

ORDINANCE NO. 123, 2009  
OF THE COUNCIL OF THE CITY OF FORT COLLINS  
ADOPTING A FEE SCHEDULE FOR GRANDVIEW AND ROSELAWN CEMETERIES  
AND AMENDING THE RULES AND REGULATIONS GOVERNING GRANDVIEW AND  
ROSELAWN CEMETERIES TO ADD THE FEE SCHEDULE

WHEREAS, the City operates two cemeteries, Grandview Cemetery and Roselawn Cemetery (collectively, the “Cemeteries”), as part of its Culture, Parks, Recreation and Environment Service Unit; and

WHEREAS, the current rules and regulations for the operation of the Cemeteries (“Regulations”) state at Section 7.1 that the rates of all Cemetery service charges are to be set by the City Council; and

WHEREAS, the Regulations also state, at Section 10.2, that the Perpetual Care fee to be collected from the purchasers of rights of interment shall be set by the City Council for the various sections of the Cemeteries after taking into consideration the absence of or number of monuments in any section, the character of the irrigation system, the physical difficulties in the character of the soil and such other factors as tend to determine the necessary cost of the care of said lands.

WHEREAS, rather than bringing an ordinance to the City Council each time an increase in Cemetery fees and charges is desired, City staff is recommending that the Council establish the fees for 2010 and 2011 in the Regulations, along with a provision automatically adjusting the fees annually, starting in 2012, based on the Denver-Boulder-Greeley Consumer Price Index; and

WHEREAS, a table of the proposed fees for 2010 and 2011 is attached as Exhibit “A” [Exhibit “A” is on file in the office of the City Clerk] and incorporated herein by reference; and

WHEREAS, staff affirms that the proposed Perpetual Care fees listed in Exhibit A take into consideration the cost of care factors listed in Section 10.2 of the Regulations; and

WHEREAS, Section 23-156(a) of the City Code requires that the rules and regulations for the operation and maintenance of the City cemeteries be adopted by the City Council by ordinance.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS as follows:

Section 1. That the fee schedule set forth in Exhibit A shall be in effect for all City-owned and operated cemeteries effective January 1, 2010.

Section 2. That Section 7.1 of the Regulations is hereby amended to read as follows:

7.1 PAYMENT OF SERVICE CHARGES

The amount or rates of all charges shall be established by the City Council. All charges for any service rendered by Cemetery employees must be paid for at or prior to the time such services are rendered. The payment of the Cemetery service charges relating to interment must be made before the interment is to take place. **The amount of each service charge is set forth in Appendix A to these Rules and Regulations.**

Section 3. That Section 10.2 of the Regulations is hereby amended to read as follows:

10.2 PERPETUAL CARE FEE

The Perpetual Care fee to be collected from the purchasers of rights of interment shall be set by the City Council for the various sections of the Cemeteries after taking into consideration the absence of or number of monuments in any section, the character of the irrigation system, the physical difficulties in the character of the soil and such other factors as tend to determine the necessary cost of the care of said lands. **The Perpetual Care fees for the various sections of the Cemeteries are set forth in Appendix A to these Rules and Regulations.**

Section 4. That the Regulations shall be amended by the addition of a new “Appendix A”, consisting of the table of fees shown in Exhibit A, along with the following statement:

**Cemetery fees for 2010 and 2011 will be as listed in the table below. Beginning in 2012 and each year thereafter, all fees will be increased annually based on the Denver-Boulder-Greeley CPI-U. If in any year there is no increase in the CPI-U, fees will remain unchanged for that year.**

Introduced, considered favorably on first reading, and ordered published this 3rd day of November, A.D. 2009, and to be presented for final passage on the 17th day of November, A.D. 2009.

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Mayor

ATTEST:

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City Clerk

Passed and adopted on final reading on the 17th day of November, A.D. 2009.

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Mayor

ATTEST:

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City Clerk