

THE STATE OF TEXAS
CITY OF RIO HONDO
COUNTY OF CAMERON

Rick Tello, Commissioner Place 1
Margaret Perez, Commissioner Place 3
Joseph Lopez, Commissioner Place 5

Gerry Hartzog, Mayor Pro Tem
Alonzo Garza, Commissioner Place 4

Gustavo Olivares
Mayor

**Notice of a Regular Meeting of the
City Commission of the City of Rio Hondo
October 13, 2020**

Pursuant to Chapter 551, Tittle 5 of the Texas Government Code, the Texas Open Meetings Act, notice is hereby given that the governing body of the City of Rio Hondo, Texas will convene for a Special Meeting at 6:30 p.m. on Tuesday October 13, 2020 at the **Civic Center** on the Second Floor of the Rio Hondo Municipal Building located at 121 N. Arroyo Blvd., Rio Hondo, Texas 78583.

PLEDGE OF ALLEGIANCE

UNITED STATES PLEDGE

INVOCATION:


Regular Agenda:

1. Mayor's and Commissioner's Report
2. Administrator's Report
3. Public Works, Library, Public Safety, Senior Center
4. **Public Comment Period: *Please Note- The Public Comment Period is designated for hearing concerns regarding City of Rio Hondo Public Policy or business not on the Agenda or items listed on the Agenda.***
5. Consideration and Action on Resolution No.2020 – 004 honoring Judge Saldana for his service to the City of Rio Hondo. (Gustavo Olivares, Mayor)
6. Public Hearing on Las Villas de Rio Hondo Final Plat
7. Consideration and Action on Las Villas de Rio Hondo Final Plat (Ben Medina, City Administrator and Raul Garcia, City Engineer)

8. Consideration and Action on Ordinance No. 2020-001 establishing a truck route in the City of Rio Hondo; and providing for enforcement; prescribing penalties; for the violation of its provisions and providing severability. (Commissioner Garza and Commissioner Tello)
9. Consideration and Action amending Ordinance No. 002; Section 2 RULES SPECIFICALLY GOVERNING BURIAL PLOTS IN RIO HONDO COMMUNITY CEMETERY- setting rules, policies for the burying of ashes and Section 4; COSTS AND FEES -setting set fees. (Gustavo Olivares, Mayor and Ben Medina, Jr.)
10. Consideration and Action amending Ordinance No. 003; Section 2 RULES SPECIFICALLY GOVERNING BURIAL PLOTS IN RIO HONDO ARROYO CEMETERY- setting rules, policies for the burying of ashes and Section 4; COSTS AND FEES -setting set fees. (Gustavo Olivares, Mayor and Ben Medina, Jr.)
11. Consideration and Action waving the two dollar merchant fee on all credit card payments for water and sewer.
12. Executive Session: Consultation with the attorney as described in the Texas Local Government Code, Section 551.071 and deliberations regarding Economic Development as described in the Texas Local Government Code Section 551.086 regarding Arroyo Escondido Subdivision economic project.
13. No Action will be taken on items discussed in Executive Session the Arroyo Escondido Subdivision economic project
14. Adjournment

Note: The City Commission for the City of Rio Hondo reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any matters, as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices) and 551.086 (Economic Development).

Note: The Meeting is accessible to Americans with Disabilities. Persons with disabilities who plan to attend this meeting and who may need assistance, please call the City Secretary at (956) 748-2102, with at least twenty-four hours prior to the meeting.


 Gustavo Olivares
 Mayor of the City of Rio Hondo

POSTED

I, City Secretary for the City of Rio Hondo, do hereby certify that this Notice of Meeting is a true and correct record and was posted in the bulletin board outside City Hall, and the bulletin board in the City Hall lobby, at 121 N. Arroyo Blvd, Rio Hondo, Texas 78583 and remained so posted continuously for at least 72 hours preceding the scheduled time of said Meeting.

DATE: 10/9/2020 TIME: 5:46



ADMINISTRATION,
OPERATIONS AND
MAINTENANCE
REPORT

OCTOBER

Status Report for October 2020

The Following are Areas of work that has been done.

