

# Update

May 19, 2006

The newsletter of the  
Virginia Municipal League

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## General Assembly adopts amendments to '06 budget Stalemate remains on new 2-year spending plan

The House and Senate have approved a bill to amend the 2006 budget, the state's spending plan for the fiscal year that ends June 30. HB 5012, known as the caboose bill, passed the House on May 10 and the Senate two days later.

No progress, however, has been reported on a compromise for a 2006-2008 budget. Specifically, the House of Delegates remains unimpressed by calls from the Senate, Gov. Tim Kaine and a number of business leaders across the state for new sources of revenue to pay for a long-term, sustainable transportation program. The House and Senate have scheduled meetings for Thursday, May 18, at noon.

Several items in the caboose budget are of particular interest to local governments.

They are listed below.

**CSA supplemental funding.** The 2006 budget amendments include \$7.5 million in supplemental state funding to pay the state's share of costs for the Comprehensive Services Act for At-Risk Children and Families this fiscal year. Former Gov. Mark Warner first proposed adding \$7.5 million in CSA funding when he introduced his budget amendments back in December. Both the House and Senate agreed with this proposal in their versions of the caboose budget, but because the two sides could not reach a final agreement, the money could not be distributed to local governments. A number of local governments have been paying for services to at-



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### VA. SUPREME COURT

## 2 local government cases decided

The Virginia Supreme Court handed down important rulings in two local government cases in late April.

In the first, the court clarified that a provision in the Conflict of Interests Act that provides that a quorum still exists when one or more members disqualify themselves does not override the general requirement that the members be present for a quorum.

In the second, the court clarified the justification required when setting water and sewer connection fee rates. Because of the amount of money involved in water and sewer rates and connection fees, the decision provides important guidance to

local governments.

**Jakabcin v. Town of Front Royal**

The Conflict of Interests Act requires that a member of a council or board (defined as a 'public official') disqualify himself from any discussion, participation in or voting on an issue if he has a personal interest in the issue. The problem that the law created was that if enough members are so disqualified, then the council would lose its quorum. To address this, a provision in COIA - § 2.2-3112.C provides:

"If disqualifications of officers or employees in accordance with this

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## FROM THE CAPITOL

GENERAL ASSEMBLY 2006

## 2006 budget continued ...

risk children and their families, hoping that the state would eventually pay its share of the costs. In the last few weeks, the state put local governments on notice that there was no money with which to reimburse them. Earlier this week, Gov. Tim Kaine announced a contingency plan to pay the state share to local governments if the budget amendments were not adopted. Local governments can now expect to receive reimbursement for the state's share of costs for these services to at-risk children.

**Education funding/triennial school census.** The House and Senate agreed to continue using the 2005 triennial census as the basis for distribution of the sales tax dedicated to education, resulting in a savings \$415,253 for the state. In future years, however, the triennial census used in sales tax distribution will not change in the middle of the fiscal year. (The 2002 triennial census had been in use up until January 2006, when the 2005 census became available. The

House had proposed continuing using the 2002 census until the end of this fiscal year, but dropped that proposal since the updated figures have already been in use since the first of the year.) For the current fiscal year, the switch to the 2005 census in January resulted in lower state aid payments to about 79 localities.

**Elimination of reallocation language.** The House and Senate agreed to remove language from the introduced bill that would have required the Compensation Board to reallocate vacant positions for a constitutional officer's office within a given fiscal year based upon workload, population, or inmate crowding factors. The Compensation Board policy currently provides for reallocation of positions between constitutional offices after each fiscal year, using the same factors.

**Adoption task force.** The House and Senate agreed to require that the Commissioner of Social Services convene a task force, co-chaired by

a national expert, to study the state's adoption and foster care policies, and recommend ways to expedite the adoption of children. The study will cost \$50,000.

**Eliminate accelerated sales tax.** The House and Senate agreed to eliminate the requirement that certain vendors make an additional payment of sales and use taxes to the state during the month of June.

**Passenger rail study.** The conference report includes \$200,000 in funding for a study of a third track for passenger rail between Washington, D.C., and Richmond, and continuation of high-speed rail between Richmond and Hampton Roads. The study is due Dec. 1.

Kaine had not acted on the caboose budget bill before this issue of *Update* went to press. After he does, the funding called for in the budget amendments can be distributed in the remaining weeks of the 2006 fiscal year. ❖

## Local government cases continued ...

section leave less than the number required by law to act, the remaining member or members shall have authority to act for the agency by majority vote, unless a unanimous vote of all members is required by law, in which case authority to act shall require a unanimous vote of remaining members."

In the Front Royal case, the issue was a rezoning for a new Wal-Mart. The town was divided over the issue. At the first public hearing on the rezoning, two council members sent in self-disqualification letters and did not attend the meeting. A third council member abstained and missed the meeting. This left three council members for the meeting. The three held a public hearing on the rezoning. The next day, the same three council members executed the first reading of the rezoning ordinance at a special meeting.

