


CITY COUNCIL ACTION REQUEST

Department(s): Finance	CEQA: Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment	Coordination: Police Department, City Attorney's Office, and City Manager's Budget Office	Dept. Approval: /s/ Julia H. Cooper
Council District(s): Citywide			CMO Approval:  5/5/2021

SUBJECT: SECOND AMENDMENT TO THE AGREEMENT WITH AXON ENTERPRISE, INC. FOR A BODY WORN CAMERA AND EVIDENCE MANAGEMENT SYSTEM

RECOMMENDATION:

Adopt a resolution authorizing the City Manager to:

- (a) Negotiate and execute the Second Amendment to the Agreement with Axon Enterprise, Inc. (Scottsdale, Arizona) for a Body Worn Camera and Evidence Management System to extend the agreement for a five-year option term through June 30, 2026 and increase compensation by \$6,302,172 for a maximum compensation of \$11,574,736, subject to the annual appropriation of funds; and
- (b) Negotiate and execute amendments and change orders as required for additional body worn cameras and related services at the same unit pricing and consistent with the same material terms and conditions as the original agreement, subject to the annual appropriation of funds.

Desired Outcome: To ensure sufficient inventory of body worn cameras and related services to support ongoing San José Police Department operations.

BASIS FOR RECOMMENDATION:

In 2016,¹ Council approved an agreement with Axon Enterprise, Inc. (formerly Taser International, Inc.) for the purchase of a Body Worn Camera and Evidence Management System for the Police Department (the Department) and Police Reserve Unit that was awarded through a Request for Proposal process. Body worn cameras are issued to all sworn personnel as part of their standard uniform. They are also utilized for training purposes by the Police Academy. Body worn cameras record videos and images that are indexed and uploaded to a cloud-based system for storage under a software subscription license. To date, approximately 1,200 cameras have been deployed under the agreement.

The 2016 agreement approved by Council included a five (5) year initial term through June 30, 2021 and five separate one-year options to extend the term of the agreement through June 30, 2026, subject to the appropriation of funds. This recommendation seeks to amend the agreement to replace the five one-year options with one five-year option to take advantage of significant cost savings offered by the vendor. The five-year option term will provide the Department with an estimated cost savings of \$536,009 over the five-year term.

Approval of these recommendations will allow the Department to meet ongoing and future requirements for these products and services to fulfill its commitment to transparency and safety for the public at significant cost savings.

Commission Recommendation/Input: There is no commission recommendation or input associated with this action.

¹ <https://records.sanjoseca.gov/Resolutions/RES77766.PDF>

This Council item is consistent with the City's 2020-2021 Operating Budget City Service Areas Delivery Framework for Performance-Driven Government for Operational Services: 1) The public feels safe anytime, anywhere in San José and 2) Strategic Support's Effective Use of Technology.

COST AND FUNDING SOURCE:

The \$1,240,000 in funding for the first year of this five-year option will come from the Police Department's FY 2021-2022 Non-Personal/Equipment Appropriation in the General Fund of the City's 2021-2022 Proposed Operating Budget. The 2021-2022 Proposed Operating Budget and appropriation of funds for Years 2-5 of the five-year option term are subject to Council approval.

FOR QUESTIONS CONTACT: For program-related questions, please contact Judith Torrico, Deputy Director of Police, Bureau of Technical Services, at judith.torrico@sanjoseca.gov. For contracts-related questions, please contact Jennifer Cheng, Deputy Director of Finance, at jennifer.cheng@sanjoseca.gov.