



# City of Orange

## Legislation Details (With Text)

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**Title:** Second Amendment to Agreement with Axon Enterprise, Inc. for body worn cameras.

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**Attachments:** 1. Staff Report, 2. Second Amendment Agreement with Axon, 3. CPA No. 151089

Date	Ver.	Action By	Action	Result
10/13/2021	1	Orange City Council	Approved	Pass

**TO:** Honorable Mayor and Members of the City Council

**THRU:** Bonnie Hagan, Acting City Manager

**FROM:** Dan Adams, Chief of Police

### 1. SUBJECT

Second Amendment to Agreement with Axon Enterprise, Inc. for body worn cameras.

### 2. SUMMARY

The proposed Second Amendment authorizes the purchase of an additional 34 body worn cameras, docking stations, and mounting equipment for a total not to exceed amount of \$96,099.26.

### 3. RECOMMENDED ACTION

1. Approve amendment with Axon Enterprise, Inc. for 34 body worn cameras and equipment in an amount not to exceed \$96,099.26; and authorize the Mayor and City Clerk to execute on behalf of the City.
2. Authorize the appropriation of \$84,579.83 from the Computer Replacement (790) unreserved fund balance into expenditure account number 790.4011.56032.20337 Computer Replacement - Mobile Audio Video and Body Worn Cameras.

### 4. FISCAL IMPACT

The total expenditure for this purchase is \$96,099.26, for a total project cost of \$2,046,352.87, and will be funded in CIP-Mobile Audio Video and Body Worn Cameras (Project 20337) through:

Computer Replacement (790)	\$1,666,699
COPS/State - Supplemental Law Enforcement Services (354)	366,561
Community Development Block Grant (CDBG-CV3) (310)	<u>13,093</u>

Total: \$2,046,353

## 5. STRATEGIC PLAN GOALS

Goal 1: Provide for a safe community

a: Provide staffing and resources to deliver services that ensure public safety.

## 6. DISCUSSION AND BACKGROUND

The City Council approved Agreement No. 6964 with Axon Enterprise, Inc. (Axon) on March 10, 2020, to implement a body worn camera (BWC) program designed to strengthen the department's performance, accountability, and transparency. The program included a five-year contract term with Axon for a mobile in-car video, interview room, and body worn camera system in the amount of \$1,688,207.36. The initial deployment included 110 cameras assigned to field operations, including patrol officers, sergeants, motor officers, special units, and a limited shared amount of cameras for detectives. Following the initial deployment, scheduling conflicts for shared cameras began to surface, resulting in a shortage of cameras. To remedy the shortage, an additional 24 cameras were added for a total of 134 cameras. The contract change order represented an increase of \$152,615.70, bringing the final contract amount to \$1,840,823.06, and was captured in First Amendment Agreement No. 6964.1.

Over the course of the program's first year, the department, like many agencies, has seen a great benefit from the BWC program. The cameras are used as an investigative tool to review real-life footage of events that are preserved as evidence for future use by officers and prosecutors. In an era where law enforcement is highly scrutinized, BWCs bring clarity to investigations and are beneficial to departmental evaluation of training. The cameras bring significant value to the department and are widely accepted and supported by a large majority of officers.

As a result, staff is seeking to expand the BWC program to all field personnel that interact with the community in any type of enforcement activity. The department's most visible personnel is found in the Field Services Division, consisting primarily of police officers followed by field personnel. Field personnel consist of several classifications, including parking enforcement, public service officers, and newly added homeless outreach specialists and police jailers. When interacting with the public, field personnel are subject to encounters with emotionally and potentially hostile individuals. In addition to being an investigative tool, cameras assist with de-escalation of events and bring civility to public interactions that would otherwise intensify without BWCs. The purchase of additional BWCs will allow the department to issue cameras to field personnel who interact with the public.

The first-year fiscal impact for 34 additional BWCs, charging docks, and rapid lock mounting equipment is \$96,099.26. The recurring expenses for service for years two through four is \$36,476.85 per year. The total four-year expense is \$205,529.81. The cost breakdown is provided below.

<u>Year</u>	<u>Original Contract Cost</u>	<u>First Amendment</u>	<u>Second Amendment</u>	<u>Final Contract Cost</u>
19-20	\$607,730.44			\$607,730.44
20-21	270,119.23	\$42,141.78		312,261.01
21-22	270,119.23	27,618.48	\$96,099.26	393,836.97
22-23	270,119.23	27,618.48	36,476.85	334,214.56
23-24	270,119.23	27,618.48	36,476.85	334,214.56
24-25		27,618.48	36,476.85	64,095.33
	<u>\$1,688,207.36</u>	<u>\$152,615.70</u>	<u>\$205,529.81</u>	<u>\$2,046,352.87</u>

Funds in the Community Development Block Grant (CDBG-CV3) are available to be used to operate the Homeless Outreach Program. As result, funding in the amount of \$7,245.80 for two BWCs in year one are fully covered under the CDBG-CV3 funds for two Homeless Outreach Specialists. The appropriation of funds for this purchase is included in a separate appropriation item being considered on tonight's agenda. Additionally, funding in the amount of \$4,273.63, for rapid lock mounting equipment is budgeted and available in COPS - Supplemental Law Enforcement Services (354).

Funds available in Capital Improvement Project (CIP) No. 20337 are insufficient for the first year and will require an appropriation of \$84,579.83 from the Computer Replacement (790) unreserved fund balance to fund the remaining balance. The remaining three appropriations for years two through four will be included in CIP No. 20337 beginning in Fiscal Year 2022-2023 and funded through CDBG-CV3 (310) and Computer Replacement (790) unreserved fund balance.

The most cost-effective purchase price is through Cooperative Purchasing Agreement (CPA) No. 151089 via the City of Tucson, Arizona, through OMNIA Partners. It is recommended that the City Council approve the Second Amendment to Agreement with Axon for a total amount of \$2,046,352.87.

## **7. ATTACHMENTS**

- Second Amendment Agreement with Axon
- CPA No. 151089