



John D. Wentworth, Clackamas County District Attorney

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March 2, 2023

BCC Agenda Date/Item: _____

Board of County Commissioners
Clackamas County

Approval of a Board Order authorizing issuance of a Purchase Order to Axon Enterprise, Inc. for the Justice Premier software system under a Cooperative Contract. Purchase order value is \$650,190 for 5 years. Funding is through budgeted County General Funds.

Previous Board Action/Review	None		
Performance Clackamas	Ensure Healthy, Safe, and Secure Communities.		
Counsel Review	Yes	Procurement Review	Yes
Contact Person	Bob Willson	Contact Phone	503-650-3011

EXECUTIVE SUMMARY: This is a software package that our whole office needs to receive, store, discover, review, and maintain all evidence that comes to our office from all law enforcement agencies. Most of our evidence comes from the Clackamas County Sheriff's Office and they already have a contract with this company for their own digital evidence purposes.

RECOMMENDATION: Staff recommends approval of this contract for Justice Premier software package for Evidence.com through Axon.

Respectfully submitted,

John D Wentworth
District Attorney

For Filing Use Only

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF CLACKAMAS COUNTY, STATE OF OREGON**

In the Matter of Approving
Issuance of Purchase Order for
Purchase of Software Licensing
and Related Goods and Services



Board Order No. _____

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Whereas, the Clackamas County Board of County Commissioners (the “Board”) has authority to sign all contracts and any amendments or renewals of the same;

Whereas, Oregon Revised Statutes (“ORS”) 279A.200-220 and Local Contact Review Board Rule C-046-0400 permit Clackamas County to purchase goods and services using cooperative contracts;

Whereas, Sourcewell, cooperative purchasing entity, established a cooperative contract, contract number 010720-AXN, with Axon Enterprise Inc. for the purchase of public safety video surveillance solutions, with related equipment software, cloud services and accessories,

Whereas, the Clackamas County District Attorney’s Office desires to utilize the aforementioned cooperative contract and enter into a 5-year agreement with Axon Enterprise, Inc. to purchase licenses for “Justice Premier” cloud services, software services, cloud storage, installation, and related training, for total of \$650,190.00 through May 2027;

Whereas, the Clackamas County Department of Finance requests authority to purchase the aforementioned goods and services by issuance of a purchase order (“PO”); and

Whereas, a PO is issued directly through the Clackamas County Department of Finance’s management software with no signature required or available;

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NOW THEREFORE, the Clackamas County Board of County Commissioners orders as follows:

1. The requested purchase of the aforementioned goods and services from Axon Enterprise, Inc., in the amount of \$650,190.00, is hereby approved;
2. The Clackamas County District Attorney's Office will notify the Board of Commissioners of each fiscal year encumbrance amount made under the contract with Axon Enterprises, Inc. at a regularly scheduled Board meeting; and
3. The Clackamas County Administrator is delegated limited authority to sign the AXON quote. The Clackamas County Department of Finance is hereby delegated limited authority to issue a PO to purchase the aforementioned equipment and services.

DATED this ____ day of _____, 2023

BOARD OF COUNTY COMMISSIONERS

Chair

Recording Secretary



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-454026-44957.837NC

Issued: 01/31/2023

Quote Expiration:

Estimated Contract Start Date: 05/01/2023

Account Number: 492927

Payment Terms: N30

Delivery Method:

SHIP TO	BILL TO
Business;Delivery-807 Main St 807 Main St Oregon City, OR 97045-1844 USA	Clackamas County (OR) District Attorney's Office 2223 Kaen Rd Oregon City, OR 97045-4047 USA Email:

SALES REPRESENTATIVE	PRIMARY CONTACT
Nathan Coady Phone: Email: ncoady@axon.com Fax:	McKell Ridgway Phone: (503) 655-8431 Email: dahelp@clackamas.us Fax:

Quote Summary

Program Length	60 Months
TOTAL COST	\$650,190.00
ESTIMATED TOTAL W/ TAX	\$650,190.00

Discount Summary

Average Savings Per Year	\$104,112.00
TOTAL SAVINGS	\$520,560.00

Payment Summary

Date	Subtotal	Tax	Total
May 2023	\$135,438.00	\$0.00	\$135,438.00
May 2024	\$128,688.00	\$0.00	\$128,688.00
May 2025	\$128,688.00	\$0.00	\$128,688.00
May 2026	\$128,688.00	\$0.00	\$128,688.00
May 2027	\$128,688.00	\$0.00	\$128,688.00
Total	\$650,190.00	\$0.00	\$650,190.00

Quote Unbundled Price:	\$1,170,750.00
Quote List Price:	\$1,170,750.00
Quote Subtotal:	\$650,190.00

Pricing

All deliverables are detailed in Delivery Schedules section lower in proposal

Item	Description	Qty	Term	Unbundled	List Price	Net Price	Subtotal	Tax	Total
A la Carte Software									
AttorneyPrem	Justice Premier	100	60		\$194.00	\$107.24	\$643,440.00	\$0.00	\$643,440.00
A la Carte Services									
100490	JUSTICE STARTER	1			\$2,750.00	\$2,750.00	\$2,750.00	\$0.00	\$2,750.00
100492	JUSTICE 1-DAY	2			\$2,000.00	\$2,000.00	\$4,000.00	\$0.00	\$4,000.00
Total							\$650,190.00	\$0.00	\$650,190.00

Delivery Schedule

Software

Bundle	Item	Description	QTY	Estimated Start Date	Estimated End Date
Justice Premier	100165	UNLIMITED 3RD-PARTY STORAGE	100	05/01/2023	04/30/2028
Justice Premier	100626	INVESTIGATE PRO LICENSE	100	05/01/2023	04/30/2028
Justice Premier	73478	REDACTION ASSISTANT USER LICENSE	100	05/01/2023	04/30/2028
Justice Premier	73618	CITIZEN FOR COMMUNITIES USER LICENSE	100	05/01/2023	04/30/2028
Justice Premier	73686	EVIDENCE.COM UNLIMITED AXON DEVICE STORAGE	100	05/01/2023	04/30/2028
Justice Premier	73838	PROSECUTOR PROFESSIONAL ACCESS LICENSE	100	05/01/2023	04/30/2028
Justice Premier	85762	AUTO-TRANSCRIBE JUSTICE ACCESS SERVICE	100	05/01/2023	04/30/2028
Justice Premier	85767	DISCOVERY MODULE ACCESS SERVICE	100	05/01/2023	04/30/2028

Services

Bundle	Item	Description	QTY
Justice Premier	11642	THIRD-PARTY VIDEO SUPPORT LICENSE	100
A la Carte	100490	JUSTICE STARTER	1
A la Carte	100492	JUSTICE 1-DAY	2

Payment Details

May 2023

Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Year 1	AttorneyPrem	Justice Premier	100	\$128,688.00	\$0.00	\$128,688.00
Invoice Upon Fulfillment	100490	JUSTICE STARTER	1	\$2,750.00	\$0.00	\$2,750.00
Invoice Upon Fulfillment	100492	JUSTICE 1-DAY	2	\$4,000.00	\$0.00	\$4,000.00
Total				\$135,438.00	\$0.00	\$135,438.00

May 2024

Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Year 2	AttorneyPrem	Justice Premier	100	\$128,688.00	\$0.00	\$128,688.00
Total				\$128,688.00	\$0.00	\$128,688.00

May 2025

Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Year 3	AttorneyPrem	Justice Premier	100	\$128,688.00	\$0.00	\$128,688.00
Total				\$128,688.00	\$0.00	\$128,688.00

May 2026

Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Year 4	AttorneyPrem	Justice Premier	100	\$128,688.00	\$0.00	\$128,688.00
Total				\$128,688.00	\$0.00	\$128,688.00

May 2027

Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Year 5	AttorneyPrem	Justice Premier	100	\$128,688.00	\$0.00	\$128,688.00
Total				\$128,688.00	\$0.00	\$128,688.00

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.

Contract Sourcewell Contract #010720-AXN is incorporated by reference into the terms and conditions of this Agreement. In the event of conflict the terms of Axon's Master Services and Purchasing Agreement shall govern.

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

1/31/2023



AXON

PRICING MODELS
AXON JUSTICE SOLUTIONS

How does pricing work?

Enterprise products may be purchased a-la-carte but will have a license count minimum that correlates to your **Full Time Employee (FTE) Count**. As an example, the price of Unlimited Storage is \$468 / License / Year. We would use FTE x License Cost (\$468) to generate a cost for the office.

Based on the 83.7 allocated/budgeted FTE to the Clackamas District Attorney in 2022, pricing below will be based off a license count of 83.

What is the benefit of Justice Premier?

- Additional flexibility in portal launches. No additional cost for these portals.
- Advanced Support. Your success is incredibly important to the health and ecosystem of your Justice System as well as Axon.
- Cost and Contract Locking. You will have unlimited licenses and cloud storage without additional costs for the entirety of the contract.

Pricing matrix

Enterprise Product	License Cost / Year	QTY	Cost / Year	Justice Premier
3 rd Party Video Support	\$108.00	83	\$8,964.00	Included
AI Redaction Assistant	\$108.00	83	\$8,964.00	Included
Axon Citizen	\$108.00	83	\$8,964.00	Included
Unlimited AI Transcription	\$840.00	83	\$69,720.00	Included
Unlimited 3rd Party Storage	\$468.00	83	\$38,844.00	Included
Unlimited Professional Licenses	\$468.00	83	\$38,844.00	Included
Premier Interface, Discovery & Ingestion Portal Not available for individual sale*	\$612.00	83	\$50,796.00	Included
Total Individual Costs (All Premier Products)			\$225,096.00	
Justice Premier Bundle	\$1,188.00	83	\$98,604.00	Everything Above

The Justice Premier Bundle includes all noted software tools and is \$1188 Per User Per Year. Included in Premier but not an individual Product SKU:

- Single Sign On / Active Directory
- API Enablement
- Discovery Portal -- Evidence.com account for Public Defender
- Ingestion Portal -- Evidence.com Account for Non-Axon LEA's.

PRODUCT INFORMATION

Software Deliverables	Description and Function
Pro License	<p>Pro licenses provide access to these tools <u>if they are enabled</u>:</p> <ul style="list-style-type: none"> Redaction Software Tools Multi-cam Video Playback of Axon Cameras Axon Auto-Transcribe Administrative Functionality & Reporting Tools
Unlimited Pro Licenses	Unlimited Pro Licenses in DA Axon Evidence Account.
Axon Auto-Transcribe	<p>Automatically transcribe uploaded videos/audio, freeing up resources to focus on critical issues. Our AI Transcription tool generates English video/audio transcriptions within 15 minutes.</p> <ul style="list-style-type: none"> Transcripts are editable and hyperlinked to the video. Side-by-side transcript/video view - reduces review time. Quickly scan or search by keyword to a time-synced auto-transcript of important moments. Click on a word and jump right to that spot in the video or audio. <p>Attorney Premier: Unlimited Minutes and transcriptions begin automatically after evidence enters account.</p>
Unlimited Cloud Storage	Yes. Unlimited. Store all digital evidence, regardless of file type, in one secure cloud. CJIS Compliant and stored in Microsoft Azure. Accessible from any device. Maintain one centralized location for receiving and managing digital evidence disclosures from prosecutors on the Axon network. No storage costs associated with sharing to other portals or storing evidence shared downstream.
3rd Party Video Playback	Upon ingest to your account, approximately 95% of proprietary video formats will be transcoded and viewable without the proprietary player. Extract file into an MP4 to download, share, redact, and transcribe these assets just as you would any MP4 video file.
Multi-Cam Axon Video Playback	Time-synchronized viewing of up to four Axon generated videos, including body-worn and in car footage at the same time. This greatly improves the situational awareness of an entire scene by the reviewer.
Axon Citizen	Generate a link that is sent to individuals or advertised to the community that allows you to directly receive files into your Axon Evidence account.
Redaction Studio	Usable by any Pro License. Manual Blur Redaction of Video. Audio and Image Redaction.
Redaction Assistant	<p>AI Redaction of Faces, MDTs, and License Plates.</p> <p>Document Redaction adds the ability to redact text, add mask, and add text annotation to PDFs in Axon Evidence.</p>
CMS Integration*	Make Axon digital evidence data available for ingestion into the Agency Case Management System via API. Dependent on CMS in use*. May have additional costs from CMS. CMS owns integrations.

Justice Premier	All Tools described below are specific to Justice Premier and included with an Enterprise Premier Purchase.
Case and Evidence Status	Immediately see what's new, what you've reviewed, what you've disclosed, who you disclosed to, and which LEA did it come from.
Advanced Fields	Additional fields including Court ID #, Accused name, Internal # for easier searching. Configurable tables for individual users.
Do Not Disclose	Set Evidence as "do not disclose" which will prevent any case shares from including sensitive evidence.
Evolving Product	Any additional additions to the Attorney Premier software or bundle will be included at no additional cost for the entirety of the contract. The Justice Product Team is constantly adding new additions to the Premier User Interface. Any additional product improvements (Spanish Transcription, for example - set to launch 2023) are included as well.
Evidence Ingestion Portal	Configurable web-based portal for LEAs to submit digital evidence. You will be able to define content that is captured (Case info, metadata) during submission to enforce clean evidence submission. Full audit tracking of when evidence was submitted and by whom. Fully managed by District Attorney's Office.
Public Defender Discovery Portal (+Alternate/Private Defender)	Evidence.com account provided to Public Defender's Office. Allows quick and easy cloud transfer of digital evidence + a clear discovery audit trail. Basic Licenses provided to all employed staff at Public Defender's Office. Full Brady Disclosure compliance.