

COUNTY CONNECTIONS

The Newsletter of the
Virginia Association of Counties

January 1, 2010



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NACo/Nationwide
Scholarship...
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Kaine proposes new state budget; Look for VACo Summary this week

By Mike Edwards and Dean Lynch
medwards@vaco.org and
dlynch@vaco.org

THE BUDGET



The economic downturn continues to negatively impact state revenue growth and in turn available funding for Virginia's core services. As stated in a governor's budget summary document, "... the revenue forecast for FY 2012 is for fewer general fund dollars than FY 2007" and "...overall state aid to localities is reduced by \$2.6 billion, through cuts in education, public safety, and other programs."

Gov. Timothy M. Kaine unveiled his proposed amendments to the FY 2010 budget, and his proposed biennial 2010-2012 budget on Friday, Dec. 18. VACo's forthcoming budget summary, to be released later this week, focuses on state support for local governments. Not surprisingly, several proposals significantly reduce general fund spending and alter traditional state and local relationships.

Gov-Elect Robert F. McDonnell, who is to be inaugurated on Saturday, Jan. 16, will propose amendments to Kaine's budgets (FY 2010 and the separate 2010-2012 biennial budget). The House and Senate will adopt amendments to the above, and eventually iron out their differences in a joint committee of conference. Each chamber must approve the final conference report.

When acting on a budget bill the governor may sign it into law or veto it. Additionally, the governor may veto line items and offer amendments. The General Assembly considers the governor's actions during the

reconvened or Veto Session each spring.

Key budget links for local leaders (VACo will continue to update):

- Summary of Gov. Kaine's Compensation Board Proposals
- Governor Kaine's FY 2010 and FY 2010-2012 K-12 Budget Proposals including locality specific funding estimates:

- The Department of Education has posted a Superintendent's Memorandum outlining the FY 2010-2012 budget proposals of Gov. Kaine. The memo summarizes the proposed changes and provides local specific funding estimates:
http://www.doe.virginia.gov/info_centers/administrators/superintendents_memos/2009/338-09.shtml

- A separate DOE Superintendent's Memorandum outlines the governor's FY 2010 budget proposals including local specific funding estimates: http://www.doe.virginia.gov/info_centers/administrators/superintendents_memos/2009/337-09.shtml

- Spreadsheets detailing Gov. Kaine's HB 599 Funding Proposals (FY 2010 and FY 2010-2012)

- The Virginia Department of

Planning and Budget's State Budget Web Page (includes summary information, for example, Gov. Kaine's remarks to the General Assembly on Dec. 18): <http://dpb.virginia.gov/budget/buddoc10/index.cfm>

- The General Assembly's State Budget Web Page (includes links to the legislation): <http://leg2.state.va.us/MoneyWeb.NSF/sb2010>

In addition to unveiling his budget proposals on Dec. 18, Gov. Kaine also announced a total budget shortfall of more than \$4 billion.

VACo members know that the Kaine administration revised current year revenues downward by more than \$1.2 billion in August and instituted and proposed FY 2010 budget actions in September to align spending with available funds. On Dec. 18, Kaine revised the Aug. forecast for FY 2010 by an additional \$350 million. His budget addresses the shortfall.

In addition to Kaine's proposed general fund spending reductions, the governor proposes several revenue offsets, including effectively eliminating the local personal property tax on personal use vehicles.

Local Option Elimination of the Personal Property Tax on Qualifying Vehicles (Car Tax on Personal Use Vehicles):

The proposal replaces the \$950 million annual state subsidy to localities for the personal property tax on personal use vehicles with a new 1 percent state income tax surcharge. A

BUDGET

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5th Annual NACo/Nationwide Scholarship; high school seniors can win \$2,000 for college

This spring, four high school seniors will earn \$2,000 for college from the NACo/Nationwide Scholarship. Winning applicants will have written a short essay describing why it's important for a public sector employee to start saving early for retirement.

This is the fifth consecutive year that Nationwide and NACo have teamed up to encourage high-school seniors to think about retirement.

Why spur students who haven't even started full-time work to think about retirement? Three reasons – by applying for the scholarship the students:

- Must consider the financial impact of their decisions about college and their career and realize it is never too soon to start thinking about saving for retirement.
- Begin to recognize the value perspective in turbulent financial times



when often difficult decisions are required.

- Identify specific actions that help prepare for a financially successful future.

To be eligible, applicants must be graduating high school seniors who are legal U.S. residents — their parent or grandparent must be enrolled in and contributing to the NACo 457 Deferred Compensation Plan.

In addition, the student must enroll in a full-time undergraduate course of study no later than the Fall term of the 2010–2011 school year at an accredited two- or four-year college.

In addition to these qualifications, applicants will also be asked to answer a question (in 500 words or fewer) on why it is important for a public sector employee to start early when saving for retirement.

The application and entry must be submitted on line no later than January 31, 2010.

The NACo/Nationwide Scholarship is just one of the services arising out of a 30-year relationship between Nationwide and the National Association of Counties.

As provider of the NACo deferred compensation program, Nationwide regularly reports to the NACo Deferred Compensation Advisory Committee on industry trends, updates statistics on the program and provides ongoing education on retirement issues.

NACo receives from Nationwide Retirement Solutions payment for NACo's endorsement and license of its name and logo for use by Nationwide in connection with the NACo Deferred Compensation Plan and related products and services.

These funds are used by NACo to enhance programs and services for the benefit of its members.

All of the information about eligibility, judging criteria and notification process are on the NACo and Nationwide Web sites. For more information, go to www.naco.org/retirementscholarship or www.nrsforu.com/scholarship.

