

Update

February 10, 2006

The newsletter of the
Virginia Municipal League

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Transportation debate rolls on as 2006 session nears midpoint

The pace in the House and Senate is quickening as each body hurries to meet the Feb. 14 deadline for acting on most of the legislation that it originated. The two houses must also each adopt proposed budgets by midnight Feb. 19. Adjournment is scheduled for Saturday, March 11.

In the interim, a debate over how the state should pay for long-term solutions to its growing transportation problems will unfold. Local government officials need to make their voices heard on this important issue.

The problem

Virginia has \$108 billion in documented transportation needs over the next 20 years,

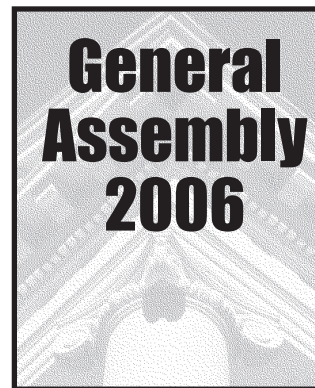
and no plan to pay for them. This fact – documented by the Commonwealth

Transportation Board – is no surprise to local officials and business leaders. Commuters in the state's most populous areas confront unrelenting gridlock almost daily. They see no relief in sight.

As the late U.S. Sen. Daniel Patrick Moynihan once said, "There are no free lunches or freeways." If you don't pay for transportation improvements, you do without. If you take funding from other programs or

services to pay for transportation, then critical core services such as public education suffer. These facts are at the heart of the debate over transportation funding.

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Land-use legislation nears vote

Both the House and Senate considered important land-use measures in recent days aimed at enabling localities to better deal with growth. Throughout the session local governments have been working with patrons and other stakeholders to amend the bills so that they accomplish the goal of promoting better land-use planning without harming local governments. Here is a summary of some of the land-use legislation that was being considered as this edition of *Update* went to press. Please refer to the latest issue of the *Legislative Bulletin* for the very latest information on these bills.

Senate bills

The Senate Local Government Committee reported several bills Feb. 7 dealing with land use and growth control, including:

Land use and transportation coordination. SB 699 (Houck) sets up a process for sending comprehensive plan amendments, rezonings and subdivision / site plans to VDOT for its review. This bill has been heavily amended. VDOT will enact regulations for when a traffic impact analysis is required to be done for a project. The bill also permits VDOT to charge fees for review of submissions, but the maximum is set fairly low – a maximum of \$1,000. SB 724

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FROM THE CAPITOL**GENERAL ASSEMBLY 2006****Transportation debate continued ...**

Gov. Tim Kaine and a number of Senate leaders have proposed significant, long-term plans for financing transportation projects. These plans rely on non-general fund revenue sources, as opposed to adding transportation to the list of services vying for state General Fund revenue. The General Fund pays for, among other things, K-12 education, public safety and jails, and car tax reimbursements to localities. These plans also contain bills more closely linking land use to transportation.

House leaders have proposed a number of measures more closely linking land use and transportation, as well as ones to codify and expand the revenue sharing program and enact fines for abusive drives. They have expressed support for increased use of public private projects, including toll projects, as well as increased use of debt for construction purposes. The House may introduce further financing initiatives when it unveils its budget proposal on Feb. 19.

All parties intend to erect a "firewall" around transportation funding to discourage siphoning of existing non-general funds to the state's general fund. Kaine and the House support a constitutional amendment; the Senate would protect the dollars through the legislative process (i.e., without a constitutional amendment).

As leaders in the legislative and executive branches have reviewed and studied transportation, they have come to the conclusion that transportation and land use must be more closely linked in order to make practical, effective changes. All parties to this debate have proposed measures to give localities more tools to deal with growth. Coupled with these measures are new requirements on localities. Local officials clearly hold differing opinions on these proposals. However, it is clear that additional funding without the land use linkages is unlikely. Legislative compromises will likely be necessary. VML is working closely with all the affected parties, including competing and dissimilar interests, to try to work out the best plan for local governments. Please keep this in mind as the transportation discussion continues.

The local government message

Local government officials need to stress the following points in their upcoming discussions with delegates and senators:

- Adopt a significant, continuing source of non-general funds for transportation. Adding transportation to the core services dependent on the general fund would merely increase the competition for finite resources. Reducing support for existing general fund programs in favor of transportation in times of economic downturn will put increased pressure on local governments and the real estate tax to make up the difference.

- Transportation construction projects require long-term, consistent funding. It is unrealistic to count on surpluses every year to pay for long-term transportation projects. Construction cannot stop and start as the general fund ebbs and flows.

- Federal funding is not the answer to the state's funding needs. The most recent reauthorization law earmarked three-fourths of the funds coming to Virginia for specific projects; not necessarily ones on the state's priority list. This funding, while important, does not offer enough or offer enough flexibility. Virginia must be self-reliant.

- Address the problem in the 2006 session. The General Assembly is in session until March 11. The issues have been studied and the needs are known.

