

# County News

National Association of Counties • Washington, D.C.

Vol. 26, No. 10 • May 16, 1994

## Senate panel urged to pass no money, no mandate bill

By Larry Jones  
associate legislative director

Senators Dirk Kempthorne (R-Idaho) and John Glenn (D-Ohio) are due to meet within the next few days to decide whether the "no money, no mandate" principle supported by NACo will be included in a mandate relief compromise being developed by the Senate Governmental Affairs staff.

During a May 11 meeting with Senate staff, NACo and other state and local groups reiterated their collective support for including the "no money, no mandate" as the fundamental basis for any compromise proposal.

Meanwhile before a packed hearing room on April 28, Fulton County (Ga.) Commissioner and NACo Third Vice President Michael Hightower urged members of the Senate Governmental Affairs Committee to use a NACo-supported bill, the Community Regulatory Relief Act (S. 993), as the vehicle to enact mandate-relief legislation.

Stressing the importance of



Photo by Tom Goodman

The hearing room is packed as the Senate Governmental Affairs Committee listens to testimony from NACo Third Vice President Michael Hightower supporting Senator Dirk Kempthorne's (R-Idaho) Community Regulatory Relief Act (S. 993), which would stop unfunded federal mandates.

immediate action, Hightower said legislation was needed to protect limited state and local resources from an unlimited number of future unfunded federal mandates.

As evidence, Hightower reminded members that state and local governments have identified 185 unfunded federal man-

dates that impose costly burdens. Despite the fiscal constraints

imposed by these mandates, "166 new mandates have been introduced during this session of Congress," he said.

The hearing was held to gather comments from state and local officials, federal agencies and national groups on several mandate-relief proposals that have been submitted to the committee.

In general, the proposals fall into three categories:

- those that would make future federal mandates optional for state and local governments unless the federal government fully funds or shares the cost of implementing them
- those that would require a fiscal note or financial impact statement on all future federal mandates, estimating the costs to state and local governments, and
- those that would provide

state and local governments more flexibility in implementing federal regulations.

Hightower made a strong case for S. 993, a proposal sponsored by Senator Dirk Kempthorne (R-Idaho). S. 993 would relieve state and local governments from obligations to comply with future federal mandates unless federal support is provided.

"This legislation will protect state and local programs from an unlimited number of mandates and provide more balance in our federal system (the partnership between the federal, state and local governments).

"It recognizes that we have limited resources and are required to provide many essential services that citizens depend on."

He also reminded committee

See **MANDATE BILL**, page 11

## Assault weapons ban squeaks through House

By Brian Lagana  
legislative assistant

Responding to the American public's growing fear of violence and aggressive lobbying by the Clinton Administration and public interest groups, the House of Representatives passed, by a narrow 216-214 vote, a bill to ban the future transfer, possession and manufacture of 19 types of military-style semiautomatic assault weapons. The bill, HR. 4296, would also ban clips holding more than 10 rounds. It exempts approximately 650 specific types of firearms used for sport and hunting purposes.

Passage, May 5, comes just a week after supporters admitted they were some 15-20 votes short of success. The Senate last No-



Photo by Don Murray

(l-r) Representative Charles Schumer (D-N.Y.), principal sponsor of the recently passed assault weapons ban, and NACo Legislative Director Reggie Todd discuss strategy at last month's Capitol Hill rally in support of Schumer's measure.

vember passed a similar bill as part of its crime package. The House version will now be considered with its crime bill in a

joint conference committee expected to convene shortly.

See **ASSAULT WEAPONS**, page 11

## High court rules incinerator ash is potential hazard

By Barbara Paley

In a ruling that could increase the cost of operating municipal waste incinerators, the U.S. Supreme Court held last week that ash generated by municipal waste-to-energy incinerators may be subject to regulation as a hazardous waste under Subtitle C of the Resource Conser-

vation and Recovery Act (RCRA).

The 7-2 decision in *City of Chicago v. Environmental Defense Fund* will require operators of municipal waste incinerators to test their ash residue for the characteristic of toxicity and to comply with some of RCRA's hazardous waste man-

See **INCINERATOR**, page 13

Former NACo officials remember Richard Nixon's strong support for local government.



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NACo says telephone companies seeking to enter the cable business should be franchised just as cable companies are.

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Not sure whom to call when you need information from NACo? County News and NACo's Research Department team up to tell you exactly where to go.

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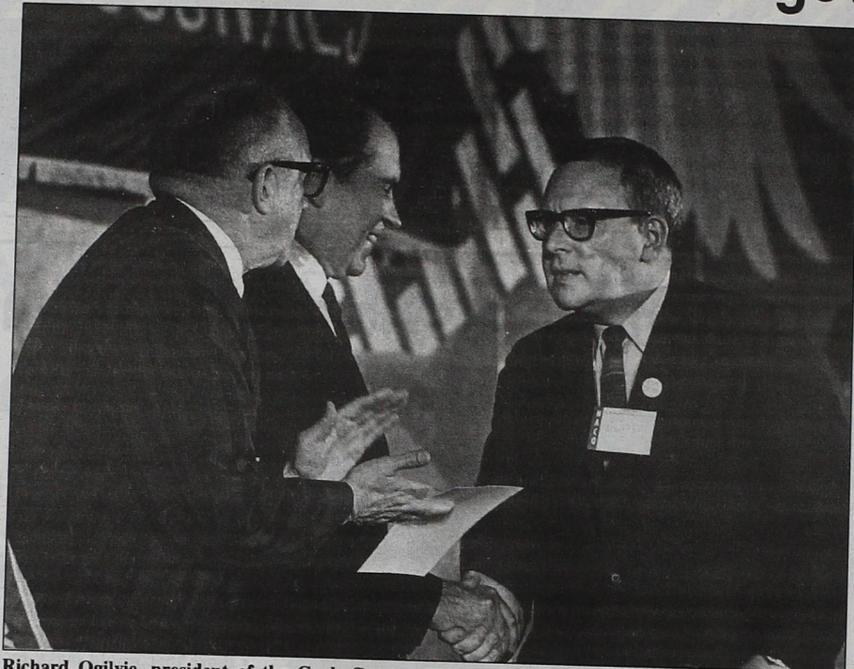
# Nixon remembered as a friend to local government

By Susan D. Grubb  
staff writer

John Ehrlichman, secretary of the Domestic Affairs Council, was on the agenda to address NACo's Board of Directors at its 1970 meeting in Williamsburg, Va. President Richard Nixon, however, felt the issues of General Revenue Sharing (GRS) and welfare reform were so important that he must talk to board members face-to-face. So he had his presidential helicopter flown to the meeting site to shuttle them directly to the White House.

This episode was characteristic of the close relationship NACo had with Richard Nixon, who died on April 22. Nixon championed many local government causes during his term, including GRS, which was NACo's defining issue in the '70s. "He's given a lot of credit for foreign policy, but he did so much with national policies," said Gil Barrett, Dougherty County (Ga.) commissioner, and 1973 NACo president.

Enacted in 1972, GRS was a five-year \$30 billion program that distributed a portion of federal income tax revenues directly to state and county governments to be used at their own discretion for the maintenance and operating expenses of many county programs.



Richard Ogilvie, president of the Cook County (Ill.) Board of Commissioners, greets presidential candidate Richard Nixon before his address to delegates at NACo's 1968 Annual Conference in Washington, D.C. At left is NACo President Ed Munro, King County (Wash.) commissioner.

Nixon understood the financial crisis counties, cities and states were facing, and the possibility that they would go broke. At the time, most

federal aid to state and local government was dispensed for specific purposes and couldn't be used for pressing local needs.

"Many cities and counties would've gone belly-up without General Revenue Sharing," said Barrett. NACo had great access to

the president during that time, he recalled. "He had a very close relationship with NACo."

Then-NACo Executive Director Bernie Hillenbrand credited Vice President Spiro Agnew, a former Baltimore County (Md.) executive, with influencing Nixon to increase the amount of his original GRS proposal from a multimillion to a multibillion dollar program. "Nixon was a prime mover behind GRS," said Hillenbrand. "It was a great issue that made a name for NACo."

Hillenbrand described Nixon as very accessible and was impressed with his knowledge of local government issues. "He had great rapport," he said. Barrett remembers him as being "a little reserved, not bubbly. He was all business. But if you had good ideas, he would make time for you."

Barrett acknowledged the Watergate scandal that tainted the memory of Nixon's Administration. "He was not someone who would break and run. He would stand up for what he believed in. ... He'll go down as one of the greatest presidents we've had."

Hillenbrand felt President Clinton said it best during his eulogy at the president's funeral last month: "Nixon and all of us are entitled to be judged on our entire life, not just one event."

# NACo disputes soft stand of Washington Post editorial

In a Letter to the Editor published in the May 13 edition of the *Washington Post*, NACo Executive Director Larry Naake questions the middle ground taken by a *Post* editorial on the issue of unfunded mandates.

## Counties are losing control of their budgets

Having read the editorial on unfunded mandates ["The Great Mandates Debate," May 3], I'm perplexed. Is *The Post* in favor of unfunded mandates or opposed?

The middle ground that the editorial stakes is a bit soft, considering that the choice is not just between more aid and less. It is a question of accountability, good government and fairness. The American people have been clamoring for years for fiscal responsibility at the federal level. That is what county officials want too, and they have joined with other state and local representatives to stop unfunded mandates.

With unfunded mandates, the federal government doesn't have to set priorities. It simply shifts the tax burden to other levels of government and allows the federal government to

escape without accountability or responsibility. The federal government is essentially saying: "We don't want to make the tough choices, and we certainly don't want to raise taxes. But you, state and local officials, can raise taxes at your level and eliminate your programs to pay for the federal programs we deem are important."

This shift of the tax burden is putting a severe strain on local governments, especially counties that don't have nearly the number of avenues for raising revenue that the federal government has. A survey of large urban counties, released earlier this year by the National Association of Counties (NACo), showed that 40 percent of those surveyed suffered from high budgetary stress — revenues did not match the demands for services.

These counties relieved their budgetary stress in a number of ways: Sixty-three percent made budget reductions; 60 percent raised selected fines, penalties or fees; and 33 percent raised property taxes, postponed capital projects, or placed a freeze on hiring. This is the real world of running a government and having to

balance a budget each year. The future is even darker unless there is mandate relief. A survey done last year by NACo determined that counties are spending \$4.8 billion annually to comply with just 12 unfunded federal mandates. It is estimated that the costs of these same programs to counties during the next five years (1994-1998) will be \$33.7 billion.

County officials are concerned that

they are losing control of their budgets. Consider this: Sacramento County, Calif., is facing a \$45 million budget shortfall this year. The problem is that 85 percent of its budget is federal and state mandates. It, especially, has no place to make reductions in its budget. Sacramento County and its residents have lost control of their local budget to the federal government and the state of California.

County officials are not opposed to many of the goals of mandates programs. We simply want the federal government to make the fiscal commitment and to be accountable and responsible if these goals are worth achieving.

Larry E. Naake  
Executive Director  
National Association of Counties  
Washington

## NACo Voting Credentials Procedure

The authorized voting delegate or alternate should proceed to the credentials registration area after registering for the Annual Conference. The credentials booth will be adjacent to the general registration booths. After showing proof of registration (conference badge or registration receipt), the delegate will be asked to sign the ballot and give the name of the hotel where he/she is staying. Credentials materials will then be given to the authorized delegate.

Each county should have designated one of its county officials as the authorized delegate to receive the county's credentials materials. If this designation was received at the NACo office prior to, or on the day of the return deadline (Friday, July 1), the delegate's name and title will appear on the ballot receipt for each county.

If the delegate's designation was not received by the deadline, the delegate will be asked to complete a credential's authorization form and leave it at the desk. The authorization form is very brief, and simply asks for the name, title, county and hotel of the proposed delegate. A member of the Credentials Committee or parliamentarian will sign off on the authorization forms received periodically throughout each day. This procedure is used to ensure the integrity of the voting process and alleviate possible discrepancies. Again, if there are any discrepancies regarding credentials, the Credentials Committee will resolve them. After the authorization has been signed, the delegate will be given the credentials materials. Please note that NACo staff cannot solve disputes, but only advise you of the procedure and direct you to a Credentials Committee member.

The credentials booth hours will be concurrent with those of general registration. The hours are: Sunday, July 31, from 9 a.m. to 5 p.m. • Monday, Aug. 1, from 9 a.m. to 6 p.m. • Tuesday, Aug. 2, from 9 a.m. to 6 p.m. • Wednesday, Aug. 3, from 9 a.m. to 5 p.m. No credentials will be given to delegates after the close of registration on Wednesday, Aug. 3 at 5 p.m.

The Credentials Committee and parliamentarian will meet on Sunday morning, July 31, prior to the opening of registration and after the close of credentials each day, concluding on Wednesday evening, August 3. Discrepancies will be addressed at these evening meetings.