Drive your future forward.
(And theirs too.)
Your high school senior
could be awarded
\$2,000
for college...

The advertisement features a background image of a stack of white books on a wooden surface, with a blue and white geometric pattern overlaid. The text is centered and uses a mix of blue, black, and white colors.

Nationwide/NACo 2010 College Scholarship

For more information go to
www.naco.org/retirementscholarship or www.nrsforu.com/scholarship

Submission deadline: January 31, 2010



Nationwide Retirement Solutions (Nationwide) partners with the National Association of Counties (NACo) to provide counties and their employees with a competitive deferred compensation program. As part of this partnership, Nationwide pays a fee to NACo in exchange for NACo's exclusive endorsement, marketing support, and program oversight of Nationwide products made available under the program. For more information, including fees paid, Nationwide encourages you to visit NRSforu.com.

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**Happy
New Year
from
VACo
Staff**

The President's Message



VACo President Phillip Bradshaw – Meeting with Speaker Howell

Dec. 16 at 9 a.m., Speaker's Office (General Assembly Bldg. – Richmond)

Attending: Speaker Howell, Phillip Bradshaw (VACo President), Billy Kyger (VACo Past President), Jim Campbell (VACo Executive Director) and Dean Lynch (VACo Director of Intergovernmental Affairs)

Discussion Points:

1. These are challenging economic times. The state will most assuredly look to reduce local aid.

- However, local revenues are falling, just as state revenues are falling. Therefore, local governments are instituting local reductions in addition to state reductions.
- When the state institutes a local reduction, please ensure that local governments are not mandated to backfill the state cut (Examples: K-12 and Constitutional Officers). Otherwise, the state has saved but locals have not.

- When making budget reductions, please provide localities flexibility to manage the cuts (Example: The current Aid to Locality reductions: localities can take specific reductions in state aid or write a check back to the state for the balance).

Note: In the introduced budget, Gov. Kaine repeals this program.

- Do not adopt new unfunded mandates. Neither the state nor localities can afford new requirements (Example: Storm water requirements and new SOA requirements).
- While we will agree to disagree about some state budget actions, please work with us to institute the reductions (collaboration).
- Local governments are not special interest groups. We are part of the state and provide state mandated services.

2. Support the equalization of the Meals Tax for counties (equal to the authority of cities and towns: Vote by the governing body for a specified rate that is uncapped by statute rather than approval by referendum of a maximum rate of 4 percent).

- The tax will help to offset budget reductions and real estate tax increases.

3. Do not eliminate or cap existing local tax revenues. Doing so will only put greater pressure on the real estate tax.

4. State and Local government reform is needed to continue funding and providing needed services to our constituents. VACo wants to work with the General Assembly leadership to discuss and vet ideas on how to best fund and pay for services.

Are you a county board chair or vice chair?



If so, VACo's Chairpersons' Institute is for you. It will be held at the Richmond Marriott between Feb. 11-13. The Institute offers a professional learning experience that is carefully tailored to the needs of county board chairs.

These uncertain times require county leaders who are prepared for every eventuality, and balancing a tight budget is only the beginning. To succeed, board chairs must be active leaders who know how to encourage teamwork and manage

conflict. They must be confident problem solvers as well as visionary leaders.

The Chairpersons' Institute was developed with the cooperation of an ad hoc committee of county board chairs. The Institute gives chairs a chance to learn practical strategies in critical areas including the duties, powers and responsibilities of board chairs.

This program provides details on the structure and functions of county government, active leadership, communications, meeting management, decision making, working strategically to achieve important goals, building partnerships with local staff, board colleagues, the media and other governments.

Click here for a registration form with hotel information, or register online.



VACo will conduct a Webinar at noon on Jan. 20. The subject is the collective bargaining agreement of public employees.

Federal legislation may soon pass regarding public safety employees that might require Virginia to recognize the unionization of public workers.

Keep checking County Connections for more info.

Transportation Board holds final meeting of 2009



COMMONWEALTH TRANSPORTATION BOARD

By Larry Land
lland@vaco.org

Over the past year and a half each monthly meeting held by the Commonwealth Transportation Board (CTB) has amounted to one budget cutting exercise after another.

Each budget cut has been necessitated by revenue forecasts that have continually needed to be adjusted downward.

The cumulative results have been dramatic reductions in the size of Virginia's transportation program and the elimination of facilities and services that were once almost taken for granted.

For local governments, the most recent casualty appears to be the elimination of the revenue sharing program. Gone also are the once-reliable, formula-driven allocations for secondary and urban road construction.

Over the past two years VDOT has been transformed to an agency specializing in maintenance, and even that role is being down-sized.

The most recently announced

shortfall in transportation revenues is \$893.5 million. This will require even more reductions in administrative, operational, maintenance and construction programs. Since the spring of 2008, available transportation revenues have declined by a total of \$4.61 billion.

At its most recent meeting of Dec. 17, CTB approved a (yet again) revised Six Year Transportation Improvement Program (effective for the remainder of FY 2010 and the end of FY 2015) and a budget that that will cut an additional \$88.7 million before the end of the current fiscal year ending on June 30.

Specifically the areas to be affected will be administration, equipment purchases, capital outlay for facility improvements, and paving operations. Importantly, there will also be more reductions in payments to localities that maintain their own roads.

To address the growing shortfall of \$893.5 million in transportation revenues over the next six years, CTB's cuts will result in further reductions in financial assistance to localities, ground transportation planning and research, highways system acquisition and

construction, highway maintenance, toll facilities, non toll supported debt service, public transportation, rail, aviation and ports.

CTB's Dec. 16 work session included continued discussions about the closure earlier in the year of 19 rest stops on Virginia's portion of the interstate highway system.

Since deciding to close these facilities, CTB has been pressing for federal legislation that would remove a ban that has existed for decades on the "commercialization" of interstate rest stops. Commercialization (through advertising and other revenues) should allow for new funding sources that would help defray costs associated with reopening the closed rest stops and continue operation of those that remain open.

Despite efforts by such organizations as the American Association of State Highway Transportation Officials (AASHTO) to have the ban lifted, Congress has been very reluctant to allow for

CTB

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Lawmakers concerned about new stormwater rule

By Larry Land
lland@vaco.org

Many members of the General Assembly have expressed interest and concerns about Virginia's new stormwater rule. The legislative entity expressing the most concern is the Joint Commission on Administrative Rules (JCAR).

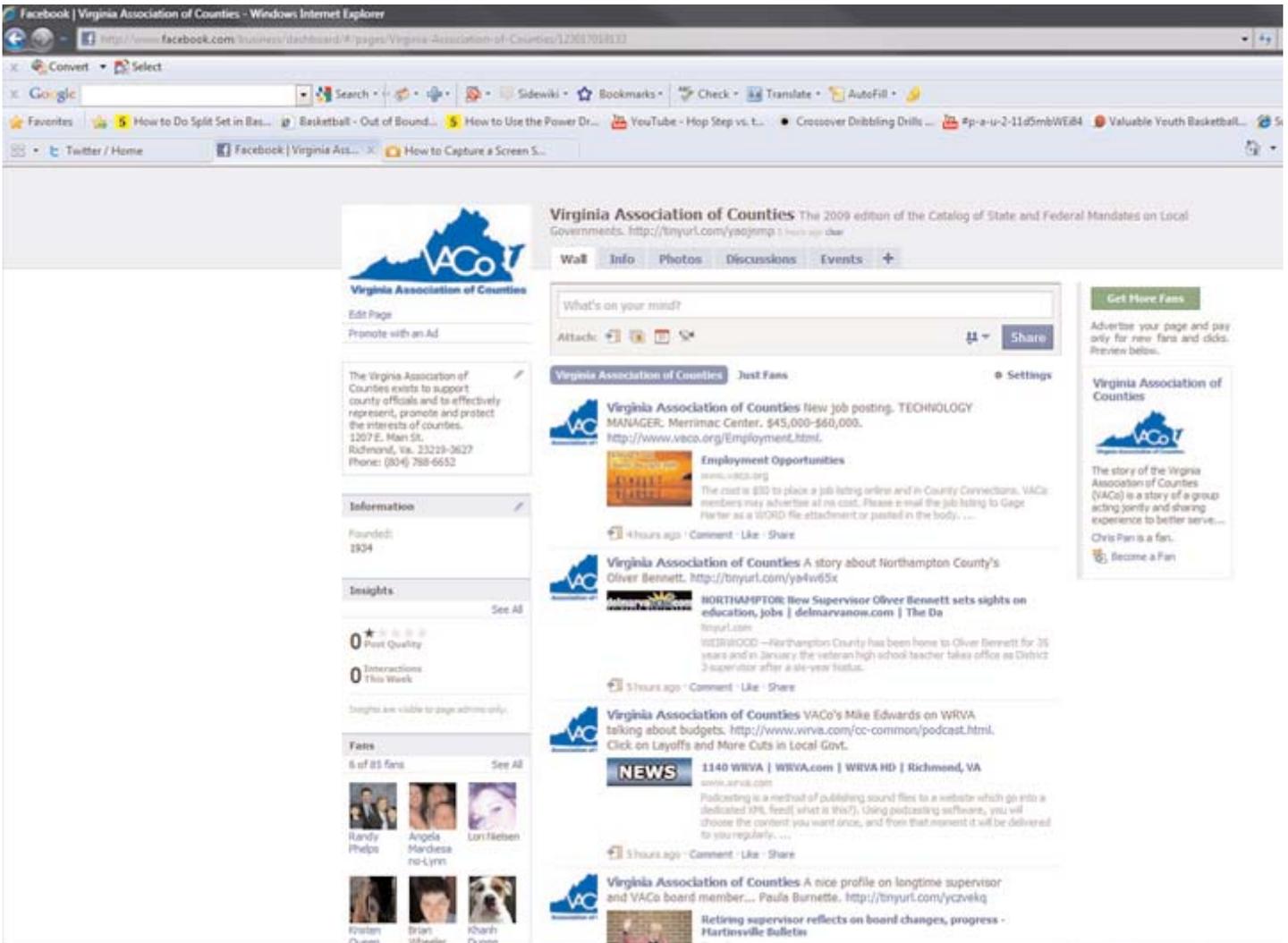
JCAR is scheduled to meet on Jan. 12 at 10 a.m. in Senate Room A of the General Assembly Building. Currently,

the only item on the agenda for that meeting will be the final stormwater regulations approved on Dec. 9.

JCAR is a legislative panel established by the General Assembly several years ago to evaluate the economic and administrative impacts of regulations issued by state agencies. JCAR is empowered to recommend suspension of regulations when such action is deemed by a majority of its members to be warranted. JCAR's chair is Senator Frank Wagner from Virginia



Beach. JCAR's other members are Senators John S. Edwards, Henry L. Marsh, Stephen H. Martin, Ryan T. McDougle; and Delegates Thomas D. Gear, Algie T. Howell, Jr., Robert D. Hull, Robert W. Mathieson, Christopher B. Saxman and R. Lee Ware.