The issue in the case was whether the self-disqualification permitted the

two members to miss the meeting. Va. Code § 15.2-1415 requires, in part, that "a majority of the governing body shall constitute a quorum." The court ruled that the members who disqualified themselves had to remain present in the meeting for the council to continue to have a quorum: "... the General Assembly, when enacting COIA in 1987, intended to leave the much older quorum laws undisturbed." The court stated that if a quorum does not exist, the only action the remaining members may take is to adjourn.

The court ruled that COIA provisions do not require a disqualified member to leave the room. The provisions only require the member to not vote or discuss the issue. Therefore, in the case, the two council meetings on June 9 and June 10 were not proper meetings and no business could be handled.

**Eagle Harbor, L.L.C. v. Isle of Wight County**

The Isle of Wight case answers the

question of what level of evidence is required to uphold the rates set by a local government for water and sewer connection fees. This is important, because the connection fees can be millions of dollars, so getting it wrong could have terrible financial consequences for a city, town or county. For example, the developers in the case alleged they had spent \$1.7 million on the fees and wanted the money back.

Isle of Wight County constructed various water and sewer facilities and installed lines. To pay for the construction, the county enacted a water and sewer connection fee. Some years later, the county's consultants provided information that the fees were too low to begin to pay for the costs of the facilities. Therefore, the county increased the fees significantly, based on engineering and accounting studies.

Two large developers with a total of 1,800 homes sued, based on the theory that the state code did not allow the increases, arguing that the new fees bore

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## FROM THE CAPITOL

## Local government cases continued ...

no reasonable correlation to the benefits from the water and sewer lines.

Va. Code § 15.2-2119 requires, in part, that "water and sewer connection fees established by any locality shall be fair and reasonable. Such fees shall be reviewed by the locality periodically and shall be adjusted, if necessary, to assure that they continue to be fair and reasonable."

The court ruled that decisions on the fees are legislative decisions, and therefore the "fairly debatable" rule applies. This is the same test applied to rezoning and conditional use decisions. Explaining the rule and how it is applied, the court wrote:

"The presumption of legislative validity that attached to the Board's [legislation] is a presumption of reasonableness. Legislative action is reasonable if the matter in issue is fairly

debatable. An issue is fairly debatable when the evidence offered in support of the opposing views would lead objective and reasonable persons to reach different conclusions. . . .

"We have enunciated the following principles for determining whether the presumption of reasonableness in a given case should prevail or has been overcome: Where presumptive reasonableness is challenged by probative evidence of unreasonableness, the challenge must be met by some evidence of reasonableness. If evidence of reasonableness is sufficient to make the question fairly debatable, the [legislative action] must be sustained. If not, the evidence of unreasonableness defeats the presumption of reasonableness

and the [legislative action] cannot be sustained."

The court rejected the developers' argument that the standard in § 15.2-2119 "must meet an independent test of validity in that such fees must bear a reasonable correlation to the benefits derived by the property owner."

The court noted that it was not answering the complaint that the fee was "an impermissible revenue-producing device" because the developers had not properly brought that issue before the court. This means that a plaintiff could be expected to make that argument in a future case.

Nonetheless, the opinion is important because it clarifies that the standard of review of whether the fee is fair and reasonable is the fairly debatable standard. If the locality can produce "some evidence" supporting the reasonableness, the fee will stand. ♦

## Local officials back sustained transportation funding

Local elected officials and business executives spoke in support of long-term, sustainable funding for transportation at town hall meetings held by the Senate Finance Committee in Virginia Beach on May 10 and in Fredericksburg on May 11.

## Virginia Beach

Speaking on behalf of the Hampton Roads Mayors and Chairs at the Virginia Beach forum, Norfolk Mayor Paul Fraim said the 13 jurisdictions in Hampton Roads have identified the need for \$275 million each year in state funding for about 30 years for six major projects. In addition, toll revenues generating approximately \$190 million a year are needed. These figures were echoed by Newport News Mayor Joe Frank, who said, "Hope is not a strategy when it comes to long-term investment in transportation. We cannot depend on possible general fund surpluses to pay for our future, and we should not take money from education and other core services to pay for transportation."

Virginia Beach Vice Mayor Louis

Jones said that without additional transportation funding Hampton Roads would suffer decreased economic prosperity and quality of life. He said that Old Dominion University estimates the City of Virginia Beach has lost more than 300,000 overnight visitors in the last several years because of traffic congestion.

William Bell, director of human resources operations and employment for Northrop Grumman Newport News, said that employees at the giant shipyard have difficulty getting to work and the company's ability to meet its schedules are then affected. Bell said that when his trucks and product deliverers are caught up in traffic, his company's costs go up, and those costs are being paid today. Bell asserted that education and other services paid for through the state general fund are vitally important and that it is not appropriate to use the general fund to pay for transportation costs.

