

BOS AGREEMENT NO. 23-081-A3

**AMENDMENT TO COUNTY OF MENDOCINO
AGREEMENT NO. BOS 23-081**

This Amendment to Agreement No. 23-081 is entered into by and between the COUNTY OF MENDOCINO, a political subdivision of the State of California, hereinafter referred to as "COUNTY," and Axon Enterprise, Inc., hereinafter referred to as "CONTRACTOR," the date this Amendment is fully executed by all parties.

WHEREAS, Agreement No. 23-081 was entered into on May 23, 2023; and

WHEREAS, First Amendment No. 23-081-A1 was entered into on October 17, 2023; and

WHEREAS, Second Amendment No. 23-081-A2 was entered into on February 27, 2024; and

WHEREAS, upon execution of this document by COUNTY and CONTRACTOR, this document will become part of the aforementioned contract and shall be incorporated therein; and

WHEREAS, it is the desire of COUNTY and CONTRACTOR to increase the total compensation payable to CONTRACTOR set out in Agreement No. BOS-23-081-A2, from \$734,767.45 to \$824,111.53 for the addition of ten (10) body worn cameras, multi-bay dock bundles, licensing and extended warranties over a four-year period; and

NOW, THEREFORE, we agree as follows:

1. The total contracted amount set out in Agreement No. BOS-23-081-A2 is hereby increased from \$734,767.45 to \$824,111.53.
2. The Exhibit B, Payment Terms, set out in Agreement No. BOS-23-081-A2 has been altered and a new Exhibit B is attached herein with amendments shown in bold font.
3. Attachment 1: Axon Enterprise, Inc. Quote No. Q-554002-45365.649AS is attached herein with the additional licensing information.

All other terms and conditions of Agreement No. BOS 23-081, Amendment 1 and 2 shall remain in full force and effect.

IN WITNESS WHEREOF**DEPARTMENT FISCAL REVIEW:**

John Magnan 04/02/2024
John Magnan (Apr 2, 2024 11:35 PDT)

DEPARTMENT HEAD DATE

Budgeted: ☒ Yes ☐ No

Budget Unit: 2310

Line Item: 862230

Grant: ☐ Yes ☒ No

Grant No.: N/A

COUNTY OF MENDOCINO

By: Maureen Mulheren
 MAUREEN MULHEREN, Chair
 BOARD OF SUPERVISORS

Date: 04/23/2024

ATTEST:

DARCIE ANTLE, Clerk of said Board

By: Annap
 Deputy 04/23/2024

I hereby certify that according to the provisions of Government Code section 25103, delivery of this document has been made.

DARCIE ANTLE, Clerk of said Board

By: Annap
 Deputy 04/23/2024

INSURANCE REVIEW:

By: Darcie Antle
 Risk Management

Date: 04/02/2024

CONTRACTOR/COMPANY NAME

By: DocuSigned by: [Signature]
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Date: 4/4/2024 | 12:02 PM MST

NAME AND ADDRESS OF CONTRACTOR:

Axon Enterprise, Inc.

17800 N. 85th St.

Scottsdale, AZ 85255

Ph: 800.978.2737

Em: asliper@axon.com

By signing above, signatory warrants and represents that he/she executed this Agreement in his/her authorized capacity and that by his/her signature on this Agreement, he/she or the entity upon behalf of which he/she acted, executed this Agreement.

COUNTY COUNSEL REVIEW:

APPROVED AS TO FORM:

By: Brina Blanton
 COUNTY COUNSEL

Date: 04/02/2024

EXECUTIVE OFFICE/FISCAL REVIEW:

By: Chris [Signature]
 Deputy CEO or Designee

Date: 04/02/2024

Signatory Authority: \$0-25,000 Department; \$25,001- 50,000 Purchasing Agent; \$50,001+ Board of Supervisors
 Exception to Bid Process Required/Completed ☐ N/A Sourcewell Co-Op Purchasing Agreement 010720-AXN
 Mendocino County Business License: Valid ☐
 Exempt Pursuant to MCC Section: _____

EXHIBIT B**PAYMENT TERMS**

- A. COUNTY shall pay CONTRACTOR on an annual basis for five years, per the following instructions:

For the Digital Evidence Management System:

