



Contra
Costa
County

To: Board of Supervisors
From: Anna Roth, Health Services Director
Date: September 13, 2022

Subject: Payment for Services Provided by Crestwood Behavioral Health, Inc.

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Auditor-Controller, or designee, to pay Crestwood Behavioral Health Inc., a corporation, an amount not to exceed \$25,629 for subacute skilled nursing, mental health rehabilitative and residential care services provided in good faith during the month of June 2022.

FISCAL IMPACT:

This payment for services in the amount not to exceed \$25,629 is funded 100% by Mental Health Realignment funds.

BACKGROUND:

This contract meets the social needs of the County's population by providing subacute skilled nursing, mental health rehabilitative and adult residential care provided to Contra Costa County residents who are admitted to this facility. The contractor has provided these services to the county since January 1, 1998.

On June 8, 2021, the Board of Supervisors approved Contract #24-933-43 with Crestwood Behavioral Health, Inc., in an amount not to exceed \$8,389,976 to provide for subacute

APPROVE

OTHER

RECOMMENDATION OF CNTY
ADMINISTRATOR

RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **09/13/2022** 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: September 13, 2022

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

Contact: Suzanne Tavano, Ph.D.,
925-957-5201

By: June McHuen, Deputy

skilled nursing, mental health rehabilitative and residential care services for the period from July 1, 2021 through June 30, 2022.

BACKGROUND: (CONT'D)

On June 7, 2022, the Board of Supervisors approved Contract Amendment Agreement #24-933-44 with Crestwood Behavioral Health, Inc., effective April 1, 2022, to increase the payment limit by \$1,100,000, from \$8,389,976 to a new payment limit of \$9,489,976, for additional subacute skilled nursing, mental health rehabilitative and residential care services with no change in the term.

During the month of June, Crestwood admitted more clients than the department had anticipated. Though the contractor provided services in good faith, the County contract had insufficient funds to pay the entire demand for June 2022. The additional services provided exceeded the payment limit by \$25,628.13.

Therefore, the County has determined that Crestwood Behavioral Health, Inc., is entitled to payment for the reasonable value of their services under the equitable relief theory of quantum meruit. That theory provides that where a person has been asked to provide services without a valid contract, and the provider does so to the benefit of the recipient, the provider is entitled to recover the reasonable value of those services.

CONSEQUENCE OF NEGATIVE ACTION:

If this request is not approved, Crestwood Behavioral Health, Inc. will not be paid for services provided to County clients outside of the contract payment limit and rendered in good faith.