Administration:

- **Staff will be installing Sewer pumps at Roberto Garza Lift Station saving a cost of \$15,000**
- **Staff will be working on drainage improvements on Heywood Huisache**
- **Cleaning City Hall is on going.**
- **Covid testing here at city hall today**
- **Working with contractors for grass cutting and fence repairs**
- **Staff placing fencing at cemeteries**

Water Plant:

- **Construction on going.**
- **Plant repairs 90 percent complete**
- **Tank repairs**

Lift Stations:

- **Preparing for installation of new pumps**
- **Flyer sent to all residents**

Park:

Only for walking

Library: Reopening Tuesday, October 13, 2020.

Senior Center: Curbside meals in a bundle 3 times a week currently seving 64 members.

Passed Truck Route

ORDINANCE NUMBER 2020-001

ORDINANCE 2020-001 REPLACING ORDINANCE 177 TRUK ROUTE AND ESTABLISHING A TRUCK ROUTE IN THE CITY OF RIO HONDO; AND PROVIDING FOR ENFORCEMENT; PRESCRIBING PENALTIES FOR THE VIOLATION OF ITS PROVISIONS AND PROVIDING FOR SEVERABILITY.

WHEREAS, THE CITY OF RIO HONDO CURRENTLY HAS AN EXISTING TRUCK ROUTE IN THE CITY;

WHEREAS, TRUCK TRAFFIC ON THE EXISTING TRUCK ROUTE IN THE CITY IS CAUSING PUBLIC HEALTH AND SAFETY CONCERNS IN RELATION TO SCHOOLS, PEDESTRIAN TRAFFIC AND RESIDENTIAL AREAS;

WHEREAS, TRUCK TRAFFIC ON THE EXISTING TRUCK ROUTE IS CAUSING PREMATURE ROAD INFRASTRUCTURE DAMAGE; and

WHEREAS, THE CITY DESIRES TO PROTECT THE LIFE SPAN OF CERTAIN ROADS; DECREASE THE RISK OF DANGER TO PERSONS; AND INCREASE THE SAFETY OF CITIZENS BY DIVERTING TRUCK TRAFFIC TO A DIFFERENT ROUTE.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF RIO HONDO:

SECTION 1. DEFINITIONS: For the purposes of this Ordinance, the following terms, phrases, words and their derivations shall have the meaning given herein. When not inconsistent with the context, words used in the present tense include the future, words in the plural number include the singular number, and words in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

- (1) "City" is the City of Rio Hondo, Texas.
- (2) "Deviating Truck" is a truck which leaves and departs from a truck route while traveling inside the city.

COPY

(1) State Highway 106, also known as Colorado Avenue, from where it enters the west city limits of Rio Hondo to where it exits the east city limits of Rio Hondo;

(2) State Highway 1846 also known as South Reynolds Street from the intersection FM 106 to where it exits the city limits and

(3) On Robertson Street from its intersection with State Highway 106, also known as Colorado, Avenue, to the north to the city limits.

SECTION 4. TRUCK TRAFFIC IN THE CITY.

(1) Outside Origin.

(a) One destination point. All trucks entering the city for a destination point in the city shall proceed only over one of the streets designated for truck traffic/use, and shall deviate only at the intersection with the street upon which such traffic is permitted, nearest to, the destination point. A deviating truck shall return to the truck route by the shortest permissible route.

(b) Multiple inside city? destination points. All trucks entering the city for multiple destination points shall proceed only over one of the streets designated for truck traffic/use, and shall deviate only at the intersection with the street upon which such traffic is permitted, nearest to the first destination point. Upon leaving the first destination point, a deviating truck shall proceed to other destination points by the shortest direction and only upon streets upon which such traffic is permitted as stated in this Ordinance. Upon leaving the last destination point a deviating truck shall return to the truck route by the shortest permissible route.

(2) Inside Origin.

(a) Outside destination point. All trucks on a trip originating in the city and travelling in the city for a destination point outside the city shall proceed by the shortest direction and only upon streets over which such traffic is permitted to a truck route as herein established.

(b) Inside destination points. All trucks on a trip originating in the city and travelling in the city for destination points in the city, shall proceed only over streets upon which such traffic is permitted as stated in this Ordinance.

SECTION 5. Enforcement

(1) City Administrator Maintain Maps. The City Administrator shall keep and maintain accurate maps setting out truck routes and streets upon which truck traffic is permitted; the maps shall be kept on file in the office of the City Secretary and shall be available to the public during hours of City Hall operation.

(2) Public Safety Officer Maintain Signs. The Public Safety Officer of the City shall cause all truck routes and

those streets upon which truck traffic/use is

prohibited to be clearly sign-posted to give notice that this Ordinance is in effect.

