

## **C-13**

October 8, 2019

HONORABLE MAYOR AND CITY COUNCIL  
City of Long Beach  
California

### RECOMMENDATION:

Adopt a Resolution authorizing the City Manager, or designee, to execute a contract, and any necessary amendments, with Axon Enterprise, Inc., of Scottsdale, AZ, for the purchase of Tasers and related accessories for deployment by front-line Police Department personnel, in the amount of \$660,000, with a 10 percent contingency in the amount of \$66,000, for a total amount not to exceed \$726,000, for a period of one year, with the option to renew for three additional one-year periods, in the annual amount of \$320,000, with a 10 percent contingency in the amount of \$32,000, for a total amount not to exceed \$352,000 annually in subsequent years; and,

Increase appropriations in the General Fund Group in the Police Department by \$726,000, offset by Department of Justice Asset Forfeiture Funds received.  
(Citywide)

### DISCUSSION

City Council approval is requested to enter into contract with Axon Enterprise, Inc. (Axon), for the purchase of conductive energy equipment, commonly referred to as tasers. The Long Beach Police Department (LBPd) currently equips its front-line Police personnel with tasers. Tasers are less lethal devices that police officers may use as an option to deescalate dangerous assaultive interactions with non-compliant individuals. LBPd purchased a large order of tasers in 2014, which are nearing the end of the manufacturer's recommended useful life.

Axon is the sole manufacturer and distributor of the taser units and equipment currently utilized by LBPd. Axon taser units can be effectively used from a distance, increasing the safety of police officers and their interactions with an assaultive subject. Axon tasers also include an integrated technology system that allows for the management, evaluation, and retrieval of data related to the use and performance of the unit. Axon tasers sync with the Axon body worn camera units, which are currently deployed to approximately 250 Police personnel and are scheduled to be deployed department wide in 2020. Changing the brand would require significant and costly training for all LBPd staff; therefore, purchasing Axon products is the most fiscally and operationally responsible solution.

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City Charter Section 1801 requires that contracts for City purchases be awarded to the lowest responsible bidder after a competitive bid process but allows for awards without a competitive bid process if accompanied by a Resolution adopted by the City Council.

This matter was reviewed by Deputy City Attorney Monica J. Kilaita on August 29, 2019, Purchasing Agent Tara Yeats on September 16, 2019, and by Budget Management Officer Rhutu Amin Gharib on September 20, 2019.

#### TIMING CONSIDERATIONS

City Council action is requested on October 8, 2019, to ensure the contract is in place expeditiously.

#### FISCAL IMPACT

The total aggregate contract amount will not exceed \$1,782,000, over the period of four years. An appropriation increase is requested for the first year of the contract in the amount of \$726,000 in the General Fund Group in the Police Department, offset by previously collected Department of Justice (DOJ) Asset Forfeiture funds. Appropriation increases for the subsequent years of this contract will be requested through the periodic Citywide Budget Adjustment Council letter requests to the City Council. Future contract costs will be funded by the DOJ Asset Forfeiture funds, which has sufficient funds available to support this contract. This purchase complies with the DOJ's Guide to Equitable Sharing for State and Local Law Enforcement agencies, which governs the spending of such funds. This recommendation has no staffing impact beyond the normal budgeted scope of duties and is consistent with existing City Council priorities. There is no local job impact associated with this recommendation.

#### SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,



ROBERT G. LUNA  
CHIEF OF POLICE

APPROVED:



THOMAS B. MODICA  
ACTING CITY MANAGER

ATTACHMENT



1 RESOLUTION NO.

2  
3 A RESOLUTION OF THE CITY COUNCIL OF THE  
4 CITY OF LONG BEACH AUTHORIZING THE CITY  
5 MANAGER TO EXECUTE A CONTRACT AND ANY  
6 AMENDMENTS THERETO WITH AXON ENTERPRISE,  
7 INC. WITHOUT ADVERTISING FOR BIDS FOR THE  
8 PURCHASE OF TASERS AND RELATED ACCESSORIES  
9 IN AN ANNUAL AMOUNT NOT TO EXCEED \$726,000 FOR  
10 THE FIRST YEAR AND NOT TO EXCEED \$352,000  
11 ANNUALLY FOR SUBSEQUENT YEARS

12  
13 WHEREAS, the Long Beach Police Department currently equips its frontline  
14 police personnel with conductive energy equipment, commonly referred to as Tasers; and

15 WHEREAS, Tasers are less lethal devices that officers may use an option  
16 to deescalate dangerous assaultive interactions with non-compliant individuals; and

17 WHEREAS, the Long Beach Police Department purchased a large order of  
18 Tasers in 2014, which are nearing the end of the manufacturer's recommended useful  
19 life; and

20 WHEREAS, Axon Enterprise, Inc., is the sole manufacturer and distributor  
21 of Taser units and equipment used by law enforcement; and

22 WHEREAS, as a result, no useful purpose would be served by advertising  
23 for bids and to do so would constitute an idle and useless act and an unnecessary  
24 expenditure of public funds;

25 NOW, THEREFORE, the City Council of the City of Long Beach resolves as  
26 follows:

27 ///

28 ///

1 Section 1. The above recitals are true and correct and are incorporated  
2 herein.

3 Section 2. The City Manager is hereby authorized to enter a contract and  
4 any amendments thereto with Axon Enterprise, Inc. for the purchase of Tasers and  
5 related accessories in an annual amount of \$660,000 for the first year and \$320,000, for  
6 subsequent years; including a 10 percent contingency, for a total contract amount not to  
7 exceed \$726,000 the first year, and not to exceed \$352,000 annually for subsequent  
8 years, with the option to renew for three additional one-year periods.

9 Section 3. This resolution shall take effect immediately upon its adoption  
10 by the City Council, and the City Clerk shall certify the vote adopting this resolution.

11 I hereby certify that the foregoing resolution was adopted by the City  
12 Council of the City of Long Beach at its meeting of \_\_\_\_\_, 20\_\_ by the  
13 following vote:

14  
15 Ayes: Councilmembers: \_\_\_\_\_

16 \_\_\_\_\_

17 \_\_\_\_\_

18 \_\_\_\_\_

19 Noes: Councilmembers: \_\_\_\_\_

20 \_\_\_\_\_

21 Absent: Councilmembers: \_\_\_\_\_

22 \_\_\_\_\_

23 \_\_\_\_\_

24 \_\_\_\_\_

25 \_\_\_\_\_

City Clerk

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28 \_\_\_\_\_