

# FINDLAY CITY COUNCIL MINUTES

**REGULAR SESSION**

**APRIL 15, 2014**

**COUNCIL CHAMBERS**

**PRESENT:** Frische, Harrington, Klein, Monday, Nichols, Russel, Shindledecker, Spence, VanDyne

**ABSENT:** Dougias

President J Slough opened the meeting with the Pledge of Allegiance and a moment of silent prayer.

## **MINUTES:**

Councilman Harrington moved to accept the April 1, 2014 Regular Session City Council meeting minutes as written. Councilman Monday seconded the motion. All were in favor. Motion carried. Filed.

## **ADD-ON/REPLACEMENT/REMOVAL FROM THE AGENDA:**

Councilman Monday moved to replace, add, and remove the following from tonight's agenda. Councilman VanDyne seconded the motion. All were in favor. Motion carried.

### **REPLACEMENTS:**

- Resolution No. 018-2014 (**LEGISLATION** section).
  - Changed SECTION 2 effective date of July 7, 2013 to now be July 6, 2014.
- Ordinance No. 2014-032 (**LEGISLATION** section).
  - Changed Township of Liberty in Section 1 to now be Township of Marion.
- Ordinance No. 2014-033 (**LEGISLATION** section).
  - Changed Ordinance No. 2013-033 to now be 2014-033.
  - Changed classifications of ~~C2-General-Commercial-District-classification~~ in Section 1 to now be classifications to I-1 Light Industrial District classification.

### **ADD-ONS:**

- Ordinance No. 2014-037 (**LEGISLATION** section).
  - Sale of items on GovDeals.com (FPD).

### **REMOVALS:**

- Ordinance No. 2014-018 (**LEGISLATION** section).
  - Adopted at the 4/1/14 City Council meeting.
- Ordinance No. 2014-026 (**LEGISLATION** section).
  - Adopted at the 4/1/14 City Council meeting.

**PROCLAMATIONS:** – none.

**RECOGNITION/RETIREMENT RESOLUTIONS** – none.

**WRITTEN COMMUNICATIONS** – none.

## **ORAL COMMUNICATIONS:**

**Thomas Ross, President of Findlay Area Apartment Association (FAAA) – maintenance and building codes**

Mr. Ross is against the potential passing of legislation for both a maintenance and a building code. In late January during one of the City's goal set meetings, the Neighborhood Enhancement and Abatement Team (N.E.A.T.) Officer set forth her 2014 objectives and goals. One goal that was published was to revisit both the building and maintenance codes in which the FAAA had some questions and concerns. The FAAA has spoken out against any additional legislation. He and all the FAAA members loves Findlay and have a common goal to keep Findlay the wonderful place that it is and keep their property values up. They do not want to slip into a less desirable situation. Additional unnecessary legislation on top of what we already have is not the answer and may deter or hinder the cleanup of distressed properties by adding additional costs and conditions on the transfer of real property. The FAAA opposes any legislation that is expensive and unnecessary building code types of legislation because the City has an enforcement issue, not a legislative issue. In doing some research with the City of Findlay Codified Ordinances which are online and open to the public, it is evident that the City of Findlay has ample legislation in place for both building and maintenance codes that go above and beyond the state requirements for dilapidated structures. Section 521.02 lists nine (9) violations possible in a maintenance code that is enforceable through the N.E.A.T. Office which is above and beyond the state's requirements and has been adopted by the City of Findlay, therefore, the association believes it is a lack of enforcement and not a lack of legislative action. Mr. Ross provided additional information and insight of the market in and of itself and how it may impact the community from a real estate standpoint. Ten percent (10%) of the homes sold in Findlay were foreclosed properties. There is a huge inventory for foreclosed homes. Landlords/property managers purchase properties who risk their capital, invest in the properties and try to fix them up to make the inhabitable. In some cases, the tenant purchases the home allowing for an owner to occupy the home instead of a rental property which is great for neighborhoods and community. There are unintended consequences for additional and unnecessary legislation for property owners, particularly when legislation focuses on point of sale, which is the direction maintenance and building codes seem to head to. Foreclosures can stay on the market for longer periods of time because the property may need to be fixed up at the point of sale which creates a burden. If distressed properties remain on the market for long periods of time, it drives down property values in valued neighborhoods. He reinstated the FAAA's position that they are opposed to any additional unnecessary legislation, and strongly suggest Council take a hard look at any additional legislation and vote against it. He also suggested taking a different look at moving taxpayer resources to the enforcement side instead of adding more legislation that isn't being reinforced already. He extended an offer to the Administration, Councilmembers, and anyone who would like to attend FAAA meetings for dialog on their viewpoint and how the rules and regulations work. Everyone is welcome to attend.

Discussion:

Councilman Monday noted that he understands what Mr. Ross means when he mentioned the City lacks enforcement for a maintenance code for buildings that need repairs, but does not understand what he means by lack of enforcement of the building code. Building codes contain certain requirements made on new construction as they are being built. He asked Mr. Ross to explain what he feels should be enforced that currently is not being enforced for building codes on a new construction on a new home. Mr. Ross replied there are two (2) different building codes. One is the Ohio Building Code that covers commercial investor properties. The other is Residential Building Code. Both are adopted by Findlay and the entire state. What the FAAA has seen in the building code is that it is not uniform. There is no unilateral review of it because we have to go outside of Findlay to obtain a building inspection through the Wood County Building Inspectors. Councilman Monday asked if there is a building code for commercial buildings but not for residential. Mr. Ross replied there is a building code for both commercial and residential. Councilman Monday asked the Law Director if there is a building code for residential. Law Director Rasmussen replied a residential building code has never been adopted. The commercial code was adopted and is enforced out of Wood County. Mr. Ross responded that he is unsure where he got that information. Councilman Monday replied he got the information from the City's Law Director. Mr. Ross added that he had considerable dialog with the State, the Ohio Department of Commerce and brought that information with him. According to the Robert Johnson with the Enforcement Division of the Ohio Building Code of the Ohio Department of Commerce, who comes out and makes sure everyone is doing every correctly, stated that building codes are passed under general law, therefore, everyone must adopt them. Residential building codes are a subset of the Ohio Building Code and adopted unilaterally. On July 1, 2009, Findlay City Ordinance 1301.01 was adopted. It states: that hereby adopted by the municipality, the Ohio Building Code and related codes is adopted by the Ohio Board of Building Standards Department of Industrial Regulations effective July 1, 2009 and its identifying published in division 4101 Executor of the Ohio Administrative Code. So it is general law and the City has to adopt it. We do not have the option not to. This was confirmed by Mr. Johnson during their lengthy discussions. He typed up their entire conversation and sent it to Mr. Johnson to make sure he got everything correct as there was a lot of detail and it is confusing. Mr. Johnson did not find anything wrong with his summary. The City of Findlay does have a residential building code and a commercial building code, but is not enforcing them. The City of Findlay also has a maintenance code above and beyond what the state requires. Enforcement is operated out of the N.E.A.T. office that consists of one employee.