(a) Failure to Post. No person shall be charged with violating the provisions of this Ordinance by reason of operating a truck upon a street wherein truck travel is prohibited unless appropriate signs are posted on such street.

(3) Weigh-in. The Public Safety Officer and City

Policemen shall have the authority to require the person driving or in control of any commercial vehicle not proceeding over a truck route or street over which truck traffic is permitted to proceed to any public or private scale available for the purpose of weighing and determining whether this Ordinance has been complied with, and such person's failure or refusal to proceed as required shall constitute a violation of this Ordinance punishable as hereinafter prescribed.

SECTION 6. Penalties.

Any person who shall violate any of the provisions of this Ordinance shall be guilty of a misdemeanor, and upon conviction thereof, shall be fined not to exceed Two Hundred (\$500.00) Dollars.

SECTION 7. Ordinances repealed.

All Ordinances or parts of Ordinances in conflict herewith are hereby repealed, and this Ordinance shall be in full force and effect from and after its passage and publication.

SECTION 8. Severability.

If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect the provisions or application of the Ordinance which can be given effect without the invalid

(3) "Person" is any person, firm, partnership, association, corporation, company or organization of any kind.

(4) "Truck" is all truck tractors, van trailers, semitrailers, house trailers, and/or any vehicle designed or operated for the transportation of property, whose body weight or whose rated or licensed combined body and load weight exceeds seventeen thousand (17,000) pounds, (eight and one-half tons).

(5) "Truck Route" is a way over certain street, as designated herein, over and along which trucks coming into and going out of the city must operate.

SECTION 2. APPLICATION OF REGULATIONS: All trucks within the City shall be operated only over and along the truck routes herein established and on the other designated streets over which truck travel is permitted.

(1) Exceptions. This Ordinance shall not prohibit:

(a) Operation on street of destination. The operation of trucks upon any street where necessary to the conduct of business at a destination point, provided streets upon which such traffic is permitted are used until reaching the intersection nearest the destination point.

(b) Emergency vehicle. The operation of emergency vehicles upon any street in the city.

(c) Public Utilities. The operation, of trucks owned or operated by the city, public utilities, any contractor or material man, while engaged in the repair, maintenance or construction of streets, street improvements, or street utilities within the city.

(d) Detoured Trucks. The operation of trucks upon any officially established detour in any case where such truck could lawfully be operated upon

the street for which such detour is established.

SECTION 3. DESIGNATED STREETS FOR TRUCK USE. The following streets and no others shall be used for truck traffic and shall constitute the "Truck Route" which is hereby established within the, city:

provision or application and to this end the provisions of this ordinance are declared to be severable.

Section 9. EFFECTIVE DATE

This Ordinance shall become effective on April 15th, 2020

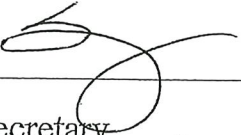
SECTION 9. PUBLICATION

The City Secretary of the City of Rio Hondo, Texas is hereby authorized and directed to cause a true and correct copy of the caption of this Ordinance to be published in a newspaper having general circulation in the City of Rio Hondo, Cameron County, Texas.


First Reading 2-11-2020 Second Reading 3-10-2020 Third Final Reading 4-14-2020

ATTEST:

CITY OF RIO HONDO



City Secretary



Mayor

Arroyo Cemetery

ORDINANCE NO. 2020-003

AN ORDINANCE FOR THE CITY OF RIO HONDO, TEXAS, GOVERNING THE RIO HONDO ARROYO PARK CEMETERY, PROVIDING A COMPREHENSIVE SCHEDULE OF FEES, RELATED POLICIES AND PROCEDURES, FACILITIES & GROUNDS FEES AND OTHER FEES AND POLICIES AS STIPULATED.

WHEREAS, proper procedures and regulations governing and related to cemetery operation, maintenance and burials are essential and necessary for the public health, welfare and safety; and

WHEREAS, the Rio Hondo City Commission deems it necessary to enact Ordinance No. 2020-003 in order to implement rules for the Rio Hondo Arroyo Park Cemetery, fees, and related policies and procedures.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF RIO HONDO, TEXAS:

RIO HONDO ARROYO PARK CEMETERY

City of Rio Hondo

SECTION 1. GENERAL RULES GOVERNING (RIO HONDO ARROYO PARK CEMETERY OPERATION ("RIO HONDO CEMETERY")):

The following rules shall apply within the Rio Hondo Cemetery

- The RIO HONDO CEMETERY is set apart for the interment of human remains subject to the rules established in this ordinance, and any applicable federal or state laws.
- All plots in the RIO HONDO CEMETERY are owned and operated by the City of Rio Hondo and interment rights are conveyed to the purchaser by deed for the purpose of burial only. The rights of the Purchaser are subject to such rules and ordinances as may be enacted or amended, from time to time, by the City Commission of the City of Rio Hondo.
- The rules and regulations herein contained are designed for the protection of the rights of all. The rules adopted have been determined to be reasonably necessary and incidental to achieve the forestated objectives.
- The City of Rio Hondo will not be responsible for any property loss or damage at the RIO HONDO CEMETERY.

- The speed limit is five (5) mph on roads inside the RIO HONDO CEMETERY.
- Any person who destroys, defaces or commits any act of vandalism on any portion of the RIO HONDO CEMETERY shall be guilty of a criminal offense punishable in accordance with State law and these rules.

SECTION 2. RULES SPECIFICALLY GOVERNING BURIAL PLOTS IN RIO HONDO CEMETERY

The following rules govern the use of burial plots in the Rio Hondo Cemetery:

- Burial plots are intended for the interment of human remains **or cremation ashes** only; interment of pets or non-human remains is prohibited.
- All plots shall be sold in increments of one plot or more upon completion; and approval, of an application in the form attached. Plots are sold for no purpose other than for the burial of human remains **or cremation ashes** without regard to race, color, national origin, gender, or religion.
- Plots shall be sold for use by the purchaser and certain family members only and shall not be purchased for resale. Only family members related to the purchaser within the second degree by affinity or within the third degree by consanguinity may be buried in a plot. **Only two cremation ashes of human remains can be buried on one standard plot. Existing sold and occupied plots can accept only two cremation ashes remains with written permission of the plot or First Degree of Affinity for the fee charged on the Section 4; Costs and Fees.**
- When a plot is conveyed by city authorities to two persons, they take title as tenants in common; however, the remains of one person only may be interred in any plot.
- Any sale of a plot by a purchaser or his/her heirs shall be only to the City of Rio Hondo and shall be only for the total amount paid by the purchaser at the time of his/her purchase from the City of Rio Hondo.
- The deed to a plot conveys only the right of burial therein. The City of Rio Hondo shall at all times remain the owner of the real property and the City and its designated cemetery management shall retain control and supervision of all plots that have been sold. The City of Rio Hondo and its designated cemetery management shall have the right to enter any plot and modify or remove any structure, object, improvement or adornment on such plot which may be placed thereon in violation of these rules, or which may be considered unsightly, dangerous, or injurious to the plot, adjoining plots, or to the general appearance of the cemetery.

- No grave shall be opened on a plot except at the request of the purchaser(s), or their qualified heirs. A request to open a grave to receive the remains of any persons other than the purchaser, purchasers, or their qualified family members as provided in this Ordinance shall be made in writing attested to by the purchaser, purchasers, or their qualified heirs and can only be opened upon approval of such request by the City; or through a Court order from a Court of competent jurisdiction.
- Upon the death or judicially declared incompetency of a plot owner, it is the duty of the legal heirs, devisees, or guardian to file with the cemetery management legally accepted proof of their right to use the plot for burial purposes. Burial on a plot may not be permitted until such proof is presented.
- All plots shall be plainly marked by the cemetery management.

SECTION 3. RULES GOVERNING RIO HONDO CEMETERY MANAGEMENT

The purchase of a plot in the Rio Hondo Cemetery represents the buyer's right to utilize the burial plot for himself/herself, or a designated and qualified family member, but the real property itself remains the property of the City of Rio Hondo, and is subject to the rules and regulations contained herein. The City agrees to provide perpetual care of the plots, as follows:

- The City of Rio Hondo will be the managing authority for the Rio Hondo Cemetery.
- All administrative matters pertaining to the operation of the RIO HONDO CEMETERY shall be under the direction of the City Administrator or his delegate.
- The City of Rio Hondo will maintain all appropriate records of purchases, deeds, maps, contracts and all other related or supporting documentation regarding the Rio Hondo cemetery and its burial plots.
- The City of Rio Hondo will maintain a separate account for the deposits and financial records of the Rio Hondo cemetery.
- The City of Rio Hondo will assign a manager or sexton to oversee the operations of the cemetery.
- The City of Rio Hondo shall provide for the continuing care, maintenance, operation, and improvements to the RIO HONDO CEMETERY. In general, this shall include, but is not necessarily limited to: road maintenance, mowing, pruning, landscaping or removal of plant material, policing of the grounds, pest control,

leveling of monuments, and such other maintenance as may be necessary to keep the RIO HONDO CEMETERY presentable at all times.