Jim Pendergast, executive director of Virginia Beach Vision, an association of business executives, said companies

were adding on fuel charges and having to purchase additional trucks for deliveries because of traffic congestion in the Hampton Roads area.

Virginia Beach Police Chief Jake Jacocks said that traffic congestion clearly affected the region's ability to evacuate in the event of a disaster.

## Fredericksburg

The Fredericksburg forum was held in fierce rain and a threat of tornadoes. Despite the nasty weather, about 150 citizens turned out to voice their concerns about traffic congestion in the region.

Senators at the town hall meeting were told that the City of Fredericksburg and the counties of Caroline, Stafford, Spotsylvania and King George are working to develop a unified voice on land use and transportation issues, in order to address the transportation needs of the growing area. For example, several local government leaders testified that they are using the plan-

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## FROM THE CAPITOL

## Transportation town halls continued ...

ning district commission and the local metropolitan planning area to develop a single, unified set of priorities to present to VDOT for the six-year plan.

Fredericksburg Mayor Tom Tomzak addressed the traffic problems stemming from increased population growth. Fredericksburg Fire Chief Eddie Allen addressed the difficulties first responders face as the result of traffic congestion when the vehicles cannot reach an accident or other emergency. Allen also noted that even minor traffic disruptions made it

difficult to transport people to Mary Washington Hospital. Stafford County Chairman Bob Gibbons spoke to the need for improvements in public transit and roads, in part, to address the effect from the BRAC Commission decisions that will add 28,000 jobs at Fort Belvoir and Quantico. He said that the Virginia Rail Express would become the Metro for the Fredericksburg area and noted that the area has the second largest van pool system east of the Mississippi River.

Spotsylvania Board Chair Hap Connors said that his county passed a \$144 million bond package of transportation projects, and asked the state to be a better partner. The state's problem as a partner was demonstrated in testimony from a manager with Silver Companies, a large developer building in the Fredericksburg area. The manager, a former VDOT resident engineer, said that his company spends more money on roads annually in Stafford and Spotsylvania than the two counties receive from the state for road building. ❖

## JLARC to study CSA, manufacturing regulations, transmission lines

**T**ax, environmental, workplace and economic regulations on manufacturers in Virginia will be studied by the Joint Legislative Audit and Review Commission in the upcoming year, with the final report briefing scheduled for Oct. 10. JLARC will look at the relationship between regulations and the condition of manufacturing in Virginia, and will look for strategies to improve the net benefits or cost effectiveness of regulations that apply to the manufacturing sector.

JLARC adopted its annual work plan at its May 8 meeting in Richmond.

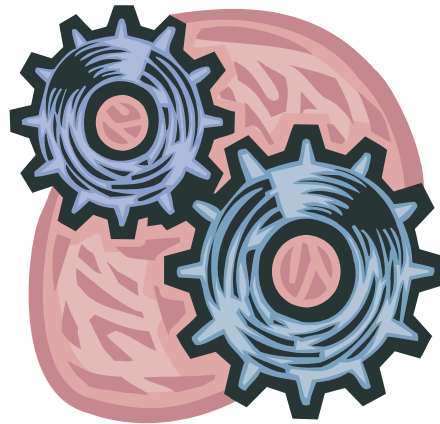
Other topics to be studied this year include:

**Comprehensive Services Act.**

JLARC will evaluate the administration of the CSA, including examining the cost of residential care, evaluating the quality and regulation of children's residential facilities and assessing the impact of cross-jurisdictional placements. In its examination of the cost of residential care, the study will focus on factors that most affect residential expenditures, including local implementation of the CSA program. JLARC staff will offer recommendations to contain costs and improve services.

**Underground electric transmission lines.** JLARC will study the criteria and policies used by the State Corporation Commission in evaluating the feasibility of underground electric transmission lines. JLARC will exam-

ine the factors considered by the SCC in determining when to use underground rather than overhead lines, payment methods available for the higher initial cost of burying lines, assessing the feasibility of underground lines, the effect on property values and various methods of payment for burying transmission lines and construction and other long-term



costs considered by the SCC.

**Small community water systems.**

JLARC will study whether small community water systems (those serving under 3,300 customers) reliably provide quality drinking water at affordable prices, the viability and security of these systems, and if regulatory changes are needed.

JLARC also will study the impact of assisted living facility regulations, options for extending health insurance coverage

to uninsured Virginians and the monitoring of restrictions on sheltering assets in order to qualify for Medicaid. In addition, JLARC has a number of on-going study issues that it examines yearly, including the Virginia Retirement System, the growth of state spending, and state spending on the Standards of Quality.