DATE	SUBTOTAL	TAX	TOTAL
June 2023	\$ 73,141.17	\$ 779.58	\$ 73,920.75
June 2023 <i>(one time set up fee)</i>	\$ 9,950.00	\$ 0.00	\$ 9,950.00
February 2024 <i>additional user licensing</i>	\$ 6,676.80	\$ 0.00	\$ 6,676.80
June 2024 <i>plus additional user licensing</i>	\$ 73,141.17 \$ 6,676.80	\$ 779.58	\$ 80,597.55
June 2025 <i>plus additional user licensing</i>	\$ 73,141.17 \$ 6,676.80	\$ 779.58	\$ 80,597.55
June 2026 <i>plus additional user licensing</i>	\$ 73,141.17 \$ 6,676.80	\$ 779.58	\$ 80,597.55
June 2027 <i>plus additional user licensing</i>	\$ 73,141.17 \$ 6,676.80	\$ 779.58	\$ 80,597.55
TOTAL	\$ 409,039.85	\$ 3,897.90	\$ 412,937.75

For the Body Worn Camera Equipment and Licensing:

DATE	SUBTOTAL	TAX	TOTAL
October 2023	\$ 59,297.52	\$ 3,078.40	\$ 62,375.92
November 2023 <i>(one time set up fee)</i>	\$ 9,950.00	\$ 0.00	\$ 9,950.00
June 2024 <i>plus additional equipment</i>	\$ 59,297.54 \$ 21,719.26	\$ 3,078.40 \$ 616.76	\$ 84,711.96
June 2025 <i>plus additional equipment</i>	\$ 59,297.54 \$ 21,719.28	\$ 3,078.40 \$ 616.76	\$ 84,711.98
June 2026 <i>plus additional equipment</i>	\$ 59,297.54 \$ 21,719.28	\$ 3,078.40 \$ 616.76	\$ 84,711.98
June 2027 <i>plus additional equipment</i>	\$ 59,297.54 \$ 21,719.28	\$ 3,078.42 \$ 616.70	\$ 84,711.94
TOTAL	\$393,314.78	\$ 17,859.00	\$411,173.78

B. CONTRACTOR shall submit annual invoicing to COUNTY at:

Mendocino County Sheriff's Office
951 Low Gap Road
Ukiah, CA 95482
Attn: Fiscal Office
or Email to: accounting@mendocinosheriff.org

CONTRACTOR shall include contract number on all invoicing.

C. The total amount paid to CONTRACTOR pursuant to this amended Agreement shall not exceed Eight Hundred Twenty Four Thousand One Hundred Eleven Dollars and Fifty Three Cents (\$824,111.53) for the term of this Agreement.

ATTACHMENT 1
Axon Enterprise, Inc. Quote No. Q-554002-45365.649AS



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-554002-45365.649AS

Issued: 03/14/2024

Quote Expiration: 05/31/2024

Estimated Contract Start Date: 07/01/2024

Account Number: 109292

Payment Terms: N30

Delivery Method:

SHIP TO	BILL TO
Mendocino County Sheriff's Office - CA 951 Low Gap Rd Ukiah, CA 95482-3736 USA	Mendocino County Sheriff's Office - CA Patrol 641 Low Gap Rd Ukiah, CA 95482-3765 USA Email:

SALES REPRESENTATIVE	PRIMARY CONTACT
Allen Siper Phone: Email: asiper@axon.com Fax:	Travis Forrester Phone: (707) 2342121 Email: tforrester@mendocinosheriff.org Fax: (707) 458-3404

Quote Summary

Program Length	48 Months
TOTAL COST	\$86,877.10
ESTIMATED TOTAL W/ TAX	\$89,344.08

Discount Summary

Average Savings Per Year	\$2,356.32
TOTAL SAVINGS	\$9,425.28

Payment Summary

Date	Subtotal	Tax	Total
Jun 2024	\$21,719.26	\$616.76	\$22,336.02
Jun 2025	\$21,719.26	\$616.76	\$22,336.04
Jun 2026	\$21,719.26	\$616.76	\$22,336.04
Jun 2027	\$21,719.26	\$616.70	\$22,335.96
Total	\$86,877.10	\$2,466.98	\$89,344.08

