



CITY COUNCIL REGULAR MEETING AGENDA
Wednesday, September 24, 2025 at 6:00 PM
City Hall, 850 S. Madera Avenue, Kerman, CA 93630

LEVINE ACT CONTRIBUTION PROHIBITIONS AND MANDATORY DISCLOSURE. The Political Reform Act in Govt Code Section 84308 restricts campaign contributions over \$500 to a decision-making public official from a party or participant or their agent in a proceeding involving a contract, license, permit or entitlement for use. The Act requires disclosure of the contribution and recusal where a decision-maker has received \$500 or more from a party or participant to a proceeding in the prior 12 months. Participants and agents are required to make this disclosure as well.

A Council Member's disclosure should be made when the agenda item is called and must include the name of the party, participant, or agent, and any other person making the contribution, the name of the recipient, the amount of the contribution, and the date the contribution was made.

CONFLICT OF INTEREST DISCLOSURES AND RECUSAL. City Council Members with a conflict of interest under the Political Reform Act are required to make disclosure when the item is called and recuse themselves.

1. OPENING CEREMONIES

- A. Call to Order
- B. Roll Call
- C. Invocation
- D. Flag Salute

2. AGENDA APPROVAL/ADDITIONS/DELETIONS

To accommodate members of the public or convenience in the order of presentation, items on the agenda may not be presented or acted upon in the order listed.

3. PRESENTATIONS/CEREMONIAL MATTERS

- A. Presentation of Certificates - Eknor Dosanjh & Nimrit Dosanjh
- B. Presentation of Certificates - KUSD Metal Shop Students

4. **PUBLIC FORUM** (for matters not on agenda)

This portion of the meeting is reserved for members of the public to address the Council on items of interest that are not on the Agenda and are within the subject matter jurisdiction of the Council. Speakers shall be limited to three minutes. It is requested that no comments be made during this period on items on the Agenda. Members of the public wishing to address the Council on items on the Agenda should notify the Mayor when that Agenda item is called, and the Mayor will recognize your discussion at that time. It should be noted that the Council is prohibited by law from taking any action on matters discussed that are not on the Agenda. Speakers are asked to please use the microphone, and provide their name and address.

5. **CONSENT CALENDAR**

Matters listed under the Consent Calendar are considered routine and will be enacted by one motion and one vote. There will be no separate discussion of these items. If discussion is desired, a member of the audience or a Council Member may request an item be removed from the Consent Calendar and it will be considered separately.

A. **SUBJECT:** Minutes - September 10, 2025

RECOMMENDATION: Council approve minutes as presented.

B. **SUBJECT:** Warrants (JA)

1. Nos. 32845-32940 \$360,454.68 ACH \$127,945.43.

RECOMMENDATION: Council approve warrants and electronic bank transfers as presented.
(Pursuant to Government Code 37208)

C. **SUBJECT:** Payroll (JA)

8/17/25 to 8/30/25: \$265,952.78; Retro Pay & Other: \$514.90; Overtime: \$16,382.21; Holiday: \$0.00; Standby: \$2,221.44; Comp Time Earned: 39.38

RECOMMENDATION: Council approve payroll as presented.

D. **SUBJECT:** An Ordinance of the City Council of the City of Kerman Repealing Chapter 2.52 of Title 2 of the Kerman Municipal Code and Adding a New Chapter 2.52 to Title 2 of the Kerman Municipal Code Relating to Emergency Organization and Functions

RECOMMENDATION: Council by motion adopt ordinance to repeal Chapter 2.52 of Title 2 of the Kerman Municipal Code and add a new Chapter 2.52 to Title 2 of the Kerman Municipal Code Relating to Emergency Organization and Functions.

6. **PUBLIC HEARINGS**

None.

7. DEPARTMENT REPORTS

- A. **SUBJECT:** Amendment to the Agriculture Lease Agreement Between the City of Kerman and Earl L. Giacolini and Janice E. Giacolini (9.3 acres) (TJ)

RECOMMENDATION: Council by motion adopt resolution approving Amendment No. 3 to Agriculture Lease Agreement between the City of Kerman and Earl L. Giacolini and Janice E. Giacolini (9.3 acres).

- B. **SUBJECT:** Review of 2025 Kerman Chamber of Commerce Harvest Festival and Parade (JAJ)

RECOMMENDATION: Council hear a brief presentation from Police and Public Works on City activities associated with 2025 Kerman Chamber of Commerce Harvest Festival and Parade, with possible direction to Staff.

8. CITY MANAGER/STAFF COMMUNICATIONS

9. MAYOR/COUNCIL REPORTS/ANNOUNCEMENTS/FUTURE AGENDA ITEMS

(This portion of the meeting is reserved for the Mayor and Council Members (i) to make brief reports on boards, committees, and other public agencies, and at public events, (ii) to request updates, (iii) to initiate future agenda items at the request of a Council Member, and (iv) to take action on matters initiated under this section of the agenda items. Under this section the Council may take action only on items specifically agendaized and which meet other requirements for action.)