Here is the timetable for presentation of the reports of interest to local governments at JLARC meetings for the remainder of 2006:

**June 12:** impact of regulations on assisted living facilities;

**July 10:** Virginia Retirement System;

**Oct. 10:** affect of regulations on Virginia's manufacturing sector;

**Nov. 13:** regulation of small community water systems, sheltering of assets to qualify for Medicaid, underground electric transmission lines; and

**Dec. 11:** evaluation of residential services under CSA, options for extending health insurance to the uninsured, growth in state spending, state spending on the SOQ, VRS investment report.

The work plan, agendas for meetings and copies of reports can be found at JLARC's web site at this address: <http://jlarc.state.va.us/>. ❖

## FROM THE CAPITOL

## League to testify at SOQ review



The State Board of Education has started its required biannual review of the Standards of Quality, which establish the minimum educational program that must be provided by local school divisions. The SOQ are very important to local governments because they contain the staffing ratios that determine state aid and the required local support for public education. The SOQ are the primary educational standards that are in state law (as opposed to regulations).

As part of the review, VML and other organizations, such as the Virginia School Boards Association, the Virginia Education Association and the Virginia Association of Counties, have been invited to testify at the May 23 meeting of the board's Standards of Quality Committee.

The associations are being asked to present specific changes to the current standards and to weigh in on whether the SOQ should be revised to reflect current practices.

At the April 27 retreat of the board, Department of Education staff identified potential issues for review, including staffing standards approved by the board in 2004 but not funded by the General

Assembly. These standards include full-time principals in elementary schools, additional assistant principals, reading specialists, and a reduction in the caseload for speech language pathologist.

In addition, staff said public comment has suggested incorporation of other staffing standards for positions such as mathematics specialists, library-media specialists, data analysis support and school nurses.

The timeline for the board's 2006 review of the SOQ is:

**May:** educational organizations present recommendations.

**July:** first review of proposed legislation of SOQ changes and start of public comment.

**September:** public hearings.

**November:** final review of proposed legislation.

**December:** prefiling of legislation on behalf of the board.

Background information on the SOQ presented at the April 27 meeting of the board can be found at [http://141.104.22.210/VDOE/VA\\_Board/Meetings/2006/ItemJ-apr-pln.pdf](http://141.104.22.210/VDOE/VA_Board/Meetings/2006/ItemJ-apr-pln.pdf). The SOQ are codified as §§ 22.1-253.13:1 - 22.1-253.13:8. ❖

## AT THE LEAGUE

## Newly elected officials conference information available

CONFERENCE FOR

NEWLY ELECTED  
MUNICIPAL OFFICIALS

Registration and hotel information on the upcoming Conference for Newly Elected Municipal Officials was sent to managers and clerks this week. A copy of the registration form is attached to this edition of *Update*.

The conference will be held July 19-21 at the Woodlands Hotel in Colonial Williamsburg. It is held every even numbered year following municipal elections in May.

The conference will kick off Wednesday evening, July 19, with registration, a reception, dinner and a program.

Sessions on Thursday and Friday, July 20 and July 21, will focus on the fundamentals of serving as a council member, including information on making the most of meetings, freedom of information, public officials liability, budgeting and other topics.

Conference registration and hotel reservation information also will be mailed directly to the newly elected officials.

While the conference is designed pri-

marily for newly elected officeholders, incumbents and staff will find the conference to be a useful refresher course, and are welcome to attend.

The conference registration fee will be \$175; the hotel rooms will be \$109 (not including taxes) per night for a single/double room. Make room reservations by calling Colonial Williamsburg Conference Registration at 800-261-9530; be sure to give the booking code VIRG06F in order to receive the conference room rate. The deadline for making room reservations is June 19.

Managers and past participants in the conference may be surprised at the location. It has been held in Charlottesville in past years. The Charlottesville OMNI Hotel is not available this July because of renovations.

Copies of the 2004 edition of the *Handbook for Virginia Mayors and Council Members* will be mailed to newly elected officials by June. ❖

## ETCETERA

## Public safety summit set for Aug. 26-27

**A**ttracting, staffing and retaining volunteers to deliver fire, rescue and emergency medical services in communities, as well as using combinations of volunteer and career staff to deliver these services, will be the focus for the third annual Virginia Public Safety Summit.

The summit is scheduled for Aug. 26-27 at the DoubleTree Hotel in Charlottesville. VML is one of several summit co-sponsors, along with Albemarle County Fire and Rescue, the Virginia Department of Fire Programs, Virginia Office of Emergency Medical Services, the Virginia Fire Chiefs' Association, VACo and Hanover County Fire-EMS.

This day-and-a-half session is designed to give local policy- and decision-makers guidance on how to manage challenges associated with volunteer-based and combination emergency services. Presentations will focus on best practices and proven strategies from

around Virginia and several other states. Workshops will allow participants to work through some of the more difficult and sensitive issues associated with the scheduled topics.

