



Date: April 11, 2024
To: Board of Directors
Submitted by: David Aranda, Interim General Manager
Subject: Agreement for Providing Tasers to the KPPCSD Police Officers

Recommendation

Approve entering into a five-year agreement with Axon, LLC for providing Tasers to the KPPCSD police officers at a cost of \$51,500 which includes training.

Background

Attached is a report from the Chief on explaining the value for providing Tasers to the police officers in Kensington.

My support for taking this action is based on my experience of working with the Stallion Springs Police Department for twenty years. Upon my arrival at Stallion the officers did not have Tasers and, like Kensington, the typical patrol of officers in Stallion left them very vulnerable because of being alone in many cases with assistance not immediately available. The moral of the Stallion Springs Police Department improved with the Board approving Tasers. I personally had officers tell me how much they appreciated the fact that the board members cared about their safety. I believe the same would be true in Kensington.

This request was not budgeted for Fiscal Year 2024 but funds are available due to other items being under budget.

Exhibit(s)

- Memorandum with attachments from Chief Gancasz on Purchase and Deployment of Axon Tasers



Date: April 11, 2024
To: Board of Directors
From: M. Gancasz, Chief of Police
Subject: Purchase and deployment of Axon Tasers

Recommendation:

Approve the purchase of Axon Tasers to be deployed by the Kensington Police Department and enter into a five (5) year contract with Axon LLC.

Background:

Kensington Police Officers must have adequate modern resources to handle intense, immediate, high-risk confrontations effectively. Our officers patrol alone during their shifts, more so during the graveyard hours. They face the challenge of waiting for backup officers who may be several minutes away or unavailable. Our officers must be equipped with industry-accepted resources to de-escalate such scenarios safely. Penal Code 835a requires peace officers to use techniques and resources to de-escalate high-risk encounters and use the lowest level of force reasonably necessary to stop a threat. KPD Policy 300.3.5 (ALTERNATIVE TACTICS – DE-ESCALATION) also requires officers to summon and deploy resources and tactics that "may mitigate the need to use a higher level of force."

Discussion and Analysis:

The National Consensus Policy defines police de-escalation as "taking action or communicating verbally or non-verbally during a potential force encounter in an attempt to stabilize the situation and reduce the immediacy of the threat so that more time, options, and resources can be called upon to resolve the situation without the use of force or with a reduction in the force necessary."

In simpler terms, de-escalation is a set of processes or tactics used to prevent, reduce, or manage conflict-related behaviors during an interaction between two or more individuals. KPD Officers use their interpersonal communication skills (e.g., active listening, patience, focusing subjects' attention) and emotional state management (e.g., staying calm, not escalating) to regulate subjects in high emotional or conflictual intensity and gain voluntary compliance. These abilities are mainly about how officers can conduct themselves, but this is only part of effective de-escalation.

Upon examining the strategies adopted by other police departments to address the legal requirement of de-escalating violent encounters, I discovered that every police department in Contra Costa County has implemented a Conductive Electrical Device (CED) program. In essence, Conductive Electrical Devices (CEDs) provide officers with a non-lethal means to address threats and violence from a distance, enabling them to maintain control of the situation. They offer the capability to safely

incapacitate individuals up to 45 feet away, granting officers more time to strategize, communicate, and peacefully resolve the problem. Traditionally, firearms were the only option for such a range, but CEDs now offer a less lethal alternative, effectively de-escalating confrontations. Additionally, CEDs are more efficient and cause less harm, to officer and suspect, compared to close combat, baton strikes, or resorting to deadly force.

Conductive Electrical Devices, like the Taser 10, utilize pulses of electricity to induce neuro-muscular incapacitation (NMI). These devices are effective at distances of up to 45 feet. The probes are connected to thin filaments that conduct low-amperage electricity from a battery controlled by the device's computer. The primary objective of deploying a CED is not to inflict pain or harm but to temporarily halt gross bodily movement, allowing the officer (s) to safely approach and apprehend a threatening individual and take them into custody or get them the help they need.

