

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 24<sup>th</sup> day of September 2025, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

The foregoing resolution is hereby approved.

ATTEST:

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Maria Pacheco  
Mayor

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Josie Camacho  
City Clerk

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**

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Earl L. Giacolini

Date: \_\_\_\_\_

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Janice E. Giacolini

Date: \_\_\_\_\_

**CITY:**

**CITY OF KERMAN**

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John Jansons, City Manager

Date: \_\_\_\_\_

**ATTEST:**

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Josie Camacho, City Clerk

**APPROVED AS TO FORM**

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Hilda Cantu Montoy, City Attorney