Become a fan of VACo Facebook

If you are not a fan of VACo’s Facebook page, you missed a story about Northampton County’s Oliver Bennett and his return to politics, a profile on retiring supervisor and VACo Board Member Paula Burnette, a radio interview by Mike Edwards on local and state budgets and a link to the 2009 edition of the Catalog of State and Federal Mandates on Local Governments--all posted in one day.

One of VACo President Phillip Bradshaw’s goal is to improve communications between this organization and its members. But he also wants counties to communicate better with each other.

A great way to accomplish this objective is through VACo’s Facebook page.

Become a fan and feel free to post a question or a problem. It is the aim of the page for other counties to respond to your question or problem with answers and solutions. VACo’s Facebook page can become the premier online forum for county interaction.

Don’t be shy. Post an event. Post a job ad. Post a photo. Post a video. Post an accomplishment or recognition of a county employee. The key is to become involved.

It is proven that Facebook can indeed become a valuable business tool. VACo established its page early last summer and has seen moderate success without any attempt to solicit fans. Now it’s time to take our Facebook page to the next level.

Join us. Become a fan.

Mark Your Calendars

VACo Upcoming Events

New Supervisors' Forum

Jan. 8-10, Richmond Marriott
Registration Form
Register online



VACo Executive Committee Meeting

Jan. 13, Richmond

Rural Caucus Reception and Dinner

Feb. 10, Richmond Marriott
Registration Form
Register online



VACo Board of Directors Meeting

Feb. 11, Richmond Marriott

VACo/VML Legislative Day

Feb. 11, Richmond Marriott
Registration Form
Register online

Chairpersons' Institute

Feb. 11-13, Richmond Marriott
Registration Form
Register online

2010

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Public comment on the Governor's proposed Executive Budget

House Appropriations and Senate Finance Committees Regional Public Hearings on the Governor's Proposed 2010-12 Biennial State Budget

Jan. 7, 2010 (Hearings begin at noon)

- Portsmouth:** Tidewater Community College, New Portsmouth Campus, "The Forum," Bldg. A
- Harrisonburg:** James Madison University, Grafton-Stovall Theatre
- Blacksburg:** Virginia Tech, Graduate Life Center (formerly the Donaldson-Brown Center)

Jan. 8, 2010 (Hearing begins at 10 a.m.)

-Fairfax County – Northern Virginia Community College, Annandale Campus

Jan. 11, 2010 (Hearing begins at noon)

-**Richmond:** General Assembly Building - House Room D

The purpose of the hearings is to receive comments on the Governor's proposed 2010-12 state budget.

Those persons wishing to speak may register at each hearing site no earlier than one hour prior to the start of the hearing. Speakers will be taken in the order of registration.

Each person may register only one speaker at a time. Speakers are asked to limit their comments to three minutes or less.

Speakers representing groups and organizations should consolidate remarks to reduce duplication.



Persons unable to attend may comment in writing to either:
Delegate Lacey E. Putney
Post Office Box 406; General Assembly Building; Richmond, VA 23218

Senator Charles J. Colgan
10th Floor; General Assembly Building; Richmond, VA 23219

Model transfer of development rights ordinance available for county use

By Ted McCormack
tmccormack@vaco.org

Counties now have a model ordinance to use as a guide in setting up a local transfer of development rights (TDR) program.

The ordinance, which is the product of a work group representing broad stakeholder interests meeting over the past four months, was released on Jan. 4, 2010. Also included with the ordinance are commentaries by the work group, model deeds and suggested references. The entire document can be downloaded from the VACo Web site.

The initiative for the model ordinance was the extensive changes to the TDR statute enacted by the 2009 General Assembly (Ch. 413, 2009 Va. Acts). Because of those legislative amendments, which included local taxation of the severed rights during the time they are unattached to a specific

land parcel, several stakeholders felt that a usable model ordinance was needed to encourage localities' adoption of TDR provisions.

The work group that produced the model ordinance included VACo staff; the attorneys for the counties of Albemarle, Fauquier, Frederick, Loudoun, and Rockingham and the City of Suffolk; VML staff; the legislative liaison for the localities of Planning Districts 9 and 16; and several private sector attorneys who advise counties and municipalities.

Also represented were the Piedmont Environmental Council, the Southern Environmental Law Center, the Homebuilders Association of Virginia, the Virginia Association of Realtors, the Virginia Farm Bureau, the Virginia Office of Farmland Preservation, the Virginia Association

A Model Transfer of Development Rights Ordinance for Virginia Localities



of Assessing Officers, and a private sector attorney who focuses on land use issues.

As with any model ordinance, however, counties are reminded that local conditions and concerns may require modifications before adoption.

Variance for EMS certification needs county board review and support

By Ted McCormack
tmccormack@vaco.org

There are circumstances when local emergency medical service agencies, entities or providers seek an extension on their certification time to avoid having their agency license expire or slipping into the "re-entry" status.

There are even times when agencies may require additional time to meet certain requirements within the regulations. Within the Virginia Emergency Medical Services Regulations, there is a section that addresses the application process for submitting a variance request, (12VAC5-31-50 through 12VAC5-31-100).

There are several important points that must be understood and addressed in order for a variance request to be processed successfully and in a timely manner:

- A variance is a temporary request

that is valid for no more than one year

- A variance cannot be extended or renewed

- Most, if not all, variance requests will require the signature of the provider's or agencies Operational Medical Director

- A variance requires the review and recommendation from the "local governing body"

In addition, Section 32.1-111.9, Code of Virginia states, in part:

Prior to the submission to the Commissioner of Health by an agency, entity, or provider licensed or certified by the Office of Emergency Medical Services of an application for a variance, or to the Board of Health for an exemption from any regulations promulgated pursuant to this chapter, the application shall be reviewed by the governing body of the jurisdiction in which the principal office or legal residence of the agency, entity, or



provider licensed or certified by the Office of Emergency Medical Services is located. (Emphasis added.)

