

**ORDINANCE NO. 1589**

**AN ORDINANCE AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO A CONTRACT WITH AXON ENTERPRISES IN THE AMOUNT OF \$207,632.40 FOR THE PURCHASE OF IN CAR VIDEO CAMERAS, EQUIPMENT, SOFTWARE, AND SERVICES; AND DECLARING AN EMERGENCY**

**WHEREAS**, the City of Canby would like to purchase and implement new In Car Video Cameras for all of its patrol vehicles;

**WHEREAS**, the City of Canby believes that the implementation and use of In Car Video Cameras will provide better evidence to support and protect the citizens of Canby as well as the patrol officers in their duties;

**WHEREAS**, the League of Oregon Cities has awarded a contract to Axon Enterprises through the State of Oregon public procurement process;

**WHEREAS**, the City of Canby wishes to piggyback on that public procurement process; and

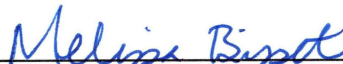
**WHEREAS**, the City of Canby Police Department researched and evaluated three different companies' In Car Video Cameras to analyze which offering best suited their needs.

**NOW, THEREFORE, THE CITY OF CANBY, OREGON, ORDAINS AS FOLLOWS:**

**Section 1.** The City Administrator is hereby authorized on behalf of the City to enter into a Contract with Axon Enterprises to purchase In Car Video Cameras, other equipment, software and other services for a five-year period. A copy of the Agreement is attached hereto as Exhibit "A."

**Section 2.** Due to fiscal cost savings, an emergency is hereby declared to exist, and this ordinance shall therefore take effect immediately upon its enactment after final reading.

**SUBMITTED** to the Canby City Council and read the first time at a regular meeting therefore on Wednesday, December 7, 2022, ordered posted as required by the Canby City Charter; and scheduled for second reading on Wednesday, December 21, 2022, commencing at the hour of 7:00 PM in the Council Chambers located at 222 NE 2<sup>nd</sup> Avenue, 1<sup>st</sup> Floor Canby, Oregon.

  
\_\_\_\_\_  
Melissa Bisset, CMC  
City Recorder

**PASSED** on second and final reading by the Canby City Council at a regular meeting thereof on the 21<sup>th</sup> day of December 2022, by the following vote:

YEAS 6

NAYS 0

  
\_\_\_\_\_  
Brian Hodson  
Mayor

ATTEST:

  
\_\_\_\_\_  
Melissa Bisset, CMC  
City Recorder



**Axon Enterprise, Inc.**  
 17800 N 85th St.  
 Scottsdale, Arizona 85255  
 United States  
 VAT: 86-0741227  
 Domestic: (800) 978-2737  
 International: +1.800.978.2737

**Exhibit A**

**Q-429796-44869.782JR**

Issued: 11/04/2022

Quote Expiration: 12/15/2022

Estimated Contract Start Date: 11/15/2023

Account Number: 458548

Payment Terms: N30

Delivery Method:

SHIP TO	BILL TO
Business;Delivery;Invoice-110 Oscar Ave N 110 Oscar Ave N Canby, MN 56220-1332 USA	Canby Police Dept - MN 110 Oscar Ave N Canby, MN 56220-1332 USA Email:

SALES REPRESENTATIVE	PRIMARY CONTACT
Jared Romain Phone: Email: jromain@axon.com Fax:	Doug Kitzmiller Phone: (503) 266-1104 Email: kitzmillerd@canbypolice.com Fax: (503) 266-9316

**Quote Summary**

Program Length	60 Months
<b>TOTAL COST</b>	<b>\$207,632.40</b>
<b>ESTIMATED TOTAL W/ TAX</b>	<b>\$207,632.40</b>

**Discount Summary**

Average Savings Per Year	\$13,355.88
<b>TOTAL SAVINGS</b>	<b>\$66,779.40</b>

**Payment Summary**

Date	Subtotal	Tax	Total
Oct 2023	\$41,526.44	\$0.00	\$41,526.44
Oct 2024	\$41,526.49	\$0.00	\$41,526.49
Oct 2025	\$41,526.49	\$0.00	\$41,526.49
Oct 2026	\$41,526.49	\$0.00	\$41,526.49
Oct 2027	\$41,526.49	\$0.00	\$41,526.49
<b>Total</b>	<b>\$207,632.40</b>	<b>\$0.00</b>	<b>\$207,632.40</b>

Quote Unbundled Price:	\$274,411.80
Quote List Price:	\$215,160.00
Quote Subtotal:	\$207,632.40

## Pricing

*All deliverables are detailed in Delivery Schedules section lower in proposal*

Item	Description	Qty	Term	Unbundled	List Price	Net Price	Subtotal	Tax	Total
<b>Program</b>									
Fleet3A	Fleet 3 Advanced	17	60	\$266.09	\$208.00	\$200.62	\$204,632.40	\$0.00	\$204,632.40
<b>A la Carte Services</b>									
100159	FLEET 3 - ALPR - API INTEGRATION SERVICES	1			\$3,000.00	\$3,000.00	\$3,000.00	\$0.00	\$3,000.00
<b>Total</b>							<b>\$207,632.40</b>	<b>\$0.00</b>	<b>\$207,632.40</b>