The Kaine plan

The governor's plan includes bills to link transportation with land use planning, and to increase "user fees" – taxes and fees affecting vehicles and drivers – that would generate more than \$900 million a year in dedicated, non-general funds for transportation.

It would:

- increase the motor vehicle sales and use tax (the titling tax) from 3 percent to 5 percent (\$435.5 million a year);
- increase the auto insurance premium tax from 2.25 percent to 4.5 percent (\$117.6 million a year);
- dedicate one-third of all insurance premium taxes to transportation (\$146.7 million a year);

- increase vehicle registration fees based on vehicle weight (\$75 million a year); and

- enact new abusive driver penalties (\$133 million a year).

Nearly 50 percent of this funding would support road maintenance. Investing in maintenance would actually increase construction funding, since VDOT must currently allocate a chunk of construction funding to meet constantly growing maintenance needs. Kaine's plan also would increase funding to mass transit, reduce outstanding debt, and expand the local revenue sharing program. The plan also promotes public-private projects, including toll projects, and increases state discretionary funding for significant regional projects.

Recent actions: The House Finance Committee defeated the two of Kaine's primary funding proposals on Feb. 6, including the increases in the motor vehicle sales and use tax and auto insurance premiums. His measures still await Senate action. Although the House bills have died, parts of these proposals may resurface as part of a final agreement.

Key funding legislation in Kaine's plan still in play: SB 726 (Hawkins) - increases the Motor Vehicles Sales and Use Tax and dedicates the funding to transportation purposes; HB 1612 (Rust) - enacts new fees on abusive drivers.

Senate START plan

A bipartisan group of senators worked with a diverse group of citizens over the last several months to develop a plan. In announcing the START plan last month, Sen. John Chichester stated that transportation "cannot compete with education, health care and public safety – transportation must complement these core services. We cannot 'cure' transportation by draining the lifeblood from public and higher education, health care, and public safety."

Senate START proposes a phased-in plan to provide \$1.2 billion a year in dedicated, non-general fund sources for transportation.

FROM THE CAPITOL**GENERAL ASSEMBLY 2006****Transportation debate continued ...**

The plan would:

- increase the motor vehicles sales and use tax from 3 percent to 5 percent (\$477 million a year) and establish a “rack tax” of 5 percent. Retailers would pay the new sales and use tax when purchasing fuel from wholesalers (\$450 million a year).
- dedicate one-third of auto insurance premiums to transportation (\$129 million a year).
- increase vehicle registration fees (\$86 million a year).
- apply the state sales and use tax to auto repairs (\$58.5 million a year)
- increase the state diesel fuel tax by 1.5 cents to match the current motor fuels tax rate of 17.5 cents (\$18 million a year).

Rather than running the new funding through the existing construction formula, like Kaine’s plan, more than half of the Senate START funding would support two new incentive funds: An Urban Congestion Relief Fund (\$500 million a year) and a Rural Transportation Fund (\$200 million a year). The Commonwealth Transportation Board would award funds for qualifying regional projects, with a regional match required. The plan would also buttress

road maintenance funding, increase funding for mass transit and rail, reduce outstanding debt and stress multi- and intermodal planning.

Key funding legislation in Senate plan still in play: SB 708 (Hawkins) - increases specific revenues for transportation purposes.

House leadership plan

The House leadership plan is still emerging, but includes several initiatives so far. In discussing part of its plan last week, House Speaker William J. Howell stated: “If we’re serious about having the state and local governments seize new opportunities, a shift in the mindset of how we think about these issues is required. House Republicans want to open wide the door to imaginative, private-sector solutions that will help meet pressing public needs without adding to the burdens of taxpaying families.”

In addition to issuing additional transportation debt with one-third of all insurance premium taxes (\$146.7 million a year), the House Leadership proposes new abusive driver penalties (\$133 million a year).

The House increases funding to codify and expand the local revenue

sharing agreement and pursues greater privatization of particular VDOT operations, including all maintenance for the Interstate Highway System. The House also intends to make use of incentive-based, Public-Private Transportation Act projects, including toll projects.

Key House legislation still in play: HB 1257 (Hugo) - dedicates one-third of all insurance premium taxes to additional bonds; HB 527 (Rust) - enacts fees for abusive drivers.

A final note

Please keep in mind that this debate is fluid – bills will be amended or defeated; components of the various plans will be adjusted, merged or otherwise changed as the various parties in the debate attempt to come up with a workable plan. We will keep you posted on these developments in the coming days and weeks. It is crucial that you read copies of VML’s *Legislative Bulletin* and respond to any requests for your help published in an *Action Call*.

... Prepared by VML and VACo staff for *Legislative Day*. ❖

Land-use legislation continued ...

(Quayle), a similar initiative from Gov. Tim Kaine, was incorporated by name, not substance, into SB 699.