The key in a successful review and approval of the variance request is to have the signature of the Operational Medical Director, and a resolution or recommendations from the local governing body in support of the variance request attached to the completed variance application. You can find the actual variance application at the following URL:
www.vdh.virginia.gov/OEMS/Regulations/noira.htm.

For more information, contact Michael D. Berg, Manager, Regulation and Compliance, Office of Emergency Medical Services, Va. Department of Health 804-864-7600 or 800-523-6019.

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locality's share of the new revenues equates to its percentage share of the current \$950 million car tax appropriation. Once fully implemented on January 1, 2011, the local car tax on qualifying personal vehicles will be effectively eliminated - assuming a locality eliminates the local tax and chooses to receive its share of the new income revenues.

Mechanics of the Car Tax Elimination Legislation:

Effective July 1, 2010, a 0.5 percent surcharge is imposed by the state on personal income. The tax rate increases by an additional 0.5 percent, for a total of one percent, on July 1, 2011.

Localities opting to eliminate the local car tax set their personal property tax rate at 1/10,000th per \$100. This action eliminates the local tax.

Beginning in the second half of tax year 2010 or FY 2011, the new income tax revenue is distributed to localities using the current car tax methodology certified by the state Auditor of Public Accounts.

The new tax is projected to provide localities with up to \$1.6 billion in FY 2011 and \$2 billion in FY 2012. The Kaine administration estimates that localities will collect \$1.6 billion in personal property tax collections this year for personal use vehicles.

Brief Highlights: Gov. Kaine's Proposed Amendments to FY 2010 (Amendments to the Caboose Bill, HB/SB 29)

Central Appropriations

- State Furloughs: As part of the one day state furlough in FY 2010, Kaine allows state agencies to withhold payments to local governments and political subdivisions. The withholding is equivalent to 1/249 of the annual state supported salary base for state-local employees.

- Transitional Severance Benefits: The amended FY 2010 budget provides a local option transitional severance benefit, under the budget conditions

Gov. Kaine's Proposed Basic Aid Appropriations (K-12)

FY 2010 (adopted 2009)	FY 2010 (Dec. 18, 2009)	FY 2011	FY 2012
\$6.2b	\$6.0b (4.2%)*	\$5.7b (8.1%)*	\$5.7b (7.9%)*
\$365m	\$219m**/+	\$126m**	\$0**

*Percent difference from FY 2010 (adopted 2009)

**Total use of federal State Fiscal Stabilization Funds (SFSF)

+SFSF dollars total \$584m in FY 2010 (\$365m + \$219m)

Compensation Board: Gov. Kaine's Proposed Biennial FY 2010-2012 Budget

Function	FY 2010 (Caboose)	FY 2011	FY 2012
Financial Assistance for Sheriffs' Offices and Regional Jails	\$374,566,925	\$367,091,166	\$367,755,709
Financial Assistance for Confinement of Inmates in Local and Regional Facilities	\$68,149,008	\$51,102,382	\$53,352,871
Financial Assistance for Local Finance Directors	\$624,162	\$623,140	\$623,140
Financial Assistance for Local Commissioners of the Revenue	\$18,417,157	\$9,368,007	\$9,368,007
Financial Assistance for Attorneys for the Commonwealth	\$62,487,243	\$55,271,427	\$55,271,427
Financial Assistance for Circuit Court Clerks	\$51,471,774	\$46,837,646	\$46,837,646
Financial Assistance for Local Treasurers	\$18,291,015	\$8,546,944	\$8,546,944

specified and compensated by eligible cities, counties and school divisions for employees who are involuntarily separated from employment.

Public Education (K-12)

(See chart on top of next column)

- K-12 Employer Contribution Rates; Fourth Quarter Premium Holiday: The governor's budget maintains the employer contribution rate premium holiday announced in Sept. for VRS retirement, group life (and employee rate for group life only), and retiree health care credit for the fourth quarter of fiscal year 2010 (April through June 2010). The applicable

employee share for VRS retirement will still be paid to VRS for the full fiscal year.

- Textbook Funding, (\$79.6m): The governor eliminates textbook funding for FY 2010. The payments that school divisions received through the Dec. 16, 2009, payment will be charged by DOE against Basic Aid payments for FY 2010 on Dec. 21, 2009.

Virginia Retirement System

- Fourth Quarter Premium Holiday: FY 2010 fourth quarter

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reimbursement (public employee group life insurance, the Virginia Sickness and Disability Program, state employee retiree health insurance credit, and the public school teacher retiree health insurance credit) shall for constitutional officers and public school teachers be suspended April 1, 2010, excluding the five percent employee portion.

Brief Highlights: Gov. Kaine’s proposed biennial FY 2010-2012 budget.

Compensation Board (see chart on middle of Page 8)

- Sheriff Deputies: The Compensation Board shall fund local law enforcement deputies for any county without a police force at one deputy for each 2,000 population.
- The Compensation Board is authorized to provide five law enforcement deputies for counties without a police force and a population less than 10,000.
- The Compensation Board is eliminating state support for group life insurance and retirement of constitutional officers.
- Any county or city is authorized to establish a department of finance. The county boards of supervisors and the city councils shall have the option of appointing the director of the department of finance or delegating that authority to the county administrator or city manager. If a

county or city exercises this option to establish a department of finance, the director of the department shall assume the duties and responsibilities of commissioners of the revenue and treasurers as set out in Chapter 31 of Title 58.1, Code of Virginia, that relate to local financial matters.

