



Contra  
Costa  
County

To: Board of Supervisors  
From: Anna Roth, Health Services Director  
Date: January 18, 2022

Subject: Payments for Services Provided by Tri Delta Transit

**RECOMMENDATION(S):**

APPROVE and AUTHORIZE the Auditor-Controller to pay \$113,867.91 to Tri Delta Transit for emergency transportation services provided to Contra Costa Regional Medical Center (CCRMC) for the period June 14, 2020 through July 3, 2021.

**FISCAL IMPACT:**

Approval of this action would result in a one-time expenditure of \$113,867.91 and will be funded 100% by American Rescue Plan Act (ARPA) Funds.

**BACKGROUND:**

During the period between June 14, 2020 and July 3, 2021 Tri Delta Transit was activated during the County's ongoing response to COVID-19 in support of Emergency Function 1 (Transportation) as an asset to both the County's Emergency Operations Center (EOC) and Contra Costa Health Services Department Operations Center (DOC) to provide scalable transportation solutions to community members and groups affected by COVID-19 and to meet patient transportation needs at Contra Costa Regional Medical Center (CCRMC). Throughout most of their activation, Tri Delta Transit was covered by the County's emergency blanket purchase order and generated weekly invoices associated with services

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

Action of Board On: **01/18/2022** ☒ 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: January 18, 2022

Monica Nino, County Administrator and Clerk of the Board of Supervisors

By: June McHuen, Deputy

Contact: Erika Jenssen,  
925-957-2670

rendered during that period. However, due to administrative oversight, staff turnover, and a variety of other factors expressed by the vendor and HSD staff assigned to cover transportation,

#### BACKGROUND: (CONT'D)

the vendor was unable to receive payment for services rendered in good faith before the window to encumber funds through the County's Emergency PO had expired.

Due to the aforementioned administrative oversight, staff turnover and other factors that inhibited the vendor from submitting invoices for processing in a timely manner during the County's activation and response to COVID-19, the vendor was not paid by the CCRMC for services rendered in good faith. Therefore, the CCRMC has determined that Tri Delta Transit is entitled to payment for the reasonable value of services rendered under the equitable relief theory of quantum meruit. The theory provides that where a vendor has been asked to provide services without a valid purchase order, and the vendor does so to the benefit of the recipient, the vendor is entitled to recover the reasonable value of those services.

The vendor and CCRMC have ultimately decided to demobilize utilization of Tri Delta Transit at this time in support of the ongoing response to COVID-19 as a function of EF1 (Transportation) due to resource shortages on the vendor's end and availability of nominal service providers to meet the CCRMC's needs as of July 3, 2021.

#### CONSEQUENCE OF NEGATIVE ACTION:

If this board order is not approved, Tri Delta Transit will not be paid for transportation services rendered in good faith associated with the County's activation and response to Covid-19.