Cluster development. As introduced, SB 374 (Watkins) would have required every locality to adopt a by-right cluster development ordinance. The amended version reported by Senate Local Government Committee exempts all localities who have a growth rate of less than 10 percent between the last two decennial censuses (1990-2000) and localities with a population density of 2000 per square mile or greater. The bill is further limited in that the cluster ordinance must apply to at least 40 percent of unimproved land zoned residential or agricultural. In addition, local, state and national parklands, forest, and wildlife areas are considered “unimproved land” and therefore not included in the 40 percent calculation.

Road impact fees. SB 225 (Quayle) extends road impact fee authority to the City of Suffolk. After a lengthy discussion, which included opposition from the homebuilding industry, the committee reported the bill 8-7.

House bills

Several bills dealing with land use and growth issues have been reported from a House Counties, Cities and Towns subcommittee and were scheduled to be heard Feb. 10, at the full committee’s meeting, which was scheduled to begin at 8 a.m.

Here is an overview:

Cash proffers. HB 1506 (Athey) reduces the required growth rate for a locality to have the right to impose conditional zoning from 10 percent to 5 percent. It also loosens the requirements

FROM THE CAPITOL**GENERAL ASSEMBLY 2006****Land-use legislation continued ...**

for where cash proffers received may be spent. Current law for most localities limits the expenditure of cash proffers to the project for which it was given. The bill eases that restriction. It also allows 100 percent of cash proffered amounts to be counted towards the calculation of the local share in transportation revenue sharing projects. HB 1520 (R. Marshall) was conformed and incorporated into HB 1506.

Land use and transportation coordination. HB 1513 (Frederick) was conformed to SB 699 (see above). The bill was strongly supported by the Kaine administration.

Comprehensive plans; road improvements. As amended, HB 1521 (R. Marshall) requires the comprehensive plan to include a map with estimated costs of planned road and transportation improvements as such estimates are available from the Virginia Department of Transportation.

Capital improvement programs; road improvements. As amended, HB 1528 (Hamilton) requires capital improvement programs to include road and transportation improvements that the locality chooses to include in its capital improvement plan and that are adopted as an amendment to the comprehensive plan. ❖

Kaine's transfer of development rights, rezoning denial bills thwarted

The House Counties, Cities and Towns subcommittee did not report the governor's bills dealing with the transfer of development rights and rezoning denials.

HB 1610 (R. Marshall) would have clarified that localities could deny or modify rezoning requests when existing and future transportation networks are

inadequate to handle anticipated effects of proposed developments. The bill would have required a local ordinance – with several factors to be considered by the locality – in making such decisions.

HB 1542 (Sickles) would have allowed any locality to adopt a transfer of development rights ordinance. ❖

Eminent domain legislation advancing

An important bill dealing with eminent domain was reported to the House of Delegates by a unanimous vote of the House Courts of Justice Committee. HB 94 (Suit) was likely to be debated on the floor sometime this week. It is widely supported by most condemnors, including local governments, and a significant block of property rights advocates.

Despite the unanimous vote in committee, it is expected that floor amendments

will be offered to make the bill unacceptable to most of the stakeholders by deleting the list of existing condemnation powers currently set forth and authorized in the bill.

Please talk to your delegate(s) and urge them to support for the bill in its current form and reject any floor amendments.

SB 394 (Stolle) is almost identical to HB 94. ❖

Telecommunications tax reform update

The House of Delegates approved the long-negotiated proposal for restructuring of taxes on communications services. The vote on HB 568 (Nixon), which is in much the same form as last year, was 62-35.

The bill would replace current local consumer utility taxes, business license taxes in excess of 0.5 percent of gross receipts, cable franchise fees and local E-911 fees with a statewide 75 cents per month E-911 fee and 5 percent Communications Sales and Use Tax on all voice, video and audio communications regard-

less of technology. Cable companies would also collect and pay the public rights-of-way use fee that now applies to local exchange telephone companies.

The new taxes and fees would be collected by the companies from their customers and paid monthly to the Virginia Department of Taxation. These revenues would be held in a segregated trust fund and distributed monthly to all counties, cities and towns, without going through the state appropriation process. This will insulate the funds from future "raids" by General

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FROM THE CAPITOL

GENERAL ASSEMBLY 2006

Telecommunications tax reform continued ...

Assembly budget writers. Each county, city and town's distribution percentage would be the same as its percentage of the FY 2006 state total of the taxes and fees being eliminated. After June 30, 2006, the Auditor of Public Accounts will compile the figures on which the distribution will be based, from the FY 2006 annual reports submitted to his office by localities' auditors.

Small towns that do not routinely furnish an annual audit report to the APA will have to make a one-time report of their revenues from these taxes and fees, so that they can participate in future distributions of the new tax.

Local officials may hear some public safety agencies complain that the bill is not "revenue neutral" for them, because the landline E-911 funds that now come to the locality earmarked for that

purpose will be replaced by a general fund distribution. But because those current E-911 collections will be reflected in the locality's distribution percentage, this will not be a revenue loss, only a change in how the revenue is labeled.

VML is convinced the bill's broadened tax base and fixed-percentage distribution method will reasonably ensure that no locality will lose any current revenue as a result of the change.

