

Mayor and Council Communication

DATE: 04/26/22

M&C FILE NUMBER: M&C 22-0316

LOG NAME: 35AXON CONTRACT

SUBJECT

(ALL) Authorize Execution of a Master Services and Purchasing Agreement with Axon Enterprises Inc., for a Twelve-Year Term for an Amount Up to \$3,699,999.90 for the First Year and Up to \$6,962,876.74 Per Year for the Succeeding Eleven Years for a Total Amount of \$74,224,200.26 to Provide Bundled Tasers, Body Worn Camera Systems, In Car Video Systems, Interview Room Systems, Including Peripherals, and Software, Support and Storage Using Crime Control and Prevention District Funds for the Police Department and the Special Revenue Fund for Municipal Courts

RECOMMENDATION:

It is recommended that the City Council authorize execution of a Master Services and Purchasing Agreement with Axon Enterprises Inc. for a twelve-year term for an amount up to \$3,699,999.90 for the first year and up to \$6,962,876.74 per year for the succeeding eleven years for a total amount of \$74,224,200.26 to provide bundled tasers, body worn camera systems, in car video systems, interview room systems, including peripherals, and software, support and storage using Crime Control and Prevention District Funds for the Police Department and the Special Revenue Fund for Municipal Courts.

DISCUSSION:

The Fort Worth Police Department (FWPD) is seeking to combine and update the scope of work for Police Department officer safety technology contracts. These contracts provide tasers, body worn cameras, in-car video systems, interview room camera systems, and related software from Axon Enterprises. The proposed contract will replace Contract # 55053 (Mayor and Council Communication (M&C) 21-0530, 20-0972, P-12254) and previous Contract # 54679 (M&C 19-0230, P-12271). The combined contract will leverage and upgrade existing vital, technical and service level agreements into one contract.

The purpose of the combined contract is to secure pricing for 12-years for both existing and updated technology and equipment. First year pricing will accommodate current Fiscal Year (FY) 2022 appropriations of \$3.5M before increasing to \$5.8M in Fiscal Year 2023 to account for additional users, new and upgraded technology and technology price increases.

Vendor pricing for current contracts is expiring. This would result in a 61% increase from \$3.5M to an estimated \$5.65M for the same technology. Additional increases should be expected in subsequent years when using traditional CO-OP pricing. This is estimated to be \$400,000.00 per year. These increases do not include the vital, updated technology proposed in this contract. Furthermore, the pricing difference between the new technology, provided in this combined contract (\$5.8M in FY23), and current technology (\$5.65M in FY23) is \$232,000.00 (4% difference). Thereafter, the combined contract will increase less than 2% over the life of the contract. This does not account for quantity changes resulting from increase in FWPD personnel though quantity pricing would follow the contracted amounts.

| | Traditional CO-OP Pricing (Current Technology) | Combined Pricing (Updated Technology) |
|----------------------|--|--|
| FY2022 | \$3.9M | \$3.5M |
| FY2023 | \$5.65M | \$5.8M |
| Est. Annual Increase | ~ 7% | < 2% |

Since 2018, the Police Department has upgraded 1493 Taser X2 Models to the Taser 7 Model as part of the Officer Safety Plan. This plan similarly provides warranty of all equipment as well as maintenance, upgrades, repair services, and cloud storage of all data. It also provides FWPD with replacement tasers and includes batteries, holsters, field cartridges, and simulation cartridges to support annual usage. Body worn cameras will be refreshed or replaced at a minimum of 30-months after deployment. Tasers, fleet cameras, and interview room cameras will be refreshed or replaced at a minimum of 60-months after deployment. The software applications include Axon Performance, Aware, and Axon Standards and will allow the department to set performance metrics. The proposed contract addresses the need to increase quantities of tasers (100) and body worn cameras (50) for new officers. Contract upgrades include in-car video system and body worn cameras. The new technology added by the contract includes additional software included in Axon's Officer Safety Plan 7 Plus Premium Plan which includes Fleet 3 Advanced

and the Pro License, Dynamic, and Hardware bundle. These emerging technologies include a record management system (RMS), video live streaming, an automated redaction system, automatic verbal transcription to report software, license plate reader cameras, a firearm sensor (automatically activates body cam), integrated drones/cameras, and enhanced performance audits for supervisors and internal affairs.