Councilman Russel asked Mr. Ross to provide his write up from his conversations with Mr. Johnson. Mr. Ross replied he is willing to do so. He did not bring copies with him tonight. Councilman Russel asked Mr. Ross to provide the Council Clerk with the information and she will distribute to Councilmembers.

**Tony Grotrain – drug task force database**

Mr. Grotrain introduced himself to the new City Councilmembers. He is an ordinary man. A father, grandfather, and a great grandfather. He is the patriarch of a family that belongs to a club that none of them ever wanted to join. They were forced to join this club when heroin claimed the life of his grandson Aaron in 2009. Ever since then, he has been on a crusade to bring awareness to his community, county, state, and its neighbors. That the present drug epidemic we all face is taking a generation of our young people away from us. This past week, The Courier did an excellent job providing information on heroin and the problems its brings along with it. The stories told were not from here, but could have been. Do not be deceived, heroin is everywhere and in every community. Findlay Ohio is not exempt from heroin or the epidemic that is carrying out citizens. The rise in use is not because law enforcement isn't doing their job. They do what they can, where they can, when they can, and what state laws allows after an overdose. Supply and demand are what lures the problem and creates that rise. A quick review of national numbers show that in 2011, four million two hundred thousand (4,200,000) individuals used twelve (12) and up reported using heroin at least once in their lifetime. Since then, the problem has gotten worse. Those who abuse pain killers are nineteen (19) times more likely to switch to using heroin.

Latest figures in the Hancock County Drug Force database for 2013:

Blanchard Valley Hospital had thirty-five thousand five hundred twenty-three (35,523) visits of which one hundred eighteen (118) were overdoses. This is up from the 2012 overdose visits of seventy-one (71). Of those one hundred eighteen (118) overdose visits, fifty-six (56) became in-patient admissions. The City Health Department processed six hundred thirty (630) deaths in 2013 of which five (5) were drug overdose deaths with two (2) still pending toxicology reports. In 2012, Blanchard Valley Hospital reported ten (10) babies were born addicted, and in 2013, that number dropped to two (2) babies. The medication collection in 2013 resulted in eight hundred fifty (850) pounds of medication collected at the two (2) perimeter boxes resulting in twenty to forty (20-40) pounds collected every two (2) weeks. They are doing a good job.

Our criminal justice system shows that the county jail had two thousand one hundred forty-eight (2,148) admissions in 2013. Two hundred eight (208) or fourteen percent (14%) were due to drugs compared to eleven percent (11%) in 2012, and one hundred seventy (170) or eight percent (8%) of those two thousand one hundred forty-eight (2,148) admissions were due to opiates compared to four percent (4%) in 2012.

On the brighter side, those in substance abuse treatment centers have seen a drop in the total number of those in treatment each year since 2010, but also show a steady increase of numbers for those in treatment for opiate substance abuse. Seven hundred two (702) were in treatment of which one hundred eighty-two (182) or twenty-six percent (26%) were opiate related in 2013.

As we continue to grow recovery options for Findlay (i.e. new residential treatment center, formation of groups dedicated to making a change for the better), we shall overcome as the saying goes. As of about two and a half (2 ½) hours ago, he learned of a new media campaign in Findlay called I Am Enough. This campaign puts out the message that you do not need drugs, but that you are enough as you are. It is geared toward eighteen to twenty-five (18-25) year olds. There will be a loss party for the media campaign on May 10, 2014 from 2:00pm-4:00pm at the dock at St. Mark's Church. More information about the campaign is on YouTube and Facebook.

Discussion:

Councilman Harrington appreciates Mr. Grotrain's passion. Drugs are a problem in Hancock County and the City of Findlay. He asked Mr. Grotrain if he has any suggestions of what he feels law enforcement can do that they are not doing already, and if he feels there is something City Councilmembers can do to steer them in the right direction. Mr. Grotrain replied that in 2009-2010, the Findlay Police Department did a great job, then it was decided that the City had too many Police Officers so the force was cut. Along with that cut, came increases not only in drugs, but in theft cases, which all ties in together with an addicted person. Now that the City has money back, they are going to increase the Vice Narcotics Squad. With that change, he looks for the numbers to change again. Councilman Harrington has talked to both the Sheriff and the Police Chief about this matter. In both of their minds, monetary does affect their enforcement for undercover agents and other efforts that they can do. With mentors like Mr. Grotrain arming the papers and keeping this to the forefront, it will help convince City Council and other groups to make a concerted effort to eliminate the problem. The problem will probably never be one hundred percent (100%) eliminated, but it is a problem that City Council and the City need to do whatever they can to help prevent what Mr. Grotrain has had to go through which would make it an effort well done. Mr. Grotrain added that a similar question came up at the Community Corrections Board meeting at the Courthouse this evening where Judge Niemeyer is the chairperson. His answer was to remember these three (3) words: opiates, opiates, opiates. That was all he said. We need to keep that in mind. His job is to try to make Findlay aware that there is a problem and not sweep it under the rug.

Councilwoman Spence thanked Mr. Grotrain for coming before Council as he has every couple of months or when he has the opportunity. He brings some great thoughts and information. She appreciates his passion and efforts to campaign in order to eliminate drugs in this community and hopefully save some lives. She feels it is an important mission.

Councilman Russel came onto Council in June of last year. He and Mr. Grotrain had a lengthy conversation in the parking lot after his second meeting on Council. Since he has been on Council, he has been asked what surprises him the most which without a doubt is how specifically heroin is in this town and that it affects every service the City provides. The Police, Dispatchers, and Courts spend time with it. The Fire Department is aware of it. The City spends more money each day that we send individuals over to the jail because of heroin related crimes. He is wrapping up four (4) months on the Grand Jury which is an eye opening experience. The Metro Drug Task Force has an endless supply of opportunity in this area. Councilman Russel echoes Mr. Grotrain's sentiments. He thanked him for his dedication which is inspiring and appreciates everything he does. He encouraged Mr. Grotrain to continue his efforts.