For more information, contact Susan Parrish, membership coordinator, at 202/942-4242.

### County News invites Letters to the Editor

If you have a compliment, complaint or different point of view, let us know. Please include a phone number with your letter. Mail or fax to: County News, NACo, 440 First St., N.W., Washington, DC 20001-2080, 202/393-2630.

**Publisher's Perspective**

# The crime bill: A call for balance

By Larry Naake  
County News publisher



As a House-Senate conference committee begins its deliberations on a crime bill this week or next, NACo is calling for a balanced approach in addressing the growing violence in our nation.

On the one hand, we want to ensure that the really "bad" folks are put away for a very long time. On the other hand, we also want to start the process of dealing with the root causes of crime and violence in the early years of our children's lives by stressing early intervention, better prenatal and peri-natal health care, early childhood education and social services, and by developing programs that keep families together.

A report on children under the age of three, recently released by the Carnegie Foundation, sharply underscores how quickly we are losing the battle to strengthen our families and care for our young. Among other things, the report found that:

- Nearly three million children under the age of three live in families with incomes below the federal poverty level.
- From 1987 to 1991, foster care placements increased by more than 50 percent.
- Nine out of every 1,000 infants in the United States die before their first birthday. This rate is higher than the infant mortality rates of 19 other nations.
- Immunization rates against the most common childhood diseases for two-year-olds in most states were below 60 percent.
- One in every three victims of physical abuse in this country is a baby under the age of one.

These startling facts explain why more of our young people find themselves leading a life of crime and violence. It is a better explanation than the mere lack of "tough" sentencing laws.

Fortunately, Congress appears to be struggling mightily to achieve a reasonable balance between punishment and prevention. At this point, the \$27.9 billion House measure is generally more progressive than the \$22.3 billion bill passed by the Senate last November. The House bill is less punitive and more generous toward prevention programs. NACo policy supports a stronger emphasis on prevention.

For too many years, the United States has relied almost exclusively on jail and prison confinement to solve its crime and correctional problems. The costs are staggering. States and counties are currently spending close to \$25 billion on corrections annually. But significantly, of this total, 85 percent of the funds are committed to the construction and operation of jails and prisons. Only 11 percent is devoted to any form of community corrections, including probation and parole.

This meager investment in community corrections is even more disturbing when one considers that two-thirds of the individuals under supervision are in the community, not in an institution.

Despite huge investments in jails and prisons, violent crime has continued to climb. It has even escalated in states with very "tough" sentencing policies, such as Texas, South Carolina, Florida and California.

Today, one in 40 males, ages 14-34, are behind bars. Based on his analysis, Warren Cikins, formerly of the Brookings Institution, warned recently that "if current trends continue, by the year 2053, we will have more people in jail than out."

We need to reverse this trend and begin "up-front" investments in our future.

So, as the House and Senate begin their conference committee on the crime bill, we call on them to produce a balanced package, with as much weight as possible on the prevention side.

We call on Congress to preserve:

- \$7 billion for prevention, including \$2 billion for the Local Partnership Act, which would provide grants for crime prevention programs in the area of substance abuse and education
- \$3 billion pertaining to violent offenders, which provides funds to be spent on either facilities or drug diversion and community corrections programs, and
- 100,000 new police officers for community policing programs.

# SuperPILT question raised at hearing

By Jeff Arnold  
associate legislative director

The question of a "SuperPILT" fund which would wrap all natural resource payments for counties into a single fund with PILT was raised during a generally friendly hearing on PILT (Payments In Lieu of Taxes) legislation before the House Subcommittee on National Parks, Forests and Public Lands, April 28.

Subcommittee Chair Bruce Vento (D-Minn.) raised the question in response to testimony presented by a number of county officials, including Louise Liston, chair, Public Lands Steering Committee, supporting H.R. 1181 and S. 455. The measures are designed to increase PILT payments to counties.

Response to the proposal was muted, although county officials testifying before the committee agreed to review any specific proposal developed by Vento. They also made it clear, however, that any "SuperPILT" legislation would need to come after the current PILT legislation was passed and signed by the president.

"The concerns facing public lands states, counties and communities are real. Because of location, lack of funds to improve infrastructure, limited opportunities to diversify, and inability to attract stable, well-paying jobs, most rural communities are struggling to survive. ... Congress could do more to help stabilize many rural economies in this nation by increasing PILT payments than by any other means," Liston said.

Liston, Garfield County (Utah) commissioner, testified on behalf of NACo. She was joined by Com-



Photo by Tom Goodman  
Louise Liston, chair, Public Lands Steering Committee, testifies before the House Subcommittee on National Parks, Forests and Public Lands, April 28, in support of PILT legislation.

missioner Noel Williams, Lincoln County, Mont., who testified for the Montana Association of Counties and the Western Interstate Region as its incoming president; George Enneking of Idaho County, Idaho; William Mattson of St. Louis County, Minn.; and Lee Allen of Box Elder County, Utah.

The hearing was well attended by members of the subcommittee. Ten

members, each expressing their strong support of the PILT Program were present, as well as Representative Bart Stupak (D-Mich.) who attended the hearing to express his support as a cosponsor.

Further action on PILT is contemplated by the subcommittee, and every effort is being made to secure a markup and eventual floor consideration for the measure.

# EPA to hold meetings on small, arid landfills

EPA has announced a series of meetings to obtain information from small communities on complying with groundwater monitoring at municipal solid waste landfills. Local officials and other interested parties will be invited to provide suggestions and alternatives to groundwater monitoring at small (under 20 tons per day), arid (less than 25 inches of precipitation per year) landfills.

The Subtitle D landfill regulations of the Resource Conservation and Recovery Act, initially promulgated in 1991, exempted small, arid landfills from the groundwater monitoring requirements that applied to other landfills.

As a result of last year's federal court decision in *Sierra Club v. U.S. EPA*, the exemption was revoked. When the final Subtitle D rule was promulgated last October, EPA gave those landfills an extra two years, to Oct. 9, 1995, to com-

ply with monitoring requirements.

The additional time was for EPA to determine if there were practical and affordable alternative monitoring systems or approaches which were adequate to detect contamination which could be used for small, arid sites.

The meetings will provide an opportunity for local government landfill owners and operators to present statements or written comments to assist EPA in better understanding alternatives to groundwater monitoring.

EPA will use the information to draft an amendment to the Subtitle D regulations for application to qualified landfills.

The schedule for the meetings is as follows:

- June 8 in Salt Lake City, Utah
- June 10 in Anchorage, Alaska
- June 14 in Midland, Texas
- June 28 in Washington, D.C.

Further information on the meetings is available from Jenni-

fer Ryan at NACo by calling 202/942-4270.

# Polk County, Minn. commissioner wins membership survey prize

Commissioner Rupert Syverson from Polk County, Minn. was one of approximately 360 individuals that returned his membership survey to The Gallup Organization by the April 8 deadline.

Commissioner Syverson will receive free conference registration to the NACo Annual Conference, to be held in Clark County (Las Vegas), Nev.

NACo thanks the recipients for responding to the survey. As of Monday, April 25, 391 surveys were returned to the Gallup Organization.

# Local governments say telephone companies should pay for access to information superhighway

By Robert J. Fogel  
associate legislative director

If telephone companies win the right to provide cable services in local communities, local governments want the right to franchise the so-called "telcos" just as they are able to do now with cable companies. That was the position taken by a witness on behalf of local governments in hearings before the Senate Commerce Committee, May 4, on S. 1822, the Senate version of what is known as the information superhighway legislation.

S. 1822 is the rewrite of the Communications Act of 1934 and seeks to create a regulatory environment that will foster the building of the information superhighway by the private sector. NACo, the National League of Cities and the U.S. Conference of Mayors presented joint testimony.

The local government witness at the hearing was Dallas (Texas) Coun-

cil Member Donna Halstead, who appeared on a panel with representatives from US West, the National Cable Television Association, the National Association of Broadcasters and several other interested parties.

She told the committee that "Local governments are anxious to see the benefits of S. 1822 available to all our citizens and encourage its development."

Fundamental to the legislation is the concept that all telecommunication providers would play by the same rules if they wish to enter the business of another provider. That means if the telcos want to become cable providers they would need to obtain a franchise. Currently, most telecommunications providers, like phone companies, are barred, either by legislation or court order, from offering other services. Telcos are very eager to get into the cable business to help offset their costs in the deployment of a fiber optics net-

work. However, they do not want any franchise requirement imposed on them when they enter the cable business.

This signals a change in telco industry tactics, which, up to a year ago, had vigorously sought NACo endorsement for its entry into the cable business, assuring NACo and other local government organizations that it enthusiastically supported local governments' right to franchise their entry into cable.

Halstead urged the committee to maintain the requirement on telcos to obtain a franchise as the legislation is further considered and debated.

"Local governments oppose any efforts to pre-empt local authority in telecommunications policy or erode their ability to control the use of the public-right-of-way," she said. "The local government interest groups oppose the entry of telephone companies or other similar telecommunication providers in the cable or information services business without a

franchise and/or without complying with local requirements."

She told committee members that franchise agreements are the means whereby local governments control use of the public right-of-way. If a business, including a utility, wants to use the right-of-way, which is considered a valuable asset of a local government, it is only fair that it seek the approval of the owners of that right-of-way to do so. She indicated that collection of a franchise fee for

such use was appropriate to "compensate the local government for the use of public property by the private, for-profit telecommunications providers."

The Commerce Committee plans to have several more hearings on S. 1822. The House version of the legislation, H.R. 3636, has already been approved by the Energy and Commerce Committee and may come to the full House for a vote later this month.



◆ The new chair of the Federal Communications Commission, Reed Hundt, met with Legislative Director **Reggie Todd** and Associate Legislative Director **Bob Fogel** at a luncheon at the National Press Club, May 2, where they talked about local governments' role in the information superhighway.

Todd, Fogel and Executive Director **Larry Naake** met with Alice Tetelman, head of the City/County of New York's Washington office, May 4, on NACo's legislative priorities.

◆ In Orlando, Fla., late last month, Director of Enterprise Services **Lee Ruck**, Director of Corporate Relations **Tom Sweet** and County Service Representative **Kaye Braaten** attended PEBSCO's annual meeting. NACo President **Barbara Sheen Todd** was also on hand to speak to attendees at the honors banquet.

◆ At Harvard's Kennedy School of Government, April 28, Deputy Executive Director **Ed Ferguson** participated on a judge's panel for the Ford Foundation's Innovations in State and Local Government Awards.

◆ Last month, Associate Legislative Director **Bob Fogel** held meetings with the staff of a congressional member and two committees: Representative **Bob Wise** (D-Va.) on highway legislation, the Senate Communications Subcommittee on the information superhighway, and the House Aviation Subcommittee on airport landing fees.

## Federal budget makers face tight limits

By Ralph Tabor  
director of public policy

As the House begins marking up and voting on FY95 funding bills, its appropriations subcommittees face an extraordinarily tight spending cap that will pit popular domestic programs against one another, and leave

local governments fighting for their favorites, subcommittee by subcommittee.

Earlier this month, House and Senate conferees reached agreement on broad guidelines for the 1995 budget resolution. It calls for a \$13 billion cut in discretionary spending spread over five years, with \$500 million allocated to 1995.

Added to this measure is the impact of the budget reconciliation bill passed last year. It sets five-year spending limits that decline from year to year. Under the law, discretionary spending will decline from \$546.8 billion in 1994 to \$540.6 billion in 1995.

The problem is compounded by new calculations of spending. The Congressional Budget Office determined that the president's budget exceeded the 1995 spending cap by \$3.1 billion. The president's budget also assumed that Congress would pass nearly \$1 billion in new user fees, which now appears unlikely.

It is clear that this gap cannot be closed without cutting back the president's requests in both domestic and defense spending.

The squeeze on domestic programs will be particularly difficult since many of Clinton's selected program increases, or investments, have strong support in Congress. They include increases for infrastructure, children, education and job training programs. The question is: Which programs should be cut to fund these investments? The budget resolution leaves this up to the appropriation committees to decide.

As a result, much of this debate will take place within each of the separate appropriations subcommittees. Community development and housing programs will be contending against veterans, space and environment programs. Social services, health services and job training programs will be contending against education programs. The same is true for the different transportation modes, i.e. highways, transit service.



Photo by Jay Sevidal

(Foreground, l-r) NACo staff **John Fanning** and **Lou Witt** tamp down the soil around a just-planted Gingo tree, as **Mary Bewig** supervises. NACo planted the tree in a local Washington, D.C. neighborhood on April 22 in honor of Earth Day, and in conjunction with **Trees for the City**, a project of the **L'Enfant Trust**, and a community-based non-profit group dedicated to the conservation and rehabilitation of the urban landscape. Launched in 1990, **Trees for the City** has planted more than 1,500 trees in more than 100 neighborhoods in Washington. NACo's contribution to the **Trees for the City** project will help support tree planting in the capital city and maintain Washington's reputation as the "City of Trees."