- Cemetery care does not include the purchase, erection, repair, or replacement of monuments, headstones, markers, or any other item on a space. Only the City of Rio Hondo may open or close any gravesite.

SECTION 4. COSTS AND FEES

The following prices, costs, and fees for plots and certain services are adopted:

Burial Plots

Adult: Size 4'X 9' ¹ Price per space: \$600.00

Infant/Child: Size: not to exceed 42-inches long and 24-inches wide
Price per space: \$ 400.00

Cremation Ashes Plot 24"x 24 Price per space: **\$350.00**

Purchasing of Plot(s)

(before death occurs) Individuals may pay for the plot(s) by one of two methods, namely: 1) full payment at time of purchase or 2) twenty-five (25%) percent down and the remaining balance in twelve or less equal monthly payments. Any outstanding balance must be paid in full before burial takes place.

At Need. (when death occurs) Plots must be purchased and paid in full before burial occurs. Opening and Closing

The fee for opening and closing an adult gravesite must be done by a licensed funeral director.

- Notice for opening a grave must be given to the cemetery management at least 12 working hours prior to time of interment.
- Notice for opening a grave for Saturday or Sunday interment shall be provided not later than 12:00 p.m. on the Friday preceding the burial.

SECTION 5. ADDITIONAL REQUIREMENTS

INTERMENT & DISINTERMENT

All interments shall be made at the expense of the plot owner.

While a funeral or interment is being conducted all nearby work of any kind shall cease.

Visitors to the RIO HONDO CEMETERY who are not members of a funeral procession or party are forbidden to intrude upon a funeral party or to loiter around an open grave.

Outer Burial Container

An outer burial container shall be required for each burial. Funeral directors performing the burial shall be responsible for the sale and delivery of the outer burial container. Outer burial containers made of wood shall not be permitted.

Burial Equipment

It shall be the responsibility of the funeral director to provide the cemetery burial equipment to be used during the burial ceremony, such as tents, chairs, lowering devices, etc.

Disinterment shall be permitted only in accordance with applicable State and Local laws and rules and this Ordinance.

The cost of the City's participation in disinterment will be charged to the plot owner or his duly authorized representative. The City shall have no liability for any damage resulting from interment or disinterment

Any disinterment shall be done under the direction and supervision of a licensed funeral director.

SECTION 6. PLANTING AND OTHER DECORATIONS AT THE RIO HONDO ARROYO PARK CEMETERY

- Grass, flowers, shrubs, trees, or other types of vegetation shall be planted only by or at the direction of the City Administrator or his delegate in accordance with a landscape plan for the entire cemetery. Unapproved plantings by individuals are prohibited and shall be removed by the City.
- The placing of potted plants, cut flowers, baskets, floral pieces, funeral designs, decorations, and all other objects of a temporary nature is permitted adjacent to the monument only on the following occasions: Flag Day, Mother's Day, Father's Day, Memorial Day, Veteran's Day, All Soul's Day, and Christmas. Cut or artificial

flowers must be placed in a vase. No glass containers are allowed, and the digging of holes for the placement of potted plants and baskets is prohibited.

- The City of Rio Hondo may remove all such items twelve (60) or more days after placement.
- Funeral tributes placed at the time of burial will be allowed to remain on a plot for a minimum period of forty-eight (48) hours, after which they may be removed by city employees. Relatives and interested parties must recover any desired memento or tribute prior to that time. Funeral tributes may include floral designs and floral accents.
- The following are prohibited within the RIO HONDO CEMETERY except as constructed by or approved by the City of Rio Hondo: fences, curbing, enclosures, edgings, iron works and wire works.
- The City Administrator or his delegate shall have the right to remove all flowers, potted plants, wreaths, baskets, floral pieces, funeral designs, decorations and all other objects of a temporary nature when they become withered, unsightly, a safety concern, or an obstruction to maintenance.
- The City Administrator or his delegate is empowered to and may enter upon any plot and remove anything that may have been erected or placed thereon contrary to the provisions of this section, and may remove any dead or damaged tree, shrub or vine.