Mayor Mihalik noted that she and Mr. Grotrain have had lots of discussions on this topic. She is very happy that Mr. Grotrain has taken this on and wishes there were more who are as passionate and dedicated to a cause as he is. While he is doing an outstanding job, more people like him can help bring more attention to the effort that should be put into protecting our community against things like this. Mr. Grotrain is doing an outstanding job not only in Findlay, but across the state of Ohio. She loves seeing Mr. Grotrain in Columbus. He is a great representative of Flag City. She hopes he will continue his crusade. It is her hope that Findlay and Hancock County will find some way to assist Mr. Grotrain in his crusade. She thanked him for everything he does for this community.

## **PETITIONS:**

### **Alley vacation request – Fifth Street**

Jonathan Yoxtheimer is requesting an alley vacation for an east-west alley abutting lots 1 and 2 in the Nidek Subdivision, lot 4 in the Blanchard Avenue Addition, and lot 30 in the Brookside Addition. Referred to City Planning Commission and Planning & Zoning Committee.

### **Alley vacation request – Sixth Street**

Jonathan Yoxtheimer is requesting an alley vacation for a north-south alley running north from Sixth Street to the first east-west alley and abutting lots 30, 31 and 32 in the Brookside Addition, and lots 1, 2, 3 and 4 in the Blanchard Avenue Addition. Referred to City Planning Commission and Planning & Zoning Committee.

### **Alley vacation request – East Street**

Philip Rooney, Rooney & Ranzau, Ltd. is requesting an alley vacation for the east-west alley located between lots 569 through 576 and lots 579 through 586 in the S&P Carlin Addition, running from the intersection with East Street in an easterly direction to the east lot line of lots 569 and 586 in the Carlin Addition. Referred to City Planning Commission and Planning & Zoning Committee.

### **Zoning amendment request – Eastern Woods Office Park**

Philip Rooney, Rooney & Ranzau, Ltd. is requesting a zoning change for the Eastern Woods Office Park lots 4 through 13, and lot A in the Eastern Woods Office Park Subdivision from C1 Local Commercial to O1 Office Institution. The property is currently zoned for medical offices and vacant development land. Referred to City Planning Commission and Planning & Zoning Committee.

### **Zoning amendment request – East Hardin Street/East Lincoln Street**

Philip Rooney, Rooney & Ranzau, Ltd. is requesting a zoning change for lots 565 through 576 and lots 579 through 590 in the S&P Carlin Addition from C2 General Commercial District to C3 Downtown Commercial District. The property is currently zoned for commercial use, church and residential use. Referred to City Planning Commission and Planning & Zoning Committee.

### **Alley vacation request – University of Findlay**

Peterman Associates, Inc. is requesting an alley vacation for the alley running north and south between West Trenton Avenue and West Foulke Avenue being the first alley east of Morey Avenue in the Howard Addition. Referred to City Planning Commission and Planning & Zoning Committee.

### **Alley vacation request – University of Findlay**

Peterman Associates, Inc. is requesting an alley vacation for the alley running north and south between West Trenton Avenue and West Foulke Avenue being the second alley east of Morey Avenue in the Howard Addition. Referred to City Planning Commission and Planning & Zoning Committee.

### **Street vacation request – University of Findlay**

Peterman Associates, Inc. is requesting a street vacation for West Foulke Avenue between Morey Avenue and Cory Street in the Howard Addition. Referred to City Planning Commission and Planning & Zoning Committee.

### **Alley vacation request – University of Findlay**

Peterman Associates, Inc. is requesting an alley vacation for the alley running north and south between West Trenton Avenue and West Foulke Avenue being the first alley west of Cory Street in the Howard Addition. Referred to City Planning Commission and Planning & Zoning Committee.

### **Alley vacation request – University of Findlay**

Peterman Associates, Inc. is requesting an alley vacation for the alley running north and south between West Trenton Avenue and West Foulke Avenue being the second alley west of Cory Street in the Howard Addition. Referred to City Planning Commission and Planning & Zoning Committee.

**REPORTS OF MUNICIPAL OFFICERS AND MUNICIPAL DEPARTMENTS**

Findlay Police Department Activities Report – March 2014. Filed.

City Income Tax Monthly Collection Report – March 2014. Filed.

N.E.A.T. Departmental Activity Report - March 2014.

Discussion:

Councilman Nichols noticed that there are a lot of residents that did not shovel their sidewalks this winter. He asked if there is any follow up on them or if they are just sent a warning. It is necessary that the merchants shovel their sidewalks in front of their businesses. Law Director Rasmussen replied there is follow up by the N.E.A.T. Department. Occasionally the Prosecutor's Office will get some requests, but he is unsure if there were any sent over. They give them a timeframe and judge whether the person is capable of clearing the sidewalk or not. It is not often that someone is prosecuted for this. Filed.

Findlay W.O.R.C. Financial Analysis report – January 1, 2014 through March 31, 2014. Filed.

**Service-Safety Director Paul Schmelzer – GovDeals.com sales**

The Police Department recently sold items on govDeals.com and would like to use the proceeds from the sales to purchase equipment for new hires, chairs for the detective division and two (2) clerks, as well as help pay for training for the new K9 Officer. Legislation to appropriate funds is requested. Ordinance No. 2014-037 was created.

FROM: General Fund	\$ 3,331.85
TO: Police Department #21012000-other	\$ 3,331.85

Filed.

Precipitation and Reservoir levels report – January-March 2014. Filed.

Treasurer's Reconciliation Report – March 31, 2014. Filed.

**Service-Safety Director Paul Schmelzer – HAN-Findlay FY14 Resurfacing, ODOT PID #95298 Project #32832300**

By authorization of Ordinance No. 2014-096, bids were opened for this project on March 20, 2014. Bids were received from four (4) potential contractors with bids ranging from six hundred sixty-two thousand three hundred thirty-nine dollars and eleven cents (\$662,339.11) to seven hundred fifty-two thousand one hundred sixty dollars and ten cents (\$752,160.10). The lowest and best bid was received from The Shelly Company of Findlay, Ohio. An appropriation for the construction contract along with contingency and inspection is needed.

The project is included in the 2014 Capital Improvements Plan which was approved by Council on February 18, 2014. It will be funded with an 80/20 split between the City and ODOT. The County has also committed funds for a portion of Sixth Street that is outside the City corporation limits. The following streets will be resurfaced:

- North Main Street (Bigelow Avenue to County Road 99)
- South Main Street (Woodley Avenue to Southern City Limits)
- West Sandusky Street (Glessner Avenue to Western Avenue)
- Sixth Street (South Main Street to Park Street) and (Amelia Avenue to Blanchard Avenue)

Legislation to appropriate funds is requested.

FROM: ODOT	\$ 592,000.00
FROM: <del>Permissive License Fund</del> Capital Improvements - CIT	\$ 148,000.00
FROM: Hancock County Commissioners	\$ 7,069.26
TO: ODOT FY14 Resurfacing Project #32832300	\$ 747,069.26

Ordinance No. 2014-031 was created.

Discussion:

Councilman Nichols thanked the Service-Safety Director on how he stated the bids in this letter. He provided the range and the bid he chose.

City Auditor Staschiak noted that in reviewing this request, the request to receive funds from the County Permissive Fund is in progress, but have not received them yet. Nothing to be concerned about, but we have a statutory duty to keep our funds above zero dollars (\$0.00). He requested a member of Council, should Council chose to pass the legislation for this as an emergency, change the County Permissive amount of one hundred forty-eight thousand dollars (\$148,000.00) to come from the Capital Improvements Fund that could be corrected later. Should it not be passed as an emergency tonight, changing where the funds come from may become a non-issue. He does not want to hold the project up and wanted to give his best recommendation for keeping things moving. Councilman Russel asked if the transfer of funds from the Permissive Fund to the Capital Improvement Fund would be made later. City Auditor Staschiak replied the appropriate adjustment could be made later once those funds were there and the debt was paid that we're servicing with the Permissive Funds. Filed.

**Service-Safety Director Paul Schmelzer – curb replacement on East Sandusky Street and North Main Street, project #32842100**

By authorization of Ordinance No. 2014-006, bids were opened for this project on April 3, 2014. Bids were received from three (3) potential contractors with bids ranging from one hundred forty-two thousand one hundred four dollars and twenty-five cents to one hundred eighty-six thousand seventy-three dollars and twenty-five cents (\$142,104.25 - \$186,073.25). The lowest and best bid was received from Newcomer Concrete of Norwalk, Ohio. An appropriation for the construction contract along with contingency and inspection is needed.

The project is part of the 2014 Resurfacing Program which is included in the 2014 Capital Improvements Plan that was adopted by Council on February 18, 2014. Legislation to appropriate funds is requested.

FROM: Capital Improvements – CIT \$ 162,000.00  
TO: Curb Replacement on East Sandusky Street and North Main Street project #32842100 \$ 162,000.00

Timing of this project is very critical due to the schedule for ODOT’s resurfacing of SR 568/Sandusky Street. Ordinance No. 2014-031 was created. Filed.

**Service-Safety Director Paul Schmelzer – North Main Street/Bigelow Avenue Intersection, Project No. 32831200**

By authorization of Ordinance No. 2014-022, bids were opened for this project on April 3, 2014. Bids were received from three (3) potential contractors with bids ranging from forty-five thousand three hundred forty-five dollars to fifty-three thousand one hundred twenty-five dollars (\$45,345.00 - \$53,125.00). The lowest and best bid in the amount of forty-five thousand three hundred forty-five dollars (\$45,345.00) was received from National Power & Light of Sandusky, Ohio.

The contractor is responsible for purchasing and installing the signal poles. The City Traffic Lights personnel will purchase and install the wiring and equipment (i.e. pre-emption). The requested appropriation includes funds for the contractor, equipment, and contingency.

The project is included in the 2014 Capital Improvements Plan which was approved by Council on February 18, 2014. Legislation to appropriate funds is requested.

FROM: Capital Improvements – CIT \$ 105,000.00  
TO: North Main Street/Bigelow Avenue Intersection project #32831200 \$ 105,000.00

Ordinance No. 2014-031 was created. Filed.

**City Auditor Jim Staschiak – summary financial reports**

A set of summary financial reports for the prior month follows including:

- Summary of Year-To-Date Information as of March 31, 2014
- Cash & Investments as of March 31, 2014
- Open Projects Report as of March 31, 2014
- Financial Snapshot as of March 31, 2014

**Discussion:**

Councilman Russel asked how the numbers look after the first quarter of this year and if there is anything of concern or any pleasant surprises. City Auditor Staschiak deferred the question to the Administration from a financial point of view in reporting the numbers. He does not have any specific concerns at this time. He is working towards the mid-year review.

Mayor Mihalik added that the Administration is happy that more money has come in than what has been spent for year to date collections. We are on budget/target and things look good right now.

Councilman Klein asked what the line item for public building on the Summary of Year-To-Date Information report is for. City Auditor Staschiak replied it is a budget line item for this building (Municipal Building). Councilman Klein asked if it is only for this building or if it includes other City buildings. City Auditor Staschiak replied it is only for this building. Filed.

**Traffic Commission minutes – November 18, 2013. Filed.**

**City Auditor Jim Staschiak – debt schedules series 2014 bond issuance**

It is now time to appropriate and de-appropriate funds for the Series 2014 Debt issuance. Legislation to take effect no later than the second City Council meeting in June to do so is requested.

**Appropriation of funds:**

FROM: Sewer Fund	\$ 3,168.00
TO: 2014 Bar Screen DS #25061200-other	\$ 3,168.00
FROM: Water Fund	\$ 4,693.33
TO: 2014 WTP Clearwells DS #25052800-other	\$ 4,693.33
FROM: Capital Improvements	\$ 88,200.36
FROM: Bond Issuance Rounding	\$ 4,250.20
TO: 2014 HRC Land Refunding DS #23060010-other	\$ 92,450.56
FROM: Water Fund	\$ 286,562.24
TO: 2014 Water Improv Refunding DS #25051510-other	\$ 286,562.24
FROM: Capital Improvements	\$ 2,547.78
FROM: Bond Issuance Rounding	\$ 373.29
TO: 2014 Fire Refunding DS #23045010-other	\$ 2,921.07

FROM: Water Fund	\$ 2,287.31
TO: 2014 WTR Pump Station Refunding DS #25051900-other	\$ 2,287.31
FROM: Sewer Fund	\$ 16,538.29
TO: 2014 North Corridor Refunding DS #25060910-other	\$ 16,538.29

De-appropriation of funds:

FROM: HRC Land DS #23060000-other	\$ 93,285.00
TO: Capital Improvements	\$ 93,285.00
FROM: 2003 Water Refunding DS #25051500-other	\$ 302,882.50
TO: Water Fund	\$ 302,882.50

Ordinance No. 2013-034 was created. Filed.

**City Auditor Jim Staschiak – severance payout reserve**

Resolution No. 047-2010 established a Severance Payout Reserve Fund for the City and thirty thousand dollars (\$30,000.00) was appropriated as part of the 2014 budget based on known retirements at that time. Additional funds are now needed to cover the cost of required payouts. It has been the practice of the Auditor's Office to request only what is needed in order to preserve a true unappropriated balance in the fund. That being said, additional requests for appropriations for these payouts are likely to be submitted to Council throughout the year. Legislation to take effect no later than the second City Council meeting in June to appropriate funds is requested.

FROM: Severance Payout Reserve Fund	\$ 20,000.00
TO: Severance Payout Reserve #22090000-other	\$ 20,000.00

Ordinance No. 2014-035 was created. Filed.

**City Auditor Jim Staschiak – Ohio Water Development Authority (OWDA) Loan Payoff**

It was determined by the Auditor's Office in 2013 that the City could benefit long term by entering into a traditional customer relationship with the OWDA. Council approved legislation and the City applied for and received a ten thousand dollar (\$10,000.00) loan to establish a customer relationship with OWDA making us eligible for discounted OWDA loans in the future. It is now time to pay this loan off in full since it was tied to funding of the clearwell project which is part of the bond issuance just completed. Legislation to take effect no later than the second City Council meeting in June to appropriate funds is requested.

FROM: Water Fund	\$ 10,128.88
TO: 14 OWDA Clearwells DS #25052810-other	\$ 10,128.88

Ordinance No. 2014-035 was created. Filed.

**Service-Safety Director Paul Schmelzer – Lima Avenue/US 68/SR 15 Interchange Improvements**

The Ohio Department of Transportation has requested the transfer of City owned property at the Airport become a part of the Limited Access Right of Way for the improvement of the Lima Avenue/US 68/SR 15 interchange. The net take of land is 0.797 acres. ODOT has also offered compensation for removing and replacing the security gate that serves the hangars along Lima Avenue. The total compensation offered is estimated at thirty-nine thousand seven hundred twenty-four dollars (\$39,724.00) of which twelve thousand six hundred ninety-nine dollars (\$12,699.00) is the appraised value for the land. Legislation to authorize the Administration to complete the transfer of these parcels. Ordinance No. 2014-036 was created.

Discussion:

Councilman Klein asked if the land falls outside the fence. Law Director Rasmussen replied it does. It is the gate area to the hangars, the fence, and the right-of-way along the current. The public portion of the right-of-way.

Councilman Russel asked if there is a need to strike while the iron is hot on this issue. Law Director Rasmussen replied it does not have to be. If it is not passed, we will have to provide them a right of entry letter. The reason this is coming to an end for ODOT is because the FAA was not cooperative in returning some phone calls. We've been dealing with them for months. We finally got the approval. It will not cause a problem for the project if it is not passed. We will have to do some extra work which is not a big deal. It is a good offer for that property. They will replace the gate for us and do some sewer work for us during the course of the project that we are not paying for and would have had to do ourselves. It will not kill the project, but would help us to not have to provide a bunch of other documents to the FAA and ODOT.

Councilwoman Spence has spoke to the Airport Director who is completely on board with this project and is looking forward to the upcoming changes on the exit ramp for the SR 15 interchange. Filed.

**City Auditor Jim Staschiak – pre-tax FFD and FPD employee contributions**

On tonight's agenda are two (2) resolutions concerning the pre-tax status of employee contribution to the Ohio Police and Fire Pension Fund. One addresses the Fire Department employees; and the other is for the employees of the Police Department. The employee contribution for Police and Fire Pension Fund is increasing to eleven and a half percent (11.5%) in July. The City will need to update the previous resolutions in order to maintain the pre-tax status of the entire deduction. Earlier legislation allowed for a ten and three-quarter percent (10.75%) deduction to have a pre-tax status. The updated resolutions must be approved by Council's second meeting in June or earlier, and must be filed timely with the Ohio Police and Fire Pension Fund so that it is in effect for the first payroll in July. Legislation with an emergency clause to take effect as soon as they are approved by Council in order to maintain this benefit for the City's Police and Fire Department employees is requested. Resolutions No. 018-2014 and 019-2014 were created. Filed.

## COMMITTEE REPORTS:

The **APPROPRIATIONS COMMITTEE** to whom was referred a request from Mayor Mihalik for an appropriation of six thousand two hundred dollars (\$6,200.00), as the City of Findlay's share, for Field Operating Guides (FOG), to assist first responders with potential active shooter events at schools located within Hancock County.

*We recommend approval of the above request.*

Councilman Nichols moved to adopt the committee report. Councilman Monday seconded the motion. All were in favor. Filed.

The **PLANNING & ZONING COMMITTEE** to whom was referred a request from Rooney & Ranzau, Ltd. Philip L. Rooney to annex the real property described in the Ranzau/Jaqua annexation petition, and that upon annexation to the City, the property be zoned as 11 Light Industrial District.

*We recommend annexation and zoning as requested.*

Councilman VanDyne moved to adopt the committee report. Councilman Shindledecker seconded the motion.

### Discussion:

City Auditor Staschiak noted that the Auditor's Office has a long-standing procedure for annexations in place that has been around a few decades. Referring annexations to committee does not begin until the Auditor's Office files the sixty (60) day letter with the Council Clerk. This committee report changes that process. If the process is changing for this annexation, it should be noted in the record that it is okay to do so and the reason given as to why. He was not aware that this was fast-tracked to the Planning & Zoning Committee. Councilman Russel replied that it was sent to the Planning & Zoning Committee. He had conversations when it was appropriate to refer it. Both the City Law Director and those in Hancock Regional Planning Commission asked it be reviewed by the Planning & Zoning Committee at the last meeting. Law Director Rasmussen added that the annexation process is really a Hancock County process. They are the ones who approve it. This particular annexation was an expedited annexation by a unanimous decision of the property owners to proceed. Our process is to approve the annexation. Statute 709.04 requires that no approval be made before the sixty (60) day period is run. Subcommittees, by case law, are not considered decision making bodies. Referrals to those committees can be made. None of the procedural guidelines for our process by statute are required to be filed. They are merely directory except for one specific requirement not be passed before the sixty (60) days and emergency legislation not be passed on an emergency basis. There is no requirement that the statutory rules and the three (3) readings be waived. In this particular case, because it was expedited, there was no hearing before the County Commissioners. They received the petition and acted on it a couple days later. Normally, they have a hearing where notices go out to property owners giving them the right to come in and discuss the matter. In this case, we have the opportunity to pass it after the sixty (60) days, but give it some readings which is fair of the Administration to do so, so that there could be some public input on it before the May 20, 2014 City Council meeting. Statute 709.21 states that any procedural errors are not fatal to the Hancock County Commissioners decision, so it is not really an issue to bring it before City Council or subcommittees now. It just cannot be adopted tonight. It does required three (3) separate readings.

City Auditor Staschiak noted that his letter stating when the sixty (60) day waiting period is up will come before City Council on May 20, 2014.

All were in favor. Filed.

## LEGISLATION:

### RESOLUTIONS

#### RESOLUTION NO. 017-2014 (no PO)

first reading

adopted

A RESOLUTION APPROVING THE EXPENDITURES MADE BY THE AUDITORS OFFICE ON THE ATTACHED LIST OF VOUCHERS WHICH EITHER EXCEED THE PURCHASE ORDER OR WERE INCURRED WITHOUT A PURCHASE ORDER EXCEEDING THE STATUTORY LIMIT OF THREE THOUSAND DOLLARS (\$3000.00) ALL IN ACCORDANCE WITH OHIO REVISED CODE 5705.41(D).

Councilman Harrington moved to adopt the Resolution, seconded by Councilman Klein. Ayes: Frische, Harrington, Klein, Monday, Nichols, Russel, Shindledecker, Spence, VanDyne. The Resolution was declared adopted and is recorded in Resolution Volume XXXII, and is hereby made a part of the record.

#### RESOLUTION NO. 018-2014 (11.5% pick up FFD)

first reading

adopted

A RESOLUTION AUTHORIZING AND DIRECTING THE AUDITOR OF THE CITY OF FINDLAY, OHIO TO COMPLY WITH SECTION 742.31 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY.

Councilman Harrington moved to adopt the resolution, seconded by Councilman Klein. Ayes: Harrington, Klein, Monday, Nichols, Russel, Shindledecker, Spence, VanDyne, Frische. The Resolution received its second and third readings.

### Discussion:

Councilman Harrington asked if resolutions have to have three (3) readings. Law Director Rasmussen replied that all legislation whether they are resolutions or ordinances need to have three (3) readings except those actions Councilmembers pass by voice vote. In the past for many years, resolutions were created for posterity sake. They are easier to search, easier to find and keeps a good historical record. It is very tough to search minutes. In this particular case, it would require the readings because it is directing the Auditor to deduct funds from payroll and submit those to the state. Councilman Harrington then asked if Councilmembers would have to request to suspend the rules and give it its second and third readings and if a motion would need to be made. Law Director Rasmussen replied a motion from a Councilmember would have to be made.

Councilman Harrington made a motion to amend his previous motion of adopting the resolution, but instead suspend the Statutory Rules and give the Resolution its second and third readings, seconded by Councilman Klein. Ayes: Klein, Monday, Nichols, Russel, Shindledecker, VanDyne, Frische, Harrington. Nay: Spence. The Resolution received its second and third readings. Councilman Nichols moved to adopt the Resolution, seconded by Councilman Klein.

### Discussion:

Councilwoman Spence noted that the reason she voted against suspending the rules was because the letter from the City Auditor stated that this does not need immediate action and that an answer was not needed until June or July. City Auditor Staschiak replied this needs to be in effect after the second City Council meeting in June in order to turn it into the Pension Board ahead of the first payroll in July.

Ayes: Monday, Nichols, Russel, Shindledecker, Spence, VanDyne, Frische, Harrington, Klein. The Resolution was declared adopted and is recorded in Resolution Volume XXXIII, and is hereby made a part of the record.

**RESOLUTION NO. 019-2014** (11.5% pick up FPD)

first reading

adopted

A RESOLUTION AUTHORIZING AND DIRECTING THE AUDITOR OF THE CITY OF FINDLAY, OHIO TO COMPLY WITH SECTION 742.31 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY.

Councilman Klein moved to suspend the Statutory Rules and give the Resolution its second and third readings. Councilman VanDyne seconded the motion. Ayes: Nichols, Russel, Shindiedecker, VanDyne, Frische, Harrington, Klein, Monday, Nay: Spence. The Resolution received its second and third readings. Councilman Harrington moved to adopt the Resolution, seconded by Councilman Klein. Ayes: Russel, Shindiedecker, Spence, VanDyne, Frische, Harrington, Klein, Monday, Nichols. The Resolution was declared adopted and is recorded in Resolution Volume XXXIII, and is hereby made a part of the record.

**ORDINANCES**

**ORDINANCE NO. 2014-020** (Marathon - E Hardin St vacation)

third reading

adopted

AN ORDINANCE VACATING A CERTAIN STREET (HEREINAFTER REFERED TO AS MARATHON EAST HARDIN STREET VACATION) IN THE CITY OF FINDLAY, OHIO.

Councilman Harrington moved to adopt the Ordinance, seconded by Councilman VanDyne.

Discussion:

Councilman Russel noted that he will be abstaining on this Ordinance and the other two (2) Marathon alley vacation Ordinances.

Ayes: Shindiedecker, Spence, VanDyne, Frische, Harrington, Klein, Monday, Nichols. Abstain: Russel. Ordinance was declared adopted and is recorded in Ordinance Volume VV, Page 2014-020 and is hereby made a part of the record.

