

(O-2016-43 REV.)

ORDINANCE NUMBER O- 20586 (NEW SERIES)DATE OF FINAL PASSAGE JAN 15 2016

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE CITY TO EXTEND THE CONTRACT WITH TASER INTERNATIONAL, INC., FOR THE PURCHASE OF BODY WORN CAMERAS AND ACCESSORIES, FOR A TERM OF MORE THAN FIVE YEARS.

WHEREAS, the San Diego Police Department (Department) is committed to outfitting all uniformed patrol officers with body worn cameras; and

WHEREAS, the Department's initial 2012 study determined that its need for body worn cameras with accessories and digital storage could only be satisfied by TASER International, Inc., (TASER); and

WHEREAS, TASER's Digital Solution provides digital management software that allows for digital storage and timely exchange of digital recordings; and

WHEREAS, on April 7, 2014, the Director of Purchasing and Contracting approved, for one year, the Department's sole source request with TASER, case number 3224; and

WHEREAS, on June 23, 2014, the Council of the City of San Diego passed San Diego Resolution R-308997 authorizing the Mayor, or his designee, to enter into a one-year agreement with four one-year options, with TASER for body worn cameras and digital evidence storage, and authorizing the Chief Financial Officer to appropriate and expend not more than \$4 million in Fiscal Years 2014 through 2018, contingent upon adoption of the annual budget appropriations ordinance for each respective fiscal year, and continued sole source authorization; and

WHEREAS, in June 2014, the Department began the body worn camera project with plans to outfit and deploy body worn cameras to 1,000 uniformed patrol officers; and

WHEREAS, the body worn camera project consists of four phases, with phases one through three being completed between June 2014 and August 2015, and encompassing the purchase and deployment of 1,000 body worn cameras to patrol officers; and

WHEREAS, to date 945 body worn cameras have been issued to uniformed officers making the City of San Diego the largest city in the nation to deploy body worn cameras; and

WHEREAS, body worn cameras are deployed in all nine patrol commands; and

WHEREAS, TASER provided a quote Q-35641-8, dated December 18, 2015, for a contract start date of February 1, 2016, and expiring on July 31, 2020, for an amount not to exceed \$1,863,686; and

WHEREAS, the new quote from TASER extends the agreement beyond five years covering Fiscal Years 2014 through 2020, and brings the total agreement amount to \$5,863,686; and

WHEREAS, Fiscal Year 2016, year three of the contract, would support phase four of the body worn camera project and the purchase of 144 additional body worn cameras, associated mounts and hardware, docking/charging stations, evidence management software, and licenses; and

WHEREAS, phase four of the body worn camera project will outfit all police academy trained new hires for the Department in Fiscal Year 2016; and

WHEREAS, in Fiscal Years 2017 through 2020, the Department requests the ability to purchase, on an optional basis, body worn cameras, mounts, and hardware to outfit all police academy trained new hires for the Department, and outfit the Department's remaining uniformed patrol sergeants, canine officers, and reserve officers; and

WHEREAS, several body worn camera vendors including Digital Ally, Panasonic, PUMA, VIDMIC, VIE VU, Watch Guard, and Wolfcom were contacted, but it was determined that their products and storage solutions still do not meet the Department's requirements; and

WHEREAS, given that TASER has fulfilled the first three phases of the Department's body worn camera project and continues to offer the only system that meets the Department's specific requirements, pursuant to San Diego Municipal Code section 22.3016 the Purchasing Agent certified that the award of a sole source contract is necessary and strict compliance with a competitive process would be impractical; and

WHEREAS, on October 15, 2015, the Interim Director of Purchasing and Contracting approved, for five years, the Department's sole source request with TASER, case number 3585; and

WHEREAS, the Department requests an extension of the original agreement with TASER beyond five years; and

WHEREAS, expansion of the body worn camera program is consistent with the Department's five-year plan, which emphasizes a continued effort to hire police officers; and

WHEREAS, under San Diego Charter section 99, no contract, agreement or obligation extending for a period of more than five years may be authorized except by ordinance adopted by a two-thirds' majority vote of the City Council; NOW, THEREFORE,

