



Contra
Costa
County

To: Board of Supervisors
From: Anna Roth, Health Services Director
Date: March 29, 2022

Subject: Payment for Supplies Provided by Home Depot Pro

RECOMMENDATION(S):

APPROVE and AUTHORIZE, the Auditor-Controller, to pay \$180,585 to Home Depot Pro for cleaning solutions and supplies provided to Contra Costa Regional Medical Center (CCRMC) during the period April 1, 2021 through September 30, 2021.

FISCAL IMPACT:

Approval of this action would result in a one-time expenditure of \$180,585 and will be funded by the American Rescue Plan Act (ARPA) funding.

BACKGROUND:

The California Code of Regulations, Title 22, requires the cleaning of occupied patient areas, isolation areas, operating and delivery rooms, nurses' stations, work areas, halls, entrances, storage areas, restrooms, pharmacy, offices, etc. During the time period of January 1, 2021 through September 30, 2021 additional cleaning supplies were required due to the COVID surge. Home Depot Pro provides cleaning solutions and supplies for the entire hospital and clinical facilities under Contra Costa Health Services. These critical supplies allow the employees to perform their jobs effectively and efficiently without any disruptions and maintains a clean sanitized environment for everyone in these facilities. The

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY

☐ RECOMMENDATION OF BOARD

ADMINISTRATOR

COMMITTEE

Action of Board On: **03/29/2022** ☒ 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: March 29, 2022

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

By: Stacey M. Boyd, Deputy

Contact: Ronny Leffel, (925)
550-2299

cc:

costs of the additional cleaning supplies were not closely tracked and the available Purchase Order limit was depleted by the time CCRMC received the invoices from the vendor.

BACKGROUND: (CONT'D)

Due to the aforementioned administrative oversight the vendor was not paid by CCRMC for supplies provided in good faith. Therefore, CCRMC has determined that Home Depot Pro is entitled to payment for the value of the supplies provided under the equitable relief theory of quantum meruit. The theory provides that where a vendor has been asked to provide products or 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 products or services.

CONSEQUENCE OF NEGATIVE ACTION:

If this board order is not approved, the contractor will not be paid for equipment requested by County staff and provided in good faith by the vendor.