# County News

"THE WISDOM TO KNOW AND THE COURAGE TO DEFEND THE PUBLIC INTEREST"

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Published biweekly except August by:

National Association of Counties Research Foundation, Inc.

440 First Street, N.W.

Washington, D.C. 20001-2080

202-393-6226 FAX 202-393-2630

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POSTMASTER: send address changes to *County News*, 440 First St. N.W., Washington, D.C. 20001 (USPS 704-620) • (ISSN: 0744-9798)

# HUD says no new requirements in proposed fair housing regs.

By Haron N. Battle  
associate legislative director

Assistant Secretary for Fair Housing and Equal Opportunity Roberta Achtenberg has assured local governments that her office will solicit considerable comments from localities on a draft regulation delineating fair housing planning requirements.

Achtenberg stressed that the proposed regulation which HUD expects to publish by Oct. 1 will impose no new requirements on grantees receiving Community Development Block Grants (CDBG), HOME Investment Partnerships, Emergency Shelter Grants (ESG) and Housing Opportunities for Persons with AIDS (HOPWA) funds. Communities will have until Octo-

ber of 1995 to prepare a fair housing plan.

Achtenberg's remarks came during a May 3 meeting with NACo and representatives of other local governments at the Department of Housing and Urban Development (HUD).

In her briefing, Achtenberg pointed out that Congress amended the CDBG Program in 1983 to require recipients to certify that they will affirmatively further fair housing. In 1990, a

similar requirement was extended to communities completing the comprehensive housing affordability strategy required of recipients of HOME, ESG and HOPWA funds.

Regulations implementing these provisions establish that a grantee is considered in compliance if it: 1) conducted an analysis of fair housing impediments, and 2) took actions designed to address the conditions identified as limiting fair hous-

ing choice. Achtenberg said more than 100 communities have adopted fair housing plans.

Under the rule HUD is now drafting, grantees will be required to certify that they are following a fair housing plan. They will not be required to submit the plan to HUD for approval. Instead, at the end of a program year, a community will be required to provide a summary of its analysis of impediments to fair housing and actions that have been taken or are scheduled for the next year.

Achtenberg stressed that her office will work with communities where there is evidence that a plan is inadequate. First, HUD would require the grantee to submit its full analysis of impediments.

If the department concludes that the analysis is inconsistent

with known facts and data or the actions are inappropriate to address the impediments, then HUD would require special assurances describing actions to affirmatively further fair housing. Only in extreme cases would the department condition future funding under the CDBG, HOME, ESG and HOPWA programs.

HUD will take various actions to help communities comply with this requirement. It plans to conduct six regional workshops on fair housing planning in the summer of 1994. The department is reviewing HUD regulations that affect fair housing. In addition, HUD will share local ordinances that jurisdictions could adopt that would be considered equivalent to federal fair housing laws.

# Congress going slow on health care reform

By Thomas L. Joseph III  
associate legislative director

Committees on Capitol Hill continue their struggle to find enough votes for various health reform proposals — a struggle marked by a steady movement toward "going slow" with reform, including either no employer mandate or one triggered only if voluntary mechanisms fail.

## House Education and Labor Committee

The House Education and Labor Subcommittee on Labor-Management Relations continues its markup. Employer mandates were a hot topic in the committee, which voted along party lines 17-10 to defeat an amendment deleting the requirement.

Counties as employers saw some progress in the markup with a NACo-supported amendment offered by Representative Matthew G. Martinez (D-Calif.) and Representative Eliot Engel (D-N.Y.) to allow counties with 5,000 or more employees to continue to self-insure.

Public employers would also see a gradual phase-in of the percentage of payroll that counties would be required to pay for insurance, beginning at 8.7 percent in 1996 and gradually lowering to 7.9 percent by 2002. The amendment will save public entities \$13 billion over five years.

Local service delivery issues received a boost in the bill, with public hospitals receiving automatic designation as "essential community providers," which guarantees them health plan reimbursement for services pro-

vided to their participants.

The bill also covers detainees until they are convicted of a crime. While it is the most liberal of the three House committees, there have been some other benefit expansions that have been defeated due to their costs.

## House Energy and Commerce & Ways and Means committees

Democrats continue to have difficulty finding enough votes to even begin markups. The major sticking point continues to be support for employer requirements.

Energy and Commerce continues to negotiate with Democratic members opposing employer responsibilities. Ways and Means is finishing its caucuses and is moving to discussions with each member on his or her high-priority issues. Both committees had planned to finish their work by Memorial Day, but neither has announced a markup.

## Senate Finance Committee

On the Senate side, the Finance Committee heard Congressional Budget Office (CBO) testimony on the cost of the managed competition bill, sponsored by Senator John B. Breaux (D-La.) and Representative Jim Cooper (D-Tenn.).

The CBO analysis was mixed. The proposal, which does not have an employer or individual mandate, would cover about 40 percent of the uninsured. Depending on the time frame and the level of benefits assumed under the bill, the costs or savings varied dramatically.

Members at the hearing expressed initial approval that the

## Democrats continue to have difficulty finding enough votes to even begin markups.

bill would only leave nine percent of the population uncovered. "With this fairly minimal bill, 90+ percent of the population would be insured within 18 months. That's pretty impressive," Finance Committee Chairman Daniel Patrick Moynihan (D-N.Y.) commented.

That same day, two Senate Democrats announced their support for the major Republican alternative authored by Senator

John H. Chafee (R-R.I.).

Senators Robert J. Kerrey (D-Neb.) and David L. Boren (D-Okla.) support the individual mandate over the employer requirement and urged that concepts from the Chafee bill be blended with the Clinton plan. They both pointed out that no bill will pass the Senate unless it is bipartisan. Members are also urging the CBO to estimate costs of the Chafee alternative

before markup begins. That analysis is not expected any time soon, according to the agency.

As the debate continues, the Senate Labor and Human Resources Committee has set May 18 as its target date to begin a markup. The Finance Committee has not scheduled a markup, but is expected to begin its process in June. There continues to be discussion of an incremental bill that moves toward universal coverage and access, with some sort of future legislative "trigger" requiring an employer mandate or other mandatory financing mechanism if the entire population is not covered within a certain time.



## Professional Liability for Planning Commissions, Regional Planning Authorities & Land Use Decision Makers

Recent federal and state court decisions have determined that planning commissioners and other "land use" decision makers can be **personally** liable for their actions in land use matters. If you would like more information regarding this important national trend, call or have your legal counsel call and we'll fax free information. These legal precedents open the door to future claims and expensive litigation. These exposures can be both controlled and affordably insured.

Let us show you how. This new program includes **affordable** errors & omissions (E&O) insurance covering your land use decision makers by an "A" rated, national insurance company. We will also provide extensive assistance, training and a procedures manual with checklists to help you avoid common types of claims in land use cases. Don't leave this important area merely to chance when

it is so easy and inexpensive to properly cover the exposure. **Leatzow & Associates** is the insurance source synonymous with professional liability for the profession of planning.

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& Associates

800-978-7100 or 708-858-9500

Visit with us in July at the NACo Expo in Las Vegas, Booth #522

# Administration's FY95 transportation budget benefits counties

By Robert J. Fogel  
associate legislative director

Transportation Steering Committee Chair Andy Warren gave the Administration good marks for its transportation spending plan in remarks before the House Transportation Appropriations Subcommittee, April 26.

Warren, a Bucks County (Pa.) commissioner, told the subcommittee that "Considering the spending constraints under which Congress and the Administration are operating, we believe President Clinton's budget proposal for transportation is surprisingly good for counties. While a few programs are being cut back, most are being increased."

Full funding for the Intermodal Surface Transportation Efficiency Act (ISTEA) has been a position

that NACo has consistently advocated, Warren told the subcommittee, and NACo is pleased by the \$18.3 billion funding level for core highway programs recommended by the Administration.

Other programs where NACo supports the Administration's recommendations are the Transit Section 9 Capital Program and the Section 18 Rural Transit Program. According to Warren, the record funding levels for both programs would mean more money for local government officials to spend on needed transit improvements.

One area where NACo disagrees with the Administration is in the Section 9 Transit Operating Assistance Program.

"We do part ways with the Administration on its recommendation to cut Section 9 Operating Assistance. The \$200 million cut is unacceptable to us since many counties



Photo by Traci Dove

Transportation Steering Committee Chair Andy Warren gives the Administration good marks for its transportation spending plan in his testimony before the House Transportation Appropriations Subcommittee, April 26.

depend on this assistance in the operations of their transit systems," Warren commented. He urged the members of the subcommittee to reject the proposed cuts and fund

operating assistance at the current \$802 million level.

In regard to Airport Improvement Program funding, Warren indicated that NACo would support the \$1.69

billion level recommended by the Administration.

While it is the same as this year and somewhat lower than in past years, Warren noted that the restraints on the budget means that freeze is the best that can be expected.

Concerning the other aviation program of concern to counties, the Essential Air Service (EAS) Program, the commissioner told the subcommittee how important this program is to rural counties, many of which no longer have bus and rail service. The Administration has recommended a reduction from \$33 million to \$28 million for EAS and Warren stated that NACo strongly opposes such a cut.

The Transportation Appropriations Subcommittee is likely to take action on its bill in late May or early June.

# Panels urged to maintain funding for CDBG and HOME

By Haron N. Battle  
associate legislative director

NACo received very favorable responses from the Senate Housing and Urban Affairs Subcommittee and the House VA, HUD and Independent Agencies Appropriations Subcommittee in testimony urging that funding for the Community Development Block Grant (CDBG) Pro-

gram and the HOME Investment Partnerships Program not be diminished in order to fund new initiatives proposed by the Department of Housing and Urban Development (HUD).

At a May 3 authorization hearing before the Senate Housing Subcommittee, Albert C. Eisenberg, vice chair of the Arlington County (Va.) Board of Supervisors, testified for NACo, the U.S. Conference of Mayors and the National League of

Cities on HUD's legislative package, the Housing Choice and Community Development Act of 1994 (S. 2049 and H.R. 4310).

In his opening statement, Senator Paul S. Sarbanes (D-Md.), the subcommittee chairman, indicated that while the panel would examine gaps that HUD has identified in programs, his overall assessment is that much of the statutory infrastructure for housing and community devel-

opment programs already is in place.

The chairman said the existing programs are effective and that Congress should make certain HUD management is good and programs are adequately funded.

Senator Christopher Bond (R-Mo.), the ranking minority member, took the same position and specifically mentioned HOME as a program that works well because it allows local decision making in addressing housing needs and deserves full funding.

NACo's testimony was consistent with the senators' assessment of existing programs. Eisenberg stressed that while the 18 new initiatives proposed by HUD deserve consideration, they should not be given priority over existing ones, particularly the CDBG and HOME programs.

Eisenberg raised concerns about some of the changes that HUD proposes in CDBG. One would make fair housing activities directly eligible for CDBG funding without being limited by the 15 percent cap on public services. Although NACo supports this provision, Eisenberg cautioned that this change should not be coupled with other efforts by HUD to monitor local government compliance with the Fair Housing Act.

The bill proposes that public housing authorities be allowed to borrow against future allocations of their modernization funds in order to finance renovation and replacement of units.

Local governments would be required to provide collateral for the

See FUNDING, page 12



A county trade delegation traveled to Taiwan, Republic of China, in April. The group is shown at the Chiang Kai-shek Memorial in Taipei: (l-r) Hyman Roberts; Shelby Davis and County Executive Tim Davis, Summit County, Ohio; Ralph Tabor, NACo public policy director; County Legislator Kay Carsky, Westchester County, N.Y.; County Executive Dennis Greenhouse, New Castle County, Del.; Councilman C. Vernon Gray, Howard County, Md.; Commissioner Carol Roberts, Palm Beach County, Fla.; Councilman Stewart Rhodes and Karen Rhodes, Indianapolis-Marion County, Ind.; and Michael Lin, Foreign Affairs Department, Republic of China.



Photo by Bob Fogel

NACo President Barbara Sheen Todd (l) and Member Programs and Services Steering Committee Chair Terry Wood (r) relax with recently arrived immigrants to Israel from Sarajevo. Todd led a delegation of 12 county officials who visited Israel in February. Sponsored by the Israeli Foreign Ministry and Project Interchange, participants met with Israeli national and local government officials and business leaders. Since its founding in 1982, Project Interchange has brought 1,000 influential Americans to Israel.

Reminder: When traveling to Las Vegas, YOU DO NOT NEED a Saturday stay-over to take advantage of reduced airline fares.

Also remember, NACo room blocks at conference rates are not available until Sunday, July 31.

