## OFFICE OF THE CITY ATTORNEY CHARLES PARKIN, City Attorney 411 West Ocean Boulevard, 9th Floor Long Beach. CA 90802

## RESOLUTION NO. RES-19-0150

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

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

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

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

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

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

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

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| 1  | ) Se   | ction 1.   | ne above r  | ecitals are true and correct and are incorporated  |
|----|--|------------|-------------|--|
| 2  | herein.  |            |             |  |
| 3  | Se   | ction 2. T | The City Ma | nager 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 <u>October 8</u> , 20 <u>19</u> by the |            |             |  |
| 13 | following vote:  |            |             |  |
| 14 |  |            |             |  |
| 15 | Ayes:  | Councili   | members:    | Pearce, Price, Supernaw, Mungo,                    |
| 16 |  |            |             | Andrews, Uranga, Richardson.                       |
| 17 |  |            |             | <u> </u>   |
| 18 |  |            |             | · · · · · · · · · · · · · · · · · · ·              |
| 19 | Noes:  | Councili   | members:    | None.  |
| 20 |  |            |             |  |
| 21 | Absent:  | Councilr   | members:    | Austin.  |
| 22 |  |            |             |  |
| 23 |  |            |             |  |
| 24 |  |            |             | My. De J. M.                                       |
| 25 |  |            |             | Lity Clerk   |
| 26 |  |            |             |  |
| 27 |  |            |             |  |

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