CEDs have been utilized by law enforcement for over three decades and have demonstrated both safety and effectiveness. The current state-of-the-art CED is the Taser 10 from Axon. The Taser 10 significantly improves range, reliability, and effectiveness over prior models. Another advantage of the Taser 10 is that it allows KPD to review and record Taser activations and discharges with an evidence log. The devices are also interoperable with the Axon Body Worn Camera 4, which KPD currently uses. When officers remove their Taser from their holster, their body-worn camera turns on and begins recording automatically. Integrating the Taser 10 with KPDs ' body-worn cameras and evidence management will afford another layer of safety and transparency and an additional de-escalation option for our officers.

Kensington Officers face the challenging task of handling suspect encounters and arrests solo, without the support of backup officers to assist in managing the situation, overcoming resistance, or addressing potential threats. This underscores the crucial need for access to Conducted Electrical Devices (CEDs) to help officers gain valuable time while requesting backup from external agencies for assistance. Surprisingly, KPD is the sole agency in Contra Costa County that doesn't provide officers with CEDs, which diverges from modern de-escalation strategies that emphasize using non-lethal control devices to defuse tense and hazardous scenarios.

Fiscal Impact:

The fiscal impact will be \$55,465.34 over five years as follows:

- 2024 Taser Bundle \$10,979.58 (yr-1 includes instructor certification course)
- 2025 Taser Bundle \$11,136.43
- 2026 Taser Bundle \$11,136.43
- 2027 Taser Bundle \$11,136.43
- 2028 Taser Bundle \$11,136.47

Attachment:

Proposed Axon Taser Contract



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

Q-557934-45355.653RP

Issued: 03/04/2024

Quote Expiration: 04/30/2024

Estimated Contract Start Date: 10/01/2024

Account Number: 147505

Payment Terms: N30

Delivery Method:

SHIP TO	BILL TO
Kensington Police Department 10940 San Pablo Ave El Cerrito, CA 94530-2387 USA	Kensington Police Dept. - CA 10940 San Pablo Ave El Cerrito CA 94530-2387 USA Email:

SALES REPRESENTATIVE	PRIMARY CONTACT
Ryley Pladson Phone: Email: rpladson@axon.com Fax:	Brian Lande Phone: (510) 890-5110 Email: blande@kppcsd.org Fax:

Quote Summary

Program Length	60 Months
TOTAL COST	\$51,238.00
ESTIMATED TOTAL W/ TAX	\$55,465.34

Discount Summary

Average Savings Per Year	\$2,434.80
TOTAL SAVINGS	\$12,174.00

Payment Summary

Date	Subtotal	Tax	Total
Sep 2024	\$7,747.60	\$671.98	\$8,419.58
Oct 2024	\$2,500.00	\$0.00	\$2,500.00
Sep 2025	\$10,247.60	\$888.83	\$11,136.43
Sep 2026	\$10,247.60	\$888.83	\$11,136.43
Sep 2027	\$10,247.60	\$888.83	\$11,136.43
Sep 2028	\$10,247.60	\$888.87	\$11,136.47
Total	\$51,238.00	\$4,227.34	\$55,465.34

Quote Unbundled Price:	\$63,412.00
Quote List Price:	\$51,244.00
Quote Subtotal:	\$51,238.00

Pricing

All deliverables are detailed in Delivery Schedules section lower in proposal

Item	Description	Qty	Term	Unbundled	List Price	Net Price	Subtotal	Tax	Total
Program									
C00010	BUNDLE - TASER 10 CERTIFICATION	10	60	\$101.52	\$81.24	\$81.23	\$48,738.00	\$4,227.34	\$52,965.34
A la Carte Services									
101208	AXON TASER 10 - 2 DAY INSTRUCTOR COURSE - INSIDE SALES	1			\$2,500.00	\$2,500.00	\$2,500.00	\$0.00	\$2,500.00
Total							\$51,238.00	\$4,227.34	\$55,465.34