The league supports the bill because it will replace a shrinking tax base with one that should offer reasonable future growth.

The revenue base for the current taxes and fees is rapidly shrinking as customers increasingly shift to technologies that are now taxed at lower rates (wireless phone service) or are not taxed

at all (Voice over Internet phone service; satellite TV).

Figures reported by VDOT recently indicate that land-based phone lines in service in Virginia (the base for the current consumer utility tax) decreased another 4.25 per cent in the 12 months ended Sept. 30, following a 5.4 per cent decline in the previous year. Increased growth in VOIP usage will only accelerate this decline. In contrast, when all types of communications services are included, the industry is growing in Virginia. Applying the replacement 5 per cent tax to all these services is intended to ensure that localities will have reasonable annual revenue growth from this source for the foreseeable future. ❖

Cable television competition bills raise issues

SB 706 (Stolle) and HB 1404 (Griffith) establish a new process for a cable company or telephone company to gain the right to offer cable TV services. The two bills have passed their originating houses.

The bills' major impacts on local government regulation are in the following areas:

- When a new entrant informs the locality that it plans to provide cable services, the locality may negotiate for an agreement. However, if the negotiations don't bear fruit in 45 days, the new entrant may begin offering cable service and the locality follows up by adopting an ordinance that retroactively authorizes the company to provide cable. The bills have numerous provisions defining what the ordinance may contain.

- After a new entrant begins offering cable service, the existing cable operator may essentially opt out of its franchise agreement and force the locality to adopt an ordinance to allow it to use the new entrant's franchise.

- After the new entrant and the existing operator are operating under an ordinance, as opposed to a negotiated

franchise, the locality has to take over the operation of the PEG channel studios. The locality may only charge a 1 per cent fee for the cost of running the studio and for the operation of the INET service (cables to schools, fire stations, government buildings, etc.). This amount will prove insufficient.

- The bills currently severely limit the number of PEG channels each operator must carry. In larger localities, the bills would have the effect of reducing the number of PEG channels.

- The bills allow the existing cable operator to get out of its franchise agreement. This element of the bills is very likely to be found to violate the U.S. Constitution and the constitution of Virginia. However, the constitutional problems are not likely to be addressed in any future negotiations during the session.

VML's 2006 Legislative Program encourages competition in the cable TV market, but also requires that the revenues to local governments remain at a constant level and that the quality of service to the citizens remain level. VACo's legislative program does not

contain a specific position regarding the provision of cable services but VACo has concerns about the bills because of general legislative positions opposing the erosion of local government authority. v

While the bills encourage competition, they do not protect any of the rights of local governments that VML and VACo support. Local governments were excluded from the negotiations between the cable industry and Verizon just before and during the beginning of the session. The four patrons (Sen. Stosch and Del. Kilgore are patrons, also) put much pressure on the industry representatives to work out a single bill. As a result, VML and VACo were unable to promote our interests during the negotiations. The patrons assert that they are willing to work with local governments to limit the harm to the local role in franchising of cable TV operators, because they recognize that we have not had input into the bills in their current form. VML and VACo fully expect to be able to present amendments to the bills before they are considered in committee after the Feb. 14 crossover. ❖

ETCETERA**Health access grant guidelines available**

THE VIRGINIA HEALTH Care Foundation has released guidelines to be used in distributing new state grant funding designed to improve Virginia's health care safety net.

To learn more about the funding for health access programs, log on to www.vhcf.org/grants. ♦

POSITIONS**Longer version of job ads posted at www.vml.org**

Because of the number of requests it receives to publish job advertisements, VML reduces the length of the position descriptions in Update. A full version of all of the job listings published here for the past two months appears on VML's Web site at www.vml.org. Visit the VML site and click on "Marketplace" to read the complete descriptions.

Human Resources Analyst, Loudoun County

SALARY: \$46,461-\$62,722 hiring range. Will work with public safety agencies. Reqs. senior level HR exper. with expertise managing employee relations, interpreting laws and ensuring compliance with Va. codes and statutes. Any comb. of educ. and exper. equivalent to master's degree in HR, public administration, business or related field, and 2 yrs. directly related professional exper. Prefer exper. with local government and public safety. Log on to www.loudoun.gov for additional info. and required application. # 06-328. Deadline: March 3. EOE.

County Planner I, Henrico

SALARY: \$36,128-\$63,416 (+) benefits. Apply knowledge of statistics, census data, mathematics, economics, sociology, zoning, land use, GIS, urban design and map reading in assisting in drafting staff reports for rezoning, provisional use permits, small area studies and special projects. Bachelor's degree in relevant field and 1 yr. of planning work in municipal or county govt. or any equiv. comb. of exper. and training that

provides the req. knowledge, skills and abilities. For specific descriptions of duties and qualifications and to apply, visit www.henricojobs.com. # 1001-0023. Deadline: Feb. 23. EOE.

