

# County of Passaic

## Board of County Commissioners



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Nadege D. Allwaters, Esq.  
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Louis E. Imhof, RMC  
Clerk Of The Board

Date: Mar 26, 2024 - 5:30 PM

Agenda: RESOLUTION AUTHORIZING A CONTRACT AWARD TO ARES HOLDING, LLC  
D/B/A CMS/NEXTECH FOR PREVENTATIVE MAINTENANCE AND SERVICE OF DIETARY  
FOOD SERVICE EQUIPMENT FOR PREAKNESS HEALTHCARE CENTER, PURSUANT TO  
N.J.S.A. 40A:11-4, ET SEQ. AND SB-24-028

THIS RESOLUTION WAS REQUESTED BY:  
PREAKNESS HEALTHCARE CENTER

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	3/26/2024
Introduced Date	3/19/2024
Adopted Date	
Agenda Item	15.
CAF#	4-01-27-172-001-K01
Purchase Req. #	
Result	

Health and Human Services

COMMITTEE NAME

**RESOLUTION AUTHORIZING A CONTRACT AWARD TO ARES HOLDING, LLC D/B/A CMS/NEXTECH FOR PREVENTATIVE MAINTENANCE AND SERVICE OF DIETARY FOOD SERVICE EQUIPMENT FOR PREAKNESS HEALTHCARE CENTER, PURSUANT TO N.J.S.A. 40A:11-4, ET SEQ. AND SB-24-028**

**WHEREAS**, the County of Passaic (“County”) is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

**WHEREAS**, pursuant to N.J.S.A. 40:20-1, the Board of County Commissioners of the County of Passaic (“Board”) is vested with managing the property, finances, and affairs of the County; and

**WHEREAS**, Preakness Healthcare Center (“Preakness”) is a New Jersey Department of Health licensed, 406-bed skilled nursing facility that is owned and operated by the Board; and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-4, et seq., for every contract awarded by the County for the provision or performance of any goods or services, the cost of which in the aggregate exceeds the bid threshold established pursuant to N.J.S.A. 40A:11-3, shall be awarded by resolution of the Board to the lowest responsible bidder after public advertising for bids and bidding thereof; and

**WHEREAS**, on February 20, 2024, the Passaic County Purchasing Agent issued SB-24-028, Preakness Healthcare Center Preventative Maintenance and Service of Dietary Food Service Equipment (“SB-24-028”), in compliance with N.J.S.A. 40A:11-4, et seq., that solicited competitive pricing from qualified vendors for the goods and services sought therein; and

**WHEREAS**, Ares Holding, LLC d/b/a CMS/Nextech was the lowest responsible bidder to SB-24-028, as evidenced by the tally sheet attached hereto and made part of this Resolution; and

**WHEREAS**, Ares Holding, LLC d/b/a CMS/Nextech agreed to extend pricing under the Passaic County CO-OP #38PCCP; and

**WHEREAS**, the Executive Director of Preakness is recommending to make a contract award to Ares Holding, LLC d/b/a CMS/Nextech for preventative maintenance and service of dietary food service equipment for Preakness, for a contract term, beginning on March 26, 2024 and expiring on February 28, 2025, in an amount not to exceed two hundred thousand dollars (\$200,000.00), with one (1) year option to be exercised at the discretion of the Board; and

**WHEREAS**, pursuant to N.J.S.A. 52:32-60-1, et seq., Ares Holding, LLC d/b/a CMS/Nextech executed the Non-Involvement in Prohibited Activities in Russia or Belarus Certification, attached hereto and made part of this Resolution, certifying the vendor is not involved in prohibited activities in Russia and Belarus, and the County confirmed Ares Holding, LLC d/b/a CMS/Nextech is not identified on the Specially Designated Nationals and Blocked Persons list created by the Office of Foreign Assets Control; and

**WHEREAS**, funds are available in Account No. 4-01-27-172-001-K01, or any other account that may be deemed appropriate by the Chief Financial Officer or his designee, and the availability of funds has been contingently certified by the Chief Financial Officer subject to sufficient funds being appropriated by the Board in the 2024 and/or subsequent County budget(s), which is attached hereto and made part of this Resolution; and

**WHEREAS**, this matter was discussed at the March 19, 2024, Health and Human Services Committee meeting, and is being recommended to the Board for approval; and

**NOW, THEREFORE, LET IT BE RESOLVED**, pursuant to N.J.S.A. 40A:11-4, et seq., the Board of County Commissioners of the County of Passaic authorizes a contract award to Ares Holding, LLC d/b/a CMS/Nextech for preventative maintenance and service of dietary food service equipment for Preakness Healthcare Center, for a contract term, commencing March 26, 2024 and expiring February 28, 2025, in an amount not to exceed two hundred thousand dollars (\$200,000.00), with one (1) year option to be exercised at the discretion of the Board, in accordance with the terms and conditions set forth in SB-24-028.

**LET IT BE FURTHER RESOLVED**, that the Clerk of the Board, County Counsel, Purchasing

Agent, Executive Director of Preakness, and Director of the Board are authorized to take any action necessary to carry out the purpose of this Resolution.

SF

March 26, 2024