

## CHAPTER 92: CEMETERY

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### **GENERAL PROVISIONS**

#### **§ 92.01 PROPERTY COMPRISING CEMETERY.**

The cemetery property owned by the city is the Hobart Cemetery, located in the city, and more specifically described in the plat recorded in the county Recorder's office.  
(Prior Code, § 8-1) (Ord. 194, § 7)

#### **§ 92.02 MINIMUM SALE PRICE OF LOTS.**

Lots in the Hobart Cemetery shall not be sold for less than the amount set out in the Fee Schedule of this code.  
(Prior Code, § 8-2) (Ord. 194, § 8)

#### **§ 92.03 DISPOSITION OF MONEYS COLLECTED.**

All money collected from the sale of lots in the Hobart Cemetery shall be placed in the city's Treasury and shall not be subject to use without the written consent of the Common Council. The city's Clerk-Treasurer shall have the power to invest the sums as provided by the statutes of the state; provided that, all money invested in U.S. government bonds, the interest therefrom to become a part of the principal sum, unless otherwise directed by the Common Council.  
(Prior Code, § 8-8) (Ord. 194, § 4)

***BOARD OF CEMETERY TRUSTEES***

**§ 92.20 CREATED; PURPOSE.**

There is created the Board of Cemetery Trustees, for the purpose of caring for and maintaining the Hobart Cemetery and for the purpose of executing instruments of conveyance for the lots therein. The Board shall be known as the “Board of Trustees of the Hobart Cemetery”.  
(Prior Code, § 8-3) (Ord. 194, § 6)

**§ 92.21 APPOINTMENT; TERM; VACANCIES.**

The Board of Trustees of the Hobart Cemetery shall be composed of 3 members, to be appointed by the Common Council and Mayor of the city, from the resident lot owners of the cemetery. Each member so appointed shall serve for a term of 3 years from his or her appointment. In the event of the death or resignation of any member or any other vacancies, the Common Council and Mayor of the city shall appoint another lot owner to serve the unexpired term of the retired member.  
(Prior Code, § 8-4) (Ord. 194, § 1)

**§ 92.22 ORGANIZATION; OFFICERS; MEETINGS.**

The Board of Trustees of the Hobart Cemetery shall meet within 5 days after its appointment and qualification and elect a president, secretary and treasurer. The Board shall adopt a procedure for its meetings and shall meet at least once every month.  
(Prior Code, § 8-5) (Ord. 194, § 1)

**§ 92.23 POWERS; DUTIES.**

The Board of Trustees of the Hobart Cemetery shall have charge, control and management of the Hobart Cemetery and shall have the power to execute conveyances. The conveyances shall be executed by the Secretary of the Board and the city’s Clerk-Treasurer, and the seal of the Board affixed thereto. Any money received therefrom shall be placed in the hands of the city’s Clerk-Treasurer on the first Wednesday of each month, and the Treasurer of the Board shall submit his or her report, in writing, to the Common Council of the care and management of the cemetery and a detailed report of all money collected. The Board shall have the complete control of the cemetery; provided that, no money shall be spent without first obtaining the consent of the Common Council.  
(Prior Code, § 8-6) (Ord. 194, § 3)

**§ 92.24 TREASURER’S BOND.**

The Treasurer of the Board of Trustees of the Hobart Cemetery shall be bonded in the sum of \$500, payable to the city’s Clerk-Treasurer. In the event of surety bonds being issued, the city

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shall pay for the same. The bond shall be placed with the city's Clerk-Treasurer, and the Treasurer of the Cemetery Board shall not act or collect any money until after the bond has been first filed and approved by the Common Council.  
(Prior Code, § 8-7) (Ord. 194, § 5)

**Hobart – General Regulations**