

# **AGENDA REPORT**

TO: Edward D. Reiskin FROM: LeRonne L. Armstrong

City Administrator Chief of Police

**SUBJECT:** OPD Axon Body-Worn Camera **DATE:** September 7, 2021

Contract

City Administrator Approval Date: Sep 8, 2021

#### RECOMMENDATION

**Staff Recommends That City Council Adopt Two Resolutions:** 

Resolution Approving The Oakland Police Department (OPD) Body-Worn Camera (BWC) Surveillance Use Policy And Surveillance Impact Report; And

Resolution 1) Authorizing The City Administrator To Negotiate And Enter Into A Contract With Axon, Inc. To Purchase 786 Body-Worn Cameras (BWC), 786 Electronic Control Weapons (ECW), Cloud-Storage For The Audio And Video BWC Storage System Known As Evidence.Com, And Interview Room Cameras, For The Five Year Period Of January 1, 2022 Through December 31, 2026, For An Annual Cost Not To Exceed One Million Six Hundred Thirty Eight Thousand Five Hundred Five Dollars (\$1,638,505) For A Total Five Year Contract Cost Not To Exceed Eight Million One Hundred Ninety Two Thousand Five Hundred Twenty Five Dollars (\$8,192,525); And 2) Waiving The City's Advertising / Bidding And Request For Proposal Requirements For The Proposed Contract.

#### **EXECUTIVE SUMMARY**

BWCs are used nationwide to increase public trust, transparency, and accountability for law enforcement, as they allow police agencies to document all manners of police activity and interactions with the public. BWC audio and video footage create important evidence used for examining police conduct. The Oakland Police Department (OPD) has been an early adopter of the technology, which has increasingly become a national policing standard. OPD has also seen a decrease in public complaints since adopting the use of BWCs in 2010.

OPD implemented its BWC program with 350 VIEVU-brand BWCs. The City Council authorized an additional purchase of BWCs and technical support from VIEVU in 2016. In 2017, following a Request for Proposal process where VIEVU was chosen as the highest scoring vendor, the City Council authorized a new contract with VIEVU for BWCs and data management through December 31, 2022.

OPD uses electronic control weapons (ECW) commonly referred to as tasers, which function by producing shocks that temporarily impairs a person and allows law enforcement to safely approach as the person is less capable of resisting and/or causing harm to officers, other members of the public and/or themselves. OPD has purchased ECWs from Axon (Axon, Inc.

was formerly known as Taser, Inc.) through cooperative government contracts since February 2016.

In 2018, Axon purchased VIEVU from its former corporate owner, and is now the global leader in BWC technology and currently the only company capable of providing an integrated BWC and easily searchable video evidence storage system (OPD already uses evidence.com for ECW taser use data management). Staff sees no alternative but to transition to an Axon BWC platform, as the current VIEVU cameras are now discontinued and will become obsolete and less capable of being supported by a technology vendor. Staff therefore recommends a sole source contract with Axon and that the City Council find it is in the best interests of the City to waive the competitive bidding requirements.

OPD is currently using VIEVU BWCs. The Axon-purchased contract will support these cameras through December 31, 2022 – they will not be supported by Axon after this date. A new Axon contract will lead to a replacement of the current VIEVU cameras with new Axon cameras. The new Axon cameras have specifications equal to or higher than the current VIEVU cameras.

In addition, OPDs current Criminal Investigations Division (CID) interview room camera system is failing due to problems with the storage solution. Staff therefore recommends using the "Axon Interview" system, which is a cloud-based system that streamlines the interview recording management process. The system allows for annotation and search functions and works seamlessly with Evidence.com.

The new Axon proposal also utilizes "Evidence.com," Axon's secure cloud-based video storage system. This state-of-the-art system would allow OPD to utilize one data platform for its existing ten years of BWC data as well as future audio video data. The system also works with OPDs ECWs as well in interview room cameras. The system also provides a high level of security and data sharing functions – the system will allow OPD to share data as necessary with agencies such as the District Attorney's Office.

The City's Surveillance Technology Ordinance requires City Council approval for new and existing surveillance technology, and that prior to seeking City Council approval for existing technology, staff must submit a surveillance impact report ("Impact Report") and surveillance use policy ("Use Policy") to the Privacy Advisory Commission (PAC) for its review. Staff presented the BWC Impact Report (Attachment A) and Use Policy (Attachment B) at the September 2, 2021 meeting. The PAC voted unanimously to recommend that the City Council approve these documents with minor technical changes detailed below in this report.

## **BACKGROUND / LEGISLATIVE HISTORY**

## BWCs, Modern Policing, and Contract History

BWCs are used nationwide to increase public trust, transparency, and accountability for law enforcement. The use of BWCs allows OPD officers to document interactions with the public as officers conduct all manner of policing operations. BWCs allow officers to record all activity occurring during police interactions so that a record of events is maintained by the Department. BWCs also create evidence that is useful in examining police conduct and policing protocols. BWC video is used as evidence in internal and criminal investigations. OPD continues to work

Date: September 7, 2021

with Stanford University in leading the country by using BWC video as a training tool, leading to groundbreaking research in police-community interactions.