MONUMENTS

Only above-surface monuments shall be permitted in the RIO HONDO Cemetery. In all area's monuments are to be made of granite or better quality material are required.

All plans for memorials must be submitted to the cemetery management for approval before installation. The City shall not be liable for any damages resulting from the disallowance of monuments which did not receive prior approval.

An installation fee of \$50.00 shall be charged for any monument or marker to be placed in the RIO HONDO CEMETERY.

Monuments and markers must be set during regular working hours. These hours are 8:00am through 4:00 p.m., Monday through Friday. Installment of any monument shall be done by a certified and bonded installer.

SECTION 7: Ordinance No. 2020-003 of the City of Rio Hondo, Texas, Application, to Plots "Exhibit A Contract"

SECTION 8. EFFECTIVE DATE

This ordinance shall become effective on May 26, 2020 and after publication.

SECTION 9. PUBLICATION

The City Secretary of the City of Rio Hondo, Texas is hereby authorized and directed to cause a true and correct copy of the caption of this Ordinance to be published in a newspaper having general circulation in the City of Rio Hondo, Cameron County, Texas.

First Reading October 13, 2020

Second Reading October 27, 2020

Gustavo Olivares, Mayor

Attest:

City Administrator/Secretary

Community Cemetery

ORDINANCE NO. 2020-002

AN ORDINANCE NO. 2020-002 : AN ORDINANCE FOR THE CITY OF RIO HONDO, TEXAS, GOVERNING THE RIO HONDO COMMUNITY CEMETERY, PROVIDING A COMPREHENSIVE RELATED POLICIES AND PROCEDURES, AND PROHIBITING FURTHER INTERMENTS AS STIPULATED, AND REPEALING ALL OTHER ORDINANCES OR POLICIES WRITTEN OR CUSTOMARY IN CONFLICT HEREWITH.

.WHEREAS, the Rio Hondo City Commission deems it necessary implement Ordinance No. 2020-002 in order to implement rules for the Rio Hondo Community Cemetery, seize all interments and related policies and procedures to maintain the Community Cemetery.

Now THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF RIO HONDO, TEXAS:

RIO HONDO COMMUNITY CEMETERY
City of Rio Hondo

SECTION 1. GENERAL RULES GOVERNING RIO HONDO COMMUNITY CEMETERY OPERATION:

The following rules shall apply within the Rio Hondo Community Cemetery.

- The COMMUNITY CEMETERY was donated to the City of Rio Hondo for the interment of human remains subject to the rules established in this ordinance, and any applicable federal or state laws.
- All plots in the COMMUNITY CEMETERY are owned and operated by the City of Rio Hondo and interment rights are conveyed to the purchaser by deed for the purpose of burial only. The rights of the Purchaser are subject to such rules and ordinances as may be enacted or amended, from time to time, by the City Commission of the City of Rio Hondo.
- The rules and regulations herein contained are designed for the protection of the rights of all. The rules adopted have been determined to be reasonably necessary and incidental to achieve the a forestated objectives.

1 The City of Rio Hondo will not be responsible for any property loss or damage at the COMMUNITY CEMETERY.

- Any person who destroys, defaces, or commits any act of vandalism on any portion of the COMMUNITY CEMETERY shall be guilty of a criminal offense punishable in accordance with State law and these rules.

SECTION 2. RULES SPECIFICALLY GOVERNING BURIAL PLOTS IN RIO HONDO COMMUNITY CEMETERY

The following rules govern the use of burial plots in the Rio Hondo Community Cemetery:

- No grave shaft be opened from the date of passage of this ordinance.
- o Only upon the death deeded plot owner, it is the duty of the heirs, devisees, or guardian to file with the cemetery management legally accepted proof of their right to use the plot. Burial on a plot may not be permitted until such proof is presented. **Only two cremation ashes of human remains can be buried on one standard plot. Existing sold and occupied plots can accept only two cremation ashes remains with written permission of the plot or First Degree of Affinity for the fee charged on the Section 4; Costs and Fees.**

o

SECTION 3. RULES GOVERNING RIO HONDO COMMUNITY CEMETERY . MANAGEMENT

The purchase of a plot in the Rio Hondo Community Cemetery has seized.