10. CLOSED SESSION

None.

11. ADJOURNMENT

NOTICE OF AVAILABILITY OF AGENDA MATERIALS: Any writings or documents provided to a majority of the City Council within 72 hours of the meeting regarding any item on this agenda will be made available for public inspection at the City Clerk's Office located at 850 S. Madera Ave., Kerman, CA 93630 and on the City website at www.cityofkerman.net.

ADA Compliance and Reasonable Accommodation. The Council has adopted a Reasonable Accommodation Policy, which is available on the City website at www.cityofkerman.net or upon request by emailing the City Clerk at publicmeeting@cityofkerman.org or calling (559) 550-1414. The Policy provides a procedure for receiving and resolving requests for accommodation to participate in this meeting. If you need assistance in order to attend this Council meeting or require auxiliary aids or services, e.g., hearing aids or signing services to make a presentation to the Council, please contact the City Clerk at (559) 550-1414 or email at publicmeeting@cityofkerman.org so such aids or services can be arranged. Accommodations should be requested as early as possible as additional time may be required in order to provide the requested accommodation. The meeting room is accessible to persons with physical disabilities.

AGENDA POSTING CERTIFICATION

I, Josie Camacho, City Clerk for the City of Kerman, do hereby declare under penalty of perjury that I caused the above agenda to be posted at City of Kerman Council Chambers at 850 S. Madera Ave., Kerman, CA 93630 and on the City website at <http://www.cityofkerman.net>.

Date: September 19, 2025 /s/ Josie Camacho, City Clerk



CITY COUNCIL REGULAR MEETING MINUTES

Wednesday, September 10, 2025 at 6:00 PM

City Hall, 850 S. Madera Avenue, Kerman, CA 93630

1. OPENING CEREMONIES

- A. Call to Order - **6:03 p.m.**
- B. Roll Call – **All present, with the exception of Mayor Pro Tem Yep and Councilmember Dhaliwal**
- C. Invocation - **Moment of silence for Charlie Kirk's passing.**
- D. Flag Salute - **Performed.**

2. AGENDA APPROVAL/ADDITIONS/DELETIONS

Motion made by Councilmember Hall and Seconded by Councilmember Herrera.

Ayes: Hall, Herrera, Pacheco

Noes: None

Abstain: None

Absent: Yep, Dhaliwal

Motion passes 3-0-0-2

3. PRESENTATIONS/CEREMONIAL MATTERS

- A. Proclamation - Hispanic Heritage Month - **Presented to the Enriquez family.**
- B. Proclamation - Emergency Preparedness Month

4. PUBLIC FORUM – None

5. CONSENT CALENDAR

- A. SUBJECT:** Minutes - August 27, 2025

RECOMMENDATION: Council approve minutes as presented.

- B. SUBJECT:** Warrants (JA)

- 1. Nos. 32737-32844 \$711,018.19 ACH \$125,253.73.

RECOMMENDATION: Council approve warrants and electronic bank transfers as presented.
(Pursuant to Government Code 37208)

C. SUBJECT: Payroll (JA)

8/3/25 to 8/16/25: \$267,738.14; Retro Pay & Other: \$1,887.47; Overtime: \$14,173.33; Holiday: \$0.00; Standby: \$2,304.65; Comp Time Earned: 65.75

RECOMMENDATION: Council approve payroll as presented.

D. SUBJECT: Approval of Contract No. 26-0121 Title III C1 Congregate Nutrition Site Management with the Fresno- Madera Area Agency on Aging (TJ)

RECOMMENDATION: Council by motion adopt resolution approving Contract No: 26-0121 Title III C1 Congregate Nutrition Site Management with the Fresno- Madera Area Agency on Aging and authorizing City Manager to execute contract. - **Res. 25-71**

Motion made by Councilmember Hall and Seconded by Councilmember Herrera.

Ayes: Hall, Herrera, Pacheco

Noes: None

Abstain: None

Absent: Yep, Dhaliwal

Motion passes 3-0-0-2

6. PUBLIC HEARINGS - None

7. DEPARTMENT REPORTS

A. SUBJECT: Resolution Approving Construction Contract Change Order No. 3 for the Hart Ranch Community Park Project (JG)

RECOMMENDATION: Council by motion adopt the resolution:

1. Approving Construction Contract Change Order No. 3 for the Hart Ranch Community Park Project to Avison Construction, Inc. in the amount of \$781,341.00; and
2. Authorizing an additional 5% construction contingency in the amount of \$622,700.00; and
3. Authorizing the City Manager to sign Construction Contract Change Order No. 3 on behalf of the City; and
4. Authorizing the City Manager to sign future change orders of less than \$50,000 on behalf of the City. - **Res. 25-72**

Motion made by Councilmember Herrera and Seconded by Councilmember Hall.