Quote Unbundled Price:	\$96,302.38
Quote List Price:	\$86,934.70
Quote Subtotal:	\$86,877.10

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									
73352	TRUE UP - BWC HARDWARE FINANCING	10	12		\$23.30	\$23.30	\$2,796.00	\$248.16	\$3,044.16
BWCamMBOTAP	Body Worn Camera Multi-Boj Dock TAP Bundle	1	48	\$86.71	\$35.35	\$35.35	\$1,696.80	\$127.87	\$1,824.67
BWCamTAP	Body Worn Camera TAP Bundle	10	48	\$47.51	\$33.13	\$33.13	\$15,902.40	\$1,164.25	\$17,066.65
A la Carte Hardware									
74028	AXON BODY - MOUNT - WING CLIP RAPIDLOCK	10			\$31.30	\$31.30	\$313.00	\$27.77	\$340.77
H00001	AB4 Camera Bundle	10			\$849.00	\$849.00	\$8,490.00	\$753.47	\$9,243.47
H00002	AB4 Multi Boj Dock Bundle	1			\$1,638.90	\$1,638.90	\$1,638.90	\$145.46	\$1,784.36
A la Carte Software									
73682	AXON EVIDENCE - AUTO TAGGING LICENSE	10	48		\$10.62	\$10.62	\$5,097.60	\$0.00	\$5,097.60
73478	AXON EVIDENCE - REDACTION ASSISTANT USER LICENSE	10	48		\$10.62	\$10.62	\$5,097.60	\$0.00	\$5,097.60
73680	AXON RESPOND PLUS - LICENSE	10	48		\$21.04	\$21.04	\$10,099.20	\$0.00	\$10,099.20
BasicLicense	Basic License Bundle	10	48		\$15.94	\$15.92	\$7,641.60	\$0.00	\$7,641.60
UnlimAll	UNLIMITED BWC - 3RD-PARTY STORAGE	10	48		\$58.65	\$58.55	\$28,104.00	\$0.00	\$28,104.00
Total							\$86,877.10	\$2,466.98	\$89,344.08

Delivery Schedule

Hardware					
Bundle	Item	Description	QTY	Shipping Location	Estimated Delivery Date
AB4 Camera Bundle	100147	AXON BODY 4 - CAMERA - NA US FIRST RESPONDER BLK RAPIDLOCK	10	1	06/01/2024
AB4 Camera Bundle	100466	AXON BODY 4 - CABLE - USB-C TO USB-C	11	1	06/01/2024
AB4 Camera Bundle	71026	AXON BODY - MOUNT - MAGNET FLEXIBLE REINFORCED RAPIDLOCK	11	1	06/01/2024
AB4 Multi Bay Dock Bundle	100206	AXON BODY 4 - DOCK - EIGHT BAY	1	1	06/01/2024
AB4 Multi Bay Dock Bundle	70033	AXON - DOCK WALL MOUNT - BRACKET ASSY	1	1	06/01/2024
AB4 Multi Bay Dock Bundle	71019	AXON BODY - DOCK POWERCORD - NORTH AMERICA	1	1	06/01/2024
A la Carte	74028	AXON BODY - MOUNT - WING CLIP RAPIDLOCK	10	1	06/01/2024
Body Worn Camera Multi-Bay Dock TAP Bundle	73689	AXON BODY - TAP REFRESH 1 - DOCK MULTI BAY	1	1	12/01/2026
Body Worn Camera TAP Bundle	73309	AXON BODY - TAP REFRESH 1 - CAMERA	10	1	12/01/2026
Body Worn Camera Multi-Bay Dock TAP Bundle	73688	AXON BODY - TAP REFRESH 2 - DOCK MULTI BAY	1	1	06/01/2028
Body Worn Camera TAP Bundle	73310	AXON BODY - TAP REFRESH 2 - CAMERA	10	1	06/01/2028