The target audience for this summit includes local government managers and administrators, council and board of supervisor members, fire and EMS chief officers, and volunteer organization leaders. Summit organizers suggest that communities send delegations.

Summit registration is \$25 per person. The registration deadline is Aug. 11. A block of rooms is available at the DoubleTree. Rates are \$78 single/\$93 double. The room block will be released July 31. Room blocks are available at other hotels near the DoubleTree. You can get the program and registration information by logging on to: <http://www.albemarle.org/departme nt=fire&relpage=5856>. ♦

## EPA brownfields funding includes \$600,000 for Virginia projects

**T**he U.S. Environmental Protection Agency recently announced \$6.3 million in brownfields funding for projects in the mid-Atlantic region.

The grants will fund assessments of sites that have potential for reuse, but are perceived to contain environmental pollution. Included were \$200,000 for a communitywide brownfields assessment for the City of Richmond and \$400,00 for the City of Roanoke. The Roanoke

funding provides \$200,000 for hazardous substance site assessment and \$200,000 for petroleum site assessment.

The reuse of brownfields builds stronger communities. Productive brownfields sites improve the economic vitality of a community and its environment. For more information, visit [www.epa.gov/brownfields](http://www.epa.gov/brownfields) or go to [www.deq.state.va.us/brownfieldweb](http://www.deq.state.va.us/brownfieldweb). ♦

## POSITIONS

Longer version of job ads posted at [www.vml.org](http://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](http://www.vml.org). Visit the VML site and click on "Marketplace" to read the complete descriptions.

Victim/Witness Program Director, Westmoreland County  
SALARY: \$27,311-\$44,143. Involves intermediate paraprofessional and administra-

tive work assisting victims and witnesses involved in cases handled by the Commonwealth Attorney's Office. Any comb. of educ. and exper. equiv. to graduation from accredited community college and considerable exper. working with the public and within the criminal justice system. Job description available by calling 804/493-0130. Submit cover letter and resume to Norm Risavi, County Administrator, P.O. Box 1000, Montross, VA 22520. Deadline: June 2. EOE.

Facilities Design and Construction Bureau Chief, Arlington

SALARY: Up to \$111,000. Oversee planning, design and construction program for all county-owned and leased facilities. Reqs. bachelor's degree in architecture,

engineering, construction mngmnt., facilities mngmnt., or related discipline, plus extensive exper. in the facilities planning and/or construction mngmnt. field, and considerable supervisory exper. To view job announcement and submit application: Go to [www.arlingtonva.us/pers](http://www.arlingtonva.us/pers). Questions? Call 703/228-3500 or e-mail [pers@arlingtonva.us](mailto:pers@arlingtonva.us). Job # 2003-6B-DES-KE. Open until filled. EOE.

Information Technology Specialist, Manassas Park

SALARY: \$39,000-\$50,000 hiring range DOQ/DOE (+) benefits. (Pop. 15,000) Provide operating system, applications and hardware support to employees and depts. under general supervision of the info. technology manager. Min. reqs: Gradu-

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## POSITIONS

ation from accredited 4-yr. college with bachelor's degree in computer science or related field or H.S. diploma or GED and min. 3-5 yrs. of progressively responsible related work exper. in computer network admin. field. Application to: Information Technology Manager, 1 Park Center Court, Manassas Park, VA. 20111. Send resume and cover letter via e-mail to: gschubert@cityofmanassaspark.us. Open until filled. EOE.

### Deputy County Administrator, Stafford County

SALARY: Negotiable DOQ (+) benefits. (Pop. 117,300). \$510 million annual bldgt; 781 FTEs. Primarily responsible for coordination of planning, utilities, transportation and code administration departments. Reqs. bachelor's degree in business, public admin. or planning (master's preferred); 5 yrs. or more of prior planning and development exper. Submit application letter, detailed resume with salary history and work related references to: John A. Anzino, Vice President, or Roger M. Scott, Senior Vice President, Springsted Incorporated, 8790 Park Central Drive, Suite B, Richmond, VA 23227; Fax 804/726-9752 or e-mail janzivino@springsted.com. Deadline: June 10. EOE.

### Town Administrator, Scottsville

Salary: \$35,000-\$45,000 DOQ/DOE (+) benefits. Manage \$2 million bldgt.; manage capital projects (\$1.5 million); economic development; provide staff support/policy analysis for mayor, Town Council and Planning Commission. Position encompasses title of Treasurer and Zoning Administrator. Candidates interested in career in urban planning and/or local government mngmnt. encouraged to apply. Reports to mayor (chief executive). Call 434/286-9267 or visit [www.scottsville.org](http://www.scottsville.org) for job description. Send cover letter and resume to: Mayor R. Stephen Phipps, Town of Scottsville, P.O. Box 398, Scottsville, VA 24590. Deadline: May 26. EOE.