Public Education (K-12)

- Defer Change in Composite Index Update until FY 2012: The locality specific funding estimates in the link (see the introduction above) reflect the deferment of the new calculated indices until FY 2012.
- Reduce Health Care Premium to Reflect Division Level Participation: The state share of the health care premium has been based on a participation rate of 100 percent of state recognized costs. The proposed health care premium of \$3,375 in the governor’s budget “represents the statewide prevailing average of the division level premiums weighted for plan type...” The change results in a total decrease of (\$134.2m) in FY 2011, and (\$135m) in FY 2012.
- State Board of Elections: Municipalities will pay all expenses associated with May elections after June 30, 2009, including those costs incurred by the State Board of Elections.
- Department of Housing and Community Development: Reductions in Regional Planning Commissions total 15 percent.

Health and Human Resources

- Child Advocacy Centers: Total

funding reduced by \$100,000 in each year.

- Area Agencies on Aging: 15 percent reduction.
- Drinking Water Improvements: Four percent reduction.
- Reimbursements for Medical Services Provided Under FAMIS (Family Access to Medical Insurance Security Plan): Eight percent increase in General Funding in each year.
- Medicaid Program Services (reimbursement to state owned MH and MR facilities, reimbursements for MH and MR services, reimbursements for professional and institutional medical services and long term care services, etc.): 15 percent increase in each year of the biennium.
- Financial Assistance for Behavioral Health Services (community substance abuse services, community MH and MR services, etc.): \$2.4 billion reduction.
- Social Services Financial Assistance for Local Staff and Operations: 28 percent increase in FY 2011 and a reduction of eight percent in FY 2012.

Public Safety

- 599 funds: \$30 million reduction in General Funds in the first year of the biennium creating a new base of \$160.5m.
- Juvenile Justice funding to local governments (juvenile confinement in local jails, local probation and parole, community based alternative treatment services, etc.): \$3 million reduction in the first year of the biennium.

CTB

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commercialization.

At its December meeting CTB also approved two significant resolutions. The first resolution was to accept a study on the Route 29 corridor. The second resolution was to approve the VTRANS 2035 Long Range Transportation Plan. Both of these resolutions contain the following “whereas” clause that appears to have land-use related implications for local governments:

“WHEREAS, it is important to educate local governments about the greater role which the General Assembly and this Board envision for VDOT and DRPT in linking land use with transportation and to solicit the localities’input in enhancing this linkage so that local governments can effectively work with the State in planning and zoning within their jurisdictional boundaries and in coordinating planning across jurisdictional boundaries.”

Find presentations and other info from CTB’s work session on Dec. 16 and its business meeting on Dec. 17 at www.ctb.virginia.gov/meetings.asp.

**VACo
Tweets
at
[twitter.com/
VACounties](http://twitter.com/VACounties)**

More details about Virginia's new stormwater rule

By Larry Land
lland@vaco.org

As reported in the Dec. 15 issue of Connections, the Soil and Water Conservation Board approved the final version of its Virginia Stormwater Management Program (VSMP) regulations.

The following are more details about the provisions of these important regulations that are not scheduled to go into effect until July 1, 2010.

The following detailed analysis of requirements within the new stormwater regulations have been provided by the Department of Conservation and Recreation.

Technical Criteria

The version of the regulations proposed in 2008 by the Board established a statewide water limit of 0.28 lbs/acre/year of phosphorus in stormwater discharges from new development.

The rule as originally proposed also had a requirement that total phosphorus loads be reduced to an amount at least 20 percent below the pre-development phosphorus load on prior developed lands.

Concerning water quantity, the proposed version specified that stormwater discharged from a site to an unstable channel must be released at or below a "forested" peak flow rate condition.

No exceptions to the standard were provided. As described below, the final regulations change these technical standards and provide additional flexibility that did not exist in the proposed regulations.

The final technical requirements include:

- A 0.45 lbs/acre/year phosphorus standard for new development activities statewide;
- A requirement that total phosphorus loads be reduced to an



Virginia Department of Conservation & Recreation

amount at least 20 percent below the pre-development phosphorus load on prior developed lands for land disturbing activities greater than or equal to an acre and 10 percent for redevelopment sites disturbing less than 1 acre; and

- Stormwater that discharged from a site to an unstable channel must be released at or below a "good pasture" peak flow rate condition unless the pre-developed condition for the site is forest, in which case, the runoff shall be held to the forested condition.

Exceptions to the "good pasture" standard are provided to a land disturbing activity that is less than 5 acres on prior developed lands; or less than 1 acre for new development.

- The final regulations also provide five offsite options that may be utilized by a developer when onsite measures may not be possibly to employ.

One of these options is a state "buy-down" where a payment would be made by a developer into state fund to help pay for off-site measures that help meet water quality standards.

Grandfathering

The VSMP regulations, as originally proposed, did not contain grandfathering provisions.

The final regulations approved on Dec. 9 contain a new section on grandfathering that specifies that if the operator of a project has met the three listed local vesting criteria relating to significant affirmative governmental acts and has received general permit coverage by July 1, 2010, then the project is grandfathered under current

water quality and quantity technical standards until June 30, 2014.

If permit coverage is maintained by the operator, then the project will remain grandfathered until June 30, 2019.

The final rule also specifies that past June 30, 2019, or if a project's general permit coverage is not maintained, portions of the project not yet completed shall become subject to the technical criteria in the final VSMP regulations.

Inspections and local enforcement

The primary provision relating to inspections and enforcement in the final regulation that differed from the proposed version is that decentralized stormwater management facilities on individual lots shall not be subject to local inspections (at least once every five years), homeowner inspection requirements, maintenance agreement requirements, or construction record drawing requirements.

