

**ACTION ITEM  
BOARD OF SUPERVISORS**

**DATE** September 2, 2008

**TO** Board of Supervisors  
**FROM** Tammi W Ellis *TW Ellis*  
Acting Executive Director of Administration  
**ISSUE** Authorize the County Administrator, to Amend the Operational Agreement with the Rappahannock Regional Solid Waste Management Board

**RECOMMENDATION** Approval

**BUDGET IMPACT** N/A

**ATTACHMENTS** (4)

[1] Background Report [4] Reso/Ord/Proc # R08-450

[2] Letter dtd 08-04-08 [ ] Reso/Ord/Proc #

[3] Historic Resource Area Drawing dtd 7/10/08 [ ] Reso/Ord/Proc #

**REVIEW** [X] County Administrator's Office *[Signature]*  
[X] Legal *Maile A. Roberts*

[X] **Consent Agenda** [ ] **Other Business** [ ] **Public Hearing**  
[ ] **Discussion Item** [ ] **Presentation** [ ] **Unfinished Business**  
[ ] **New Business**

**PRESENTATION BY** N/A

**ELECTION DISTRICTS** Aquia

**BACKGROUND REPORT**

Several Civil War related areas have been identified on the Stafford-Fredericksburg Regional Landfill (R-Board) property. At its meeting on July 16, 2008, the R-Board recommended that the Board and City Council amend the R-Board Agreement to designate a portion of the landfill as a Civil War Site. Both the Stafford County Board of Supervisors and the Fredericksburg City Council need to adopt the resolution to effect the change to the R-Board Agreement.

The amendment to the agreement would designate the area as a passive Civil War Site. The Civil War Site would continue to be jointly owned by the County and the City. The County would be responsible for providing access to the site, and constructing and maintaining trails and interpretive signs for the site.

Use of the site as a passive park would not interfere with future expansion plans for the landfill.

Staff recommends approval of proposed Resolution R08-450.

# HEFTY & WILEY, P.C.

WILLIAM H HEFTY  
ROGER C WILEY

Attorneys at Law

AUG - 5 2008

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August 4, 2008

Philip L Rodenburg  
Fredericksburg City Manager  
P O Box 7447  
Fredericksburg, VA 22404Anthony J Romanello  
Stafford County Administrator  
P O Box 339  
Stafford, VA 22555

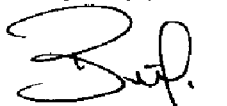
Re Amendment to R-Board Agreement

Dear Phil and Anthony

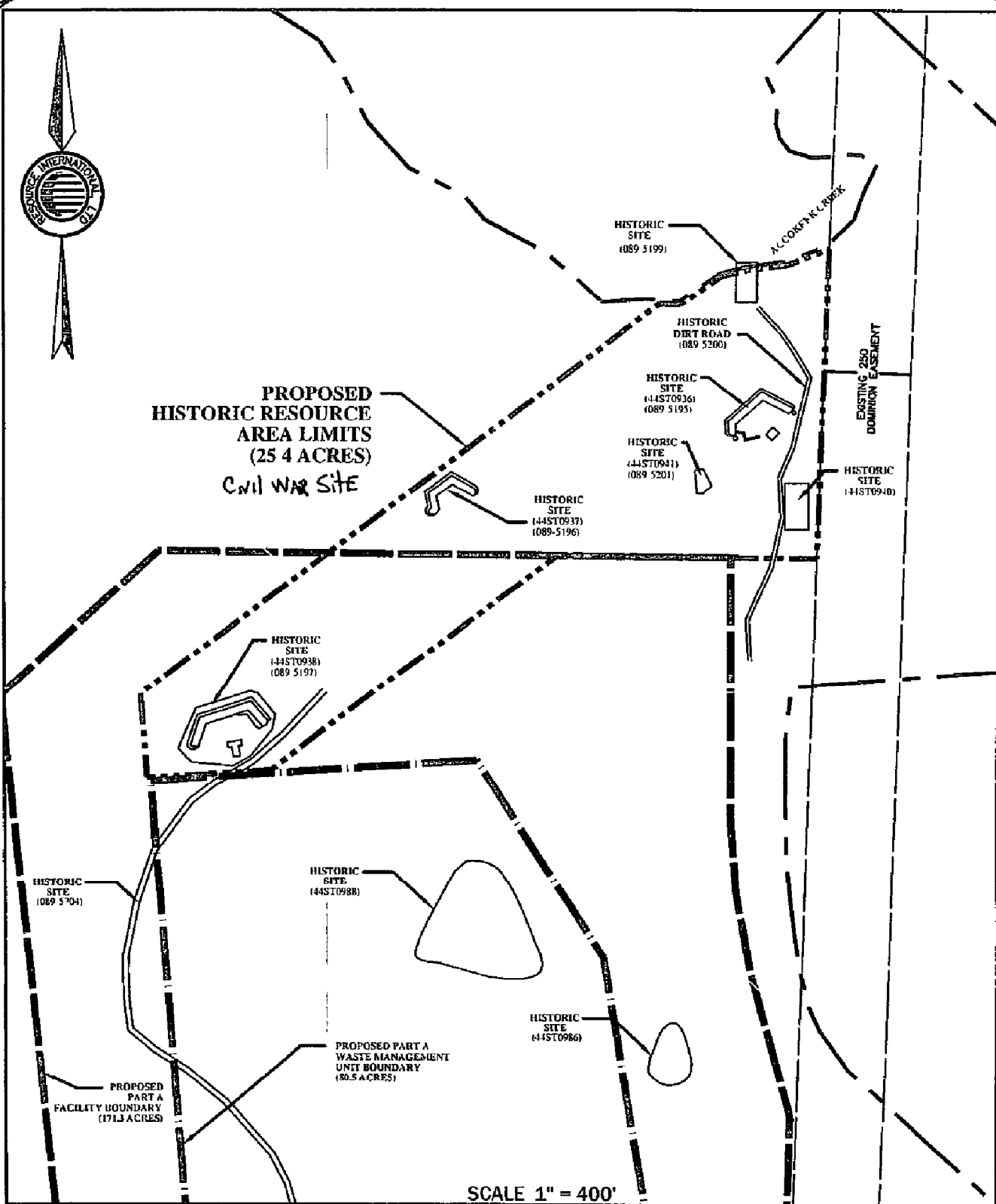
The R-Board at its July 16 meeting recommended that the City Council and Board of Supervisors amend the R-Board Agreement to designate a portion of the landfill as a Civil War Site, due to the fact that several significant Civil War related areas have been identified on the landfill property. I am enclosing a resolution, which both the Council and Board would need to adopt to effectuate the designation. The Civil War Site would continue to be jointly owned by the City and the County, but the County would be responsible for managing the Site. Allowing the Site to be used as a passive park would not interfere with future expansion plans of the landfill.

