



**Contra
Costa
County**

To: Board of Supervisors
From: Anna Roth, Health Services Director
Date: September 8, 2020

Subject: Correct Board Order Item #C.125 with Sharjo, Inc. (dba Service Master Restoration Services)

RECOMMENDATION(S):

APPROVE clarification of Board action of July 14, 2020 (C.125) which authorized the Health Services Director to execute a Board Order to pay Sharjo, Inc. (dba Service Master Restoration Services), a corporation, for services provided to the County, to correct the dates of the services provided from June 11, 2019 through June 13, 2019 and October 28, 2019 through November 8, 2019 to reflect the intent of the parties in which the period of payment for services provided should read, for the period from June 1, 2019 through November 30, 2019.

FISCAL IMPACT:

This Contract is funded 100% by Hospital Enterprise Fund I

BACKGROUND:

In November 2018, the County Administrator approved and the Purchasing Services Manager executed Contract #76-624 with Sharjo, Inc. (dba Service Master Restoration Services), to provide emergency restoration services to resolve emergency events requiring immediate assistance at Contra Costa Regional Medical Center (CCRMC) and Contra Costa Health Centers for the period December 1, 2018 through November 30, 2019. The

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **09/08/2020** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Candace Andersen, District II Supervisor
Diane Burgis, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: September 8, 2020

David Twa, County Administrator and Clerk of the Board of Supervisors

By: June McHuen, Deputy

Contact: Jaspreet Benepal,
925-313-6104

Contractor met the Contract payment limit of \$99,000

BACKGROUND: (CONT'D)

and due to unforeseen emergency events occurring during the contract term additional services were required in the amount of \$143,099. The total billed for the contract term of period December 1, 2018 through November 30, 2019 was \$242,099, exceeding the contract payment limit by \$143,099.

The Contractor is entitled to payment for the reasonable value of its services under the equitable relief theory of quantum meruit. That theory provides that where a contractor has been asked to provide services without a valid contract, and the contractor does so to the benefit of the County, the Contractor is entitled to recover the reasonable value of those services. The Contractor has provided services at the request of the County after the original contract payment limit had been reached. The Department cannot pay Contractor for services rendered that exceed the contract limits. As such, the Department recommends that the Board authorize the Auditor-Controller to issue a one-time payment not to exceed \$143,099 to Sharjo, Inc. (dba Service Master Restoration Services) for services provided for emergency events occurring June 1, 2019 through November 30, 2019.

CONSEQUENCE OF NEGATIVE ACTION:

If this correction is not approved, Contractor's dates of services provided outside the contract term will not be corrected, and Contractor will not be paid for services rendered.