Ayes: Herrera, Hall, Pacheco

Noes: None

Abstain: None

Absent: Yep, Dhaliwal

Motion passes 3-0-0-2

- B. SUBJECT:** An Ordinance of the City Council of the City of Kerman Repealing Chapter 2.52 of Title 2 of the Kerman Municipal Code and Adding a New Chapter 2.52 to Title 2 of the Kerman Municipal Code Relating to Emergency Organization and Functions (JAJ)

RECOMMENDATION: Council waive first reading and introduce by title only an Ordinance Repealing Chapter 2.52 of Title 2 of the Kerman Municipal Code and adding a new Chapter 2.52 to Title 2 of the Kerman Municipal Code Relating to Emergency Organization and Functions.

Motion made by Councilmember Herrera and Seconded by Councilmember Hall.

Ayes: Herrera, Hall, Pacheco

Noes: None

Abstain: None

Absent: Yep, Dhaliwal

Motion passes 3-0-0-2

8. CITY MANAGER/STAFF COMMUNICATIONS

9. MAYOR/COUNCIL REPORTS/ANNOUNCEMENTS/FUTURE AGENDA ITEMS

Paint the Trees Pink

Future Emergency Plan Training for staff and Council.

10. CLOSED SESSION – 6:54 p.m.

- A. 1. Public Employee Performance Evaluation pursuant to Government Code Section 54957
Title: City Manager
2. Conference with Labor Negotiators pursuant to Government Code Section 54957.6
City Designated Representatives: Mayor Pacheco and Council Member Yep
Unrepresented Employee: City Manager

Reconvened at 7:41 p.m. with no reportable action.

11. ADJOURNMENT - 7:42 p.m.

MINUTES CERTIFICATION

I, Marisol Camacho, Deputy Clerk for the City of Kerman, do hereby declare under penalty of perjury that the above minutes are a true depiction of all actions taken at the City Council meeting held on the first date above written at Kerman City Hall, 850 S. Madera Ave, Kerman, CA.

Date: September 11, 2025 /s/ Marisol Camacho, Deputy Clerk

Accounts Payable

Checks by Date - Summary by Check Date

User: VSandoval
 Printed: 9/12/2025 8:27 AM



Check No	Vendor No	Vendor Name	Check Date	Check Amount
ACH	10522	CALPERS	08/28/2025	700.00
Total for 8/28/2025:				700.00
32845	UB*01998	JESUS ALVAREZ	09/03/2025	10.44
32846	UB*01994	DIANA AREVALO	09/03/2025	257.53
32847	UB*01993	JAGJIT GILL	09/03/2025	42.11
32848	UB*02001	GONZALO RAMIREZ OR CITY OF KER	09/03/2025	73.45
32849	BP-JOSE1	JOSEPH CROWN CONSTRUCTION	09/03/2025	68.52
32850	UB*01996	JOSE MORENO	09/03/2025	125.34
32851	UB*01995	FABIOLA M PRUDENCIO B	09/03/2025	228.07
32852	UB*01997	STEVEN ROSAS	09/03/2025	119.88
32853	UB*02002	VALLEY CHOICE AFFORDABLE HOUS	09/03/2025	100.14
32854	10023	ALL PHASE MSI MEDALLION SUPPLY	09/03/2025	1,835.58
32855	12537	AMERITAS GROUP INSURANCE CORP	09/03/2025	2,027.19
32856	11355	BADGER METER	09/03/2025	435.85
32857	10056	BOGIE'S PUMP SYSTEMS	09/03/2025	1,351.80
32858	10452	CITY OF FRESNO WMD	09/03/2025	250.75
32859	10114	CROWN SHORT LOAD CONCRETE	09/03/2025	642.95
32860	10128	DEPARTMENT OF JUSTICE	09/03/2025	539.00
32861	10139	DOOLEY ENTERPRISES INC	09/03/2025	885.79
32862	10458	RAUL HERRERA ECN POLYGRAPH AN	09/03/2025	500.00
32863	10148	ENTENMANN-ROVIN CO	09/03/2025	183.67
32864	11188	FUTURE FORD	09/03/2025	185.06
32865	12379	GILL CHEVROLET	09/03/2025	822.09
32866	11358	GREAT AMERICA FINANCIAL SERVICI	09/03/2025	373.53
32867	10219	JENSEN & PILEGARD INC	09/03/2025	361.32
32868	10226	JORGENSEN & CO	09/03/2025	414.11
32869	12128	JS TOWING	09/03/2025	500.00
32870	10239	KERWEST INC	09/03/2025	409.50
32871	10335	MADERA FORD	09/03/2025	74.74
32872	10265	MONTOY LAW CORPORATION	09/03/2025	12,041.00
32873	12356	NOTORIOUS GRAFIX	09/03/2025	284.42
32874	10282	OFFICE DEPOT	09/03/2025	244.29
32875	10289	P.G. & E.	09/03/2025	8,964.07
32876	10862	SIGNMAX	09/03/2025	187.44
32877	11650	SITEONE LANDSCAPE SUPPLY, LLC	09/03/2025	616.62
32878	12368	SPECIALTY HOSE EXPRESS LLC	09/03/2025	200.27
32879	11907	SPRINGBROOK HOLDING COMPANY I	09/03/2025	1,844.00
32880	10357	TAYLOR MADE IRRIGATION	09/03/2025	46.27
32881	10168	UNITY IT	09/03/2025	7,990.99
32882	10387	USA BLUE BOOK	09/03/2025	956.29
32883	10399	VETERINARY MEDICAL CENTER	09/03/2025	52.00
32884	12170	WEBSTER BANK	09/03/2025	210,711.45
32885	10406	WEST HILLS OIL INC	09/03/2025	10,602.49
Total for 9/3/2025:				267,560.01

