## RESOLUTION NO.

3 A RESOLUTION TO AUTHORIZE THE CITY MANAGER TO 4 EXECUTE FIVE (5) YEAR INSTALLMENT Α PURCHASE 5 AGREEMENT WITH AXON ENTERPRISE, INC., UTILIZING THE NATIONAL PURCHASING PARTNERS COOPERATIVE PURCHASING 6 AGREEMENT, FOR A TOTAL COST OF ONE MILLION TWO 7 HUNDRED-ONE THOUSAND, FIVE HUNDRED FORTY-FIVE AND 8 50/100 DOLLARS (\$1,201,545.50), PLUS APPLICABLE TAXES AND 9 FEES, FOR THE PURCHASE OF 360 TASER 7 DEVICES AND 10 11 RELATED EQUIPMENT FOR THE LITTLE **ROCK POLICE** 12 **DEPARTMENT; AND FOR OTHER PURPOSES.** 

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WHEREAS, the current supply of Axon TASER X2 Devices for the Little Rock Police Department
 ("LRPD") are beginning to reach the end of their life in large numbers; and,

WHEREAS, in order to ensure the functionality of the Axon TASER Devices, replacement TASER
Devices and related equipment are now required, and LRPD seeks to purchase 360 Axon TASER 7
Devices plus related equipment; and,

WHEREAS, the Arkansas State Purchasing Law allows for the City or Little Rock, as a public procurement unit, to participate in Cooperative Purchasing Agreements with external procurement activities, such as the National Purchasing Partners ("NPP") Cooperative Purchasing Organization, for the purchase of commodities or services; and,

WHEREAS, the NPP Cooperative Purchasing Organization's Procurement Process meets or
 exceeds all the competitive requirements set forth by the City of Little Rock and the Arkansas State
 Purchasing Law; and,

WHEREAS, on December 7, 2021, the City of Little Rock Board of Directors adopted Resolution No. \_\_\_\_\_\_\_ to authorize the use of the NPP Cooperative Purchasing Organization as an option for the acquisition of commodities and services for the City of Little Rock; and,

WHEREAS, Axon Enterprise, Inc., was selected though the NPP Cooperative Purchasing
 Organization providing access to contracts created through an Request for Proposal (RFP) Process
 conducted by public agencies; and,

32 WHEREAS, the total estimated cost for 360 Axon TASER 7 Devices and related equipment is One 33 Million, Two Hundred One Thousand, Five Hundred Forty-Five and 50/100 Dollars (\$1,201,545.50), plus applicable taxes and fees, which includes a Three Hundred Eighty-Two Thousand, Three Hundred Fifty Seven and 67/100 Dollar (\$382,357.67) savings; and,

WHEREAS, the annual cost for the 360 Axon TASER 7 Devices and related equipment, which would
support the next two (2) Recruit Schools, is Two Hundred Thirty-Six Thousand, Nine Hundred Nine and
10/100 Dollars (\$236,909.10).

## NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CITY OF LITTLE ROCK, ARKANSAS:

8 Section 1. The Board of Directors hereby authorizes the City Manager to execute a five (5)-year 9 installment purchase agreement with Axon Enterprise, Inc., for the purchase of 360 TASER 7 Devices 10 and related equipment utilizing the NPP Cooperative Agreement for a total purchase price of One Million, 11 Two Hundred One Thousand, Five Hundred Forty-Five and 50/100 Dollars (\$1,201,545.50), plus 12 applicable taxes and fees.

Section 2. The purchase of these Axon TASER 7 devices and related equipment shall be maintained
 in accordance with the Governmental Accounting Standards Board.

15 Section 3. Funding for this purchase is as follows: a) For the first year of the agreement, JAG 16 Grant Funding set aside for the purchase of the TASERs, Account No. G35177-270529 and Federal Asset 17 Forfeiture Funds, Account No. G35147-270529; b) For the remaining four (4) years of the agreement, 18 either a Short-Term Financing Note pursuant to Amendment No. 78 to the Arkansas Constitution and Act 19 No. 1808 of 2001 or other City budget funds will be identified; and c) The City may terminate the 20 agreement without penalty if additional funding is not available.

Section 4. *Severability*. In the event any title, section, paragraph, item, sentence, clause, phrase, or word of this resolution is declared or adjudged to be invalid or unconstitutional, such declaration or adjudication shall not affect the remaining portions of the resolution which shall remain in full force and effect as if the portion so declared or adjudged invalid or unconstitutional was not originally a part of the resolution.

26 Section 5. *Repealer*. All laws, ordinances, resolutions, or parts of the same, that are inconsistent 27 with the provisions of this resolution, are hereby repealed to the extent of such inconsistency.

ADOPTED: December 7, 2021
ATTEST: APPROVED:
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32 Susan Langley, City Clerk
33 APPROVED AS TO LEGAL FORM:
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## 36 **Thomas M. Carpenter, City Attorney**