Water/Wastewater Administrator, Chesapeake

SALARY: \$60,265 (min) - \$75,332 (mid) (+) benefits. Manages water and wastewater systems, including establishing and implementing policies, administering personnel actions, developing and controlling budgets and preparing and presenting reports. Reqs. engineering or scientific bachelor's degree in civil engineering or closely related field; driver's license and PE license; 6 + yrs. related exper.; thorough knowledge of Microsoft Office. For complete description and opportunity to apply visit: www.jobs.cityofchesapeake.net. EOE

Water Production Manager, Chesapeake

SALARY: \$51,515 (+) benefits. Plan, oversee, and direct the operation and maintenance of the two primary water treatment plants and related facilities. Reqs. bachelor's degree in civil, chemical or environmental engineering or a closely related science field (e.g. chemistry, biology, etc.); valid driver's license that meets city driving standards. Reqs. 5 yrs. management experience in advanced water treatment technologies. Va. professional engineer license preferred. For complete description and opportunity to apply, visit: www.jobs.cityofchesapeake.net. EOE.

Library Director, Montgomery-Floyd Regional Library System (Christiansburg)

SALARY: \$60,000 and up significantly DOQ/DOE (+) benefits. Recommend and implement policy, and supervise appx. 50 employees (30 FTEs). Formulate strategic goals for the library system; manage 5 branch libraries, develop collections; prepare and manage \$1.5 million library bdgt. County application req. and available at www.montva.com or from 755 Roanoke St., Suite 2-D, Christiansburg, VA 24073, phone 540/394-2007. In addition, e-mail or mail a letter of application, resume, names, addresses, and telephone numbers of 3 references to: Molly Cox, Chair of Search Committee, Montgomery-Floyd Regional Library Board, 1014 Indian Creek Road, Willis, VA 24380, coxmf@floyd.k12.va.us. Web site: www.montgomery-floyd.lib.va.us. Applicant screening begins March 1. Open until filled. EOE.

Planner/Landscape Architect, Arlington County

SALARY: \$44,992-\$74,387 DOQ/DOE (+) benefits. Provides planning and landscape design expertise to the department, other county, state and federal agencies, and the community; provides landscape plan design review, comments and designs on planning issues, including development proposals, area master plans, special planning or urban design studies, and site development and landscape plans. Submit required Internet employment application at www.arlingtonva.us/pers. Questions? Call 703/228-3500 or e-mail pers@arlingtonva.us (no resumes, please). Deadline: Feb. 16. EOE.

Director of Human Resources, Roanoke

SALARY: \$66,096-\$102,449 DOQ (+) benefits. Lead and manage Department of Human Resources, which includes Compensation and Benefits; Employment, Training and Development; Risk Management; and Occupational Health divisions. Reqs. bachelor's degree (master's preferred); 8-10 yrs. related exper. Apply on-line at www.roanokeva.gov. Open until filled. EOE.

Director of Economic Development, Waynesboro

SALARY: Negotiable DOQ/DOE (+) benefits. Responsible for all projects, programs and initiatives related to economic vitality of the city. Supervises director of tourism and provides support for all tourism-related activities. Obtain detailed recruitment profile, application and job description by contacting the HR office at 540/942-6719. Submit cover letter, resume and city application to the Human Resources Office, 503 W. Main St, Suite 102, Waynesboro, VA. 22980 or e-mail dysonar@ci.waynesboro.va.us. Direct inquiries to James C. Fitzgerald at 540/942-6719. Deadline: March 1. EOE.

Business Development Coordinator, Ashland

SALARY: \$38,981-\$51,981 start range DOQ (+) benefits. Coordinate activities related to business development, expansion, recruitment and retention. Reqs. graduation from accredited college with relevant degree (master's preferred). Obtain applications and job description at: Town of Ashland Municipal Building, 101 Thompson St. Town application must be submitted. Inquiries to: Department of Planning &

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POSITIONS

Community Development at 804/798-1073. Mail or deliver completed application to: Director of Planning & Community Development, P.O. Box 1600, Ashland, VA 23005. Open until filled. EOE.

Human Resources Policy and Research Analyst, Loudoun County

SALARY: \$46,461- \$65,046 hiring range (+) benefits. Develop, revise, edit and evaluate HR policies and procedures. Educate staff on workplace procedures, policies and practices. Responsibilities include writing employee and supervisory publications; researching and drafting HR policies. Any comb. of educ. and exper. equiv. to master's degree in HR, organizational development or related business field and 2 yrs. of directly related HR exper. For additional info. and to receive a req. application, log on to: www.loudoun.gov. Deadline: Feb. 24. EOE.

City Attorney, Petersburg

SALARY: \$60,972-\$100,397 (+) benefits. Oversee legal affairs under general direction of the city council. Reqs. extensive experience as a practicing attorney, preferably with a considerable amount in municipal law. Residency requirement. Visit www.petersburg-va.org. Submit application and/or resume to City of Petersburg, Human Resources Department, 103 W. Tabb St., Petersburg, VA 23803. Deadline: March 31. EOE.