Delivery Schedule

Hardware

Bundle	Item	Description	QTY	Shipping Location	Estimated Delivery Date
BUNDLE - TASER 10 CERTIFICATION	100390	AXON TASER 10 - HANDLE - YELLOW CLASS 3R	10	2	09/01/2024
BUNDLE - TASER 10 CERTIFICATION	100393	AXON TASER 10 - MAGAZINE - LIVE DUTY BLACK	10	1	09/01/2024
BUNDLE - TASER 10 CERTIFICATION	100394	AXON TASER 10 - MAGAZINE - HALT TRAINING BLUE	4	1	09/01/2024
BUNDLE - TASER 10 CERTIFICATION	100395	AXON TASER 10 - MAGAZINE - LIVE TRAINING PURPLE	3	1	09/01/2024
BUNDLE - TASER 10 CERTIFICATION	100396	AXON TASER 10 - MAGAZINE - INERT RED	10	1	09/01/2024
BUNDLE - TASER 10 CERTIFICATION	100399	AXON TASER 10 - CARTRIDGE - LIVE	200	1	09/01/2024
BUNDLE - TASER 10 CERTIFICATION	100400	AXON TASER 10 - CARTRIDGE - HALT	60	1	09/01/2024
BUNDLE - TASER 10 CERTIFICATION	100401	AXON TASER 10 - CARTRIDGE - INERT	100	1	09/01/2024
BUNDLE - TASER 10 CERTIFICATION	100616	AXON TASER 10 - HOLSTER - BLACKHAWK - RH	10	1	09/01/2024
BUNDLE - TASER 10 CERTIFICATION	100623	AXON TASER - TRAINING - ENHANCED HALT SUIT V2	1	1	09/01/2024
BUNDLE - TASER 10 CERTIFICATION	20018	AXON TASER - BATTERY PACK - TACTICAL	10	1	09/01/2024
BUNDLE - TASER 10 CERTIFICATION	20018	AXON TASER - BATTERY PACK - TACTICAL	2	1	09/01/2024
BUNDLE - TASER 10 CERTIFICATION	70033	AXON - DOCK WALL MOUNT - BRACKET ASSY	1	1	09/01/2024
BUNDLE - TASER 10 CERTIFICATION	71019	AXON BODY - DOCK POWERCORD - NORTH AMERICA	1	1	09/01/2024
BUNDLE - TASER 10 CERTIFICATION	74200	AXON TASER - DOCK - SIX BAY PLUS CORE	1	1	09/01/2024
BUNDLE - TASER 10 CERTIFICATION	80087	AXON TASER - TARGET - CONDUCTIVE PROFESSIONAL RUGGEDIZED	1	1	09/01/2024
BUNDLE - TASER 10 CERTIFICATION	80090	AXON TASER - TARGET FRAME - PROFESSIONAL 27.5 IN X 75 IN	1	1	09/01/2024
BUNDLE - TASER 10 CERTIFICATION	100399	AXON TASER 10 - CARTRIDGE - LIVE	30	1	09/01/2025
BUNDLE - TASER 10 CERTIFICATION	100400	AXON TASER 10 - CARTRIDGE - HALT	80	1	09/01/2025
BUNDLE - TASER 10 CERTIFICATION	100399	AXON TASER 10 - CARTRIDGE - LIVE	30	1	09/01/2026
BUNDLE - TASER 10 CERTIFICATION	100400	AXON TASER 10 - CARTRIDGE - HALT	80	1	09/01/2026
BUNDLE - TASER 10 CERTIFICATION	100399	AXON TASER 10 - CARTRIDGE - LIVE	30	1	09/01/2027
BUNDLE - TASER 10 CERTIFICATION	100400	AXON TASER 10 - CARTRIDGE - HALT	80	1	09/01/2027
BUNDLE - TASER 10 CERTIFICATION	100399	AXON TASER 10 - CARTRIDGE - LIVE	30	1	09/01/2028
BUNDLE - TASER 10 CERTIFICATION	100400	AXON TASER 10 - CARTRIDGE - HALT	80	1	09/01/2028

Software

Bundle	Item	Description	QTY	Estimated Start Date	Estimated End Date
BUNDLE - TASER 10 CERTIFICATION	101180	AXON TASER - DATA SCIENCE PROGRAM	10	10/01/2024	09/30/2029
BUNDLE - TASER 10 CERTIFICATION	20248	AXON TASER - EVIDENCE.COM LICENSE	10	10/01/2024	09/30/2029
BUNDLE - TASER 10 CERTIFICATION	20248	AXON TASER - EVIDENCE.COM LICENSE	1	10/01/2024	09/30/2029

Services

Bundle	Item	Description	QTY
BUNDLE - TASER 10 CERTIFICATION	100751	AXON TASER 10 - REPLACEMENT ACCESS PROGRAM - DUTY CARTRIDGE	10
BUNDLE - TASER 10 CERTIFICATION	101193	AXON TASER - ON DEMAND CERTIFICATION	1
A la Carte	101208	AXON TASER 10 - 2 DAY INSTRUCTOR COURSE - INSIDE SALES	1

Warranties

Bundle	Item	Description	QTY	Estimated Start Date	Estimated End Date
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Warranties

Bundle	Item	Description	QTY	Estimated Start Date	Estimated End Date
BUNDLE - TASER 10 CERTIFICATION	100704	AXON TASER 10 - EXT WARRANTY - HANDLE	10	09/01/2025	09/30/2029
BUNDLE - TASER 10 CERTIFICATION	80374	AXON TASER 7 - EXT WARRANTY - BATTERY PACK	10	09/01/2025	09/30/2029
BUNDLE - TASER 10 CERTIFICATION	80374	AXON TASER 7 - EXT WARRANTY - BATTERY PACK	2	09/01/2025	09/30/2029
BUNDLE - TASER 10 CERTIFICATION	80396	AXON TASER 7 - EXT WARRANTY - DOCK SIX BAY	1	09/01/2025	09/30/2029

Shipping Locations

Location Number	Street	City	State	Zip	Country
1	10940 San Pablo Ave	El Cerrito	CA	94530-2387	USA
2	10940 San Pablo Ave	El Cerrito	CA	94530-2387	USA

Payment Details

Sep 2024

Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Year 1	C00010	BUNDLE - TASER 10 CERTIFICATION	10	\$7,747.60	\$671.98	\$8,419.58
Total				\$7,747.60	\$671.98	\$8,419.58

Oct 2024

Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Invoice Upon Fulfillment	101208	AXON TASER 10 - 2 DAY INSTRUCTOR COURSE - INSIDE SALES	1	\$2,500.00	\$0.00	\$2,500.00
Total				\$2,500.00	\$0.00	\$2,500.00

Sep 2025

Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Year 2	C00010	BUNDLE - TASER 10 CERTIFICATION	10	\$10,247.60	\$888.83	\$11,136.43
Total				\$10,247.60	\$888.83	\$11,136.43

Sep 2026

Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Year 3	C00010	BUNDLE - TASER 10 CERTIFICATION	10	\$10,247.60	\$888.83	\$11,136.43
Total				\$10,247.60	\$888.83	\$11,136.43

Sep 2027

Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Year 4	C00010	BUNDLE - TASER 10 CERTIFICATION	10	\$10,247.60	\$888.83	\$11,136.43
Total				\$10,247.60	\$888.83	\$11,136.43

Sep 2028

Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Year 5	C00010	BUNDLE - TASER 10 CERTIFICATION	10	\$10,247.60	\$888.87	\$11,136.47
Total				\$10,247.60	\$888.87	\$11,136.47

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.

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), 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), 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

Date Signed

3/4/2024