**ORDINANCE NO. 2014-021** (Marathon - Elks alley vacation)

third reading

adopted

AN ORDINANCE VACATING A CERTAIN ALLEY (HEREINAFTER REFERED TO AS MARATHON/ELKS ALLEY VACATION) IN THE CITY OF FINDLAY, OHIO.

Councilman VanDyne moved to adopt the Ordinance, seconded by Councilwoman Spence. Ayes: Spence, VanDyne, Frische, Harrington, Klein, Monday, Nichols, Shindiedecker. Abstain: Russel. Ordinance was declared adopted and is recorded in Ordinance Volume VV, Page 2014-021 and is hereby made a part of the record.

**ORDINANCE NO. 2014-022** (Marathon - Beech Ave vacation)

third reading

adopted

AN ORDINANCE VACATING A CERTAIN STREET (HEREINAFTER REFERED TO AS MARATHON BEECH AVENUE VACATION) IN THE CITY OF FINDLAY, OHIO.

Councilwoman Spence moved to adopt the Ordinance, seconded by Councilman VanDyne. Ayes: VanDyne, Frische, Harrington, Klein, Monday, Nichols, Shindiedecker, Spence. Abstain: Russel. Ordinance was declared adopted and is recorded in Ordinance Volume VV, Page 2014-022 and is hereby made a part of the record.

**ORDINANCE NO. 2014-023** (Interstate West ROW dedication)

third reading

adopted

AN ORDINANCE ACCEPTING THE STREET RIGHT-OF-WAY DEDICATION AS SHOWN ON THE INTERSTATE WEST RIGHT-OF-WAY DEDICATION PLAT.

Councilman Harrington moved to adopt the Ordinance, seconded by Councilman Russel. Ayes: Frische, Harrington, Klein, Monday, Nichols, Russel, Shindiedecker, Spence, VanDyne. Ordinance was declared adopted and is recorded in Ordinance Volume VV, Page 2014-023 and is hereby made a part of the record.

**ORDINANCE NO. 2014-025**

third reading

adopted

(amend/repeal alley vacation Ordinance 2006-054 sections 1 and 2)

AN ORDINANCE AMENDING CERTAIN PROVISIONS CONTAINED IN SECTION 1 OF ORDINANCE NO. 2006-054 AND REPEALING CERTAIN PROVISIONS CONTAINED IN SECTION 2 OF ORDINANCE NO. 2006-054.

Councilman Harrington moved to adopt the Ordinance, seconded by Councilman Klein. Ayes: Harrington, Klein, Monday, Nichols, Shindiedecker, Spence, VanDyne, Frische. Abstain: Russel. Ordinance was declared adopted and is recorded in Ordinance Volume VV, Page 2014-025 and is hereby made a part of the record.

**ORDINANCE NO. 2014-030** (self insurance settlement)

first reading

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

First reading of the Ordinance.



**ORDINANCE NO. 2014-031****first reading****adopted**

(appropriation of funds – HAN-Findlay FY14 Resurfacing ODOT PID #95298 project #32832300; curb replacement on E Sandusky St & N Main St project 32842100; N Main St/Bigelow Ave intersection project 32831200)

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

Councilwoman Spence moved to suspend the Statutory Rules and give the Ordinance its second and third readings. Councilman Monday seconded the motion. Ayes: Klein, Monday, Nichols, Russel, Shindledecker, Spence, VanDyne, Frische, Harrington. The Ordinance received its second and third readings. Councilman Monday moved to amend the Ordinance to change the Permissive License Fund line item to now be Capital Improvement Fund. Councilman Harrington seconded the motion. Ayes: Monday, Nichols, Russel, Shindledecker, Spence, VanDyne, Frische, Harrington, Klein. Councilman Monday moved to adopt the Ordinance, seconded by Councilman Klein.

## Discussion:

Mayor Mihalik asked if there any restrictions based upon how we can use Permissive License Fund since we are only advancing funds for this particular project. Councilman Harrington replied that we can use it, but it is paid back. He asked the Mayor if she does not want restrictions on it. Mayor Mihalik replied that she just wants to make sure that it is okay to advance the funds for the County Permissive License Fund so that we are not caught in anything improper. Law Director Rasmussen added that it does have to be approved by Steve Wilson for specific road improvements, but the City Auditor told him we have reimbursement for the TIFFs once those funds have come in. He is not sure if it will be enough to make up the \$148,000, but since it is being spent on a road that would qualify, then the Capital Improvement Fund can be used with the Permissive License Fund. Mayor Mihalik is okay with this.

Ayes: Nichols, Russel, Shindledecker, Spence, VanDyne, Frische, Harrington, Klein, Monday. Ordinance was declared adopted as amended and is recorded in Ordinance Volume VV, Page 2014-031 and is hereby made a part of the record.

**ORDINANCE NO. 2014-032** (Ranzau/Jaqua annexation – accept and approve annexation)**first reading**

AN ORDINANCE ACCEPTING AND APPROVING AN APPLICATION FOR ANNEXATION OF TERRITORY SITUATED IN THE TOWNSHIP OF MARION, COUNTY OF HANCOCK, STATE OF OHIO, AND SITUATED IN THE NORTH HALF OF SECTION 5 AND THE NORTHEAST QUARTER OF SECTION 6, MARION TOWNSHIP, T1N, R11E, A TRACT OF LAND CONSISTING OF 276.627 ACRES OF LAND, MORE OR LESS AND FURTHER DESCRIBED HEREIN, AND TO PETITION THE COUNTY COMMISSIONERS TO ALTER THE BOUNDARIES IN ACCORDANCE WITH SECTION 503.07 (HEREINAFTER REFERED TO AS THE RANZAU/JAQUA ANNEXATION).

First reading of the Ordinance.

**ORDINANCE NO. 2014-033** (Ranzau/Jaqua annexation – rezone)**first reading**

AN ORDINANCE AMENDING CHAPTER 1100 ET SEQ OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, KNOWN AS THE ZONING CODE BY ZONING THE FOLLOWING DESCRIBED PROPERTY AS I-1 LIGHT INDUSTRIAL DISTRICT (HEREINAFTER REFERRED TO AS THE RANZAU/JAQUA ANNEXATION).

## Discussion:

Law Director Rasmussen noted that there will be a public hearing on May 20, 2014 to consider the zoning of this.

First reading of the Ordinance.