BE IT ORDAINED, by the Council of the City of San Diego, as follows:

Section 1. That the Mayor or his designee is authorized to execute for and on behalf of the City a Memorandum of Agreement with TASER International, Inc., for the purchase of additional body worn cameras, licenses, docking stations, and warranty for the Police Department, extending for two years the existing five year agreement, and increasing the contract amount not to exceed \$1,863,686 for a total agreement amount of \$5,863,686, under the terms and conditions set forth in the Agreement on file in the Office of the City Clerk as Document No. OO- 20586

Section 2. That the Chief Financial Officer is authorized to expend an amount not to exceed \$456,318 in Fiscal Year 2016 from the Citizens Option for Public Safety (COPS) Fund (200722) for the contract with TASER International, Inc.

Section 3. That the Chief Financial Officer is authorized to expend an amount not to exceed \$768,233 in Fiscal Year 2017 from a funding source to be determined, for an optional purchase from TASER International, Inc., contingent upon adoption of the Fiscal Year 2017 Annual Budget Appropriation Ordinance and upon the Chief Financial Officer certifying that the funds necessary for expenditure are or will be available.

Section 4. That the Chief Financial Officer is authorized to expend an amount not to exceed \$298,581 in Fiscal Year 2018 from a funding source to be determined, for an optional purchase from TASER International, Inc., contingent upon adoption for the Fiscal Year 2018 Annual Budget Appropriation Ordinance and upon the Chief Financial Officer certifying that the funds necessary for expenditure are or will be available.

Section 5. That the Chief Financial Officer is authorized to expend an amount not to exceed \$213,045 in Fiscal Year 2019 from a funding source to be determined, for an optional

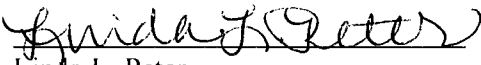
purchase from TASER International, Inc., contingent upon adoption of the Fiscal Year 2019 Annual Budget Appropriation Ordinance and upon the Chief Financial Officer certifying that the funds necessary for expenditure are or will be available.

Section 6. That the Chief Financial Officer is authorized to expend an amount not to exceed \$127,509 in Fiscal Year 2020 from a funding source to be determined, for an optional purchase from TASER International, Inc., contingent upon adoption of the Fiscal Year 2020 Annual Budget Appropriation Ordinance and upon the Chief Financial Officer certifying that the funds necessary for expenditure are or will be available.

Section 7. That a full reading of this ordinance is dispensed with prior to passage, a written copy having been made available to the City Council and the public prior to the day of its passage.

Section 8. That this ordinance shall take effect and be in force on the thirtieth day from and after its final passage.

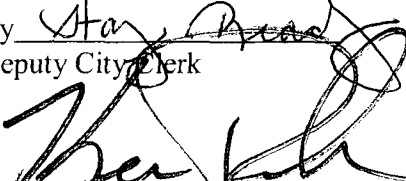
APPROVED: JAN I. GOLDSMITH, City Attorney

By   
Linda L. Peter  
Deputy City Attorney

LLP:amt  
11/18/2015  
12/21/2015 REV.  
Or.Dept:Police  
Doc No.:1192835

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of JAN 12 2016

ELIZABETH S. MALAND  
City Clerk

By Star Reed  
Deputy City Clerk  
  
\_\_\_\_\_  
KEVIN L. FAULCONER, Mayor

Approved: 1/15/16  
(date)

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on JAN 12 2016, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Sherri Lightner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lorie Zapf	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Todd Gloria	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Myrtle Cole	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Cate	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
David Alvarez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage JAN 15 2016.

AUTHENTICATED BY:

KEVIN L. FAULCONER  
Mayor of The City of San Diego, California.

(Seal)

ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.

By Stacy Brady, Deputy

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

DEC 08 2015, and on JAN 15 2016.

I FURTHER CERTIFY that said ordinance was read in full prior to passage or that such reading was dispensed with by a vote of five members of the Council, and that a written copy of the ordinance was made available to each member of the Council and the public prior to the day of its passage.

(Seal)

ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.

By Stacy Brady, Deputy

Office of the City Clerk, San Diego, California  
Ordinance Number O- 20586