Software					
Bundle	Item	Description	QTY	Estimated Start Date	Estimated End Date
Basic License Bundle	73683	AXON EVIDENCE - STORAGE - 10GB A LA CARTE	10	07/01/2024	06/30/2028
Basic License Bundle	73840	AXON EVIDENCE - ECOM LICENSE - BASIC	10	07/01/2024	06/30/2028
UNLIMITED BWC + 3RD-PARTY STORAGE	100165	AXON EVIDENCE - STORAGE - THIRD PARTY UNLIMITED	10	07/01/2024	06/30/2028
UNLIMITED BWC + 3RD-PARTY STORAGE	73686	AXON EVIDENCE - STORAGE - UNLIMITED (AXON DEVICE)	10	07/01/2024	06/30/2028
A la Carte	73478	AXON EVIDENCE - REDACTION ASSISTANT USER LICENSE	10	07/01/2024	06/30/2028
A la Carte	73680	AXON RESPOND PLUS - LICENSE	10	07/01/2024	06/30/2028
A la Carte	73682	AXON EVIDENCE - AUTO TAGGING LICENSE	10	07/01/2024	06/30/2028

Warranties

Bundle	Item	Description	QTY	Estimated Start Date	Estimated End Date
Body Worn Camera Multi-Bay Dock TAP Bundle	80465	AXON BODY - TAP WARRANTY - MULTI BAY DOCK	1	06/01/2025	06/30/2028
Body Worn Camera TAP Bundle	80464	AXON BODY - TAP WARRANTY - CAMERA	10	06/01/2025	06/30/2028

Shipping Locations

Location Number	Street	City	State	Zip	Country
1	951 Low Gap Rd	Ukiah	CA	95482-3736	USA

Payment Details

Jun 2024						
Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Year 1	73352	TRUE UP - BWC HARDWARE FINANCING	10	\$699.00	\$62.04	\$761.04
Year 1	73478	AXON EVIDENCE - REDACTION ASSISTANT USER LICENSE	10	\$1,274.40	\$0.00	\$1,274.40
Year 1	73680	AXON RESPOND PLUS - LICENSE	10	\$2,524.80	\$0.00	\$2,524.80
Year 1	73682	AXON EVIDENCE - AUTO TAGGING LICENSE	10	\$1,274.40	\$0.00	\$1,274.40
Year 1	74028	AXON BODY - MOUNT - WING CLIP RAPIDLOCK	10	\$78.25	\$6.94	\$85.19
Year 1	BasicLicense	Basic License Bundle	10	\$1,910.40	\$0.00	\$1,910.40
Year 1	BWCamMBOTAP	Body Worn Camera Multi-Bay Dock TAP Bundle	1	\$424.20	\$31.97	\$456.17
Year 1	BWCamTAP	Body Worn Camera TAP Bundle	10	\$3,975.60	\$291.07	\$4,266.67
Year 1	H00001	AB4 Camera Bundle	10	\$2,122.50	\$188.37	\$2,310.87
Year 1	H00002	AB4 Multi Bay Dock Bundle	1	\$409.73	\$36.37	\$446.10
Year 1	UnlimAll	UNLIMITED BWC + 3RD-PARTY STORAGE	10	\$7,025.98	\$0.00	\$7,025.98
Total				\$21,719.26	\$616.76	\$22,336.02

Jul 2024						
Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Invoice Upon Fulfillment	BWCamMBOTAP	Body Worn Camera Multi-Bay Dock TAP Bundle	1	\$0.00	\$0.00	\$0.00
Invoice Upon Fulfillment	BWCamTAP	Body Worn Camera TAP Bundle	10	\$0.00	\$0.00	\$0.00
Invoice Upon Fulfillment	UnlimAll	UNLIMITED BWC + 3RD-PARTY STORAGE	10	\$0.00	\$0.00	\$0.00
Total				\$0.00	\$0.00	\$0.00

Jun 2025						
Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Year 2	73352	TRUE UP - BWC HARDWARE FINANCING	10	\$699.00	\$62.04	\$761.04
Year 2	73478	AXON EVIDENCE - REDACTION ASSISTANT USER LICENSE	10	\$1,274.40	\$0.00	\$1,274.40
Year 2	73680	AXON RESPOND PLUS - LICENSE	10	\$2,524.80	\$0.00	\$2,524.80
Year 2	73682	AXON EVIDENCE - AUTO TAGGING LICENSE	10	\$1,274.40	\$0.00	\$1,274.40
Year 2	74028	AXON BODY - MOUNT - WING CLIP RAPIDLOCK	10	\$78.25	\$6.94	\$85.19
Year 2	BasicLicense	Basic License Bundle	10	\$1,910.40	\$0.00	\$1,910.40
Year 2	BWCamMBOTAP	Body Worn Camera Multi-Bay Dock TAP Bundle	1	\$424.20	\$31.97	\$456.17
Year 2	BWCamTAP	Body Worn Camera TAP Bundle	10	\$3,975.60	\$291.07	\$4,266.67
Year 2	H00001	AB4 Camera Bundle	10	\$2,122.50	\$188.37	\$2,310.87