				Section 5, Item B.
Check No	Vendor No	Vendor Name	Check Date	
ACH	10147	EMPLOYMENT DEVELOPMENT DEPA	09/05/2025	11,207.06
ACH	10517	FEDERAL TAXES PAYROLL	09/05/2025	66,705.69
ACH	10518	KERMAN POLICE OFFICERS ASSN	09/05/2025	878.25
ACH	10519	KERMAN MUNICIPAL EMPLOYEES AS	09/05/2025	255.00
ACH	10520	ICMA-RC	09/05/2025	2,613.56
ACH	10522	CALPERS	09/05/2025	45,585.87
Total for 9/5/2025:				127,245.43
32886	11387	LUISA AGUIRRE	09/11/2025	652.00
32887	10021	ALERT O LITE	09/11/2025	39.01
32888	12257	AMERITAS LIFE INSURANCE CORP- V	09/11/2025	1,056.28
32889	10040	AT&T MOBILITY	09/11/2025	2,278.83
32890	12864	MIRIAM AYALA	09/11/2025	450.00
32891	12348	BRADY INDUSTRIES	09/11/2025	187.88
32892	12306	BRYCE CONSULTING	09/11/2025	950.00
32893	10617	C A REDING CO INC	09/11/2025	158.78
32894	10078	CALIFORNIA STATE DISBURSEMENT	09/11/2025	115.38
32895	12844	CALIFORNIA STATE DISBURSEMENT	09/11/2025	161.53
32896	10082	CARROT-TOP INDUSTRIES INC	09/11/2025	53.91
32897	10564	CITY OF KERMAN	09/11/2025	333.00
32898	10106	CON EDISON CLEAN ENERGY	09/11/2025	21,388.17
32899	10109	AUDITOR CONTROLLER/TREASURER	09/11/2025	330.00
32900	10524	DUNN EDWARDS	09/11/2025	1,070.44
32901	12831	ELITE CHARTERS & TOURS LLC	09/11/2025	1,680.00
32902	10148	ENTENMANN-ROVIN CO	09/11/2025	492.05
32903	10157	FERGUSON ENTERPRISES INC	09/11/2025	716.07
32904	12865	MARIA FLORES	09/11/2025	150.00
32905	10162	FRESNO COUNTY TREASURER	09/11/2025	25,711.44
32906	12379	GILL CHEVROLET	09/11/2025	40.61
32907	11358	GREAT AMERICA FINANCIAL SERVICE	09/11/2025	438.51
32908	12867	HENRY FRANCO OR THE CITY OF KEI	09/11/2025	80.77
32909	10201	HORIZON	09/11/2025	957.38
32910	10514	ICAD INC	09/11/2025	645.00
32911	11761	JOHN JANSONS	09/11/2025	94.00
32912	10219	JENSEN & PILEGARD INC	09/11/2025	1,159.32
32913	12128	JS TOWING	09/11/2025	200.00
32914	10238	KERMAN UNIFIED SCHOOL DIST	09/11/2025	1,195.17
32915	10678	MAC'S EQUIPMENT INC	09/11/2025	1,351.04
32916	11965	MISSION UNIFORM SERVICE	09/11/2025	1,898.98
32917	10282	OFFICE DEPOT	09/11/2025	460.60
32918	10289	P.G.& E.	09/11/2025	11,006.06
32919	12866	REGINA RAYGOZA PEREZ	09/11/2025	150.00
32920	12053	R & L MUSIC ENT	09/11/2025	225.00
32921	10596	RED WING BUSINESS ADVANTAGE AC	09/11/2025	244.05
32922	10319	RENO'S HARDWARE	09/11/2025	356.80
32923	12863	ALONSO ROCHA	09/11/2025	150.00
32924	11714	ROD CARSEY	09/11/2025	2,058.38
32925	12475	SAN JOAQUIN PEST CONTROL	09/11/2025	963.00
32926	10331	SEBASTIAN	09/11/2025	395.00
32927	10332	SEBASTIAN	09/11/2025	1,974.00
32928	12602	SEQUOIA EQUIPMENT COMPANY INC	09/11/2025	409.93
32929	10862	SIGNMAX	09/11/2025	958.05
32930	10337	SLUMBERGER LUMBER	09/11/2025	871.01
32931	11907	SPRINGBROOK HOLDING COMPANY I	09/11/2025	84.00
32932	10345	STATE OF CALIFORNIA	09/11/2025	38.46

