

Resolution #21-0397
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**RESOLUTION AWARDING A CONTRACT TO AXON ENTERPRISE EQUIPMENT
AND SERVICES FOR BODY WORN CAMERAS AND CONDUCTED ELECTRIC
WEAPONS WITH RELATED HARDWARE, SOFTWARE, LICENSING, AND CLOUD
BASED STORAGE**

WHEREAS, On January 15, 2017, the City entered into a 5-year contract with Taser International, Inc. (now Axon Enterprise, Inc.) for the supply of TASER® conducted electrical weapons (CEW) and associated hardware and licenses, as well as body-worn cameras and cloud-based data storage through Evidence.com, which contract is set to expire as of January 15, 2022; and

WHEREAS, Axon Enterprise, Inc. ("Axon") has agreed to terminate the current contract early, specifically on October 1, 2021. This early termination will result in an offset and credit reflected in the new contract for services already budgeted and paid for, but not rendered, under the existing contract; and

WHEREAS, Axon has agreed to enter into a new 5-year contract for the purchase of updated and/or new equipment, hardware, installation, software, licensing, data storage and associated warranties, with a term beginning October 1, 2021 and continuing to and through October 1, 2026; and

WHEREAS, the new contract will continue to provide the benefits under the Officer Safety Plan created in the 2017 contract and will provide additional benefits and updates which will enhance officer safety and public accountability and transparency; and

WHEREAS, Axon will provide this equipment and these services at a cost over 5 years of \$6,702,065.30 including an additional warranty period, specifically on the Taser T7, at no cost to the City, beginning October 1, 2026 and ending January 1, 2027; and

WHEREAS, G.S. 143-129(e) provides that formal bid procedures “shall not apply to purchases of apparatus, supplies, materials, or equipment when performance or price competition for a product are not available; when a needed product is available from only one source of supply; or when standardization or compatibility is the overriding consideration;” and

WHEREAS, the Axon system is recommended pursuant to G.S. 132-129(e) as the only system that will assimilate with existing technology, and specifically with Evidence.com.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Winston-Salem that the City Manager is hereby authorized to enter into a contract with Axon Enterprise Inc. for the equipment and services outlined above, upon approval as to form and legality by the City Attorney's Office.

BE IT FURTHER RESOLVED that the City Manager is also authorized to execute any ancillary documents necessary to accomplish the purpose of this contract and to execute any amendment(s) to this contract as may become necessary or appropriate.