

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, APPROVING AND AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO ISSUE A PURCHASE ORDER TO AXON ENTERPRISE INC. FOR THE PURCHASE OF 250 TASERS AND ASSOCIATED EQUIPMENT IN AN AMOUNT NOT TO EXCEED \$785,988.65 BASED UPON THE SOLE SOURCE PROVISION IN SECTION 38.41(C)(2) OF THE PROCUREMENT CODE.

WHEREAS, the Police Department requires the purchase of Tasers and associated equipment in order to enhance the ability to immobilize violent suspects; and

WHEREAS, when deployed, Tasers can immediately immobilize violent suspects, thereby offering a greater measure of safety to police officers; and

WHEREAS, the existing Taser Model X2 is no longer reliable nor covered under warranty; and

WHEREAS, the Police Department has identified the Taser Model 7 as meeting the Department's operational needs; and

WHEREAS, the hand-held Tasers are only available from the manufacturer, Axon Enterprise Inc. ("Axon"), the sole source supplier of the hand-held Taser Model 7 specifically designed for law enforcement use; and

WHEREAS, Axon is offering a trade-in amount for the old Taser Model X2 valued at \$25,000.00 along with an additional incentive of \$60,825.00 that will offset part of the cost of the purchase of the new Taser Model 7; and

WHEREAS, on August 10, 2021, the Procurement Services Division posted a Notice to Sole Source Number NTSS-031-21 in Bidsync to purchase 250 Tasers, issued an electronic notification to various vendors, and identified August 18, 2021 as the posting expiration date; and

WHEREAS, the Procurement Services Division received no inquiries or comments on the Notice to Sole Source Number NTSS-031-21; and

WHEREAS, Section 38.41(C)(2) of the Procurement Code provides that non-competitive supplies and sole source services available from only one source, such as unique, patented, franchised supplies, or services, are exempt from the competitive proposal requirements; and

WHEREAS, the purchase of a police issued Taser is not normally budgeted and serves as a legitimate law enforcement purpose; and

WHEREAS, the Chief of Police and the Chief Procurement Officer recommend that the City Commission approve and authorize the issuance of a purchase order to Axon Enterprise Inc. for the purchase of 250 Tasers in the amount of \$785,988.65; and

WHEREAS, funding for this project was included in the amended FY 2021 Capital Improvement Plan, and is available in account number 334.209901.52100.564530.001415.000.000.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA:

Section 1: That the foregoing "WHEREAS" clauses are ratified and confirmed as being true and correct and are incorporated in this Resolution.

Section 2: That it approves and authorizes the issuance, by the appropriate City officials, of a purchase order to Axon Enterprise Inc., together with such non-material changes as may be subsequently agreed to by the City Manager and approved as to form and legal sufficiency by the City Attorney.

Section 3: That this Resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this _____ day of _____, 2021.

JOSH LEVY, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC
CITY CLERK

APPROVED AS TO FORM AND LEGAL
SUFFICIENCY for the use and reliance
of the City of Hollywood, Florida, only.

DOUGLAS R. GONZALES
CITY ATTORNEY