				Section 5, Item B.
Check No	Vendor No	Vendor Name	Check Date	
32933	BP-SUN 3	SUN RUN INSTALLATION	09/11/2025	6.70
32934	11971	SUNBELT RENTALS INC	09/11/2025	842.03
32935	10754	THE HOME DEPOT PRO-SUPPLY WOR	09/11/2025	1,532.48
32936	10378	ULINE INC	09/11/2025	108.91
32937	10382	UNITED RENTALS NORTH AMERICA I	09/11/2025	2,127.66
32938	10387	USA BLUE BOOK	09/11/2025	201.55
32939	12290	VERIZON	09/11/2025	1,572.85
32940	10345	STATE OF CALIFORNIA	09/11/2025	122.60
Total for 9/11/2025:				92,894.67
Report Total (103 checks):				488,400.11

PAY PERIOD: August 17, 2025 - August 30, 2025

	Salary	RETRO PAY & OTHER	OVERTIME		HOLIDAY at 1/2 TIME		STANDBY		GROSS SALARY	COMP TIME EARNED
			Hours	Amount	Hours	Amount	Hours	Amount		
Grand Total	\$ 265,952.78	\$ 514.90	311.96	\$ 16,382.21	0.00	\$ -	78.00	\$ 2,221.44	\$ 285,071.32	39.38



STAFF REPORT

MEETING DATE: September 24, 2025

PRESENTER: John Jansons, City Manager

SUBJECT: An Ordinance of the City Council of the City of Kerman Repealing Chapter 2.52 of Title 2 of the Kerman Municipal Code and Adding a New Chapter 2.52 to Title 2 of the Kerman Municipal Code Relating to Emergency Organization and Functions (JAJ)

RECOMMENDATION: Council by motion adopt ordinance to repeal Chapter 2.52 of Title 2 of the Kerman Municipal Code and add a new Chapter 2.52 to Title 2 of the Kerman Municipal Code Relating to Emergency Organization and Functions.

DISCUSSION:

On September 10, 2025, City Council waived first reading and introduced by title only, an Ordinance Repealing Chapter 2.52 of Title 2 of The Kerman Municipal Code and adding a new Chapter 2.52 to Title 2 of the Kerman Municipal Code relating to emergency organization and functions.

On September 17, 2025, a summary of the proposed Ordinance **Attachment 'A'** was published in the Fresno Bee, a newspaper of general circulation, in advance of the recommended adoption to repeal and add the updated Ordinance.

In reviewing the proposed EOP in 2024 with Council, it was determined that the City's current Emergency Organization Ordinance needed to be amended to ensure harmony between the Ordinance and the EOP. The City's current ordinance relating to emergencies was adopted in 1951.

The proposed ordinance has been drafted using the California Disaster Council's recommended model ordinance. The ordinance establishes the legal framework for managing emergencies, including defining the emergency organization, its powers and duties, and how it coordinates with other agencies during a disaster. The details for implementation will be presented with the Emergency Operating Plan. Once the ordinance is adopted, the City Council may proceed to adopt the Emergency Operating Plan by resolution.

FISCAL IMPACT:

None.