This purchase is approved as exempt from competitive bidding since it is necessary to preserve or protect the public health or safety of the City of Fort Worth's residents. Currently, the Taser 7, body worn cameras, in-car cameras, interview room cameras, and the software platform are one integrated system. Having the integrated system provides automatic activation of all devices when one is activated, which could be several officers or vehicles that are on-scene. This reduces the number of tasks the officer is focusing on, and allows the officer to address the immediate cause of concern, which increases total public safety. Because this is an integrated system, all of the collected data is uploaded into the same software platform, which is then linked together. Axon has developed a report management system (RMS), which will directly import the needed information, to complete the report writing process in less time. This will allow the officer to be available for additional calls for service from citizens. The cumulative data from all of the integrated devices will be linked to the existing data from the associated reports/incidents. Having all files linked together in a single software platform dramatically increases efficiency for criminal and administrative cases. Furthermore, officers cannot access or modify any recorded data, and data that is downloaded is tracked with unique serial number, which identifies the user. This provides accountability for officers, and allows for audits, investigations, and assists in identifying unacceptable conduct. The program will automatically detect Use of Force events and link all associated files, to include videos, reports, and Taser activity, from all devices present during the event. This will ensure that the assigned investigator, and reviewing officials, have all available information to make a determination on the event. This transparency increases public trust and confidence in officers, which leads to better relationships, and dramatically increases public safety

If the City solicited bids for these items, the additional technology and features mentioned above would not be included. Additionally, the Taser 7 is a proprietary device which is only produced by Axon. The integrated system offered by Axon is unique and has historically provided the FWPD the tools they need to serve and protect the citizens of Fort Worth.

Below are the yearly costs of the contract.

| Fiscal Year | Police Department Yearly Cost CCPD | Municipal Courts Yearly Cost Special Revenue Fund | Annual Total |
|--------------------|---|--|-------------------------|
| FY22 | \$3,499,999.90* | \$200,000* | \$3,699,999.90 |
| FY23 | \$5,882,113.51 | \$200,000 | \$6,082,113.51 |
| FY24 | \$6,290,064.45 | \$200,000 | \$6,490,064.45 |
| FY25 | \$5,860,727.93 | \$200,000 | \$6,060,727.93 |
| FY26 | \$6,139,989.84 | \$200,000 | \$6,339,989.84 |
| FY27 | \$5,988,949.32 | \$200,000 | \$6,188,949.32 |
| FY28 | \$6,044,119.74 | \$200,000 | \$6,244,119.74 |
| FY29 | \$5,990,975.80 | \$200,000 | \$6,190,975.80 |
| FY30 | \$6,762,876.74 | \$200,000 | \$6,962,876.74 |
| FY31 | \$6,454,794.35 | \$200,000 | \$6,654,794.35 |
| FY32 | \$6,454,794.32 | \$200,000 | \$6,654,794.32 |
| FY33 | \$6,454,794.36 | \$200,000 | \$6,654,794.36 |
| Total | \$71,824,200.26 | \$2,400,000 | \$74,224,200.26 |

| | | | |
|--|------------------------|--|--|
| Total (minus existing appropriations) | \$68,324,200.36 | | |
|--|------------------------|--|--|

*No additional appropriation required

The contract will be funded in the Crime Control and Prevention District Operating Fund and Special Revenue Fund. There is no impact to the FY22 budget.

A Form 1295 is not required because: This contract will be with a publicly-traded business entity or a wholly-owned subsidiary of a publicly-traded business entity: Axon Enterprise

FISCAL INFORMATION / CERTIFICATION:

The Director of Finance certifies that upon approval of the above recommendation, funds will be available in the current operating budget, as previously appropriated, in the Crime Control and Prevention District Fund and General Fund. Prior to an expenditure being incurred, the Fort Worth Police Department and Municipal Courts Department has the responsibility to validate the availability of funds.

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