

ORDINANCE NO. 72-23

AN ORDINANCE DECLARING AN EXCEPTIONAL SITUATION AND WAIVING THE REQUIREMENTS OF COMPETITIVE BIDDING FOR THE PURCHASE FROM AXON ENTERPRISE, INC., OF TASER, CAMERA, VIDEO, AND OTHER EQUIPMENT, AND CORRESPONDING LICENSES, FOR THE FORT SMITH POLICE DEPARTMENT

WHEREAS, Axon Enterprise, Inc. is a cooperative consortium member of Sourcewell, a Minnesota based cooperative procurement agency, and is a provider of taser, camera, video, and other equipment used by the Fort Smith Police Department; and,

WHEREAS, the City of Fort Smith for its Police Department is party to an existing agreement with Axon Enterprise, Inc. (Ordinance 125-21) for the purchase of Police Department taser, camera, and video equipment with corresponding licenses; and,

WHEREAS, the City of Fort Smith Police Department and Axon Enterprise, Inc. desire to terminate the existing purchase agreement and provide for the purchase of additional equipment and corresponding licenses by a new purchasing agreement based on the attached Axon Quote-501680-45159.799JS;

BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE CITY OF FORT SMITH, ARKANSAS, THAT:

SECTION 1: There is hereby declared an exceptional situation consisting of the need to acquire from Axon Enterprise, Inc., a Sourcewell cooperative consortium supplier, taser, camera, video, and other police department equipment, with corresponding licenses, as set forth in the attached Axon Quote-501680-45159.799JS for the Fort Smith Police Department. Based on the declared exceptional situation, competitive bidding requirements for the purchase of the described equipment and licenses are hereby waived.

SECTION 2: Axon Enterprise, Inc. Quote-501680-45159.799JS for taser, camera, video and other police department equipment, with corresponding licenses, is hereby accepted. Payments in a total amount of \$3,570,413.80 shall be made pursuant to the following schedule of dates and amounts:

	Invoice Date	Amount Due
Payment 1	January-2024	\$ 705,081.83
Payment 2	January-2025	\$ 716,332.96
Payment 3	January-2026	\$ 716,332.96
Payment 4	January-2027	\$ 716,332.96
Payment 5	January-2028	\$ 716,333.09

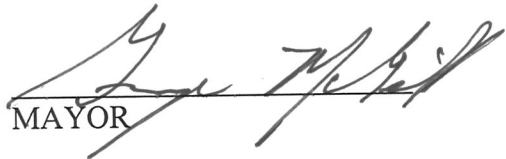
The purchase of equipment and license services shall be pursuant to the terms and conditions of the Axon Master Services and Purchasing Agreement, release date of June 26, 2023.

SECTION 3: The City Administrator is hereby authorized to take any and all necessary actions to complete the purchase agreement authorized by Section 2 of this Ordinance.

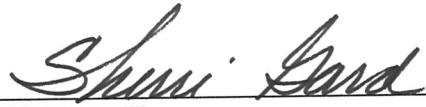
SECTION 4: The obligation of the City of Fort Smith pursuant to the purchase agreements authorized by Ordinance #125-21 are consolidated into the purchase agreement authorized by Section 2 of this Ordinance, and all payment or other obligations of the City of Fort Smith pursuant to Ordinance 125-21 are superseded and extinguished.

This Ordinance adopted this 5th day of September, 2023.

APPROVED:


MAYOR

ATTEST:


CITY CLERK

Approved as to form:



- No Publication Required
- Publish ___ Times