Jun 2025						
Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Year 2	H00002	AB4 Multi Bay Dock Bundle	1	\$409.73	\$36.37	\$446.10
Year 2	UnlimAll	UNLIMITED BWC + 3RD-PARTY STORAGE	10	\$7,026.00	\$0.00	\$7,026.00
Total				\$21,719.28	\$616.76	\$22,336.04

Jun 2026						
Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Year 3	73352	TRUE UP - BWC HARDWARE FINANCING	10	\$699.00	\$62.04	\$761.04
Year 3	73478	AXON EVIDENCE - REDACTION ASSISTANT USER LICENSE	10	\$1,274.40	\$0.00	\$1,274.40
Year 3	73680	AXON RESPOND PLUS - LICENSE	10	\$2,524.80	\$0.00	\$2,524.80
Year 3	73682	AXON EVIDENCE - AUTO TAGGING LICENSE	10	\$1,274.40	\$0.00	\$1,274.40
Year 3	74028	AXON BODY - MOUNT - WING CLIP RAPIDLOCK	10	\$78.25	\$6.94	\$85.19
Year 3	BasicLicense	Basic License Bundle	10	\$1,910.40	\$0.00	\$1,910.40
Year 3	BWCamMBOTAP	Body Worn Camera Multi-Bay Dock TAP Bundle	1	\$424.20	\$31.97	\$456.17
Year 3	BWCamTAP	Body Worn Camera TAP Bundle	10	\$3,975.60	\$291.07	\$4,266.67
Year 3	H00001	AB4 Camera Bundle	10	\$2,122.50	\$188.37	\$2,310.87
Year 3	H00002	AB4 Multi Bay Dock Bundle	1	\$409.73	\$36.37	\$446.10
Year 3	UnlimAll	UNLIMITED BWC + 3RD-PARTY STORAGE	10	\$7,026.00	\$0.00	\$7,026.00
Total				\$21,719.28	\$616.76	\$22,336.04

Jun 2027						
Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Year 4	73352	TRUE UP - BWC HARDWARE FINANCING	10	\$699.00	\$62.04	\$761.04
Year 4	73478	AXON EVIDENCE - REDACTION ASSISTANT USER LICENSE	10	\$1,274.40	\$0.00	\$1,274.40
Year 4	73680	AXON RESPOND PLUS - LICENSE	10	\$2,524.80	\$0.00	\$2,524.80
Year 4	73682	AXON EVIDENCE - AUTO TAGGING LICENSE	10	\$1,274.40	\$0.00	\$1,274.40
Year 4	74028	AXON BODY - MOUNT - WING CLIP RAPIDLOCK	10	\$78.25	\$6.95	\$85.20
Year 4	BasicLicense	Basic License Bundle	10	\$1,910.40	\$0.00	\$1,910.40
Year 4	BWCamMBOTAP	Body Worn Camera Multi-Bay Dock TAP Bundle	1	\$424.20	\$31.96	\$456.16
Year 4	BWCamTAP	Body Worn Camera TAP Bundle	10	\$3,975.60	\$291.04	\$4,266.64
Year 4	H00001	AB4 Camera Bundle	10	\$2,122.50	\$188.36	\$2,310.86
Year 4	H00002	AB4 Multi Bay Dock Bundle	1	\$409.73	\$36.35	\$446.08
Year 4	UnlimAll	UNLIMITED BWC + 3RD-PARTY STORAGE	10	\$7,026.00	\$0.00	\$7,026.00
Total				\$21,719.28	\$616.70	\$22,335.98

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

3/14/2024



Signature: John Magnan
John Magnan (Apr 2, 2024 11:18 PDT)

Email: magnanj@mendocinosheriff.org