BWCs offer the potential to increase accountability, reduce complaints, and increase trust between the police and the public. OPD has been a national leader in the evolution of BWC use among police agencies for more than ten years. The City of Oakland has garnered national attention for OPDs model program.

BWCs offer the potential for increased accountability and community trust through better transparency, corroborating of evidence, and training opportunities to advance professionalism among law enforcement personnel. The use of BWCs has also increased the percentage of community complaints with resolutions. *Figure 1* below illustrates the decrease in "Not Sustained" findings in community complaints between 2010-2020.

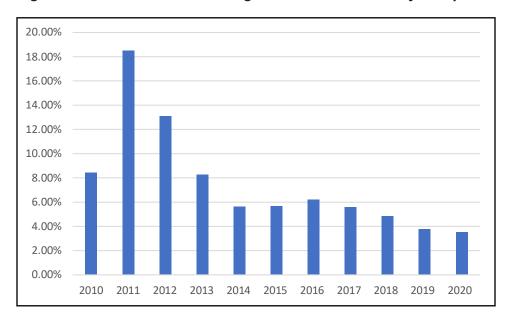


Figure 1: "Not Sustained" Findings from OPD Community Complaints - 2010-2020

OPD's Internal Affairs Division (IAD) investigates all complaints received from the public. Complaints can relate to several categories of policing (e.g., observed conduct towards others, performance of duty, or officer demeanor or conduct). Following an investigation, the findings are as follows:

- Sustained: The complainant was right that the officer did something wrong.
- Exonerated: The officer did what he or she had been trained to do by OPD in that that situation<sup>1</sup>.

<sup>&</sup>lt;sup>1</sup> Whether that behavior met community expectations for officer behavior is an entirely different question – it may or may not have. The complainant might be right that the officer did not meet community expectations, even though they followed policy.

Subject: OPD Axon Body-Worn Camera Contract

Date: September 7, 2021 Page 4

Unfounded: While the complainant may have legitimately perceived a violation, after a
full investigation, the case unveiled greater complexity and there was no finding of officer
misconduct<sup>2</sup>.

 Not Sustained: The investigation could not determine who was correct or what exactly transpired.

OPD staff believes there is a correlation between the decrease in "not sustained" findings over the last ten years in which BWCs have been used. Primarily, BWCs provide clear evidence of an incident and in many cases remove ambiguity. Staff further believes that both the public as well as OPD personnel benefit from greater transparency as well as accountably when complaints can be fully resolved. The City Council, Oakland residents, and visitors expect OPD to maintain its ability to protect and preserve evidence associated with the commission of crimes and police-community engagement, and the use of BWCs has supported this effort.

#### **BWC Contract History**

OPD implemented a BWC program with 350 VIEVU-brand BWCs in 2010; the City Council approved Resolution No. 82990 C.M.S., which authorized this purchase. Subsequently, OPD was able to purchase additional cameras in smaller amounts without returning to Council because these purchases did not surpass the City Administrator's spending authority.

On April 14, 2016, the City Council approved Resolution No. 86130 C.M.S., which authorized the purchase of 25 VIEVU brand BWCs for \$22,500, \$10,000 in related equipment from Adamson Police Products (the licensed seller of VIEVU products), and \$100,000 in technical support from VIEVU. The Resolution and accompanying report dated March 4, 2016 explained the staff recommendation to waive the City's advertising/bidding and request for proposal requirements for the proposed purchases.

The Information Technology Department (ITD) and OPD initiated a Request for Proposal (RFP) process in June 2016 in preparation to choose a vendor that could provide OPD with a fleet of cameras and a related video storage management solution. The City received four bids, and through a rigorous scoring matrix VIEVU received the highest overall score.

On November 28, 2017, the City Council approved Resolution No. 86986, which authorized a contract with VIEVU LLC to purchase new BWCs, related hardware, a fully hosted digital evidence management software solution, maintenance, professional services, and training. The resolution allowed for a spending limit of up to \$1,271,221 for a total contract period of January 1,2018 through December 31, 2022.

OPD now has approximately 800 terabytes of audio and video BWC data on both on-premises computer servers as well as with a VEIVU BWC cloud storage platform.

-

<sup>&</sup>lt;sup>2</sup> Alternatively, in some cases, the complaint came from someone who was not at the scene in the first place, was under the influence, or was having a mental health crisis. Or they might have been reporting a suspicion for which the investigation yielded no supporting evidence, so there was no proof they were right in the first place. Rarely does this finding mean the complainant was lying.