ATTACHMENTS:

A. Ordinance

ORDINANCE NO. 25-__

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KERMEN REPEALING
CHAPTER 2.52 OF TITLE 2 OF THE KERMEN MUNICIPAL CODE AND ADDING A
NEW CHAPTER 2.52 TO TITLE 2 OF THE KERMEN MUNICIPAL CODE RELATING
TO EMERGENCY ORGANIZATION AND FUNCTIONS**

THE CITY COUNCIL OF THE CITY OF KERMEN DOES ORDAIN AS FOLLOWS:

SECTION 1. Title 2 “Administration and Personnel” of the Kerman Municipal Code is amended by repealing Chapter 2.52 and adding new Chapter 2.52 relating to Emergency Organization and Functions to read as follows:

Chapter 2.52

EMERGENCY ORGANIZATION AND FUNCTIONS

Sections:

2.52.010	Purposes.
2.52.020	Definitions.
2.52.030	Disaster Council Membership.
2.52.040	Disaster Council Powers And Duties.
2.52.050	Director And Assistant Director Of Emergency Services.
2.52.060	Powers And Duties Of The Director And Assistant Director Of Emergency Services.
2.52.070	Emergency Organization.
2.52.080	Emergency Plan.
2.52.090	Expenditures.
2.52.100	Punishment Of Violations.
2.52.110	Severability.

2.52.010 Purposes.

The declared purposes of this ordinance are to provide for the preparation and carrying out of plans for the protection of persons and property within jurisdiction in the event of an emergency; the direction of the emergency organization; and the coordination of the emergency functions with all other public agencies, corporations, organizations, and affected private persons.

2.52.020 Definitions.

As used in this ordinance, “emergency” shall mean the actual or threatened existence of conditions of disaster or of extreme peril to the safety of persons and property within this jurisdiction caused by such conditions as air pollution, fire, flood, storm, epidemic, riot, or earthquake, or other conditions, including conditions resulting from war or imminent threat of war, but other than conditions resulting from a labor controversy, which conditions are or are

likely to be beyond the control of the services, personnel, equipment, and facilities, requiring the combined forces of other political subdivisions to combat.

2.52.030 Disaster Council Membership.

The City of Kerman Disaster Council is hereby created and shall consist of the following:

- A. The mayor, who shall be chair.
- B. The director of emergency services who shall be vice chair.
- C. The assistant director of emergency services.
- D. Such chiefs of emergency services as are provided in an Emergency Plan of the city adopted pursuant to this ordinance or by resolution of the City Council.

2.52.040 Disaster Council Powers And Duties.

The Disaster Council may ask to review any emergency and mutual aid plans and agreements and such ordinances and resolutions and rules and regulations as are necessary to implement such plans and agreements prior to submission to the City Council for adoption. The Disaster Council shall meet at least once per year, upon call of the chair or, upon call of the vice chair (in the absence of the chair).

2.52.050 Director And Assistant Director Of Emergency Services.

The following offices are hereby established by the City Council:

- A. The office of Director of Emergency Services which shall be held by the City Manager.
- B. The office of Assistant Director of Emergency Services, who shall be appointed by the City Manager.

2.52.060 Powers And Duties Of The Director And Assistant Director Of Emergency Services.

- A. The Director of Emergency Services has the authority to:
 - 1. Request the City Council to proclaim the existence or threatened existence of a "local emergency" if the City Council is in session, or to issue such proclamation if the City Council is not in session. Whenever a local emergency is proclaimed by the Director, the City Council shall take action to ratify the proclamation within seven (7) days thereafter or the proclamation shall have no further force or effect.
 - 2. Request the Governor to proclaim a "state of emergency" when, in the opinion of the director, the circumstances are beyond the city's capacity to adequately respond to or recover from the emergency.

3. Control and direct the effort of the city emergency organization for the accomplishment of the purposes of this ordinance.
4. Direct cooperation between and coordination of services and staff of this emergency organization.
5. Represent the city in all dealings with public or private agencies on matters pertaining to emergencies as defined herein.
6. Be the authorized signatory on all emergency-related documents, including state emergency services and federal management agency documents, unless another officer is designated by law or by the City Council.
7. In the event of the proclamation of a "local emergency" as herein provided, the proclamation of a "state of emergency" by the Governor, or the existence of a "state of war emergency," the Director has the following powers:
 - (a) To make and issue rules and regulations on matters reasonably related to the protection of life and property as affected by such emergencies; provided, however, such rules and regulations must be confirmed at the earliest practicable time by the City Council;
 - (b) To obtain vital supplies, equipment, and such other properties found lacking and needed for the protection of life and property and to bind the jurisdiction for the fair value thereof and, if required immediately, to commandeer the same for public use;
 - (c) To require emergency services of any officer or employee and, in the event of the proclamation of a "state of emergency" in the county in which this city is located or the existence of a "state of war emergency," to command the aid of as many citizens of this community as deemed necessary in the execution of duties; such persons shall be entitled to all privileges, benefits, and immunities as are provided by state law for registered disaster services workers;
 - (d) To requisition necessary personnel or material of the departments or agencies; and
 - (e) To execute all ordinary power as City Manager, all of the special powers conferred by this ordinance or by resolution or emergency plan pursuant hereto adopted by the City Council, all powers conferred by any statute, by any agreement approved by the governing body, and by any other lawful authority.
- B. The Director of Emergency Services shall designate the order of succession to that office to take effect in the event the Director is unavailable to attend meetings and otherwise perform duties during an emergency. Such order of succession shall be approved by the City Council.
- C. The Assistant Director shall, under the supervision of the Director and with the assistance of emergency service chiefs, develop emergency plans and manage the emergency programs of this jurisdiction; and shall have such other powers and duties as may be assigned by the

Director or pursuant to an Emergency Plan adopted by the City Council.