### Housing Code Administrator, Virginia Beach

SALARY: \$55,453 to start. Supervise 4 code supervisors and 21 code inspectors in the Code Enforcement Division of the Housing & Neighborhood Preservation Department. Serve as key leader in strategic planning; enforce and interpret applicable codes, laws and regulations for staff, city officials and the public; prepare and monitor division's bldgt. Log-on to

[www.vbgov.com/careers](http://www.vbgov.com/careers) to apply and to read more detailed info., including min. reqs. Deadline: May 30. EOE.

### Environmental Planner, Accomack County

SALARY: \$30,716-\$44,538. Readvertised / upgraded. Responsibilities include reviewing applications and fieldwork for compliance with Chesapeake Bay Act and Erosion and Sedimentation ordinances; managing the Agricultural and Forestal District Program; assisting with comprehensive plan and ordinance updates; generating reports and maps; and preparing grant applications. For application packet, contact the Accomack County Administration Office, P.O. Box 388, Accomac, VA 23301; 757/787-5700. Submit completed county application and resume to above address. Deadline: May 29. EOE.

### Project Engineer, Colonial Heights (Engineering Department)

SALARY: DOQ. Directs and oversees the planning, design and inspection of engineering projects, with emphasis on the Capital Improvement Projects Program; assists with the review of private development projects; and administers local VDOT sponsored projects, such as CMAQ, Transportation Enhancement and CTB Revenue Sharing. Reqs. bachelor's degree in civil engineering and EIT (P.E. preferred), with at least 2 yrs. of directly related experience. Applications may be obtained from and must be submitted to: Human Resources Office, P.O. Box 3401, Colonial Heights, VA 23834, or log-on to [www.colonial-heights.com](http://www.colonial-heights.com), where you may also view job description. Deadline: June 2. EOE.

### Principal Planner, Chesapeake

SALARY: \$44,036-\$55,044 DOQ (+) benefits. Serves as both project manager and coordinator for physical planning initiatives. Develop public policies and programs pertaining to land use, environment and urban design. Will also manage city's Open Space and Agriculture Preservation Program and should be familiar with rural planning issues and the purchase of development rights. Reqs. liberal arts master's degree in planning or closely related field. Bachelor's degree with 3 yrs. progressively responsible exper. may be considered in lieu of a master's degree. Reqs. 3 (+) yrs. admin. / supervisory exper. Apply online at [www.jobs.cityofchesapeake.net](http://www.jobs.cityofchesapeake.net). Deadline: May 31. EOE.

### Senior Planner, Chesapeake

SALARY: \$39,147-\$48,934 (mid.) (+) benefits. Coordinate review of rezoning, use permits, street closures, subdivisions, site plans, subdivision plats etc., with all review departments. Serve as a liaison between the city and applicants regarding land use applications. Evaluates and makes recommendations of action on land use applications in the form of detailed written reports to the Planning Commission and City Council. Reqs. 2 (+) yrs. related exper. and liberal arts master's degree in planning or closely related field. Bachelor's with 3 yrs. progressively responsible exper. may be considered as satisfying educ. req. To read complete job description and to apply log-on to [www.jobs.cityofchesapeake.net](http://www.jobs.cityofchesapeake.net). Deadline: May 31. EOE.

### Community Development Program Coordinator, Department of Housing and Community Development

SALARY: \$42,000-\$54,000 (+) benefits. Responsible for making policy and procedural recommendations for the program designs of both the Community Development Block Grant Program and the Appalachian Regional Commission Program. Serves as chief agency representative to meet with localities interested in competing for funding and providing appropriate project development and technical assistance. For details, go to Job Opportunities at [www.dhcd.virginia.gov](http://www.dhcd.virginia.gov). Submit required completed state application via mail, fax or e-mail to: DHCD, HRO, 501 N. 2nd St., Richmond, VA 23219; fax 804/786-7310; e-mail [hroffice@dhcd.virginia.gov](mailto:hroffice@dhcd.virginia.gov) or call 804/371-7000 for more info. Position #00033. Deadline: May 23. EOE.

### Community Development Program Administrator, Department of Housing and Community Development

SALARY: \$40,000-\$50,000 (+) benefits. Administer the Community Development Block Grant Program and the Indoor Plumbing Rehabilitation Program as member of the Project Management Office staff. For details, go to Job Opportunities at [www.dhcd.virginia.gov](http://www.dhcd.virginia.gov). Submit a required completed state application via mail, fax or e-mail to: DHCD, HRO, 501 N. 2nd St., Richmond, VA 23219; fax 804/786-7310; e-mail [hroffice@dhcd.virginia.gov](mailto:hroffice@dhcd.virginia.gov) or call 804/371-7000 for more info. Position #00295. Deadline: May 23. EOE.