# NACo

## 59th ANNUAL CONFERENCE

### CONFERENCE REGISTRATION

POSTMARK DEADLINE - JUNE 25, 1994

Bally's Casino & Resort  
Las Vegas, Nevada  
July 31 - August 4, 1994

Return completed form to:  
NACo • Conference Registration Center  
P.O. Box 26307 • Akron, OH 44319

Please type or print clearly all applicable information requested below. Information following asterisks (\*) will appear on the conference badge. Please make a copy of this form for your records.

\*Name \_\_\_\_\_ \*Name \_\_\_\_\_ Mr/Mrs/Ms \_\_\_\_\_  
 (LAST) (FIRST)  
 \*Title \_\_\_\_\_ \*County \_\_\_\_\_  
 Address \_\_\_\_\_  
 City \_\_\_\_\_ \*State \_\_\_\_\_ Zip \_\_\_\_\_ \*Nickname \_\_\_\_\_  
 Telephone (\_\_\_\_) \_\_\_\_\_ Fax (\_\_\_\_) \_\_\_\_\_

#### REGISTRATION FEES:

Check box that applies	Earlybird postmarked by 6/10	Advance after 6/10 & ON-SITE
Member county attendee	<input type="checkbox"/> \$250	<input type="checkbox"/> \$295
Non-member county attendee	<input type="checkbox"/> 300	<input type="checkbox"/> 350
Other government attendee	<input type="checkbox"/> 300	<input type="checkbox"/> 350
Other private sector	<input type="checkbox"/> 325	<input type="checkbox"/> 375
Spouse	<input type="checkbox"/> 50	<input type="checkbox"/> 50
Youth	<input type="checkbox"/> 30	<input type="checkbox"/> 30
TOTAL	\$ _____	\$ _____

#### AFFILIATE INFORMATION - Check box that applies

- |                                 |                                 |                                 |                                 |
|---------------------------------|---------------------------------|---------------------------------|---------------------------------|
| <input type="checkbox"/> NACRC  | <input type="checkbox"/> NACCA  | <input type="checkbox"/> NCECE  | <input type="checkbox"/> NACHFA |
| <input type="checkbox"/> NACP   | <input type="checkbox"/> NACTFO | <input type="checkbox"/> NACE   | <input type="checkbox"/> WIR    |
| <input type="checkbox"/> NACHO  | <input type="checkbox"/> WON    | <input type="checkbox"/> NACTEP | <input type="checkbox"/> NCCAE  |
| <input type="checkbox"/> NACA   | <input type="checkbox"/> NACHSA | <input type="checkbox"/> NABCO  | <input type="checkbox"/> NACAP  |
| <input type="checkbox"/> NACITA | <input type="checkbox"/> NACCED | <input type="checkbox"/> NACIO  | <input type="checkbox"/> ICMA   |
| <input type="checkbox"/> NACPRO | <input type="checkbox"/> NACIRO | <input type="checkbox"/> NACS   | <input type="checkbox"/> NACMHD |

#### POLITICAL AFFILIATION

- Republican  Democrat  Independent

Spouse Full Name \_\_\_\_\_ Youth Full Name(s) \_\_\_\_\_

PAYMENT METHOD: Select one, please  CHECK  VISA/MC  P.O. or Voucher  Money Order

CREDIT CARD INFORMATION: (Check one)  VISA  MasterCard Exp. Date: \_\_\_\_\_  
 Card # \_\_\_\_\_

Cardholder's Name: \_\_\_\_\_ Signature: \_\_\_\_\_

**PAYMENT POLICY** - Conference registration fee **MUST** accompany this form and must be received before a registration can be processed. Send a check, voucher or county purchase order, made payable to the National Association of Counties. Purchase order only will hold registration. Purchase order must be paid before conference badge will be issued.  
**CANCELLATION POLICY** - Refund of conference registration fee, less an administrative fee of \$50 (or 1/2 of spouse/youth fee), will be made if written notice of conference registration cancellation is postmarked no later than **June 25, 1994**. Cancellation requests postmarked June 25 or later will be subject to an administrative fee equal to one-half of the registration fee.

NOTE: ALL REGISTRATION FORMS POSTMARKED AFTER JUNE 25, 1994 WILL BE PROCESSED AT THE ON-SITE REGISTRATION DESK.

## HOTEL RESERVATION

**HOUSING REGISTRATION** - Housing reservations must be made by completing this form.

Room Reservation Name \_\_\_\_\_ Arrival Date \_\_\_\_/\_\_\_\_/\_\_\_\_ AM  
 Roommate Name \_\_\_\_\_ Departure Date \_\_\_\_/\_\_\_\_/\_\_\_\_ AM  
 Do you have a special housing request? \_\_\_\_\_  
 Please describe any special disability or handicap needs? \_\_\_\_\_

#### PLEASE NUMBER YOUR DESIRED HOTELS

Indicate first choice with 1. Number other hotels from 2 to 3 in order of preference. Each reservation requires a one-night deposit.  
 Hotel codes: W=walking distance to Headquarters Hotel; S=shuttle necessary.

	Single/Double
Bally's Casino Resort (Headquarters) .....	\$ 79
Flamingo Hilton ..... W .....	\$ 77
Alexis Park Resort ..... S .....	\$ 79

Please check one of the following:  1 person, 1 bed  2 persons, 1 bed  2 persons, 2 beds

Do you wish to rent a suite?  NO  YES (You will be contacted)

**HOUSING DEPOSIT** - Your room reservation can be reserved by either of the following methods:

1. Complete Credit Card Authorization below. This is fast and easy; your room will be reserved and guaranteed.
2. Send no payment now. We will reserve your room and send you an acknowledgement of your room reservation that will instruct you to pay the hotel directly in order to guarantee your room. Your room **will not** be guaranteed until the hotel receives your payment.

**NOTE:** The NACo Conference Registration Center will send you an acknowledgement within two weeks of receipt of this form. The hotel will also send you an acknowledgement after your credit card is confirmed or payment is received. **Do not** send payments for hotel reservations to NACo Registration; send them to the hotel indicated on your acknowledgement.

CREDIT CARD AUTHORIZATION  MasterCard  Visa  American Express Exp. Date \_\_\_\_/\_\_\_\_/\_\_\_\_  
 Card Number \_\_\_\_\_  
 Cardholder's Name \_\_\_\_\_

The NACo Housing Center is authorized to use the above card to guarantee my hotel reservation. I understand that one night's room charge will be billed through this card if I fail to arrive for my assigned housing at the confirmed date, or if I depart earlier than I have confirmed, unless I have canceled my reservation with the hotel at least 48 hours in advance. The card may be debited as soon as the hotel receives my reservation.

Office Use Only	
Date Rec'd.	_____
Check No.	_____
Amt. of check	_____
Total	_____
Date entered	_____
Entered by	_____

# STAFF CONTACTS

To assist you in determining which staff person may assist you when you would like to join a NACo affiliate, register for a conference, or take advantage of many other NACo services, the following staff contacts list has been prepared.

A list of direct dial numbers for key NACo staff members is included here for your convenience. All staff members also may be reached by telephoning them at 202/393-6226 or by writing to them in care of the National Association of Counties, 440 First St., N.W., Washington, DC 20001-2080.

Issues	County Information	Federal Information	Issues	County Information	Federal Information
Agriculture	Thigpen	Tabor/Thigpen	Legal Issues	Ruck	Ruck
AFLDC	Sanz	Sanz	Liability	Ruck	Ruck
AIDS	Uyeda/Mackie	Joseph	Litigation	Ruck	Ruck
Air Quality	Shultz	Shea	Mandates	Lawrence	Jones, L.
Airports	Shultz	Fogel	Mass Transit	Shultz	Fogel
ADA	Uyeda/Ruck	Jones, L.	Medicaid	Uyeda/Mackie	Joseph
Arts	Lawrence		Mental Health	Uyeda/Mackie	Joseph
Base Closings	Battle	Battle	Migrant Workers	Mackie	Murray
Budgets/Budgeting	Bewig	Tabor	Minority Business	Battle	Battle
Cable Television	Fogel	Fogel	Native Americans	Mackie	Arnold
Careers			Nursing Homes	Mackie/Uyeda	Joseph
(County Government)	Shultz		Open Meetings	Lawrence	
Children's Issues	Markwood/Mackie	Sanz	Open Records	Lawrence	
Civil Rights	Ruck	Jones, L.	Parks	Shultz/Witt	Shea
Community Development	Bewig	Battle	PILT		Arnold
CDBG		Battle	Pensions	Lawrence/Bewig	Jones, L./Tabor
Community Service	Lane	Murray	Performance Evaluation	Lawrence	
Congress		Todd	Personnel	Bewig	Jones, L.
Consolidation			Planning	Shultz/Ruck	
(Services/Governments)	Lawrence		Pollution Prevention	Friedman	Shea
Corrections	Lawrence	Murray	U.S. President		Todd
County Government	Lawrence/Bewig/		Privatization	Lawrence/Ruck	
	Shultz/Mackie		Public Finance	Bewig	Tabor
County Government Week	Goodman		Public Lands		Arnold
Crime/Criminal Justice	Lawrence	Murray	Public Safety	Lawrence	Murray
Dislocated Workers	Bomberg	Murray	Public/Private Partnerships	Lawrence	
Downsizing	Lawrence		Purchasing	Lawrence	
Drinking Water	Shultz	Shea	Radon	Witt/McNeil	Shea
Economic Development	Bewig	Battle	Records Management	Lawrence	
Elections	Lawrence	Jones, L.	Recreation	Shultz/Witt	Shea
Emergency Management	Bewig	Murray	Recycling	Friedman/Shultz	Shea
Employee Benefits	Bewig/Ruck	Jones, L.	Reinventing Government	Lawrence	Jones, L.
Employment and Training	Bomberg	Murray	Research	Lawrence/Bewig	Tabor
Empowerment Zones		Battle		Shultz/Mackie	
Endangered Communities		Mainwaring	Retirement	Lawrence	Jones, L.
Energy/Conservation	Shultz	Shea	Rightsizing Government	Lawrence	Jones, L.
Environmental Protection	Shultz	Shea	Risk Management	Ruck	
Ethics	Lawrence		Rural Counties	Thigpen/Bewig	Thigpen
Fair Labor Standards Act	Ruck	Jones, L.	Rural Development	Thigpen/Bewig	Thigpen
Family and Medical			Rural Health	Uyeda/Mackie	Joseph
Leave Act	Mackie	Jones, L.	Rural Transportation	Shultz	Fogel
Farmland Preservation	Thigpen	Thigpen	Salaries	Bewig	
Federal Aid	Bewig	Tabor	Senior Citizens	Markwood/Mackie	Sanz
Financial Management	Bewig	Tabor	Sister Cities/Countries	Lawrence	
Food Stamps		Sanz	Smoking Restrictions	Lawrence	
Forest Service		Mainwaring	Social Services	Mackie	Sanz
Geographic Information			Soil Conservation	Thigpen	Thigpen
Systems	Lyday/Lawrence		Solid Waste	Friedman/Shultz	Shea
Hazardous Materials			Sovereign Immunity	Ruck	Ruck
Transportation	Shultz	Shea	State Aid	Bewig	
Hazardous Waste	Shultz	Shea	State/County Relations	Lawrence	
Health	Uyeda/Mackie	Joseph	Storm Water	Shultz	Shea
Historic Preservation	Shultz		Suburban Mobility	Markwood	Fogel
Homeless	Mackie	Ryan	Superfund		Shea
Home Rule	Lawrence		Sustainable Development	McNeil	Shea
Hospitals	Uyeda/Mackie	Joseph	Taxation	Bewig/Lawrence	Tabor
Housing	Shultz/Keister	Battle	Technology	Lawrence/Lyday	
Immigration	Mackie	Sanz	Training and Employment	Bomberg	Murray
Indoor Air Quality	Witt	Shea	Transportation and		
Information Technology	Lyday	Fogel	Transportation Finance	Shultz	Fogel
Infrastructure	Shultz	Fogel	Underground Storage Tanks	Shultz	Shea
Interlocal Agreements	Lawrence		Volunteerism	Markwood/Lane	Murray
International Programs	Ferguson		Water Resources	Shultz	Shea
International Trade	Lawrence	Battle	Weatherization		Sanz
Job Training	Bomberg	Murray	Welfare	Mackie	Sanz
JPTA	Bomberg	Murray	Wetlands	Shultz	Shea
Juvenile Justice	Lawrence	Murray	Workers Compensation	Lawrence	
Land Use	Shultz/Ruck	Shea	Youth Employment	Garrett	Murray
Landfills	Friedman/Shultz	Shea	Zoning	Shultz/Ruck	

## Board of Directors

Contact
Naake/Ferguson
McRunnel
<b>Contact</b>
Tabor/Thigpen
Battle
Murray
Shea
Joseph
Sanz
Jones, L.
Murray
Jones, L.
Lawrence
Arnold
Tabor
Fogel