2.52.070 Emergency Organization.

All officers and employees, together with those volunteer forces enrolled to aid them during an emergency, and all groups, organizations, and persons who may by agreement or operation of law, including persons impressed into service under the provisions of SEC. 2.52.060C of this ordinance as well as any Emergency Plan approved by the City Council, be charged with duties incident to the protection of life and property during such emergency, shall constitute the emergency organization of the City of Kerman.

2.52.080 Emergency Plan.

The Disaster Council is authorized to review and make recommendations on any Emergency Plan developed by staff prior to presentation to the City Council for approval. The Emergency Plan shall provide for the effective mobilization of all of the resources of this jurisdiction, both public and private, to meet any condition constituting a local emergency, state of emergency, or state of war emergency; and shall provide for the organization, powers and duties, services, and staff of the emergency organization. Such plan shall take effect upon adoption by resolution of the City Council.

2.52.090 Expenditures.

Any expenditure made in connection with emergency activities, including mutual aid activities, shall be deemed conclusively to be for the direct protection and benefit of the inhabitants and property of the city.

2.52.100 Punishment Of Violations.

It shall be a misdemeanor, punishable by a fine of not to exceed one thousand dollars (\$1,000), or by imprisonment for not to exceed six (6) months, or both, for any person, during an emergency, to:

- A. Willfully obstruct, hinder, or delay any member of the emergency organization in the enforcement of any lawful rule or regulation issued pursuant to this ordinance, or in the performance of any duty imposed upon him by virtue of this ordinance.
- B. Do any act forbidden by any lawful rule or regulation issued pursuant to this ordinance, if such act is of such a nature as to give or be likely to give assistance to the enemy or imperil the lives or property of inhabitants of this city, or to prevent, hinder, or delay the defense or protection thereof.
- C. Wear, carry, or display, without authority, any means of identification specified by the emergency agency of the State.

2.52.110 Severability.

If any section, subsection, phrase, or clause of this ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of this Ordinance.

SECTION 2. CEQA. A preliminary environmental assessment has been performed for this project pursuant the California Environmental and Quality Act (CEQA). The City Council finds and determines with certainty that, pursuant to CEQA Guidelines Section 15061(b)(3), there is no possibility that this project may have a significant, adverse, impact on the environment. This is because this project involves purely procedural policies with no impacts on the environment. Therefore, this project is not subject to CEQA.

SECTION 3. Publication. This ordinance shall be published in accordance with the provisions of Government Code Section 36933.

SECTION 4. Effective Date. This ordinance shall become effective thirty (30) days after the date of adoption.

The foregoing ordinance was introduced at a regular meeting of the City Council of the City of Kerman on the 10th day of September 2025, and was passed and adopted at a regular meeting of the City Council of the City of Kerman on the 24th day of September 2025, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

The foregoing ordinance is hereby approved.

Maria Pacheco
Mayor

ATTEST:

Josie Camacho
City Clerk



STAFF REPORT

MEETING DATE: September 24, 2025

PRESENTER: Theresa Johnson, Community Services Director

SUBJECT: Amendment to the Agriculture Lease Agreement Between the City of Kerman and Earl L. Giacolini and Janice E. Giacolini (9.3 acres) (TJ)

RECOMMENDATION: Council by motion adopt resolution approving Amendment No. 3 to Agriculture Lease Agreement between the City of Kerman and Earl L. Giacolini and Janice E. Giacolini (9.3 acres).

EXECUTIVE SUMMARY:

The lease agreement addresses 9.3 acres of property the City purchased in 2021 from Earl and Janice Giacolini, and was approved by the City Council on December 22, 2021. The property is located in the eastern portion of Hart Ranch Community Park. The Lessee is Earl and Janice Giacolini. After purchasing the property and while the park improvements are being developed, the City agreed to lease the 9.3 acres to Mr. and Mrs. Giacolini. Amendment No. 1 to the lease agreement was approved on November 8, 2023, and Amendment No. 2 was approved on October 9, 2024.

Amendment No. 3 will extend the terms of the lease for one year, commencing on October 1, 2025, to December 1, 2026.

A copy of Amendment No. 3 is attached as **Exhibit 'A'** to the proposed resolution. The lease conditions are \$630 per acre for rent, per the term of the Lease, on 5.8 farmable acres.

