



# CITY OF FERNLEY

## CITY COUNCIL AGENDA REPORT

Meeting Date: November 3, 2021

<b>REPORT TO:</b>	Mayor and City Council
<b>REPORT THRU:</b>	Daphne Hooper, City Manager
<b>REPORT FROM:</b>	David Whalen, Public Works Director
<b>REVIEWED BY:</b>	
<b>REVIEWED BY:</b>	Denise Lewis, City Treasurer

<b>FINANCIAL IMPACT:</b> Yes: <input checked="" type="checkbox"/> No: <input type="checkbox"/>	<b>CURRENTLY BUDGETED:</b> Yes: <input type="checkbox"/> No: <input checked="" type="checkbox"/>	<b>FUND/ACCOUNT:</b>
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**ACTION REQUESTED:**  Consent  Ordinance  Resolution  Motion  Receive/File

**AGENDA ITEM:** Presentation, discussion, and possible action for the Fernley Desert Gardens Memorial Cemetery.

**Agenda Item Brief:** A discussion on the plans for the Fernley Desert Gardens Memorial Cemetery.

**Recommended Motion:**  
"I move to....."

**Business Impact (per NRS Chapter 237):**

A Business Impact Statement was performed.

A Business Impact Statement is not required because this is not a rule (term excludes vehicles by which legislative powers are exercised under NRS Chapters 271, 278, 278A, or 278B).

See attached report for background, analysis, alternatives.

**ALTERNATIVES:**

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**BACKGROUND:**

The Fernley City Council voted on June 15, 2011 to move forward with transferring ownership of the Lyon County Cemetery to the City of Fernley. Over the past decade the Public Works Department has done small improvements to the grounds for beautification and function.

The mission statement for cemetery staff is to provide municipal operation and maintenance of the city's Desert Memorial Gardens Cemetery to insure the maintenance of a uniform and peaceful place of rest within the City of Fernley.

The primary responsibilities of this division are as follows:

- Marking for and ensuring cleanup after internments
- Site Maintenance
- Grounds keeping
- Internment assistance
- Record keeping

The operation of the cemetery is governed by City of Fernley Municipal Code Title 12 and Nevada Revised Statute (NRS) 451 & 452.

There are no significant changes to the proposed Cemetery budget of \$35,500 for FY 2022. The operating budget proposed for Cemetery is for material expenses needed for the care of the cemetery. The General Services Division will continue to complete maintenance projects identified over the ten years of ownership. Projects may include the following:

- Aggregate roadway
- Irrigation repairs
- Operation of software for tracking, liabilities, revenues, and refunds

Over the nine years of ownership there have been 55 internments (average 6 per year). Average yearly revenue for the last few years has been approximately \$4,900 per year.

Public Works staff will continue to make improvements to the cemetery. The ownership of the cemetery has proven to be a significant source of effort for the Public Works staff.

Possible additions to cemetery:

- Columbarium- holds cremains
- Mausoleum- holds caskets
- Landscaping
- Gazebo(s)
- Other?

**PRIOR COUNCIL ACTION**

- June 15, 2011: The Fernley City Council voted to move forward with transferring ownership of the Lyon County Cemetery to the City of Fernley.
- August 15, 2012: Bill No. 175 introduced to Fernley City Council and advertised.
- April 18, 2012: Cemetery Bill No. 175 introduced to Fernley City Council. (Fernley City Council voted to introduce the bill and proceed with advertisement. Subsequent request for

modification on May 2, 2012 required substantial changes and a new bill. (Bill No. 179) was introduced on August 15, 2012.

September 5, 2012: Adoption of Bill No. 179.

September 19, 2012: Approval of Contract for Purchase of Fernley Desert Memorial Gardens Cemetery and adjacent land (APN: 021-091-09, 10, and 11). Also, approval of City of Fernley Burial Agreement and approval of Resolution No. 12-014 regarding fee schedule.

December 4, 2013: Introduction of Cemetery Ordinance No. 2013-197.

December 18, 2013: Adoption of Cemetery Ordinance No. 2013-197 per revision requested by Fernley City Council on September 4, 2013.

February 19, 2014: Approval of Resolution No. 14-005 regarding fee schedule for the Fernley Desert Memorial Garden Cemetery.

April 5, 2017: Approval of Resolution No. 17-005 regarding fee schedule for the Fernley Desert Memorial Garden Cemetery

July 5, 2017: Approval of Ordinance #2017-008 An Ordinance Modifying Title 9 (Public Works), the addition of Chapter 9, Rules and Regulations for the Fernley Desert Memorial Gardens Cemetery eliminating payment plans and making other changes primarily clerical in nature and other matters property relating thereto.

#### **LEGAL IMPLICATIONS:**

Nevada Statutes: NRS 450

Fernley Municipal Code : Title 12 Cemeteries

#### **FINANCIAL IMPLICATIONS :**

#### **ATTACHMENTS:**

- 1.) Lyon County Parcel Map
- 2.) Cemetery Information Packet
- 3.) Title 12 Cemeteries (Fernley Municipal Code)