



*City of Auburndale*  
AUBURNDALE, FLORIDA 33823

Office of the City Manager

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**CITY COMMISSION MEETING**  
**February 6, 2023 - 7:00 P.M.**  
**COMMISSION ROOM/CITY HALL**

CALL TO ORDER – Mayor Dorothea Taylor Bogert

INVOCATION – Pastor Jerry Smith, Berea Baptist Church

PLEDGE OF ALLEGIANCE – Mayor Dorothea Taylor Bogert

ROLL CALL – City Clerk Brandon Henry

APPROVE COMMISSION MINUTES – Regular Meeting – 01/23/2023

ANNOUNCEMENTS – City Manager and City Attorney

REQUEST TO ADD ADDITIONAL ITEMS TO AGENDA –

REQUEST FROM THE GENERAL PUBLIC –

**AGENDA**

1. ORDINANCE #1728 AMENDING CITY CODE - CEMETERY RATES AND RULES
2. CONSIDER EASEMENT TO SATISFY ALLEY ENCROACHMENT – ARIANA HOTEL

F.S. 286: If an individual decides to appeal any decision made by the City Commission with respect to this meeting, a verbatim transcript may be requested. If so, the individual should make provisions for a transcript to be made at the meeting. Persons with disabilities needing special accommodations to participate in this proceeding should contact the City Clerk no later than five days prior to the proceeding at 968-5133.

**City Commission Meeting**  
**February 6, 2023**

**AGENDA ITEM 1: ORDINANCE #1728 AMENDING CITY CODE – CEMETERY RATES AND RULES**

\_\_\_ INFORMATION ONLY

\_X\_ ACTION REQUESTED

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**ISSUE:** The City Commission will consider an Ordinance amending the City Code by adjusting rates charged for cemetery grave spaces, fee for services, and rules for interment and disinterment.

**ATTACHMENTS:**

Proposed Ordinance #1728 – Cemetery Rates

**ANALYSIS:** The proposed Ordinance adjusts the rates charged for the sale of cemetery spaces in the City's three cemeteries and the changes for services such as openings and closings.

The proposed fee schedule is based on a recent survey of neighboring cities and their charges. The cities of Winter Haven, Lakeland, Lake Wales, Bartow, and Haines City were used in the comparison.

Single spaces for residents are proposed to increase from \$600 to \$700. Non-resident spaces are proposed to increase from \$825 to \$1,050.

Infant and cremation spaces for residents are proposed to increase from \$300 to \$350. Non-resident infant and cremation spaces are proposed to increase from \$375 to \$450.

Opening and closing rates on weekdays before 3:30 p.m. are proposed to increase from \$500 to \$575. Opening and closing rates after 3:30 p.m. on weekends and Saturdays before 3:30 p.m. are proposed to increase from \$650 to \$750. Opening and closing rates after 3:30 p.m. on Saturdays, Sundays and holidays are proposed to increase for adults from \$650 to \$850 and infants from \$400 to \$500.

The current rate structure has been in place since June 2012.

The proposed Ordinance also amends the interment and disinterment rules in the City's three cemeteries by amending the allowable cremations in a standard grave space from two (2) to four (4) and from one (1) to two (2) with a burial casket. The proposed Ordinance also creates rules for a baby grave space and changes the language from the number of bodies in a space to the number of burial caskets as the number of bodies in a space is already specified.

The proposed Ordinance was prepared by the Parks and Recreation Director and City Manager's Office and reviewed by the Parks and Cemetery Superintendent, Finance Director and City Attorney. If approved on first reading, the proposed Ordinances will be considered for second and final reading on February 20, 2023.

The effective date of the new rate schedule will be March 1, 2023.

**STAFF RECOMMENDATION:** Approval of proposed Ordinance #1728 amending the cemetery rates and rules.

**City Commission Meeting  
February 6, 2023**

**AGENDA ITEM 2:    CONSIDER EASEMENT TO SATISFY ALLEY ENCROACHMENT – ARIANA HOTEL**

\_\_\_ INFORMATION ONLY

\_X\_ ACTION REQUESTED

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**ISSUE:**    The City Commission will consider granting an easement to satisfy an encroachment of the Ariana Hotel in the alley.

**ATTACHMENTS:**

        Easement for Existing Improvements in Public Rights of Way (Alley)

**ANALYSIS:**    In December of 1999, the City Commission conveyed an easement to the previous owner of the Ariana Hotel building for encroachments on the sidewalk and in the alleyway. The easement included reverting language, or termination of the easement in the event the existing structure no longer remained on the easement.

The current owner of the property, Christian Prison Ministry, has surveyed the building in order to sell the property and has determined the previous legal description to be in error due to an incorrect assumption of the lot size.

The owner is requesting the City Commission to consider granting an additional easement to satisfy the encroachments of the Ariana Hotel in the alley, which include 31.3 square feet of the three-story building and 0.5 square feet of the A/C pad. The new easement would also include reverting language in the event the existing structure no longer remained on the easement. The easement granted in December of 1999 shall also continue to remain in full force and effect.

The Easement for Existing Improvements in Public Rights of Way (Alley) was prepared by the owner's attorney and was reviewed by the City Manager and City Attorney.

**STAFF RECOMMENDATION:**    Approval of the easement for existing improvements in the alley.