## Steering Committees

Agriculture & Rural Affairs
Community & Economic Development
Employment
Environment, Energy & Land Use
Health
Human Services & Education
Intergovernmental Relations
Justice & Public Safety
Labor & Employee Benefits
Member Programs and Services
Public Lands
Taxation & Finance
Transportation

## Caucuses/Task Forces

Children's Initiative Task Force
International Trade Task Force
Large Urban County Caucus
Mandates Task Force
Radon/Indoor Air Advisory Committee
Research & Technology Focus Group
Sustainable Development Task Force
Welfare Reform Task Force
Western Interstate Region (WIR)

Contact
Markwood
Battle
Fogel
Jones, L.
Witt
Lawrence
McNeil
Sanz
Arnold

## Affiliates

Animal Control Association (NACA)
County Community & Economic Development (NACCED)
Black County Officials (NABCO)
County Administrators (NACA)
County Aging Programs (NACAP)
County Civil Attorneys (NACCA)
County Engineers (NACE)
County Health Facility Administrators (NACHFA)
County Health Officials (NACHO)
County Human Resources Administrators (NACHRA)
County Human Services Administrators (NACHSA)
County Information Officers (NACIO)
County Information Technology Administrators (NACITA)
County Intergovernmental Relations Officers (NACIRO)
County Mental Health Directors (NACMHD)
County Parks & Recreation Officials (NACPRO)
County Planners (NACP)
County Recorders & Clerks (NACRC)
County Surveyors (NACS)
County Training & Employment Professionals (NACTEP)
County Treasurers & Finance Officers (NACTFO)
Hispanic County Officials (NAHCO)
Republican County Officials (NRCO)
County Association Executives (NCCAE)
Elected County Executives (NCECE)
Democratic County Officials Organization (NDCO)
Black County Officials (NOBCO)
Women Officials in NACo (WON)

Contact
[Vacant]
Battle
Jones, L.
Ferguson
Markwood
Ruck
Contact NACE
Joseph
Contact NACHO
Jones, L.
Sanz
Goodman
Powell
Murray
Joseph
Witt
Ryan
[Vacant]
[Vacant]
Bomberg
Tabor
Sanz
Dove
Byars
Goodman
Fogel
Contact NOBCO
Palmer

## Awards

Achievement Awards
Herb Stout County Technology Award
Joe Cooney Award for Innovation in Employment and Training
JTPA Alumni Awards
JTPA Awards for Excellence
National Association of County Aging Programs Awards for Excellence
National Association of County Training and Employment Professionals Distinguished Service Award

Contact
Lawrence/Bewig
Ferguson
Lipscomb
Lipscomb
Lipscomb
Markwood
Lipscomb

# STAFF CONTACTS

(continued)

## Membership Services

- Conferences
- COUNTY NEWS Job Market
- Deferred Compensation (PEBSCo)
- Dues Payments
- Elections/Credentials
- E-Mail/Information Exchange System (Proposed)
- Entrepreneurial Programs
- Financial Service Center (Proposed)
- Media Relations
- Membership
- NACoNet  
(NACo National Enterprise for Technology)
- Professional Development
- Publications Orders
- Videoconferences

## Contact

- Byars/Gavilan
- Sides
- Zeldow/Palmer
- Parrish
- Parrish
- Lyday/Lawrence
- Ruck/Zeldow
- Ruck/Zeldow
- Goodman/Dove
- Parrish/Braaten
- Lyday/Ruck
- Kampinsky
- Sides
- Kampinsky

## Publications

- Coast-to-Coast
- COUNTY NEWS
- County Radon Quarterly
- JTPA (Service Delivery Areas) Directory
- JTPA Update
- Leadership Letter
- Legislative Bulletin
- Special JTPA Update for County Elected Officials

## Contact

- Lawrence
- Schlotterbeck
- Witt
- Slemmer
- Garrett
- Dove
- Todd
- Bomberg

## Direct Dial Staff Directory

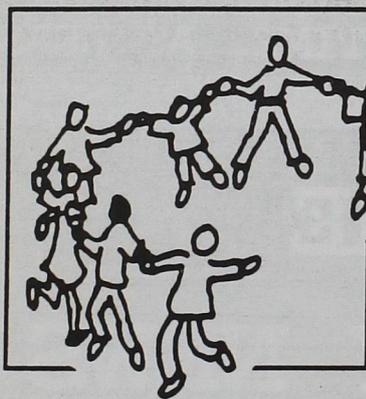
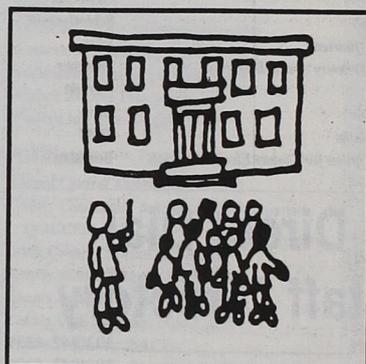
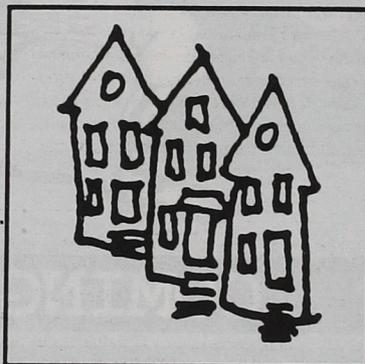
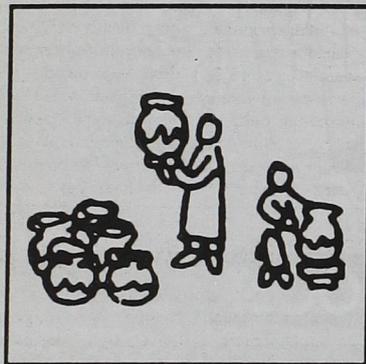
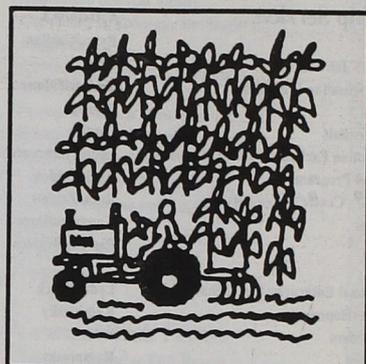
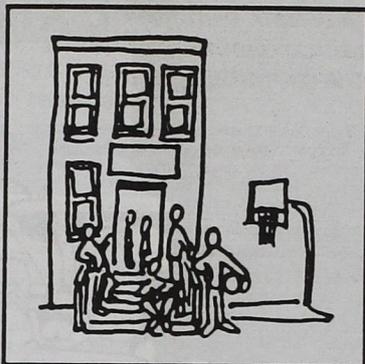
Arnold, Jeff	202/942-4231
Battle, Haron	202/942-4204
Bewig, Mary	202/942-4226
Bomberg, Neil	202/942-4205
Braaten, Kaye	202/942-4291
Byars, Dottie	202/942-4208
Dove, Traci	202/942-4212
Ferguson, Ed	202/942-4214
Fogel, Bob	202/942-4217
Friedman, Naomi	202/942-4262
Garrett, June	202/942-4219
Gavilan, Horacio	202/942-4220
Goodman, Tom	202/942-4222
Jones, Larry	202/942-4228
Joseph, Tom	202/942-4230
Kampinsky, Lois	202/942-4267
Keister, Rick	202/942-4231
Lane, Peter	202/942-4288
Lawrence, Sharon	202/942-4285
Lipscomb, Renata	202/942-4233
Lyday, Winifred	202/942-4248
Mainwaring, Tom	202/942-4234
Markwood, Sandy	202/942-4235
McNeil, Jerry	202/942-4237
McRunnel, Karen	202/942-4238
Mackie, Kelly	202/942-4246
Murray, Donald	202/942-4239
Naake, Larry	202/942-4201
Palmer, Lena	202/942-4241
Parrish, Susan	202/942-4242
Powell, Anne	202/942-4245
Ruck, Lee	202/942-4247
Ryan, Jennifer	202/942-4270
Sanz, Marilina	202/942-4260
Schlotterbeck, Bev	202/942-4249
Shultz, Cynthia	202/942-4277
Shea, Diane	202/942-4269
Sides, Angela	202/942-4256
Slemmer, Katherine	202/942-4253
Tabor, Ralph	202/942-4254
Thigpen, Jack	202/942-4255
Todd, Reginald	202/942-4271
Uyeda, Mary	202/942-4257
Witt, John Lou	202/942-4261
Zeldow, Fred	202/942-4264



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WITHIN YOUR LIFETIME, AT LEAST.

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Rockville, MD 20847-2345

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Quantity      Title

\_\_\_\_\_ Turning Awareness Into Action:  
What Your Community Can Do  
About Drug Use in America (PHD519A)

\_\_\_\_\_ What You Can Do About Drug Use in  
America (PHD507)

\_\_\_\_\_ Prevention Plus II: Tools for Creating and  
Sustaining a Drug-Free Community (BK159)

\_\_\_\_\_ Prevention Plus III: Assessing Alcohol and  
Other Prevention Programs at the School  
and Community Level (MS437)

Name \_\_\_\_\_

Title \_\_\_\_\_

Organization \_\_\_\_\_

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# Land use and transportation planning need strong links

By Jennifer Ryan  
legislative assistant

Speaking to an overflowing audience at the American Planners Association's (APA) Annual Conference in San Francisco on April 18, Jim Cannelli, past president of NACo's affiliate, the National Association of County Planners (NACP), introduced the NACP-sponsored workshop, "Corridor Planning — The Land Use and Transportation Interface."

"Whether you believe it just makes good sense to marry land use and transportation planning, or you are forced to do it by the Federal ISTEA [Intermodal Surface Transportation Efficiency Act] legislation, the linkages between transportation planning and land-use planning is now a predominant feature of public policy," said Cannelli, assistant director of planning and code enforcement for Anne Arundel County, Md.

Instead of reciting from a manual

**"The linkages between transportation planning and land-use planning is now a predominant feature of public policy."**

Jim Cannelli  
assistant director of planning and code enforcement  
Anne Arundel County, Md.

on how to interface transportation planning with land-use planning, the panel focused on practical applications of transportation and land-use interface.

The first speaker, Thomas Osborne, assistant to the Secretary of the Maryland Department of Transportation (MDOT), gave a review of a case study in Maryland.

Osborne has been working on the US 301 South Corridor Transportation Study Task Force for a year-and-a-half. The three-year project is examining alternative bypass routes around the nation's capital.

The task force will develop rec-

ommendations that integrate land-use and open-space planning, local community design issues, and environmental protection into the transportation planning process. The project's goal is to build consensus on transportation and related growth management options for the US 301 South Corridor.

Maryland has put together a group of 75 individuals, crosscutting various interests like the environment, transportation, land use, local economic development and other local interests. Many of the study group's participants originally opposed the project. The group also includes state and local officials.

MDOT is a multimodal organization with close ties to local communities, state and local officials, as well as planners. Although Maryland struggled with its Statewide Planning Process, a comprehensive statewide transportation plan required by ISTEA, planning at the local level is strong.

"Planning at the local level is strong; and just about every county in Maryland has a comprehensive plan" said Osborne. "In addition, everyone but one county has zoning plans," he added. Although ISTEA requires local input in the statewide plan, the Maryland study was not a result of the ISTEA requirement, but supports its premise.

Uri Avin, chief of comprehensive planning for LDR International, Inc., a firm of planning and urban design consultants located in Columbia, Md., gave the second case study review of a case in Virginia.

He highlighted his land use and transportation design — Route 17 Corridor in Gloucester County, Va.

Avin stressed the need to integrate land-use and transportation planning. "Local transportation has increased land use," Avin said. He recommended that counties create a long-term land use balance.

Gloucester County is a small rural county that runs along the proposed US 17 Corridor. With the increased local traffic there has been a direct correlation in increased commercial land use.

Avin said that using the data on traffic patterns and transportation routes, land use/transportation plan models should be developed. "In developing alternatives, planners should challenge standard paradigms," Avin told workshop attendees.

"Planners should derive and apply the most effective measures to cope with land use and transportation interface early on."

The final workshop speaker was John Brosy, a planning consultant from Portland, Ore., who gave an overview of Oregon's Statewide Planning Process.

## New Castle County chooses EDS to manage technology plan

Officials from New Castle County, Del. recently announced that EDS will provide management consulting for an information technology (IT) plan that will increase operations efficiency and improve user functionality within many county offices.

Under the NACoNet Program, EDS and the New Castle County government will work together to implement an IT plan that will streamline many functions, including financial accounting, payroll personnel, tax assessments and planning public works.

EDS, which was awarded a contract last year to develop this tech-

nology plan, will now be given the opportunity to play a critical role in the implementation of many of the recommendations outlined in the plan. Most of the implementation is expected to take 30 months.