## Delivery Schedule

### Hardware

Bundle	Item	Description	QTY	Estimated Delivery Date
Fleet 3 Advanced	11634	CRADLEPOINT IBR900-1200M-B-NPS+5YR NETCLOUD	17	10/15/2023
Fleet 3 Advanced	70112	AXON SIGNAL UNIT	17	10/15/2023
Fleet 3 Advanced	71200	FLEET ANT, AIRGAIN, 5-IN-1, 2LTE, 2WIFI, 1GNSS, BL	17	10/15/2023
Fleet 3 Advanced	72036	FLEET 3 STANDARD 2 CAMERA KIT	17	10/15/2023
Fleet 3 Advanced	72048	FLEET SIM INSERTION, ATT	17	10/15/2023
Fleet 3 Advanced	72040	FLEET REFRESH, 2 CAMERA KIT	17	10/15/2028

### Software

Bundle	Item	Description	QTY	Estimated Start Date	Estimated End Date
Fleet 3 Advanced	80400	FLEET, VEHICLE LICENSE	17	11/15/2023	11/14/2028
Fleet 3 Advanced	80401	FLEET 3, ALPR LICENSE, 1 CAMERA	17	11/15/2023	11/14/2028
Fleet 3 Advanced	80402	RESPOND DEVICE LICENSE - FLEET 3	17	11/15/2023	11/14/2028
Fleet 3 Advanced	80410	FLEET, UNLIMITED STORAGE, 1 CAMERA	34	11/15/2023	11/14/2028

### Services

Bundle	Item	Description	QTY
Fleet 3 Advanced	73391	FLEET 3 NEW INSTALLATION (PER VEHICLE)	17
A la Carte	100159	FLEET 3 - ALPR - API INTEGRATION SERVICES	1

### Warranties

Bundle	Item	Description	QTY	Estimated Start Date	Estimated End Date
Fleet 3 Advanced	80379	EXT WARRANTY, AXON SIGNAL UNIT	17	10/15/2024	11/14/2028
Fleet 3 Advanced	80495	EXT WARRANTY, FLEET 3, 2 CAMERA KIT	17	10/15/2024	11/14/2028

## Payment Details

<b>Oct 2023</b>						
<b>Invoice Plan</b>	<b>Item</b>	<b>Description</b>	<b>Qty</b>	<b>Subtotal</b>	<b>Tax</b>	<b>Total</b>
Year 1	100159	FLEET 3 - ALPR - API INTEGRATION SERVICES	1	\$600.00	\$0.00	\$600.00
Year 1	Fleet3A	Fleet 3 Advanced	17	\$40,926.44	\$0.00	\$40,926.44
<b>Total</b>				<b>\$41,526.44</b>	<b>\$0.00</b>	<b>\$41,526.44</b>

<b>Oct 2024</b>						
<b>Invoice Plan</b>	<b>Item</b>	<b>Description</b>	<b>Qty</b>	<b>Subtotal</b>	<b>Tax</b>	<b>Total</b>
Year 2	100159	FLEET 3 - ALPR - API INTEGRATION SERVICES	1	\$600.00	\$0.00	\$600.00
Year 2	Fleet3A	Fleet 3 Advanced	17	\$40,926.49	\$0.00	\$40,926.49
<b>Total</b>				<b>\$41,526.49</b>	<b>\$0.00</b>	<b>\$41,526.49</b>

<b>Oct 2025</b>						
<b>Invoice Plan</b>	<b>Item</b>	<b>Description</b>	<b>Qty</b>	<b>Subtotal</b>	<b>Tax</b>	<b>Total</b>
Year 3	100159	FLEET 3 - ALPR - API INTEGRATION SERVICES	1	\$600.00	\$0.00	\$600.00
Year 3	Fleet3A	Fleet 3 Advanced	17	\$40,926.49	\$0.00	\$40,926.49
<b>Total</b>				<b>\$41,526.49</b>	<b>\$0.00</b>	<b>\$41,526.49</b>

<b>Oct 2026</b>						
<b>Invoice Plan</b>	<b>Item</b>	<b>Description</b>	<b>Qty</b>	<b>Subtotal</b>	<b>Tax</b>	<b>Total</b>
Year 4	100159	FLEET 3 - ALPR - API INTEGRATION SERVICES	1	\$600.00	\$0.00	\$600.00
Year 4	Fleet3A	Fleet 3 Advanced	17	\$40,926.49	\$0.00	\$40,926.49
<b>Total</b>				<b>\$41,526.49</b>	<b>\$0.00</b>	<b>\$41,526.49</b>

