

DRAFT

RESOLUTION 20xx-xxx

RESOLUTION AUTHORIZING A SERVICE AGREEMENT OF FIVE YEARS FOR BODY WORN CAMERAS AND AS-NEEDED DATA SERVICES FROM AXON ENTERPRISE, INC. AS AUTHORIZED BY COOPERATIVE AGREEMENT. THE SERVICE AGREEMENT IS FOR THE PERIOD OF NOVEMBER 1, 2020 TO OCTOBER 31, 2025, IN AN AMOUNT NOT TO EXCEED \$1,680,232.20 FUNDING OF THE FIRST YEAR REQUIRES SPECIAL AUTHORIZATION FROM THE BOARD TO USE \$187,660.26 OF RESERVE FUNDS. ALL FUNDS REQUIRED FOR FUTURE FISCAL YEARS WILL BE BUDGETED IN THE APPROPRIATE FISCAL YEAR, SUBJECT TO BOARD APPROVAL UPON ADOPTION OF EACH YEAR'S FISCAL BUDGET.

WHEREAS, the San Diego Unified Port District (District) is a public corporation created by the Legislature in 1962 pursuant to Harbors and Navigation Code Appendix I (Act); and

WHEREAS, Board of Port Commissioners BPC Policy No. 110 establishes a policy governing the processing and administration of public projects, consulting and service agreements, the processing of supplies, materials, and equipment, and grants; and

WHEREAS, the Harbor Police Department was on the precipice of initiating a Body Worn Camera pilot program when the District fell victim to a cyber-attack in September 2018; and

WHEREAS, since that time, staff has been actively working to reestablish network security and functionality to the Harbor Police; and

WHEREAS, the network infrastructure has now been returned to a state where a Body Camera Program can be successfully implemented and maintained; and

WHEREAS, while the network issues were being addressed, staff has maintained awareness of the progression of Body Camera Programs in the region through participation in the County Wide Body Camera Working Group, organized by the San Diego County District Attorney's Office; and

WHEREAS, during the time that lapsed since the first inception of a Harbor

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Police Body Worn Camera Program, the public's expectation that officers routinely use body worn cameras has grown exponentially; and

WHEREAS, both the Office of the District Attorney and the City Attorney have expressed it is their expectation that police agencies both audio and video record all criminal interviews as well as capture as much evidentiary video as possible to further prosecution and enhance investigations; and

WHEREAS, based upon the expectations by our stakeholders of comprehensive evidence capture and enhanced transparency, the implementation of a Body Worn Camera Program is of utmost importance at this time; and

WHEREAS, currently every major San Diego County police agency has implemented a Body Worn Camera Program using Axon Enterprise, Inc. (Axon); and

WHEREAS, in addition to the body worn cameras themselves, Axon also provides a cloud-based software storage and data sharing platform that has a complete suite of data management tools; and

WHEREAS, the offices of the San Diego District Attorney and City Attorney subscribe to Axon's software services as well and can access member agency data when it is shared to them; and

WHEREAS, this functionality allows for electronic case filing and the near instantaneous sharing of data when needed; and

WHEREAS, Axon's Body Camera Program solution as proposed is a complete audio and video collection and management package that includes redaction services, user monitoring and auditing of equipment usage, internal affairs complaint processing, use of force auditing, interview room recording, and full data sharing and case file management; and

WHEREAS, also included in the contract is up to two complete equipment upgrades or replacements and full software and hardware support; and

WHEREAS, as a complete out of the box solution, it will minimize any additional internal staff work or support; and

WHEREAS, District staff recommends the Board authorize an agreement with Axon Enterprise, Inc. for comprehensive Body Worn Camera, video evidence collection, and related video evidence storage and management services for a period of five years from November 1, 2020 to October 31, 2025 in an amount not to exceed \$1,680,232.20.

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NOW THEREFORE, BE IT RESOLVED that the Board of Port Commissioners of the San Diego Unified Port District, authorizes and directs the District's Executive Director or her designee to enter into an agreement with Axon Enterprise, Inc. for comprehensive Body Worn Camera, video evidence collection, and related video evidence storage and management services for a period of five years from November 1, 2020 to October 31, 2025 in an amount not to exceed \$1,680,232.20.

APPROVED AS TO FORM AND LEGALITY:
GENERAL COUNSEL

By: Assistant/Deputy

PASSED AND ADOPTED by the Board of Port Commissioners of the San Diego Unified Port District, this 6th day of October 2020, by the following vote: