

RESOLUTION NO. 2010-720

Adopted by the Sacramento City Council

December 14, 2010

PURCHASE OF X26 CONDUCTED ENGERGY DEVICES (CEDs)

BACKGROUND

- A. Conducted Energy Devices (CEDs) allow officers to subdue aggressive subjects through less than lethal means. Battery-charged probes induce neuro-muscular incapacitation (NMI) which enables officers to handcuff or otherwise control combative subjects. Motor nerve and muscle tissue are temporarily stimulated which results in incapacitation regardless of the size, mental focus, or drug-induced dementia of the attacker. CEDs are issued to sworn peace officers only after the completion of required training.
- B. The Taser Model X26 CED represents a significant improvement over the Taser Model M26 CED. The age of the standard issue Taser Model M26 CEDs has led to reliability issues. The Police Department has 288 updated X26s that are in operational use. The replacement of the existing Taser Model M26s by the Taser Model X26s will standardize the Police Department's equipment and training and will complete the transition process.
- C. Taser International, Inc. maintains that the X26 has an incapacitation effect that is 5% greater than the M26 as well as a 94.9% field effectiveness rating. This effectiveness rating is based on reports submitted by law enforcement agencies equipped with the X26. The X26 is also 60% smaller, 60% lighter, and features a longer battery life. The X26 uses a non-rechargeable lithium battery whereas the M26 uses NIMH rechargeable batteries that require constant recharging and present frequent reliability issues. The M26 and X26 are both equipped with a memory chip to download data on firings in order to protect officers from unfounded allegations of excessive force. The download data for the X26 includes information regarding the duration of the electrical discharge of the weapon while the standard issue M26's download data displays the number of trigger pulls but not the duration of the CED application. Also included in this purchase are Taser Model X26 holsters, cartridges, belt clips and other accessories to train and equip 360 officers.
- D. ProForce Law Enforcement is Taser International Inc.'s designated distributor for the State of California. Taser International, Inc. does not allow its distributors to infringe or underbid outside of their designated geographical area. Taser International, Inc. is offering a \$75.00 trade-in allowance for standard issue M26 models with the purchase of X26 Models. Taser International, Inc. has extended this offer to the Police

Department until December 31, 2010. If Taser International, Inc. does not receive a purchase order by December 31, 2010 from the Police Department, this offer will be rescinded. Consequently, the trade-in allowance will lower the total cost of this purchase by \$27,000.00.

- E. It is in the best interest of public safety and the City of Sacramento to ensure that officers are equipped with updated and properly functioning Conducted Energy Devices.

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

- Section 1. In the best interests of the City, competitive bidding is hereby suspended for the purchase of Taser Model X26 CEDs from Taser International, Inc. through their designated distributor, ProForce Law Enforcement.
- Section 2. Taser International, Inc.'s designated distributor, ProForce Law Enforcement, is awarded a commodities agreement (attached as Exhibit A and made a part of this Resolution) for the purchase of Taser Model X26 Conducted Energy Devices during FY2010/11 in an amount not to exceed \$440,000.00

Adopted by the City of Sacramento City Council on December 14, 2010 by the following vote:

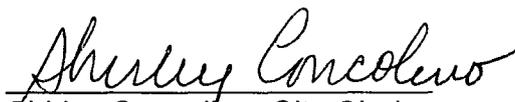
Ayes: Councilmembers Ashby, Cohn, D Fong, R Fong, McCarty, Pannell, Schenirer, Sheedy, and Mayor Johnson.

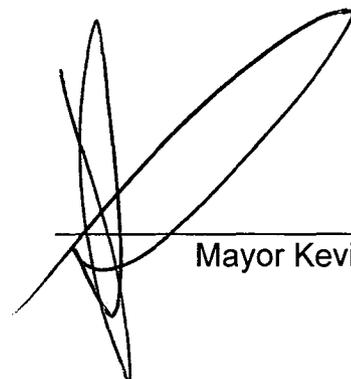
Noes: None.

Abstain: None.

Absent: None.

Attest:


Shirley Concolino, City Clerk



Mayor Kevin Johnson