- The City of Rio Hondo will be managing authority for the Rio Hondo Community CEMETERY.
- 'All administrative matters: pertaining to the operation of the COMMUNITY CEMETERY shall be under the direction of the City Manager or his delegate.
- o The City of Rio Hondo will maintain all appropriate records of purchases, property deeds of the cemetery, maps, and contracts.

•

- o The City of Rio Hondo there are no further account for the deposits and financial records of the cemetery.
- o The City of Rio Hondo shall provide for the continuing care, maintenance, operation, and improvements to the COMMUNITY CEMETERY. In general, this shall include: road maintenance, mowing, pruning, landscaping or removal of plant material, policing of the grounds, pest control, leveling of monuments, and such other maintenance as may be necessary to keep the COMMUNITY CEMETERY presentable at all times.

Cemetery care does not include the purchase, erection, repair, or replacement of monuments, headstones, markers, or any other item on a space.

- Cemetery care does not, include the purchase, erection, repair, or replacement of monuments, headstones, markers, or any other item on a space,

• **SECTION 4. COSTS AND FEES**

Purchasing of Plot(s) is no longer available at the Community Cemetery,

Cremation Ashes Plot 24"x 24

Price per space: \$250.00

For deeded plot owners.

SECTION 5. ADDITIONAL REQUIREMENTS

INTERMENT

All interments shall not occur at the Community Cemetery from the date of passage of this ordinance unless all proper deeds are presented to the City Administrator. All opening and closing of grave sites will be done by a licensed funeral director.

DISINTERMENT

Disinterment shall be permitted only in accordance with applicable State and Local laws and rules.

The cost of the City's participation in disinterment will be charged to the plot owner or his duly authorized representative. The City shall have no liability for any damage resulting from interment.

Any disinterment shall be done under the direction and supervision of a licensed funeral director.

SECTION 6. PLANTING AND OTHER DECORATIONS AT THE RIO HONDO COMMUNITY CEMETERY

- Grass, flowers, shrubs, trees, or other types of vegetation shall be planted only by or at the direction of the City Manager or his delegate in accordance with a landscape plan for the entire cemetery. Plantings by individuals are prohibited and shall be removed by the City.
- The placing of potted plants, cut flowers, baskets, floral pieces, funeral designs, decorations, and all other objects of a temporary nature is permitted adjacent to the monument only on the following occasions: Flag Day, Mother's Day, Father's Day, Memorial Day, Veteran's Day, All SOUPS Day, and Christmas. Cut or artificial flowers must be placed in a vase. No glass containers are allowed, and the digging of holes for the placement of potted plants and baskets is prohibited.
- The City of Rio Hondo may remove all such items twelve (12) or more days after placement of memento or tribute prior to that time. Funeral tributes may include floral designs and floral accents.
 - The following are prohibited within the COMMUNITY CEMETERY except as constructed by the City of Rio Hondo: fences, curbing, enclosures, edgings, iron works and wire works.
 - The City Manager Or his delegate shall have the right to remove all flowers, potted plants, wreaths, baskets, floral pieces, funeral designs, decorations and all other objects of a temporary nature when they become withered, unsightly, a safety concern, or an obstruction to maintenance.
- The City Manager or his delegate is empowered to and may enter upon any plot and remove anything that may have been erected or placed thereon contrary to the provisions of this section, and may remove any dead or damaged tree, shrub or vine.

MONUMENTS

Only above-surface monuments shall be permitted in the Community Cemetery.

All plans for memorials must be submitted to the cemetery management for approval before installation. The City shall not be liable for any damages resulting from the disallowance of monuments which did not receive prior approval,

Monuments and markers must be set during regular working hours. These hours are 8:00am through 4:00 p.m., Monday through Friday. Installment of any monument shall be done by a certified and bonded installer.

SECTION 7. EFFECTIVE DATE

This ordinance shall become effective on June 9, 2020 and after publication.

SECTION 9. PUBLICATION

The City Secretary of the City of Rio Hondo, Texas is hereby authorized and directed to cause a true and correct copy of the caption of this Ordinance to be published in a newspaper having general circulation in the City of Rio Hondo, Cameron County, Texas.

First Reading October 13, 2020

Second Reading October 27,
2020

Gustavo Olivares, Mayor

Attest:

City Administrator/Secretary