New Castle County is pleased with the direction set by EDS for the county's transition to an "open system" technology, said County Executive Dennis E. Greenhouse. "We look forward to their continuing assistance in the management of this new initiative, which will yield greater efficiency, enhanced productivity and improved customer service."

In developing the IT plan, EDS provided on-site consulting services to review and evaluate the county's current IT direction, as-

essed the county's goals and objectives, and provided recommendations for implementing a technology transition manage-

ment program.

NACoNet was created by NACo as an information technology service for counties.

## Comment period extended on fish habitat proposal

Individuals wishing to comment on the "Pacfish" Environmental Assessment (EA) now have an extra two weeks to do so, according to the Forest Service and the Bureau of Land Management (BLM). The two agencies announced in the *Federal Register* (May 4, 1994) an extension of the comment period, originally set to close Monday, May 9. The new deadline is Monday, May 23.

The "Pacfish" EA considers five alternatives for managing anadromous fish habitats on all parts of 15 national forests and seven BLM districts in Idaho, California, Washington and Oregon.

The affected areas are outside the range of the northern spotted owl. The "preferred alternative" would establish short-term measures to begin restoration and protection of

habitat while longer-term environmental impact statements are being prepared. The availability of the EA was announced in the March 25, 1994, *Federal Register*.

Written comments must be received in writing and postmarked by Monday, May 23. They should be sent to: "Pacfish" EA, Forest Service, USDA, P.O. Box 96090, Washington, DC 20090-6090.

## ASSAULT WEAPONS from page 1

NACo, along with the National Sheriffs' Association and a broad coalition of interest groups, supported the passage of H.R. 4296 as a means of removing from the streets military-style firearms which have become the weapons of choice for drug traffickers, mass murderers, youth gangs, hate groups, and fringe religious and political groups. Possession of such weapons by these groups has dangerously outgunned local law enforcement officials and seriously jeopardized the public safety.

Dennis Greenhouse, chair of NACo's Justice and Public Safety Steering Committee, and county executive from New Castle County, Del., remarked on the passage of H.R. 4296: "I commend the House of Representatives for joining the Senate in passing a ban on assault weapons. We could not continue to have our men and women in the law

enforcement community and our private citizens to face people armed with military-type weapons. Along with the Brady bill, this is a step forward in the area of crime prevention."

According to the Bureau of Alcohol, Tobacco and Firearms, assault weapons account for about 0.5 percent of the 211 million privately owned firearms in the United States. However, they are cited as being involved in eight percent of crimes involving guns, making them 10 to 20 times more likely to be used in a violent crime than traditional firearms. And while the perception is that these crimes occur in major metropolitan areas only, they are taking their toll in rural America as well.

Commenting on the passage of the bill, Mary Richards, county attorney in Story County, Iowa, and a member of NACo's Justice and Public Safety Steering Committee, said, "This is one of the

steps that we need to take to curb violence on our streets. I am gratified that the House has passed this measure."

Richards noted that while such gun violence isn't as prevalent in rural counties such as her own, from a law enforcer's perspective, it is important because it looks at the big picture. "The more we can chip

away at the ready supply of such weapons, the better."

Judy Arnold, coroner in Thurston County, Wash., and also a member of the steering committee, added that while homicides by assault weapons haven't been a major problem in Thurston County yet, "being between Portland and Vancouver, we're wait-

ing. People selling drugs transit through our area from California and go through the local justice system. I think it is a good step toward prevention, and that's what it really is all about now. Our society is much different than it was 100 years ago, and we have to adjust to those changes if we are to remain safe."

## MANDATE BILL from page 1

members that the bill enjoyed bipartisan support from the majority of members in both houses of Congress — 54 senators and 221 representatives, who support the House companion bill, H.R. 140.

To make it easier to enforce the "no money, no mandate" provision in S. 993, Hightower also urged support for the fiscal impact statement proposal.

He said Congress should know how much any new federal man-

date will cost state and local governments before it considered a new mandate in committee or on the floor of the Senate or House.

He also urged support for a provision that would subject all new mandates to a "point of order" if an attempt is made to consider them without a fiscal impact statement.

This would give each member of Congress the authority to stop action on the proposal un-

less the majority votes to override the point of order.

Senate committee action on a mandate-relief proposal is tentatively scheduled for May 26.

In action on the House side, Representative Gary Condit (D-Calif.), chief sponsor of the NACo-supported mandate relief measure (H.R. 140), is scheduled to testify on behalf of his bill before the House Government Operations Committee, May 18.

# ACIR names William E. Davis III as executive director

The U.S. Advisory Commission on Intergovernmental Relations (ACIR) has named William E. Davis III as its new executive director. ACIR Chairman William F. Winter announced the selection at the commission meeting, April 14. Davis

will begin work officially on June 1.

Davis has more than 20 years' experience in intergovernmental policy and municipal government as a senior member of the staff of the National League

of Cities (NLC).

He is currently director of NLC's Center for Education and Information Resources. From 1975 to 1991, he served as director of the Office of Policy Analysis and Development.

At NLC, Davis managed an extensive array of education programs, research and publications projects, and national policy development initiatives focusing on issues and conditions affecting local government and the intergovernmental

system. He established NLC's Leadership Training Institute and directed its Election '88 public information and education program.

Davis is a former staff member of the California State Assembly and a consultant in park planning in California. He has been active in the Academy for State and Local Government, where he served as chair of the fundraising committee to secure the endowment for the State and Local League Center.

He presently serves on the Council of Advisors of the National Civic League and the screening committee for the All-America City Awards. From 1990 to 1992, he served as a member of the Commission to Review the Effectiveness of Montgomery County Government.

Davis received his bachelor's degree from Sacramento State University and his master's degree in political science from the Maxwell School at Syracuse University in 1970. He is active in and has chaired committees of the American Society of Public Administration and the Washington Society of Association Executives. He has published and taught extensively on association management topics.

David will succeed John Kincaid, who has served as the commission's executive director since 1988.

## GASB issues statement on service efforts and accomplishments reporting

The Governmental Accounting Standards Board (GASB) has issued a Concepts Statement on service efforts and accomplishments (SEA) reporting — the second in a series of GASB Concepts Statements.

The statement does not require specific SEA reporting measures, rather, it highlights the important role that SEA reporting should play in financial reporting, and encourages state and local governments to experiment with SEA

measurement, reporting and use. The Concepts Statement can be used as a guide in this experimentation.

It identifies the elements of SEA reporting and the characteristics that information should possess

before becoming part of financial statements.

To order a copy of the statement, contact: GASB, 401 Merritt 7, P.O. Box 5116, Norwalk, CT 06856-5116, phone: 203/847-0700, ext. 555.

## FUNDING from page 6

loans in the event of default. CDBG, tax revenues and other sources could be used as collateral. Eisenberg cautioned that this expansion could drain CDBG funds away from other revitalization activities that already are underfunded.

Eisenberg also raised issues about the proposal to consolidate McKinney homeless assistance programs into a block grant, which NACo supports.

However, HUD would require establishment of local governing boards with oversight responsibilities on how funds are used. At least 51 percent of the board mem-

bers would have to be nominated by non-governmental individuals and entities. Eisenberg stated that this tenuous arrangement could make local governments accountable for funds over which they have inadequate administrative authority.

At a hearing before the House VA, HUD and Independent Agencies Appropriations Subcommittee the same day, Walter Webdale, director of housing and community development for Fairfax County, Va., represented local governments in urging the panel to fund CDBG and HOME at least at their current appropriation lev-

els of \$4.4 billion and \$1.275 billion, respectively.

He said that local governments strongly oppose the proposal in the president's FY95 budget to cut HOME by \$275 million to \$1 billion, particularly since the program is just now reaching its full potential following a series of legislative and regulatory refinements.

At the conclusion of Webdale's testimony, Representative Ray Thornton (D-Ark.) and Representative Jerry Lewis (R-Calif.), members of the appropriations subcommittee, expressed support for the HOME program. Rep.

Thornton agreed with local governments that HUD's proposed Leveraged Investments for Tomorrow (LIFT) Program should not be funded as a set-aside out of CDBG. The department intends for LIFT to finance neighborhood-based, economic development activities such as retail, commercial or mixed-use projects.

The Senate Housing and Urban Affairs Subcommittee will hold additional hearings on S. 2049. The House Housing and Community Development Subcommittee expects to complete markup of its authorization bill prior to the Memorial Day recess.

## Come to the desert to find answers to your county's most difficult questions!

*Unfunded mandates? Environmental regulations? Criminal justice problems? Health care reform? Welfare reform? Housing? Transportation? Solid waste management? Job training?*

Your thirst for answers to these questions and others can be satisfied at the National Association of Counties' (NACo) 59th Annual Conference on July 31 - August 4 in Clark County (Las Vegas), Nevada.

The conference provides five busy days of workshops, activities and presentations on critical county issues. It offers an excellent opportunity to meet and share ideas with other county officials and learn about innovative programs. Additionally, the conference's educational exhibits offer the chance to meet hundreds of representatives from businesses that provide products and services to counties across the country.

Of course, you'll have the evenings to enjoy the nightlife of Las Vegas. And if you bring your family along there's plenty for them to enjoy all day.

So, join thousands of fellow county officials in Clark County this summer and take home answers to your questions and ideas that will help you make your county a better place to live and work.

**NACo '94**  
**Clark County, Nev.**  
**July 31 - August 4**

Call today for a registration form or exhibitor information: 202/942-4299  
*(See registration form on page 7)*



## State and local labor-management symposiums slated for Ohio and Wisconsin

By Donna Cooper  
legislative assistant

To foster better relations between labor and management in the public sector, the Ford Foundation has awarded a grant to the State and Local Government Labor-Management Committee (SLGLMC) to conduct statewide symposiums in Ohio and Wisconsin.

SLGLMC is a coalition of national groups, including NACo, the U.S. Conference of Mayors and the National Governors' Association representing public management, and the AFL-CIO Public Employee Department and the American Federation of

State, County and Municipal Employees (AFSCME), representing public employees.

Four themes have been selected for the Ohio symposium in May. They are: customer focus, job redesign, the "bottom line," and the mission of public service.

Labor Secretary Robert Reich has been invited to be the keynote speaker for the Ohio symposium. Ohio Governor George Voinovich and Paul Goldberg, the AFSCME state council director, will be co-hosts.

Several county officials have been invited to participate. Representing Franklin County will be: Jeffrey Cabot, county administrator; Guy Worley,

deputy county administrator; and Janelle Mikusa, county personnel director. Edward Ciecka, county administrator, will represent Lucas County.

Both symposiums will feature case studies on improving relations between labor and management at the state and local levels, and are expected to be quite useful to counties looking for ways to improve labor-management relations.

The new Ford grant stemmed from a similar symposium sponsored by SLGLMC in Virginia in 1992. From that symposium, SLGLMC developed a report which was well received by state and local officials and union groups nationwide.

## Free rural solid waste workshops announced

To help rural communities meet the solid waste management challenges posed by federal regulations, the Solid Waste Association of North America (SWANA) and the National Association of Development Organizations Research Foundation (NADORF) are sponsoring free workshops in four states.

The day-and-a-half workshops will address planning issues in solid waste management for rural, county and local governments. Municipal solid waste experts and SWANA technical staff will present modules covering: components of an integrated municipal solid waste management system, regionalization of a municipal solid

waste management system, rural recycling, and sanitary landfill design and operations. Workshops will also include case studies of successful state and local programs.

The workshops will be held in:

- Bangor, Maine — May 24-25
- Eugene, Ore. — June 6-7
- Salina, Kan. — June 20-21
- Jackson, Miss. — June 23-24

Attendance is limited for each workshop. Registrants from site states will be given priority. For more information and registration information, contact: Oscar Hines of NADORF at 202/624-7806.

The workshops are funded by the Rural Development Administration.

## INCINERATOR from page 1

agement program if the ash is characterized as "toxic."

The case began six years ago when the Environmental Defense Fund (EDF) sued the City of Chicago on the grounds that the ash generated by the city's waste-to-energy facility was sufficiently toxic to qualify as a "hazardous waste" under regulations issued by the EPA.

EDF claimed the ash should have been disposed of in permitted hazardous waste landfills regulated under Subtitle C of RCRA rather than in municipal solid waste landfills regulated under Subtitle D of RCRA.

The U.S. Court of Appeals for the Seventh Circuit ruled in favor of EDF's challenge, and Chicago appealed to the Supreme Court.

### The household waste exclusion

Most municipal solid waste does not qualify as hazardous waste. However, it often contains small quantities of toxic substances from items such as cleaning fluids, household batteries, pesticides, thermometers and nail enamel products.

In 1984 Congress enacted Section 3001(i) of RCRA — the household waste exclusion — exempting municipal incinerators from compliance with RCRA hazardous waste requirements. It provides that municipal resource recovery facilities are not "deemed to be treating, storing, disposing of, or otherwise managing hazardous wastes" if they receive and burn only household wastes and non-hazardous solid waste from commercial or industrial sources.