## POSITIONS

### Director of Finance, King George County

SALARY: \$70,000-\$80,000 hiring range DOQ (+) benefits. Responsible for management and supervision of financial accounting and financial information systems, budget, payroll, utilities billing and procurement. Min. reqs: B.A. or B.S. in public accounting, finance, budgeting or business and 5 yrs. progressively responsible municipal finance exper.; prefer CPA and familiarity with Bright & Associates' financial system. Job description and req. county application available at [www.kinggeorge.va.us/jobs.cfm](http://www.kinggeorge.va.us/jobs.cfm), or may be obtained from County Administrator's Office, 540/775-9181. Forward confidential resume, county application, 3 letters of professional reference and salary history to [gbottomly@co.kinggeorge.state.va.us](mailto:gbottomly@co.kinggeorge.state.va.us) or mail to Office of the County Administrator, King George County, 10459 Courthouse Drive, Suite 200, King George, VA 22485. Application review begins June 6. Open until filled. EOE.

### Director of Tourism, Appomattox

SALARY: DOQ/DOE (+) benefits. FT position responsible for marketing small central Va. town with rich tradition and history; fostering good PR and promoting tourism; directing development of all travel and tourism programs, including strategic planning and support; and maintaining relationships with surrounding governmental units and tourism groups. Req. bachelor's degree or at least 3 yrs. exper. in tourism development/marketing field. Must be self-starter. All resumes must include an application for employment. Applications obtained from: Office of the Town Manager or by mail at P.O. Box 705, Appomattox, VA 24522. Open until filled. EOE.

### Director of Management Services, Bedford County

SALARY: DOQ/DOE (+) benefits. Oversee operations of the Management Services Department, which includes procurement/purchasing, bdgt. mngmnt. and human resources. Manage or co-manage projects related to purchasing, budgeting and HR functions. Req. bachelor's degree, 5 yrs. of related exper., and 3 yrs. of leadership and supervisory exper. Master's degree in business or public admin. desired. Application, job description and recruitment package available by logging on to [www.co.bedford.va.us](http://www.co.bedford.va.us) or by contacting the Bedford County Human Resources Department, Bedford

County Administration Building, 122 E. Main St., 2nd Floor, Bedford, VA 24523, 540/586-7601. Open until filled. EOE.

### Assistant to the County Administrator, Halifax

SALARY: \$44,000-\$48,000 hiring range DOQ (+) benefits. Assist county administrator in directing operations. Essential functions: preparation and administration of bdgts; preparation and administration of the CIP, fiscal analysis, policy development and more. Req. any comb. of educ. and exper. equiv. to relevant bachelor's degree with exper. in local gov. preferred. Master's degree a plus. Review of applications will begin May 26. Submit cover letter, resume and professional writing sample to Bryan D. Foster, County Administrator, Halifax County, P.O. Box 699, Halifax, VA 24558 or via email to [jobs@co.halifax.va.us](mailto:jobs@co.halifax.va.us). Open until filled. EOE.

## Other positions

NOTICE: The following positions also are listed on VML's Web site at [www.vml.org](http://www.vml.org).

### Director of Planning, Dinwiddie County

SALARY: \$43,922-\$60,798 (+) benefits. Open until filled.

### Construction Management Specialist (2 positions), Arlington County

SALARY: \$41,880-\$69,247 (+) benefits. Deadline: May 25.

### Construction Plans Examiner, Arlington County

SALARY: \$44,992-\$74,387 (+) benefits. Open until filled.

### Director of Community Development, Lynchburg

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

### Director of Parks & Recreation, City of Fairfax

SALARY: \$72,786-\$112,915 (+) benefits DOQ.

### Senior Environmental Planner, Northern Virginia Regional Commission

SALARY: \$53,000-\$58,000 DOQ. Open until filled.

### Engineer III, Richmond Department of Public Utilities (Wastewater)

SALARY: \$52,866-\$86,834. Open until filled.

### Engineer II, Richmond Department of Public Utilities (Gas)

SALARY: \$48,219-\$79,203. Open until filled.

### Town Clerk, Middleburg

SALARY: DOQ. Apply immediately.

### Land Use Planner, Middleburg

SALARY: DOQ. Apply immediately.

### Zoning Official, Windsor

SALARY: \$28,000-\$40,000 DOQ (+) benefits. Open until filled.

### Chief of Police, Onley

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

### Library Reference Specialist, Leesburg

SALARY: \$32,748-\$54,966 DOQ/DOE. Open until filled.

### Construction Codes Customer Manager, Arlington

SALARY: \$44,992-\$74,387 (+) benefits. Open until filled.

### Utilities Instrumentation and Control Technician II, Richmond

SALARY: \$38,925-\$63,937 (+) benefits. Open until filled.

### Water & Sewer System Engineer, Manassas

SALARY: \$54,000-\$75,000 (+) benefits. Open until filled.

### Director of Public Works, Buena Vista

SALARY: \$55,975-\$58,809 hiring range (+) benefits. Open until filled.

### Town Manager, Pennington Gap

SALARY: DOQ/DOE (+) benefits. Deadline: June 16.

## POSITIONS

Chief Financial Officer,  
Colonial Beach

SALARY: \$35,000-\$50,000 (+) benefits  
DOQ/DOE. Deadline: May 20.

## Chief of Police, Blacksburg

SALARY: \$57,000-\$85,500 hiring range (+)  
benefits. Deadline: June 2.

Regional Jail Superintendent,  
Hanover County (Metro  
Richmond)

SALARY: Negotiable DOQ/DOE. Dead-  
line: May 31.

**DEADLINE:** *The deadline for placing a  
job advertisement in the next issue of Update  
is Friday, May 26. 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 publica-  
tion in Virginia Town & City (deadlines permit-  
ting). VML edits position descriptions in printed  
publications because of space limitations.*

## CALENDAR

Municipal Electric Power  
Association of Virginia  
Conference, May 24-26,  
Virginia Beach

Contact: Kimberly Pollard at kpollard@  
vml.org or 804/649-8471.

Virginia First Cities Annual  
Board Meeting, June 9,  
Petersburg

To be held at the Old Restored Petersburg  
Train Station beginning at 9:30 a.m. Gov.  
Tim Kaine is the keynote speaker. For  
additional information, contact Sam Baird  
at 804/643-1166 or at mcminimy\_associ-  
ates@cavtel.net or contact Kelly Harris-  
Braxton at kharrisbraxton@vafirstcities.  
com.

Dealing with Differences:  
Diversity and the Generation  
Gap at Work, June 14,  
Richmond

Virginia Institute of Government seminar  
in partnership with Chesterfield County.  
For employees at any level who interact  
with a staff that is diverse and includes  
multiple generations. Group discounts.  
Contact Jovan Hackley at jh5sr@virginia.  
edu or visit ValnstituteofGovernment.org.

New Strategies for Managing  
Performance Challenges, June  
15, Henrico County

Virginia Institute of Government semi-  
nar in partnership with Virginia Chapter  
of International Personnel Management  
Association, Local Government Attor-  
neys of Virginia and VML. Seminar will  
provide managers and leaders with tools to  
design individual and team performance  
contracts, give employees responsibility for  
improving marginal performance, effect  
amicable departures, and link performance  
to compensation systems. Group dis-

counts. Contact Jovan Hackley at jh5sr@  
virginia.edu or visit ValnstituteofGovern-  
ment.org.

Virginia Local Government  
Management Association, June  
21-23, Virginia Beach

Hilton Virginia Beach Oceanfront. Con-  
tact: Denise Thompson at dthompson@  
vml.org or 804/649-8471.

2006 National Summit on  
Performance Management for  
Fire Departments, July 10-11,  
Arlington

Presented by The Performance Institute.  
The event will provide education on  
performance measurement, accountability  
reporting, cost management and workforce  
development for fire departments. Explore  
best practices, lessons learned and ideas  
for measuring and improving fire and  
emergency medical capability. Cost: \$795.  
Group discounts available. See www.  
PerformanceWeb.org/fire.

Conference for Newly Elected  
Municipal Officials, July 19-21,  
Williamsburg

Sessions at the Woodlands Hotel in  
Colonial Williamsburg will focus on  
the fundamentals of serving as a council  
member, including information on making  
the most of meetings, freedom of informa-  
tion, public officials liability, budgeting  
and other topics. Registration fee: \$175;  
hotel rooms: \$109 (not including taxes) per  
night for a single/double room. Contact:  
Mary Jo Fields at VML – 804/649-8471 or  
mfields@vml.org.

National Association of  
Counties Annual Conference,  
Aug. 4-8, Chicago

Registration questions: 866/515-5021.

ICMA Annual Conference,  
Sept. 10-13, San Antonio

Contact ICMA: 202/289-4262.

Local Government Attorneys of  
Virginia Fall Conference, Oct.  
5-7, Roanoke

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

VML Annual Conference,  
Oct. 15-17, Virginia Beach

Contact: Joni Terry at jterry@vml.org or  
exhibitors contact Kimberly Pollard at  
kpollard@vml.org. VML phone: 804/649-  
8471.

Virginia Building and Code  
Officials Association Annual  
Conference, Oct. 22-24,  
Staunton

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

Virginia Association of Counties  
Annual Conference, Nov. 12-14,  
Bath County

Contact: Linda Butterfield at 804/343-  
2507.

NLC Congress of Cities, Dec. 5-9,  
Reno, Nevada

Contact NLC: 202/626-3105.

*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

P.O. Box 12164 • Richmond, VA 23241



## U.S. Communities Government Purchasing Alliance

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LOCAL GOVERNMENTS  
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