<b>Oct 2027</b>						
<b>Invoice Plan</b>	<b>Item</b>	<b>Description</b>	<b>Qty</b>	<b>Subtotal</b>	<b>Tax</b>	<b>Total</b>
Year 5	100159	FLEET 3 - ALPR - API INTEGRATION SERVICES	1	\$600.00	\$0.00	\$600.00
Year 5	Fleet3A	Fleet 3 Advanced	17	\$40,926.49	\$0.00	\$40,926.49
<b>Total</b>				<b>\$41,526.49</b>	<b>\$0.00</b>	<b>\$41,526.49</b>

**Tax is estimated based on rates applicable at date of quote and subject to change at time of invoicing. If a tax exemption certificate should be applied, please submit prior to invoicing.**

Contract League of Oregon Cities (fka NPP) Contract No. PS20270 is incorporated by reference into the terms and conditions of this Agreement. In the event of conflict the terms of Axon's Master Services and Purchasing Agreement shall govern.

## Standard Terms and Conditions

### Axon Enterprise Inc. Sales Terms and Conditions

#### Axon Master Services and Purchasing Agreement:

This Quote is limited to and conditional upon your acceptance of the provisions set forth herein and Axon's Master Services and Purchasing Agreement (posted at [www.axon.com/legal/sales-terms-and-conditions](http://www.axon.com/legal/sales-terms-and-conditions)), as well as the attached Statement of Work (SOW) for Axon Fleet and/or Axon Interview Room purchase, if applicable. In the event you and Axon have entered into a prior agreement to govern all future purchases, that agreement shall govern to the extent it includes the products and services being purchased and does not conflict with the Axon Customer Experience Improvement Program Appendix as described below.

#### ACEIP:

The Axon Customer Experience Improvement Program Appendix, which includes the sharing of de-identified segments of Agency Content with Axon to develop new products and improve your product experience (posted at [www.axon.com/legal/sales-terms-and-conditions](http://www.axon.com/legal/sales-terms-and-conditions)), is incorporated herein by reference. By signing below, you agree to the terms of the Axon Customer Experience Improvement Program.

#### Acceptance of Terms:

Any purchase order issued in response to this Quote is subject solely to the above referenced terms and conditions. By signing below, you represent that you are lawfully able to enter into contracts. If you are signing on behalf of an entity (including but not limited to the company, municipality, or government agency for whom you work), you represent to Axon that you have legal authority to bind that entity. If you do not have this authority, please do not sign this Quote.

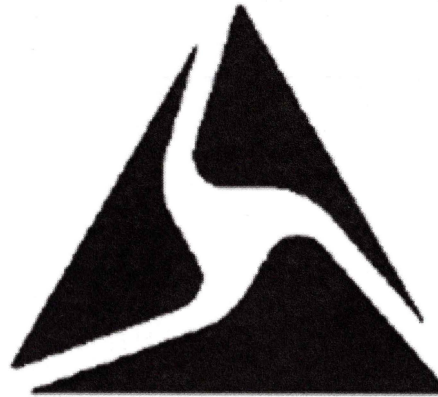
*Signature*

Signature

*12/22/22*

Date Signed

11/4/2022





**AFFIDAVIT OF POSTING**

STATE OF OREGON     )  
  )  
County of Clackamas     )     ss:  
  )  
CITY OF CANBY         )

I, Melissa Bisset, being first duly sworn, depose and say that I am the City Recorder for the City of Canby, Clackamas County, Oregon, a City duly incorporated under and by virtue of the laws of the State of Oregon.

That on the 7<sup>th</sup> day of December, 2022 the Council for said City of Canby held a Regular City Council Meeting, at which meeting Ordinance No. 1589 was read for the first time and passed by the vote of said Council and was then and there ordered posted in at least three (3) public and conspicuous places in said City for a period of five (5) days prior to the second reading and final vote on said Ordinance, as provided in Section 2 of Chapter 8 of the Charter of the City of Canby, and

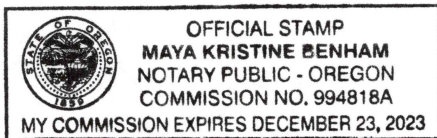
Thereafter, on the 9<sup>th</sup> day of December, 2022, I personally posted said Ordinance in the following three (3) conspicuous places, all within the said City of Canby, to wit:

- 1. Canby Civic Building
- 2. Canby Post Office
- 3. City of Canby Web Page

That since said posting on the date aforesaid, the said Ordinance will remain posted in the said three (3) public and conspicuous places continuously for the period of more than five (5) days and until the very 21<sup>st</sup> day of December, 2022.

Melissa Bisset  
Melissa Bisset, City Recorder

Subscribed and sworn to before me this 9<sup>th</sup> day of December, 2022.



Maya Kristine Benham  
Notary Public for Oregon  
My Commission Expires: 12/23/2023