If you have any questions, please let me know. I would appreciate it if you could send me a certified copy of the resolution once it is adopted. Please call me if you have any questions.

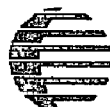
Very truly yours,

  
William H HeftyWHH/cpj  
Enclosure  
cc Andrew Mikel  
Joe Howard  
Kathleen Dooley

C:\Civil 3D Projects\88071\_21\Historic Resource Area.dwg Plotted Jul 10, 2008-1 48pm



**R-BOARD SANITARY LANDFILL  
 HISTORIC RESOURCE AREA  
 FIGURE 2  
 DETAILED LAYOUT**



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PROPOSED

BOARD OF SUPERVISORS  
COUNTY OF STAFFORD  
STAFFORD, VIRGINIA

RESOLUTION

At a regular meeting of the Stafford County Board of Supervisors (the Board) held in the Board Chambers, Stafford County Administration Center, Stafford, Virginia, on the 2nd day of September, 2008

MEMBERS

VOTE

George H Schwartz, Chairman  
M S "Joe" Brito, Vice Chairman  
Harry E Crisp II  
Mark Dudenhefer  
Paul V Milde III  
Cord A Sterling  
Robert "Bob" Woodson

On motion of , seconded by , which carried by a vote of , the following was adopted

A RESOLUTION TO AMEND THE AMENDED AND RESTATED  
OPERATIONAL AGREEMENT FOR THE RAPPAHANNOCK REGIONAL  
SOLID WASTE MANAGEMENT BOARD (R-BOARD)

WHEREAS, Civil War related areas were identified on the R-Board landfill property, and

WHEREAS, the Board and the City of Fredericksburg, Virginia (the "City") entered into the Amended and Restated Operational Agreement for the Stafford-Fredericksburg Regional Landfill pursuant to Section 15 2-1300 of the Code of Virginia (the "Agreement") dated January 24, 2000, and

WHEREAS, the County and City desire to amend the Agreement to address the issue of the management of land within the Landfill (as defined in the Agreement) which has been found to contain sites used in the Civil War which should be preserved and made accessible to citizens while not adversely affecting the operation of the Landfill,

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 2nd day of September, 2008, that the Agreement be amended to add the following Section

- 11 That portion of the Landfill as outlined on the Historic Resource Area drawing dated July 10, 2008, shall be designated as a passive Civil War site. The specific locations of forts, encampments, roads and other features that have been determined to have been used during the Civil War are shown on the indicated drawing. The Rappahannock Regional Solid Waste Management Board shall not use any of the Civil War site for active landfill activities without the approval of both the City and the County. The County agrees to be responsible for providing access to the Civil War Site. The County agrees to maintain the Civil War Site at its cost and to construct and maintain any trails or interpretive signage for the Civil War Site. The Civil War Site shall be posted with appropriate signage indicating that there is to be no trespassing on the property after dark. Security concerns regarding access will be worked out by mutual agreement of the County staff. The County shall be responsible for coordination of use of the Civil War Site with the County firing range. The County agrees that none of the activities on the Civil War Site will impede current or future Landfill activities.

BE IT FURTHER RESOLVED that the remaining provisions of the Agreement shall remain unchanged, and that this amendment shall be effective upon the date when it is approved by both the Fredericksburg City Council and the Board.

AJR TWE