**ORDINANCE NO. 2014-034** (Series 2014 Debt Issuance)**first reading**

AN ORDINANCE APPROPRIATING AND DE-APPROPRIATING FUNDS, AND DECLARING AN EMERGENCY.

First reading of the Ordinance.

**ORDINANCE NO. 2014-035** (severance payout, OWDA loan payoff)**first reading**

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

First reading of the Ordinance.

**ORDINANCE NO. 2014-036** (Lima Ave/US 68/SR 15 Interchange Improvements)**first reading****adopted**

AN ORDINANCE AUTHORIZING THE MAYOR TO TRANSFER 0.797 ACRES OF LAND AT THE AIRPORT TO THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) TO BECOME PART OF THE LIMITED ACCESS RIGHT OF WAY FOR THE IMPROVEMENT OF THE LIMA AVENUE/US 68/SR 15 INTERCHANGE AS PART OF THE I-75 CORRIDOR EXPANSION PROJECT.

Councilman Russel moved to suspend the Statutory Rules and give the Ordinance its second and third readings. Councilman VanDyne seconded the motion. Ayes: Nichols, Russel, Shindledecker, Spence, VanDyne, Frische, Harrington, Klein, Monday. The Ordinance received its second and third readings. Councilman VanDyne moved to adopt the Ordinance, seconded by Councilman Harrington. Ayes: Russel, Shindledecker, Spence, VanDyne, Frische, Harrington, Klein, Monday, Nichols. Ordinance was declared adopted and is recorded in Ordinance Volume VV, Page 2014-036 and is hereby made a part of the record.

**ORDINANCE NO. 2014-037** (FPD GovDeals.com)**first reading**

AN ORDINANCE APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

First reading of the Ordinance.

## UNFINISHED BUSINESS

**OLD BUSINESS** – none.

### **NEW BUSINESS:**

Councilman Nichols noted that back when they were making rules for Council, in the committee assignments, it was decided to give some reports on the various subcommittees. He is assigned to the Home Builders Association which meets the second Monday of each month at Northridge Swim Club at 6:30pm, a meal at 7:00pm, and then at 7:30pm, they discuss business. He highlighted some of the things the Home Builders do. To raise funds, they have a golf outing, a social reverse raffle drawing, and sponsor the parade of homes. This year, there will be six (6) homes designated for the parade at various sites. They are looking to have even more than that. This organization is very kind with the money that they generate. They sponsor many things for our community (i.e. provide money to the United Way, Hope House, do work for the school grounds play equipment, Red Barn, sponsor Walk-A-Mile in Her Shoes, helped the Liberty-Benton Basketball team with a project, working with the Backyard Mission, provide scholarships for Millstream Vocational Center students). This group of individuals does an outstanding job. They are all first class citizens who make a difference for our community.


Councilman Russel made a motion to excuse the absence of Councilman Douglas. Seconded by Councilman Nichols. All were in favor.


Councilwoman Frische had a citizen ask her about committee reports and why the Findlay Fire Department does not submit a monthly departmental report. She asked if there is a reason why they do not and if the Fire Department can start submitting one. Mayor Mihalik replied that she will ask the Findlay Fire Department to start submitting monthly departmental activity reports. Councilwoman Frische noted that it would be beneficial for the community to know what things they are doing (i.e. inspections in the downtown buildings to check for safety issues, etc.).

Councilman Harrington asked if funds could be appropriated or budgeted to increase metric staffing for undercover Police Officers and/or drug dogs for our drug task force. We need to stay on top of this issue. It is important and this body should take it seriously both as Councilmembers who represent the citizens of Findlay, but also as parents and grandparents of youth. We need to do anything we can to help. Mayor Mihalik replied they will be adding an additional six (6) Officers in the Police Department that was proposed by the Administration and approved by Council and are in the process of doing so. There is a tremendous amount of lag time when doing this as they have to be trained. If they do not come to us directly from the academy, then they have to go to the academy. Because of our current status in terms of the number of Officers we have, we are a little short on field training Officers. She will talk to the Police Chief about the drug issues in the Findlay area. Not only are we adding Officers, but may add people to specific task forces, specifically the Vice Narcotics Unit which works directly with METRICH, but also the re-establishment of the Special Assignment Unit that could be utilized in assisting the VNU with any incident that may be happening in or around the Findlay area. Those are our financial efforts to date to try to help curb not only drug activity, but criminal activity throughout the town. There may be an opportunity for us to participate in some of the prevention programs, and also rehabilitation. There is more than one way to deal with this huge issue. Councilman Harrington noted that Fostoria hired outside undercover Officers a few years ago when they felt it was necessary. Private citizens and corporations pitched in and hired outside undercover officers who came in and made a large impact on that community, but unfortunately, they lost the funding sources and has since gone away and the problem has come back possibly worse than ever. In our community with some of the foundations and some of the other participants that may step up to the plate including the City and County, that same effort could be made. He is unsure if additional officers is the solution or what, but would like to see a long term solution rather than a short term solution. If the dealers are discouraged from coming to Findlay to seal heroin and other drugs to our youth and adults, we have to do whatever we can to discourage them. If we do not open our doors to them, then they will think that anybody they are approaching could be an undercover officer and may avoid Findlay and move on to someplace else. He would like to see drug dealers keep moving down I-75 onto to someplace else instead of getting off on our exists and coming in. While it will not solve the problem 100%, our undercover Police Officers and our citizens can still put the fear of their presence out there. It can't hurt. Mayor Mihalik added that it might be in Council's interest to invite to Council the different task forces we have here that deal with prescription drug abuse and opiate addiction. As long as there is a demand for that type of activity because of addiction, there will be a supply available. Law enforcement is very much aware of this. There is a root cause at the beginning of it all. Not many start using heroin just to check it out. They start to abuse it because they are addicted to something else. She feels it would be a good idea to look at the whole issue instead of just the law enforcement side.

Councilman Nichols noted that he received a phone call about a waterline that was put in at 130 Eighteen Street. The sidewalk was tore out and needs replaced in that area. A mail carrier fell in the hole today where the sidewalk has not been replaced. It has been this way for a long time. He walks this area and did notice when the waterline work was done, but that the sidewalk was never repaired properly.

President J. Slough adjourned Council at 8:51pm.

  
CLERK OF COUNCIL

  
PRESIDENT OF COUNCIL