City Clerk, Petersburg

SALARY: \$31,840-\$51,737 (+) benefits. Work as legislative assistant to city council and attend all council meetings. Reqs. relevant bachelor's degree and 5-7 yrs. exper. in admin. mngmnt., preferably in municipal govt. Exper. as a municipal clerk or deputy municipal clerk desired. IIMC certification req. within 3 yrs. Residency req. Visit www.petersburg-va.org. Submit application and/or resume to City of Petersburg, Human Resources Department, 103 W. Tabb St., Petersburg, VA 23803. Deadline: March 31. EOE.

City Assessor, Petersburg

SALARY: \$52,957-\$87,013 (+) benefits. Plan, organize and direct the appraisal and assessment of real property under general direction of city council. Any comb. of educ. and exper. equiv. to graduation from accredited college with major course work in real estate, business mngmnt. or economics. CAE or comparable professional

designation preferred. Residency req. Visit www.petersburg-va.org. Submit application and/or resume to City of Petersburg, Human Resources Department, 103 W. Tabb St., Petersburg, VA 23803. Deadline: March 31. EOE.

Chief of Transportation Planning, Rappahannock Area Development Commission (Fredericksburg)

SALARY: DOQ (+) benefits. Supervise the transportation planning staff and oversee management of the Fredericksburg Area Metropolitan Planning Organization (FAMPO) and Rural Transportation Planning Programs. Reqs. master's degree in urban planning or related field and 5 yrs. exper.; comprehensive knowledge of the metropolitan planning process and travel demand modeling. Reply with resume as an attachment to jivester@fampo.state.va.us. Open until filled. EOE.

Wastewater Treatment Director, Buena Vista

SALARY: \$39,184-\$55,334 DOQ (+) benefits. Oversee all aspects of sewer facilities, including strategic planning; budgets and environmental compliance. Any combination of educ. and exper. equiv. to graduation from accredited college with relevant course work. Class II waste water works operator license desired; PE license preferred. Submit letter of transmittal, resume, salary history and 3 professional references to: Office of the City Manager, 2039 Sycamore Ave., Buena Vista, VA 24416. Application review begins Feb. 10. Open until filled. EOE.

Business Development Coordinator, Buena Vista

SALARY: DOE (+) benefits. Direct, review and participate in the promotion of economic development initiatives for commercial, retail and professional business development projects. Reqs. college degree and 5-plus yrs. exper. in relevant field. Send complete resume to: City Manager, City of Buena Vista, Attn: Business Development Coordinator, 2039 Sycamore Ave., Buena Vista, VA 24416. Detailed job description at www.buenavistavirginia.org/jobs. Open until filled. EOE.

Town Administrator, Caswell Beach, N.C.

SALARY: \$45,000-plus DOE/DOQ (+) benefits. (Pop. 443 / seasonal 4,000) Seeking savvy public administrator with

proven capabilities. Direct small, but growing admin. and public works staff; carry out policies of elected governing body (mayor and 5 commissioners). The town is implementing a wastewater system and addressing stormwater mngmnt. issues. Reqs. relevant bachelor's degree (master's preferred); min. 4 yrs. local govt. exper. Job description and additional info. at www.caswellbeach.org. Send resume and cover letter stating salary req., salary history and date of availability to: Town of Caswell Beach, Attn: Mayor Harry Simmons, 1100 Caswell Beach Road, Caswell Beach, NC 28465. Position available Feb. 1. EOE.

Town Planner / Zoning Administrator, Middleburg

SALARY: DOQ (+) benefits. Provides staff support to boards and reqs. demonstrated ability to interpret codes, site plans and subdivision plats, as well as ability to enforce regs. firmly and impartially. Reqs. relevant degree (master's preferred) + 4 yrs. of progressively responsible exper. in development review and code administration. Resume to: Mike Casey, Town Administrator, Town of Middleburg, P.O. Box 187, Middleburg, VA 20118 or mcasey@middleburg.org. For more info., call 540/687-5152. Deadline: ASAP. EOE.

Senior Accountant/Payroll Supervisor, James City County

SALARY: \$40,483 or higher DOQ. Responsible for variety of financial reports for the county's fiscal agencies; works with auditors, including the preparation of schedules, journal entries and account analysis. Duties include coordinating semi-monthly county and fiscal agent payroll process, reviewing and approving payroll and related reports, and supervising and evaluating payroll staff. For info. on how to apply and to obtain an application and a complete position description, visit www.jccegov.com or call 757/253-6736. #112-01. Open until filled. EOE.

Building Official, Scott County

SALARY: \$31,327-\$32,501 start range DOQ/DOE. Enforces county and state building codes, flood zoning regulations, and related work. Copy of full job description and VCC requirements for certification available at the county offices 276/386-6521. Apply by submitting county employment application, resume and cover letter to the Scott County Administrator's Office, 112 Water St., Suite 1, Gate City, VA 24251.

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POSITIONS

Application available at the county offices or at www.scottcountyva.com. Open until filled. EOE.

