This Ordinance shall be constructed in a manner that it gives maximum effect to that intent.

SECTION FOUR

THAT, this Ordinance shall be declared an emergency measure for the preservation of the health, safety, and welfare of the residents of the Village of Mendon, Ohio, and therefore, this Ordinance shall take effect and be in force immediately from and after its passage and approval by the Mayor at the earliest period allowed by law.

First Reading 2-27-2024

Second Reading \_\_\_\_\_

Third Reading \_\_\_\_\_

**Guests:**

Mr. Schmidt and Mr. Abels have received their first and second letters. Mr. Dorsten asked what the next step will be. The Mayor asked council if it is time to move forward with these two complaints. Council said that they want to proceed with the Schmidt and Abels cases.

When people turn in their letters they need to make sure they put the correct name and address on the form. There was a letter sent in error and the Mayor told the resident to disregard the letter. The letters need to be reviewed before they are sent out. The letters will be emailed to council and the mayor for review.

There was a motion by Bruce second by Seth to approve the checks and purchase orders, roll call: Bryan Selhorst -yea, Seth – yea, Chelsea – yea, Amanda – yea, Bruce – yea, Brian Webb – yea.

There was a motion by Seth second by Bryan Selhorst to approve the financial statements, roll call: Bryan Selhorst -yea, Seth – yea, Chelsea – yea, Amanda – yea, Bruce – yea, Brian Webb – yea.

There was a motion by Brian Webb with a second by Bryan Selhorst to approve the mileage, roll call: Bryan Selhorst -yea, Seth – yea, Chelsea – yea, Amanda – yea, Bruce – yea, Brian Webb – yea.

There was a motion by Bryan Selhorst with a second by Seth to adjourn.

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Terry Seibert – Mayor

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Seth Seibert– President

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Kristina Boroff – Fiscal Officer