FISCAL IMPACT:

Rental income to the City is \$3,654 for the extended term.

ATTACHMENTS:

A. Resolution w/Exhibit

Attachment 'A'

RESOLUTION NO. 25-__

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KERMAN
APPROVING AMENDMENT NO. 3 TO AGRICULTURE LEASE AGREEMENT BETWEEN THE CITY OF
KERMAN AND EARL L. GIACOLINI AND JANICE E. GIACOLINI (9.3 ACRES)**

WHEREAS, the City of Kerman owns approximately 9.3 acres of land (Property) outside of the City limits on land being developed as a park; and

WHEREAS, City and Earl L. Giacolini and Janice Giacolini (the Parties) entered a Lease Agreement relating to the Property on December 22, 2021; and

WHEREAS, the Parties amended and extended the Lease on November 8, 2023, by Amendment No. 1 and, on October 11, 2024, by Amendment No. 2, to extend the Lease to September 30, 2025; and

WHEREAS, the parties now wish to extend the Lease Agreement by Amendment No. 3 with all other terms and conditions to continue in effect.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Kerman as follows:

- SECTION 1. The foregoing recitals are true and correct and are incorporated by reference.
- SECTION 2. The City Council approves the Amendment No. 3 to the Lease Agreement with Earl L. Giacolini and Janice Giacolini, which is attached to this resolution as **Exhibit 'A'** and incorporated by reference.
- SECTION 3. The City Manager is authorized to sign Amendment No. 3 to the Lease Agreement on behalf of the City.
- SECTION 4. This resolution is effective upon adoption.

The foregoing resolution was adopted by the City Council of the City of Kerman at a regular meeting held on the 24th day of September 2025, by the following vote:

- AYES:
- NOES:
- ABSENT:
- ABSTAIN:

The foregoing resolution is hereby approved.

ATTEST:

Josie Camacho
City Clerk

Maria Pacheco
Mayor

Exhibit 'A'

**AMENDMENT NO. 3 TO AGRICULTURE LEASE AGREEMENT
BETWEEN CITY OF KERMAN AND EARL L. GIACOLINI AND JANICE E. GIACOLINI
(9.3 ACRES)**

This Amendment No. 3 to Agriculture Lease Agreement (hereafter "Amendment No. 3") is entered into on this _____ day of _____, 2025, ("Effective Date") by and between Earl L. Giacolini and Janice Giacolini, (referred to hereinafter collectively as "Lessee"), and the City of Kerman, a public agency (hereinafter as "City" or "Lessor"), collectively referred to as "Parties."

RECITALS

WHEREAS, the City of Kerman owns approximately 9.3 acres of land (Property) outside of the City limits on land being developed as a park; and

WHEREAS, City and Earl L. Giacolini and Janice Giacolini entered a Lease Agreement relating to the Property on December 22, 2021; and

WHEREAS, as part of getting the Property ready for the planned park on the site, only 5.8 acres of the 9.3 acres are farmable; and

WHEREAS, the Parties amended and extended the Lease on November 8, 2023, by Amendment No. 1 and, on October 11, 2024, by Amendment No. 2, to continue the relationship; and

WHEREAS, the parties wish to extend the Lease Agreement by this Amendment No. 3.

AGREEMENT

SECTION 1. Section 3 of the Lease Agreement is amended by adding subsection 3c to read as follows.

- c. The term of the Lease Agreement shall be extended from September 30, 2024, through December 1, 2025.

SECTION 2. Except as amended by this Lease Amendment No. 3, all terms and conditions in the Lease Agreement shall continue in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed or caused this Amendment No. 3 to Lease Agreement to be executed as of the date set forth below.

LESSEE:

EARL L. GIACOLINI
JANICE E. GIACOLINI

Earl L. Giacolini

Date: _____

Janice E. Giacolini

Date: _____

CITY:

CITY OF KERMAN

John Jansons, City Manager

Date: _____

ATTEST:

Josie Camacho, City Clerk

APPROVED AS TO FORM

Hilda Cantu Montoy, City Attorney



STAFF REPORT

MEETING DATE: September 24, 2025

PRESENTER: John Jansons, City Manager

SUBJECT: Review of 2025 Kerman Chamber of Commerce Harvest Festival and Parade (JAJ)

RECOMMENDATION: Council hear a brief presentation from Police and Public Works on City activities associated with 2025 Kerman Chamber of Commerce Harvest Festival and Parade, with possible direction to Staff.

EXECUTIVE SUMMARY:

Chief of Police and Public Works Director will provide a summary of City participation in, and support for, the 2025 Kerman Chamber of Commerce Harvest Festival and Parade.

FISCAL IMPACT:

Rental equipment and in-kind contributions of staff time and overtime totals approximately \$25,000 each year.

ATTACHMENTS:

None.