Instead, a local program is authorized to develop a strategy for addressing maintenance of stormwater management facilities located on and primarily designed to treat stormwater runoff from an individual residential lot.

Such a strategy may include periodic inspections, public outreach and education, or other method targeted at promoting the long-term maintenance of such facilities.

The final version of VSMP regulations approved by the Soil and Water Conservation Board on Dec. 9 may be found at this link: www.dcr.virginia.gov/lr2d.shtml.

Virginia Cooperative Extension

A partnership of Virginia Tech and Virginia State University www.ext.vt.edu



VIRGINIA STATE UNIVERSITY

Collaborative Governance and Decision Making

Friday, Jan. 8
Richmond Marriott
10 a.m. - 4:30 p.m.

Friday, March 5
Charlottesville
9:45 a.m. - 4:30 p.m.

Cost: \$350 per person, includes books, materials, lunch

Supervisor Certification program ready to start new class

The Certified County Supervisor Educational program helps elected officials become more effective civic leaders. Through a series of courses offered in a relaxed and interactive manner, county supervisors learn how to become more effectively involved on such important aspects of county government as budgeting, land use planning, and building relationships within the community.

The program provides an overview of basic issues, responsibilities and expectations associated with serving as a county supervisor. On Jan. 8, a new course entitled "Collaborative Governance and Decision Making" will be offered. This comprehensive course with home study and a follow-up session on March 5 is open to all county supervisors.

In conducting this interesting course Mike Chandler, Professor Emeritus at the Virginia Tech, along with Extension Specialists for Community Viability at Virginia Tech will utilize examples and call on practitioners from all around Virginia.

Supervisors who complete this program receive certification endorsed by the Virginia Association of Counties and Virginia Tech.

Certification is earned upon the completion of five core course and three electives. The core course topics are:

- Leadership Development
- Duties and Responsibilities of Public Officials
- Community Planning
- Local Government Finance
- Governance 21: Policies and Practices for the 21st Century

Elective course topics may include Dispute Resolution, Team Building, Technology in Local Government, Decision Making, Intergovernmental Relations, and others.

Supervisor certification registration form.

Employment Opportunities

Employment ads are edited due to space considerations.

To view the full versions, visit www.vaco.org and click on the employment link on the top left corner.

Technology Manager/Merrimac Center

Merrimac Center has an immediate opening for a full-time Technology Manager providing technical expertise in the use and maintenance of security access control, video surveillance, Local Area Network, video teleconferencing, electronic monitoring, internet Web site and associated systems in a juvenile detention center setting. Requires ability to work a flexible schedule, 3-5 years network administration experience minimum. MCSE preferred. Ability to administer Microsoft Server, Exchange Server, SQL Server, Citrix Server, routers and firewalls a must. Knowledge of security video, DVR, and HMI/PLC systems a plus. Salary \$45,000-\$60,000. Application screening begins Feb. 1. Open until filled.

**Director of Library Services/
Gloucester County**

Gloucester County seeks a dynamic team orientated leader with excellent leadership, communication, and interpersonal skills. Qualifications: Requires MLS from ALA-accredited school; intermediate computer skills; and valid Virginia driver's license. Also requires 6 to 8 years of progressively responsible public library experience including 3 years in a supervisory or management position; or any equivalent combination of training and experience which provides the required knowledge, skills, and abilities. Salary Range: \$53,788 - \$80,682. Excellent benefits package. To Apply: Submit Gloucester County application w/cover letter and resume by 4:30 pm, Jan. 14, to Human Resources Department. Download application from our Web site, www.gloucesterva.jobs or contact the Gloucester County HR Dept., 6467 Main St., Gloucester, VA 23061; phone

(804)693-5690.

**Director of Community
Development/Augusta County**

The County of Augusta is accepting applications for the position of Director of Community Development. The County of Augusta is centrally located in the historic and scenic Shenandoah Valley at the juncture of I-81 and I-64. The County has a population of 71,586. The community is rural/suburban with a high quality of life. Excellent medical, recreation and public school facilities are available. County residency is required (negotiable if currently residing within Greater Augusta). The salary range is from \$69,347 to \$97,986; salary is negotiable depending upon qualifications. Benefits are excellent. Recruitment profile and county application can be downloaded from our Web site at www.co.augusta.va.us. Send inquires, county application and resumes to Augusta County Personnel Office, Attention: Faith Souder, Personnel Director, County of Augusta, P. O. Box 590, Verona, VA 24482-0590, Tel: 540-245-5617; Fax: 540-245-5175, no later than Friday, Jan. 8.

**Director of Finance/Brunswick
County**

This full-time position works under the general supervision of the County Administrator. The duties of this position include planning, organizing and directing operations of human resources, budget and financial management. Plans and directs the County's budget development process. Serves as liaison for various fiscal agencies, working with state and local authorities to ensure fiscal responsibility. Master's degree in accounting, budget and finance field, CPA Certification preferred. A complete job description is available at the Office of the County Administrator or at www.brunswickco.com. Submit resume' to the Office of the County Administrator, 102 Tobacco Street, Lawrenceville, VA 23868. Position open

until filled. Telephone 434-848-3107 or toll-free 1-800-848-3199.

**Network Support Technician/Orange
County**

Orange County is accepting applications for a full-time Network Support Technician in the Information Technology Department. Illustrative duties: Perform server administration for Exchange Server, Web servers, File/Print Server, Symantec Backup Exec 11D, AS400, and Blackberry Enterprise Server. 24/7 operation support, with rotating weekends. Hiring range is \$36,693-\$47,700. Excellent benefits.