### Household waste exclusion does not include ash

Chicago — and a number of counties and cities filing briefs

in the case — asserted that Section 3001(i) applies to the entire range of municipal waste incinerators operations, including the ash that is generated during incineration. In an opinion written by Justice Antonin Scalia, the court rejected that argument, holding that the household waste exclusion applies only to the resource recovery facility itself and not to any waste

## Most municipal solid waste does not qualify as hazardous waste.

that it might generate.

The court reasoned that even if the municipal waste placed in the incinerator is not hazardous, the ash residue nonetheless can be hazardous because contaminants — including lead, cadmium and other heavy metals — are more concentrated in the ash and are more readily leachable.

The court also affirmed the Seventh Circuit's decision to disregard an EPA memorandum directing its regional offices to treat municipal incinerator ash as exempt from RCRA hazardous waste regulations. The court said that the statute's plain language made EPA's interpretation unnecessary. The household does not cover the generation of hazardous waste.

"[T]he only exemption provided by the terms of the statute is for the facility. It is the facility, not the ash, that 'shall not be deemed' to be subject to [hazardous waste] regulation under Subtitle C [of RCRA]" the court ruled. As a result, if the ash is suffi-

ciently toxic, municipal incinerator operators will have to comply with RCRA requirements for hazardous waste generators.

(Barbara Paley is an associate in the law firm of Cutler & Stanfield. Cutler & Stanfield represents public sector entities and

private clients in matters dealing with RCRA, Superfund, the Clean Water Act, and other environmental and land use concerns.)

## What Does Decision Mean?

By Diane Shea  
associate legislative director

In the Supreme Court decision, *EDF v. City of Chicago*, the court held that ash generated from a waste-to-energy facility was not automatically exempted under RCRA, and thus was subject to existing Subtitle C rules for determining whether it possesses hazardous characteristics.

It is important to note that the court did not rule that waste-to-energy ash is per se a hazardous waste, only that each waste-to-energy operator must now determine if the ash is hazardous.

Facilities have two methods to determine whether the ash possesses hazardous characteristics: 1) the facility owner or operator has "intimate knowledge" of the process raw materials and residues, or 2) the facility owner/operator tests the ash for toxicity in accordance with EPA.

If it is determined that the ash does not exhibit hazardous characteristics, the ash may continue to be disposed of in a municipal solid waste landfill or reused in an environmentally safe manner.

If the ash possesses hazardous characteristics, EPA requires that it be treated.

There are treatment pro-

cesses available that stabilize the ash and ensure that it is rendered non-hazardous. Once treatment is complete and the ash no longer exhibits hazardous characteristics, it can be disposed of in a municipal solid waste landfill or reused.

Counties should not assume that they will need to dispose of ash in a hazardous waste landfill if the ash does not pass the test for toxicity.

Cost-effective treatment processes may be available to render the ash non-hazardous.

Many states already require testing of waste-to-energy ash. When tested, ash from modern waste-to-energy facilities that employ state-of-the-art technology generally passes the toxicity test.

If, however, the ash cannot be rendered non-hazardous, a wide variety of Subtitle C requirements will apply, including extensive record-keeping, reduction plans, limitations on on-site storage, monitoring, and disposal in a permitted hazardous waste landfill.

Such requirements, if applicable, have the potential to increase the costs of ash management fivefold.

The Supreme Court decision goes into effect on May 27. EPA is in the process of drafting new ash management guidance policy, and is expected to release this policy, at least in preliminary form, by May 24.

EPA has much discretion under a variety of statutes and several options from which to choose.

It could require separation and on-site treatment of fly ash and bottom ash streams prior to disposal permitting of the facility as a hazardous waste treatment-storage-disposal facility or shipment of the ash to an off-site treatment facility prior to disposal.

Also to be determined by EPA is the retroactivity of the decision regarding ash that has previously been disposed of in municipal waste landfills.

NACo is involved in discussions with EPA regarding the new guidance, and is urging that it be reasonable and allow counties plenty of time for the transition to take place. Even if no technical changes are needed for a facility, new paperwork and testing requirements could take months to complete.

Counties with concerns about the Supreme Court decision should consider expressing their views to EPA Administrator Carol Browner and Assistant Administrator for the Office of Solid Waste Elliot Laws.

(For more information, contact Diane Shea at NACo, 202/942-4269.)

# You'd be surprised by the cities our kids would design

By Neal R. Peirce  
Washington Post Writers Group

(Neal Peirce is a syndicated columnist who writes about local government issues. His columns do not reflect the opinions of County News or the National Association of Counties.)

If our kids could design the cities of our future — the cities they'll have to live in — what would those communities look like?

Would our children select the world of spread-out superhighways, strip malls, office parks, the suburban cul-de-sacs and big shopping malls we've been so busy constructing for the last generation?

Or would the next generation go for an ultra high-tech world — modernistic megastructures, high-speed vehicles, universal cellular phone connections, dispersed population centers?

Or a traditional scenario — dense center cities, streets placed on traditional grid patterns, a premium on parks, waterfronts, libraries, theaters?

The answer is that today's youth — or at least a cross section of its brightest seventh, eighth and ninth

graders — go much more heavily for the traditional city model than you might expect.

The young people's choice came into focus recently during a national competition to design their preferred city of the year 2010, using the popular software, "SimCity." Students from 185 schools nationwide participated, with the seven finalist teams invited to Washington for the final judging during National Engineers Week.

The top trophy in the Future Cities Competition was captured by three youngsters from Yorba Linda, Calif., who created "Ancona," an energy-efficient, people-friendly city with a magnetic levitation train transit system intended to make automobiles obsolete.

There was, in fact, lots of high-tech in all the scale models the students drew up based on their SimCity experiments. The entry I liked the most, a model by students from Ann Arbor, Mich., called "Sapphire Bay" (for clean waters), featured noise-free helicopters (powered by electric motors). Its youthful designers included an underground transit system with personal vehicles propelling passenger capsules to their destinations with a

burst of nitrogen gas.

But Sapphire, in the model the students created, was also a city dotted with multiple parks. "We wanted a really dense population so that we'd have more open space for the other animals on this earth," one of the students told me. "We want people to get out of their homes, to see other people, not just interact by computers. And we wanted people living closer together because today, to get across Ann Arbor, it takes forever."

The same kids, you may argue, will see things differently once they have the freedom of their own cars. But the balance of expectations and hopes among these 13-to-15-year-olds, students bright enough at math to get caught up in a contest sponsored by engineers, was striking. The cities they wanted included not just high-tech wonders but a human-scale, walkable environment reflecting a respect for planet Earth, architectural quality, and creative interaction with other people.

Equally surprising is that the SimCity software, on which the City of the Future competition was based, is selling briskly in the competitive kid's software world. Indeed, the new and improved version of the software, SimCity 2000, recently

ranked near the top of sales of all computer games.

In vivid contrast to run-of-the-mill juvenile software, SimCity offers no violence, no zapping of extraterrestrial aliens, no overpowering winners. You don't need an 11-year-old's hand-and-eye coordination to do well at it.

Instead, the player has to create his or her own city, has to fight urban problems ranging from crime to pollution to traffic gridlock, must build infrastructure while holding taxes at reasonable levels and balancing the city budget — and all the time keeping approval of enough residents (called Sims) not to be thrown out of office.

Refreshingly, youngsters are taught connectedness. In the SimCity algorithm, soaring crime rates and joblessness trigger riots; positive economics, low crime and education keep the peace.

In SimCity 2000, the recent update, the player better maintain enough libraries and museums or his Sims will dumb down and the city will be unable to attract high-tech industries.

It shouldn't be necessary to rave about such software; it ought to be the norm, the expected. Why

shouldn't we use computers to give young people — indeed all of us — more choice about our cities and environment?

The genius of SimCity, suggests Mark Pisano, executive director of the Southern California Association of Governments, is that it requires the players (juvenile or adult — Pisano confesses to being an "addict") to deal with the complexity and interrelatedness of urban systems.

Yet most government decisions, amazingly, aren't made that way. We try to run police, sewer systems, schools, hospitals, zoning and transit as if they were separate worlds — when in fact each impacts the other in profound ways.

Most advertising, most political campaigns sell the big lie of simple answers and solutions. For years, campaign strategists have used computers to analyze and then manipulate public opinion.

What the SimCity model does is the opposite: It uses the computer to explain complex policy alternatives to us all. It suggests we ought to have a right to design the world we live in. Even more critical, it treats us as adults. Some wonder kids like it.

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## News from the nation's counties

### North

#### NEW JERSEY

A state-funded **BURLINGTON COUNTY** program that provides home security surveys and installations to senior citizens' homes has been granted an extension by the New Jersey Department of Community Affairs.

According to Sheriff Edward A. Cummings, Jr., the Home Security Program will continue to operate through Sept. 10 making it possible for his Crime Prevention Unit to service 150 more homes.

"This has to be one of the most popular, and certainly most well-received programs for seniors in Burlington County," said Cummings. "I have received hundreds of letters thanking us for providing this valuable home security service."

Some 2,000 homes have been surveyed and secured since the program began four years ago. It is currently operating on an \$80,000 state grant, awarded one year ago, which pays the salary of coordinator Sidney Venitsky, and funds the purchase of locks, special "911" security lights, electrical timers and other home security items.

#### NEW YORK

The **CHEMUNG COUNTY** Health Department and a local hospital recently launched a public-private campaign called CHIP (Children's Health Improvement Project) to immunize preschoolers, with special emphasis on infants four years of age and under.

"Clinics are scheduled in conjunction with school registrations, but we are gearing a specific effort toward infants," County Public Health Director Charles Benjamin said. "So when parents take their youngsters to register for school, we're encouraging them to bring along the younger siblings, too."

Immunizations for measles, diphtheria, tetanus, polio, whooping cough, mumps, rubella and other diseases will be available at no cost.

"This effort is extremely cost-effective and illustrative of preventive medicine," said Sister Marie Castagnaro, president of St. Joseph's Hospital. "For every \$1 spent now, we save \$10 down the line by avoiding the complications from one of these childhood diseases."

Joining St. Joseph's and the county in supporting the program is the Aetna Foundation, which provided \$6,000 for research and promotional materials.

### South

#### FLORIDA

A vintage DC3 filled with current and former **PALM BEACH COUNTY** commissioners, U.S. Congressman Tom Lewis (R-Fla.), Aviation and Airports Advisory Board members and a handful of veteran aviators touched down and cut a red ribbon to open the North County General Aviation Airport off Beeline Highway, April 22.

The airport festivities also marked the opening of the county's first and largest nature preserve and the coexistence of the new night flight facility with 1,132 acres of environmental preserve,

where the successive nesting of two pairs of sandhill cranes was recorded during the final days of preparing for the opening of the 700-acre aviation facility.

Called the "most restricted general aviation facility in the United States" by Commissioner Karen T. Marcus, emcee for the ceremonies, the airport is limited to aircraft weighing 12,500 pounds or less, propeller-driven planes and small jets. "We're going to be good neighbors," Commissioner Marcus pledged.

#### GEORGIA

Looking for a way to maximize profits and minimize employee turnover? The DeKalb Supported Employment Program may have the solution. The program from the **DEKALB COUNTY** Board of Health has highly motivated, dependable workers who bring up to a \$2,400 federal tax credit to the job with them.

Supported Employment carefully matches each individual worker to an employer's particular needs. A professional team works with companies so that new employees from the supported employment program learn a job and stay on the job.

Supported Employment Program staff, Barbara Cone, relates how the workers were placed with DeKalb College. "We helped the college staff identify specific jobs in which we felt we could successfully place workers. We located suitable candidates and assisted in the employment and training process. And then, of course, we continue providing what we call follow-up ser-

vices, as long as the worker is with the employer. We maintain close contact and are available to help with any problems that might later develop."

### Midwest

#### MINNESOTA

The U.S. Marshals Service recently awarded \$2.4 million in federal funding to **ANOKA COUNTY** for future jail renovation and expansion. The award will go toward construction of a 52-bed medium-security facility.

In return for the funds, Anoka County guaranteed the Marshals Service bed space for 60 prisoners per day for 15 years. Anoka County's rapidly growing population, now well beyond a quarter of a million people, has created additional needs for increased jail space. In fact, since 1983, the Anoka County Sheriff's Office has seen a rise in the number of prisoners by approximately

19 per year.

Anoka County Commissioner Dennis Berg said that because of these past trends and anticipated future needs, the county entered into the agreement with the U.S. Marshals Service to allow the creation of more prison bed space without causing financial burdens for Anoka County taxpayers. "The collaboration is an excellent example of enterprising government," said Berg.

Under the federal tax law, hiring an eligible worker with a disability qualifies a company for a direct tax credit of up to \$2,400 for the first year that person is employed. These savings directly increase the company's profits and add to the reasons why hiring a person with a disability is very good business.