Wastewater Plant Maintenance Specialist, Lexington

SALARY: \$26,115-\$31,043 DOE/DOQ (+) benefits. Must have ability to obtain Va. Class 2 license, a commercial driver's license, as well as possess strong mechanical, electrical, computer and instrumentation background. Application forms available by e-mail, fax and at the Human Resource Office, Second Floor, City Hall, 300 E. Washington St., Lexington, VA 24450. Return applications to same address. Info: 540/463-3566 to request details/application, or e-mail utilitiesprocessing@ci.lexington.va.us. Deadline: Feb. 10. EOE.

Civil Engineer II – Water Resources, Albemarle County

SALARY: \$45,389-\$59,005 DOE/DOW. New position. Plan, design and manage capital projects to address deficiencies in public stormwater management and natural resource protection. Educ. and exper. equiv. to graduation from accredited college with major work in civil engineering, and/or registration as a PE, and at least 3 yrs. exper. in professional engineering, including supervisory exper. Apply at www.albemarle.org/jobs.asp. County of Albemarle, Department of Human Resources, 401 McIntire Road, Charlottesville, VA 22902; 434/296-5827. Deadline: Feb. 10. EOE.

Landscape Architect, Virginia Beach

SALARY: \$45,512-\$54,615 start range (+) benefits. Prepare or evaluate/modify detailed landscape designs. Reqs: Any comb. of educ. (above H.S.) and/or exper. equiv. to 8 yrs. in fields such as landscape design, urban forestry, or horticulture utilizing the req. knowledge, skills and abilities; valid driver's license or ability to obtain upon employment. Visit www.vbgov.com/careers for additional job info., and to apply on-line. # 468. Deadline: Feb. 22. EOE.

Director of Public Works, Lynchburg

SALARY: DOQ (+) benefits. (Pop. 66,900) Lead full-service, 307-member dept. with \$41.2 million bgt. Reqs. relevant

bachelor's degree (master's preferred); at least 5 yrs. progressively responsible leadership exper. in public service. Serves as member of leadership and economic development teams; residency req. Send confidential resume with salary reqs. to: Director of Human Resources, 900 Church St., Lynchburg, VA 24504 or via the Internet at www.lyncburgva.gov. Previous applicants will be included and need not re-apply. Initial review starts Feb. 17. Open until filled. EOE.

Deputy City Attorney, Hampton

SALARY: Negotiable DOQ (+) benefits. Responsibilities include: Managing civil litigation and providing legal advice relating to risk management, employment law, civil rights and tort cases. Prefer min. 5 yrs. exper. practicing municipal or other public sector Va. law. Send resume and city application to: Department of Human Resources, 22 Lincoln St., 4th floor, City Hall, Hampton, VA 23669. For more info. or to download an application form, log-on to www.hampton.gov/hr. Deadline: Feb. 15. EOE.

Facilities Program Manager, Arlington County

SALARY: \$62,464-\$103,278 (+) benefits. Oversee the planning, design and construction program of all county owned and leased facilities. Reqs. relevant master's degree with extensive exper. in facilities planning and/or construction mngmnt. (+) supervisory exper. Submit required Internet employment application at www.arlingtonva.us/pers. Questions? Call 703/228-3500 or e-mail pers@arlingtonva.us (no resumes, please). # 2003-6A-DES-KE. Open until filled. EOE.

Division Manager – Parks, Loudoun County

SALARY: \$53,785-\$72,610 hiring range (+) benefits. Ensure high quality of service delivery, including responsibility for regional parks that include recreation centers, sportsplexes, ballfields, swimming pools, a performing arts center and a farm museum. Will supervise program managers and volunteers. Reqs. any comb. of educ. and exper. equiv. to master's degree in leisure/park mngmnt. or related field with at least 4 yrs. directly-related work exper., including 2 yrs. supervisory exper. For additional info. and to receive a req. application log-on to www.loudoun.gov or call 24-hr. job line: 703/777-0536. HR: 703/777-0213. # 06-209. Open until filled. EOE.

Gang Response Intervention Team Coordinator, Loudoun County

SALARY: \$49,558-\$66,904 hiring range (+) benefits. 20-L Juvenile Court Service Unit. Oversee and coordinate multi-agency and multi-disciplined Gang Response Intervention Team. Must be able to respond immediately on-call for gang-related activities or incidents requiring responses or initiatives. Non-traditional hours to allow for evening and weekend community outreach and events, as well as coordination with those activities and personnel, that are 24/7. For additional info. and to receive a required application log-on to www.loudoun.gov or call 24-hr. job line: 703/777-0536. HR: 703/777-0213. # 06-241. Open until filled. EOE.

Social Worker - Social Services, Loudoun County

SALARY: \$40,134-\$60,201 hiring range (+) benefits. Conduct investigations of complaints of child abuse and neglect. Completes family assessments and provides services to families and children. Address problems that have led to the risks to children posed by parents and caretakers. Reqs. min. of bachelor's degree in social work or a related field and 3 yrs. of related exper. (master's preferred). For additional info. and to receive a required application log-on to www.loudoun.gov or call 24-hr. job line: 703/777-0536. HR: 703/777-0213. # 06-190. Open until filled. EOE.

