

Date March 26, 2012

An Ordinance entitled, "AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, by amending Section 34-166, relating to the perpetual cemetery maintenance fund",

presented.

Moved by _____ that this ordinance be considered and given first vote for passage.

FORM APPROVED:

(First of three required readings)

Ann DiDonato
Ann DiDonato
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
TOTAL				
MOTION CARRIED			APPROVED	
_____ Mayor				

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

_____ City Clerk

ORDINANCE NO. _____

AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, by amending Section 34-166, relating to the perpetual cemetery maintenance fund.

Be It Ordained by the City Council of the City of Des Moines, Iowa:

Section 1. That the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, is hereby amended by amending Section 34-166 relating to the perpetual cemetery maintenance fund, as follows:

Sec. 34-166. Fund created.

(a) There is created a fund to be known and designated as the "perpetual cemetery maintenance fund," ~~which shall consist of certain tax levies, bequests and donations, and for the permanent maintenance of cemeteries owned or acquired by the city, including~~ for the perpetual care of the cemeteries which shall be funded by the deposit of an amount equal to or greater than 20 percent of the gross selling price, or \$50.00, whichever is more, for each sale of all final resting places of remains or memorials within the cemeteries. ~~the following amounts of the sale price of all interment spaces as follows:~~

~~(1) A minimum of 20 percent of the gross selling price with a minimum of \$20.00 per interment space for the memorial-park style blocks, \$25.00 per interment space for the two-grave monumental blocks, and \$30.00 per interment space for family-style monumental blocks, whichever is greater, for all platted interment spaces.~~

~~(2) A minimum of 20 percent of the gross selling price of each infant interment with a minimum of \$7.00 for each space.~~

(1) The perpetual cemetery maintenance fund may also include funds from the following:

a. Contributions in the form of a gift, grant, or bequest.

b. Any accumulated income allocated to principal.

c. Money or real or personal property impressed with a trust by the terms of Iowa Code Chapter 523I.

(2) Expenditures of the income for the perpetual cemetery maintenance fund shall be in accordance with the definition of perpetual care in this chapter and with the purposes and applicable provisions of Iowa Code Chapter 523I.

(b) The cost price structure should be reviewed every three years to ensure that the perpetual cemetery maintenance fund ~~and temporary cemetery maintenance fund portions are each~~ is adequate for ~~their respective~~ its functions.

Section 2. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

FORM APPROVED:



Ann DiDonato
Assistant City Attorney