The successful candidate must have a Bachelor's degree in Computer Information Systems or closely related field, supplemented by three to five years previous experience and/or training that includes computer, network and wireless operations. Interested applicants should visit orangecounty-va.gov or pick up an application package from 8 a.m. - 5 p.m. at the Orange County Administrator's Office, 112 W. Main St., Orange, VA 22960; (540)672-3313 Open until filled.

**Director of Economic Development/
Bedford County**

Bedford County (population 66,274; 754 square miles) seeks an experienced professional to serve as the Director of Economic Development. Candidate should have a comprehensive knowledge of modern principles and practices of economic development; comprehensive knowledge of the principles and practices of public and business administration; ability to attract industry and business for the municipality; ability to plan, assign and coordinate the work programs of office and technical staff. Application, recruitment package, and job description are available at www.co.bedford.va.us and are also available from the Bedford County Human Resources Office, Bedford County Administration Building, 122

EMPLOYMENT

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East Main Street, 2nd Floor, Bedford, VA 24523, (540) 586-7601, ext. 1221. Applications will be accepted until position is filled. Annual salary is competitive DOQ.

Economic Development Program Director/Clarke County

Clarke County seeks a qualified, experienced individual to direct and coordinate economic development and tax-base expansion activities. The position entails professional economic development, marketing, and managerial skill and responsibility and will be tasked with developing and implementing a plan to enhance the retail, commercial, industrial and service economies in Clarke County and to expand the local tax base. This position is not currently occupied or classified. The County is willing to work with the desired applicant to craft a compensation package acceptable to both. Interested persons should submit a cover letter and resume to: David Ash, County Administrator; 101 Chalmers Court, Suite B; Berryville, VA 22611. This position will be open until filled. Inquiries to the County Administrator's office at (540) 955-5175.

County Engineer/Washington County

The County of Washington seeks applications for the position of County Engineer. Under the direction of the County Administrator, provides professional civil engineering services to County departments, agencies and functions. Acts as County Building Official responsible for administration of the building and related codes. Serves as head of County Department of Building & Development Services. Salary range \$65,000 - \$80,000+, DOQ, DOE with benefits. A complete Position Description along with Application for Employment may be obtained through the County Department of Accounting, County of Washington, 205 Academy Drive, Abingdon, VA 24210 or through www.washcovva.com. Applications will be accepted until position filled.

Superintendent/Middle Peninsula Regional Security Center

The jail, located in Saluda, serves five (5) largely rural, waterfront counties with an estimated 2008 population of 53,127. Salary is DOQ. Benefits include Virginia Retirement System, group health insurance program and paid holidays. This position is open until filled. Send applications/resumes to: Frank A. Pleva, Chairman, Middle Regional Jail Board, c/o King William County Administrator's Office, P. O. Box 215, King William, Virginia 23086. Applications/resumes also may be submitted by facsimile to (804) 769-4964 or by pdf at fpleva@kingwilliamcounty.us. Copies of the application form can be obtained by contacting the jail board chairman at (804) 769-4927 or at the aforementioned e-mail address.

Network Engineer/Campbell County

The Campbell County Information Technology Department seeks an organized and skilled Network Engineer. This position requires knowledge of network communication hardware, network security, and wireless technology. This position requires a Bachelor's degree and five (5) years of related experience. Starting Salary Range: \$43,588 – \$48,565 depending upon qualifications and experience plus an excellent benefits package. Candidates are to submit a completed Campbell County application. For a County application call (434) 332-9818 or visit our Web site at www.campbellcountyva.gov.

Public Safety Director/Campbell County

Campbell County seeks a forward-thinking, organized and motivated Public Safety Director with excellent management skills to oversee a comprehensive Public Safety program for the County. The ideal candidate will have: a comprehensive knowledge of all aspects of Public Safety operations; considerable management and public relations skills, including grant writing, budget preparation, and report writing; and extensive experience in fire, EMS/rescue operations and incident command. This position requires a Bachelor's degree, no less than five (5) years experi-

ence, and no less than three (3) years supervisory experience; Firefighter II, HAZMAT Operations, NIMS, and EMT-B certification. Salary Range: Dependent upon qualifications and experience. An excellent benefit package is provided. Application procedure: Please submit a Campbell County application along with a resume stating your salary requirements. Applications are available online at www.co.campbell.va.us.

Economic Development Director/Louisa County

The Economic Development Director performs difficult professional and administrative work developing and directing the industrial and economic development activity of Louisa County. The Economic Development Director is responsible for planning, directing and supervising economic development and tourism activities; supporting existing business and industry; recruiting new business and industry; conducting market research. Applicant must also consent to a background check, including criminal record, driving record, substance abuse testing and must possess a valid driver's license. For complete details, please visit our Web site at www.louisa.com.

Director of Operations/Fauquier County

Fauquier County Water and Sanitation Authority Salary: \$81,274 - \$118,401 (+) benefits. Essential Functions/Typical Duties: Administers and implements the planning, organizing, and operation of the Authority's treatment facilities, water distribution and sewage collection systems. Supervises operations employees, identifies the department's present and future need and prepares short- and long-term plans to address these needs; preparing and administering operating and capital budgets. Application Procedures: Applications are only available from and accepted at the Virginia Employment Commission in Culpeper, Virginia. For information, call (540) 829-7432. Applications and resumes will be received by the VEC until the position is filled.



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VACo exists to support county officials and to effectively represent, promote and protect the interests of counties to better serve the people of Virginia.

1207 East Main Street
Suite 300
Richmond, VA 23219-3627
(804) 788-6652
Fax: (804) 788-0083
www.vaco.org

County Connections is a semimonthly publication.

Editor: Gage Harter
(804) 343-2502