Director of Planning, Front Royal

SALARY: \$48,526-\$77,583 DOQ (+) benefits. Direct planning/zoning activities, and urban forestry program; review site/subdivision plans; develop long-range planning activities; analyze trends related to development. Reqs. comb. of educ. and exper. equiv. to graduation from accredited college with relevant major coursework (+) exper., preferably some supervisory. Submit Town of Front Royal application, available at www.ci.front-royal.va.us, to: Town of Front Royal, Director of Human Resources, 16 N. Royal Ave., Front Royal, VA 22630. Resumes may be submitted, but not in lieu of application. E-mail: humanresources@ci.front-royal.va.us. Open until filled. EOE.

Continued on page 9

POSITIONS

Other positions

NOTICE: The following positions also are listed on VML's Web site at www.vml.org.

Assistant Director – Recreation, Roanoke County

SALARY: Up to \$60,000 negotiable DOQ/DOE (+) benefits. Open until filled.

Deputy2 Director of Development Services, Roanoke County

SALARY: Up to \$76,000 negotiable DOQ/DOE (+) benefits. Open until filled.

Deputy Director of Planning, Roanoke County

SALARY: Up to \$76,000 negotiable DOQ/DOE (+) benefits. Open until filled.

Zoning Administrator, Williamsburg

SALARY: \$38,610-\$48,256 hiring range DOQ (+) benefits. Open until filled.

Director of Community and Economic Development, King and Queen County

SALARY: \$40,000-\$45,000 start range (+) benefits. Open until filled.

Town Manager, Coeburn

SALARY: \$50,000-\$60,000 DOQ/DOE (+) benefits. Deadline: March 10.

Code Enforcement Officer, Bedford

SALARY: \$27,229-\$37,300 DOQ (+) benefits. Open until filled.

County Planner I, Henrico County

SALARY: \$36,128-\$63,416. Deadline: Feb. 19.

Land Use Planner, Middleburg

SALARY: DOQ. Deadline: Apply immediately.

Maintenance Assistant, Middleburg

SALARY: DOQ (+) benefits. Deadline: Apply immediately.

Police Officer (part-time), Middleburg

SALARY: \$16.50-\$18.50 per hour. Deadline: Apply immediately.

Town Manager, Louisa

SALARY: Negotiable (+) full benefits. Deadline: Feb. 21.

Director of Financial Services, Lynchburg

SALARY: DOQ (+) benefits. Open until filled.

Risk Manager, Loudoun County Sanitation Authority

SALARY: DOQ. Open until filled. EOE.

Finance Director, Caroline County

SALARY: \$56,351-\$84,527 max. range; start DOQ (+) benefits. Deadline: March 3.

County Administrator, Amherst

SALARY: DOQ (+) benefits. Deadline: Feb. 24.

Senior Transportation Planner, Northern Shenandoah Valley Regional Commission

SALARY: Mid- to upper \$50,000s to start (+) benefits. Open until filled.

Assistant City Manager for Operations, Roanoke

SALARY: \$83,193-\$128,949 DOQ (+) benefits. Open until filled.

DEADLINE: *The deadline for placing a job advertisement in the next issue of Update is Friday, Feb. 17. Submit ads via e-mail to David Parsons at dparsons@vml.org. You may also submit via FAX at: 804/343-3758. VML publishes job advertisements at no cost to its local government members. Non-members are charged a flat rate of \$25 per ad per issue, which includes posting on VML's Web site and publication in Virginia Town & City (deadlines permitting). VML edits position descriptions in printed publications because of space limitations.*

CALENDAR

Virginia Local Government Management Association, Feb. 15-17, Charlottesville

Boar's Head Inn. Contact: Denise Thompson at dthompson@vml.org or 804/649-8471.

Virginia Brownfields Redevelopment Conference, March 14-15, Richmond

Sponsored by the Virginia Economic Development Partnership and the Virginia Department of Environmental Quality at the Omni Richmond Hotel. Contact: www.VirginiaAllies.org/06Brownfield.asp.

The Virginia Association of Governmental Purchasing, March 29-31, Blacksburg

Spring '06 conference will be held at the Virginia Tech Skelton Inn and Conference Center. This is for public procurement professionals and will feature timely sessions and speakers. Registration materials and a full agenda will be available at www.vagp.org.

Virginia Transportation Construction Alliance Spring Conference, March 29-31, Roanoke

Contact VTCA: 804/330-3312.

Local Government Attorneys of Virginia 2006 Spring Conference, April 6-8, Richmond

Contact: Leisa Steele, LGA Conference Coordinator, 804/371-0202 or Lrs5c@virginia.edu.

Virginia Building and Code Officials Association Mid Year Conference, May 1, Charlottesville

Contact: Mary Jo Fields at mfields@vml.org or 804/649-8471.

Preferred method of submitting items is via e-mail to David Parsons at: dparsons@vml.org. You may also submit via FAX at: 804/343-3758.

Update

The newsletter of the
Virginia Municipal League

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