



## Legislation Details (With Text)

**File #:** 21-1661      **Version:** 1

**Type:** Agenda Item      **Status:** Approved

**File created:** 10/11/2021      **In control:** Board of Supervisors

**On agenda:** 12/14/2021      **Final action:** 12/14/2021

**Title:** District Attorney recommending the Board:  
 1) Make a finding that Contract 6160 for taser stun guns, related products, and trainings is exempt from competitive bidding per Purchasing Ordinance 3.12.160, Item B: the unique nature of the property and services required precludes competitive bidding;  
 2) Approve non-standard warranty, limitations and release language, and terms and conditions for Axon Enterprise, Inc. for the purchase of Taser 7 Dynamic Bundle for stun guns, related products, and trainings; and  
 3) Authorize the Purchasing Agent to issue purchase contract 6160 referencing said terms in the amount of \$71,294.30 for the period of five (5) years from the date of execution.

FUNDING: General Fund.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. A - 6160 Agreement, 2. B - Use of force policy, 3. C - Conducted Energy Device policy, 4. D - Use of Force Approval, 5. E - Axon Approved Blue Route, 6. F - Axon Quote Exp 12-31-21

Date	Ver.	Action By	Action	Result
12/14/2021	1	Board of Supervisors	Approved	Pass

District Attorney recommending the Board:  
 1) Make a finding that Contract 6160 for taser stun guns, related products, and trainings is exempt from competitive bidding per Purchasing Ordinance 3.12.160, Item B: the unique nature of the property and services required precludes competitive bidding;  
 2) Approve non-standard warranty, limitations and release language, and terms and conditions for Axon Enterprise, Inc. for the purchase of Taser 7 Dynamic Bundle for stun guns, related products, and trainings; and  
 3) Authorize the Purchasing Agent to issue purchase contract 6160 referencing said terms in the amount of \$71,294.30 for the period of five (5) years from the date of execution.

**FUNDING:** General Fund.

### DISCUSSION / BACKGROUND

The County has purchased Taser stun guns from Axon Enterprise, Inc. since 2017 and has multiple established contracts with Axon Enterprise, Inc. The Office of the District Attorney has requested new agreement #6160 for the bundle purchase of the Taser stun guns, related products and trainings specifically for their department. The purchase contract has a term of five (5) years from the date of execution due to the replacement cartridges. Per Policy C-17, any contract term exceeding three (3) years requires Board of Supervisor's approval.

The District Attorney's Office has a written Use of Force Policy and a Conducted Energy Policy in effect for the use of tasers, as required per Legistar Item 11-0945.

Upon completion of the initial subscription term, the subscription term will renew for an additional five years, pending an executed quote or purchase order. The District Attorney's Office will return to the Board as needed for services after the original expiration date of the agreement.

**ALTERNATIVES**

The Board could decline to approve the Contract's terms, non-standard warranty, limitations and release language, and terms and conditions for Axon Enterprise, Inc. The District Attorney would have to modify the purchase request, which would impact the products and resources available and the price point.

**PRIOR BOARD ACTION**

N/A

**OTHER DEPARTMENT / AGENCY INVOLVEMENT**

N/A

**CAO RECOMMENDATION / COMMENTS**

Approve as recommended.

**FINANCIAL IMPACT**

The District Attorney's FY 21-22 budget has sufficient appropriations for this purchase. Funds will be included in future year budgets for replacement cartridges and training as needed.

**CLERK OF THE BOARD FOLLOW UP ACTIONS**

N/A

**STRATEGIC PLAN COMPONENT**

Public Safety

**CONTACT**

Vern Pierson, District Attorney