"DeKalb Supported Employment has 50 disabled workers placed with more than 40 employers in the county,"

See NEWS FROM, next page



Posing with a U.S. Marshals Service check for \$2.4 million are: (l-r) Anoka County Commissioner Dave McCauley, Anoka County Sheriff Ken Wilkinson, Representative Rod Grams (R-Minn.), Anoka County Commissioner Dennis D. Berg, U.S. Marshal for the District of Minnesota Tony Bennett, and Anoka County Board Chairman Dan Erhart.

# Notices ... notices ... notices

## CONFERENCES

■ **APPA: The Association of Higher Education Facilities Officers** will present its 1994 Educational Conference on July 10-12, in San Antonio, Texas.

Indoor air quality, productivity, re-engineering and new technology will be some of the topics addressed.

For more information, contact: Stephanie Gretchen, APPA: The Association of Higher Education Facilities Officers, 1446 Duke St., Alexandria, VA 22314-3492, phone: 703/684-1446.

■ **The Southwestern Legal Foundation** will host its 6th Annual Short Course on Planning and Zoning for Public Officials in Richardson, Texas, on June 15.

This program will focus on current issues in planning, political decision making and land use regulation.

For more information, contact: Mr. C. Frances McCoy, The Southwestern Legal Foundation, P.O. Box 830707, Richardson, TX 75083, phone: 214/690-2387, fax: 214/690-2458.

■ **"Creating Partnership Opportunities with Reinvented Government"** is the theme of the **National Council for Public-Private Partnership's** National Conference, June 13-14, in Washington, D.C.

Sponsored by NACo, this conference will bring together public officials, private businesses, practitioners and professionals to share their expertise on several issues, including infrastructure and services contracting. The registration cost for public/non-profits who are members of the council is \$299; The cost for non-members is \$349.

For more information, contact: The National Council for Public-Private Partnerships, 1101 17th St., N.W., Suite 607, Washington, DC 20036-4704, phone: 202/467-6800, fax: 202/467-6312.

■ The Conference on Law Enforcement Technology for the 21st Century, sponsored by the **National Institute of Justice**, will be held in Washington, D.C., June 20-22.

The conference is intended to address the need for new law enforcement tools and technologies, educate the audience about the kinds of limitations, and generate concrete discussion on what might be done to get beyond these impediments. The fee for registration is \$200.

For more information, contact: American Defense Preparedness Association, Event #433, 2101 Wilson Blvd., Suite 400, Arlington, VA 22201-3061, phone: 703/522-1820.

## PUBLICATIONS

■ The EPA has released a new study, titled **"Waste Prevention, Recycling and Composting Options,"** which analyzes 30 communities' actual experiences in operating these types of programs.

The analysis provides examples for rural, suburban and metropolitan communities to use in developing their own systems. The background data is compiled in a three-volume set, titled **"In-Depth Studies of Recycling and Composting Programs: Designs, Costs, Results."** The set can be borrowed from your regional EPA library.

For information on ordering the study, call: 800/424-9346 or (TDD) 800/412-7672.

■ According to a new report from the **Advisory Commission on Intergovernmental Relations (ACIR)**, funding and regulation of child care by federal, state and local governments is highly uncoordinated and potentially damaging to the well-being of children.

The report, **"Child Care: The Need for Federal-State-Local Coordination,"** denotes child care as an increasingly important intergovernmental issue and

describes how state and local government regulations too often create barriers to the expansion of service, forcing many small family daycare providers underground, and fail to ensure high-quality services.

The report is available for \$10 through: ACIR Publications, 800 K St., N.W., Suite 450, South, Washington, DC 20575, phone: 202/653-5640, fax: 202/653-5429.

■ Various experts in the corrections field present their views on issues confronting corrections professionals in **"1993 State of Corrections"** (members \$20/non-members \$25), published by the **American Correctional Association (ACA)**. Also available is **"The 1994 Directory of Juvenile and Adult Correctional Departments, Institutions, Agencies and Patrolling Authorities"** (members \$60/non-members \$75).

To order, contact: American Correctional Association, 8025 Laurel Lakes Court, Laurel, MD 20707-5075, phone: 1/800/825-2665 or 301/206-5059.

■ The **University of Iowa** has released a two-volume reference set titled **"Conference Proceedings and Legislative Compendium"** from the "Implementing Health Care Reform in Rural America: State and Community Roles" Conference, which was held in Des Moines, Iowa, Dec. 2-5, 1993.

**"Conference Proceedings"** represents a complete record of the most important conference presentations as well as summaries of discussion periods and concurrent sessions. **"Legislative Compendium"** is a cross-referenced, indexed volume packaging the most up-to-date rural health care legislation from throughout the United States in concise summary format. The cost is \$35 each and \$60 per set.

For more information about the publications, contact: Center for Conferences

and Institutes, The University of Iowa, 249 Iowa Memorial Union, Iowa City, IA 52242-1317, phone: 800/551-9029, fax: 319/335-3533.

## COMPETITION

■ The **Waterfront Center** has begun accepting entries for the **1994 International Excellence on the Waterfront Competition**.

The competition is open to both completed projects of all types, on water bodies of all sorts, and to approved comprehensive waterfront planning documents. Entry categories include environmental, historic, industrial, recreational and residential waterfronts, as well as commercial work.

The Waterfront Awards Competition deadline is July 1. The winning project will be included in a major new book titled, **"The World's Waterfronts: An Urban Success Story."**

For entry forms, contact: Susan Kirk or Ginny Murphy, The Waterfront Center, 1536 44th St., N.W., Washington, DC 20007, phone: 202/337-0356, fax: 202/625-1654.

## TELEVISION

■ **"Coming & Going,"** a three-part series on transportation and travel, arrives June 3 on PBS. From the building of the railroads in the 1800s, to the rise of the auto-inspired suburbs in the 1950s, to today's fast-paced world of frequent flyers, the freedom to move has always been at the very heart of American life.

The myriad ways that travel and transportation have influenced the way we live — and will change the way we live tomorrow — are subjects of **"Coming & Going,"** premiering Fridays, June 3, 10 and 17 at 9 p.m. ET on PBS (check local listings). The series is narrated by award-winning journalist Scott Simon, the host of National Public Radio's "Weekend Edition."

In three, one-hour programs, **"Coming & Going"** explores the uniquely American passion for mobility, looking back at how our need to move faster and farther shaped our landscape and our character, and looking ahead to the transportation challenges of the next century.

## NEWS FROM from page 14

Cone added. "But we're always looking for more opportunities. We provide job training at no cost to the employer, and we have a waiting list of capable workers."

## West

### WASHINGTON

• The **SPOKANE COUNTY** jail is operating with 46 fewer beds this year

than it did in 1993 as a way to save a bit of money. When an increased budget was not authorized, Sheriff Larry Erickson ordered the jail wing closed.

The move means there is a need for eight fewer jailers, and the savings amounts to \$22,000 a month. To accommodate the change, the county instituted a policy of not taking in state inmates and not jailing persons arrested on non-violent misdemeanors.

We invite readers to submit items for "News from the nation's counties."

Mail to us:  
c/o County News  
440 First St., N.W. • Washington, DC 20001  
Or FAX to:  
202/393-2630

## Job Market

### COUNTY ADMINISTRATOR

— **SALINA COUNTY, KAN.:** Three member Board, \$13,378,286 budget, and 185 employees. Coordinates with 5 elected officials and 9 department heads. Responsible for budget preparation, central purchasing, coordination of resolutions, policies, rules, and regulations. Serves at Commissioners pleasure, with no terms of employment. Require Master's Degree in public administration or related field, knowledge of governmental budgeting, principles, practices, and techniques. Ability to prepare, present, and interpret complex reports and documents. Residency required. Send Resume to Salina County Personnel Department, 300 W. Ash, Room 104, Salina, KS 67401-2396

no later than July 5. EOE.

### EXECUTIVE DIRECTOR — MEMPHIS & SHELBY COUNTY, TENN.:

Seeking Executive Director for the Memphis & Shelby County, Tenn. Private Industry Council. Starting salary \$55,608 annually. Bachelor's Degree in Business or Public Administration or related field required. Seven years management experience required, direct experience with job training programs is highly desirable. Send resumes by 6/3/94 to Director of Personnel, Re: PIC Director, 160 N. Main St., Suite 660, Memphis, TN 38103. EOE/MFHV.

### EXECUTIVE DIRECTOR, MUNICIPAL UTILITIES AU-

### THORITY (MUA) — MORRIS COUNTY, N.J.:

(County Population: 420,000) Salary open DOQ. Morris County is 30 mi. N.W. of New York City. MUA handles solid waste disposal & water resource mgmt. for the County. MUA became a self-sufficient util. on 1/94, assuming mgmt. of 2 revenue producing solid waste transfer stations; total revenues are expected to be \$35-40 million. The position is appt. by/rpts. to 9-mbr. Board. The annual oper. budg. is approx. \$4.6 mil., with substantial CIP programs. There are currently 58 employees. Prefer master's. Requires 5 yrs. related prof. exp., at least 3 of which should be in supv./admin. capacity. Should have knowl. of util. oper., water supply & solid waste mgmt., plng., construction oversight, org. mgmt. & supv. of empl., P.R. & mktg., fin. & working in a multi-jurisdictional environment. Send res. by 5/27/94 to Norman Roberts & Associates, Inc. Attn: Norm Roberts, Pres., 1800 Century Park East, #430, Los Angeles, CA 90067-1507 or FAXto (310) 552-1113. AA/EEO/ADA.

### MANAGER, RESEARCH AND PROGRAM EVALUATION — CLEVELAND, OHIO:

To monitor and assess the leisure needs, atti-

tudes and interests of citizens served by the Park District, and to evaluate its effectiveness in meeting those needs. Supervises Data Technicians. Qualifications: Masters Degree in leisure studies, recreation resource management, sociology, marketing or related field or equivalent. Doctorate preferred. At least four years experience in social or marketing research methods; or any combination of experience and graduate study with project leadership responsibilities may be substituted for the above. Working knowledge of the principles of marketing and marketing research. Salary: \$34,179 (minimum), \$40,211 (midpoint), \$46,242 (maximum), (Grade 10). Date Posted: 5/4/94. Filing Deadline: Open Until Filled. To apply, send application or resume to: Cleveland Metroparks, Department of Personnel, 4101 Fulton Parkway, Cleveland, Ohio 44144. An Equal Opportunity Employer.

### OPERATIONS ANALYST — LEE COUNTY, FLA.:

(#940414) (\$27,586-39,988) Involves ongoing analysis/recommendations to improve effectiveness and efficiency of programs, staffing, mgmt and financial systems. Requires 4 year degree in bus/public admin, indust engineering, economics, or related and 1 year exp in mgmt systems analysis/development, accounting or budget review/evalua-

tion, organizational development, productivity improvement or related. Apply w/ss# to Lee County Human Resources, P.O. Box 398, Fort Myers FL 33902. EOE. Vet Pref doc reqd.

### Job Market - Classified Rate Schedule

Rates: \$3 per line.

(You can figure the approximate cost of an ad by counting the number of characters, including spaces and punctuation marks, in your copy. One line consists of approximately 38 characters. Divide 38 into the number of characters in your ad. The resulting figure will give you the approximate number of lines. Multiply that figure by 3 to figure your approximate cost.)

Display Classified: \$30 per column inch.

Billing: Invoices will be sent after publication.

Mail advertising copy to: Job Market, County News, 440 First St., N.W., Washington, DC 20001.

FAX advertising copy to: Job Market, County News, 202/393-2630.

Be sure to include billing information along with copy.

For more information, call County News, National Association of Counties, 202/942-4256.



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Assisting in the Achievement of Excellence in the Public Service Since 1972

# Contest

## *NACo is in search of* County Courthouse or County Administration Building photos in three categories: color, black & white, and "seasons"

Winning entries will be framed and mounted at NACo headquarters as part of a permanent collection showcasing county government.\*

**Contest rules:** Photographs must be printed in an 8 x 10 format, labeled on the back with name of county and state, category, date of courthouse dedication, and name of photographer.

There will be one grand winner and three distinguished winners in each category.

All photographs become the property of the National Association of Counties.

There is no entry fee and you may enter as many categories as you wish.

Winners will be asked to supply negative or color slide.

Entries will be judged on quality, creativity and visual interest.

**Contest Deadline:** July 1, 1994

**Prizes:** Each grand prize winner will receive two complimentary registrations to the NACo conference of their choice. "Distinguished" winners will receive one complimentary registration to the 1995 Annual Conference in Fulton County (Atlanta), Ga.

**Entries should be mailed to:** NACo In Search Of, 440 First St., N.W., Washington, DC 20001-2080.

\*Winning entries will also be published in *County News* and may be featured in a County Government Calendar tentatively scheduled for publication in 1995.