

**AGREEMENT FOR MAINTENANCE AND PLANT ESTABLISHMENT FUNDING
FOR VISTA GRANDE PARK**

This Agreement is made and entered into this 22 day of October, **2025**, by and between the **City of La Habra** (hereinafter referred to as the “City”) and **Legion Contractors, Inc** (hereinafter referred to as the “Contractor”).

RECITALS

1. **WHEREAS**, the City of La Habra and Contractor entered into an agreement on August 30, **2025**, for the construction of improvements in **Vista Grande Park**;
2. **WHEREAS**, the improvements are now complete and are being accepted by the City, for maintenance;
3. **WHEREAS**, certain plant materials require additional time for establishment and irrigation systems need to be verified; and
4. **WHEREAS**, the Contractor has agreed to let City withhold \$60,000 of the retention for additional 90 days to ensure proper plant establishment and maintenance for an additional (3) three months beyond the original maintenance period.

AGREEMENT

NOW, THEREFORE, in consideration of the mutual covenants and conditions set forth herein, the parties agree as follows:

1. The Contractor agrees that City withhold the sum of **Sixty Thousand Dollars (\$60,000.00)**.
2. The City shall send a notice to the contractor per contract specifications for any warranty service required during this additional 90 days period. If the issue didn't get resolved in a timely manner, City can use the \$60,000 funds being withheld to address the issue.
3. At the conclusion of the three (3) month period, any unused portion of the \$60,000 shall be returned to the Contractor.
4. The City and the Contractor agree that upon completion of the additional three-month period, the Contractor shall be deemed to have fulfilled all obligations under the maintenance and plant establishment provisions of the original agreement.

5. The contractor agrees to replace any plants that die* or any irrigation issues that may arise during this 3-month plant establishment period at its own cost.

*Die due to contractor's fault.

SIGNATURES

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the date first written above.

CITY OF LA HABRA

By: _____

Name:

Title:

Date: _____

CONTRACTOR

By: Omeed Hosseini _____

Name: **Omeed Hosseini**

Title: **Senior Project Manager**

Date: 10/23/2025

CITY OF LA HABRA,
A municipal corporation

APPROVED AS TO FORM:

Keith F. Collins, City Attorney
City of La Habra

Date: _____

ATTEST:

Rhonda J. Barone, CMC
City Clerk
City of La Habra

Date: _____