#### Taser Contract History

Taser is the common name for an electronic control weapon (ECW) used to incapacitate an individual. A taser functions by producing shocks that temporarily impair a person. The device projects darts that are connected to the main unit by thin insulated copper wire to deliver an electric current designed to create neuromuscular incapacitation. In the case of law enforcement, dangerous situations regularly occur where individuals are an immediate danger to others, themselves, and/or officers. The taser-induced impairment allows officers to safely approach a person where the person is less capable of resisting and/or causing harm to officers, other members of the public, and/or themselves. An ECW is considered a "less-lethal" weapon compared to a firearm, which is a lethal weapon. The United States Department of Justice, Office of Justice Programs research suggests that, "The use of decisive force with the TASER early on in active suspect resistance is more likely than other less-lethal weapons to end the conflict quickly and thereby reduce the likelihood of additional injuries, whose rates increase as second and third applications of force (iterations) are applied."

OPD most recently purchased ECWs and associated cartridges via a cooperative purchase agreement with Axon Enterprise, Inc. ("Axon") for the period of May 15, 2021 through June 5, 2024, through an agreement with the League of Oregon Cities. Prior to this, OPD had a cooperative agreement for tasers and supplies through the County of Kern for the period of February 1, 2016 through September 30, 2020.

#### Axon Purchase of VIEVU

Axon has increasingly become a leader in BWC and video evidence, as well as with their Taser system technology. Axon was a bidder in OPD's 2016 BWC RFP. Previously, only Axon and VIEVU could provide the integrated BWC and integrated video evidence storage systems needed by large modern police agencies. VEIVU provided BWCs and video storage systems to police departments (PD) such as New York City PD, Miami Dade PD, and Phoenix, AZ PD as well as OPD. In 2018, Axon purchased VIEVU from Safariland, its former corporate owner. Axon is now the global leader in BWC technology and currently the only company capable of providing an integrated BWC and easily searchable video evidence storage system (OPD already uses evidence.com for ECW taser use data management). Staff sees no alternative but to transition to an Axon BWC platform, as the current VIEVU cameras are now discontinued and will become obsolete and less capable of being supported by a technology vendor.

#### **Automating BWC Activations**

Axon has developed firearm holsters that can activate BWCs when firearms are unholstered, even if an officer does not activate his/her BWC; this technology is useful, as situations where an officer must access his/her firearm may not leave time to also activate a BWC. Similarly, Axon also now provides "Axon Signal Video<sup>4</sup>," which is a system that connects fleet vehicles with the BWCs. OPD can configure the system so that triggers such as a vehicle siren will activate the BWC – whether or not an officer manually activates their BWC. These systems help officers focus on critical events and ensure greater compliance with BWC activation policies.

<sup>&</sup>lt;sup>3</sup> https://www.ojp.gov/ncjrs/virtual-library/abstracts/less-lethal-weapon-effectiveness-use-force-and-suspect-officer

<sup>&</sup>lt;sup>4</sup> https://global.axon.com/products/signal-vehicle

The Independent Monitor has identified on-time activations of BWCs as critical to complying with the Federal Negotiated Settlement Agreement (NSA)<sup>5</sup> related to use-of-force tasks.

#### Oversight and Review of OPD's BWC Use Policy

The City's Surveillance Technology Ordinance No.13489 C.M.S. enshrined in Oakland Municipal Code (OMC) 9.64, makes several requirements related to technologies deemed "surveillance technology" under the OMC 9.64 definitions, including:

- 9.64.020 requires that departments notify the Privacy Advisory Commission (PAC) "prior to City solicitation of funds and proposals for surveillance technology;"
- 9.64.030 City Council must approve new and existing surveillance technology before a
  department can acquire new surveillance technology or replace existing surveillance
  technology that has not been previously approved by the City Council.

BWC technology is "existing technology" according to OMC 9.64 since OPD has owned and operated a BWC system for several years, including before the adoption of Ordinance No.13489 C.M.S. OPD staff presented DGO I:15 "BWC Program" Use Policy and BWC Impact Report to the PAC at their September 2, 2021 meeting. The Impact Report (see *Attachment A*) covers the following areas as required by the Surveillance Ordinance:

- Information describing the system and how it works;
- Purpose of the technology;
- Locations where, and Situations in which the technology may be used (along with area crime data);
- Privacy Impact of the technology;
- Mitigations to prevent privacy impacts;
- Data Types and Sources;
- Data Security;
- Costs:
- Third Party Dependence;
- Alternatives Considered: and
- Track Record of Other Entities: and

The policy (see **Attachment B**) covers several relevant areas required by OPD as well as the Surveillance Ordinance, including the following area:

- Technology Description;
- Authorized Use;
- Use Restrictions;
- Data Access, Data Collection and Retention, and Security;
- Monitoring and Reporting; and
- System Training.

The PAC commissioners voted unanimously to recommend that the City Council approve OPD's DGO I-15 BWC Use Policy and BWC Impact Report, with the following amendments:

<sup>&</sup>lt;sup>5</sup> More information about the NSA can be found here: <a href="https://www.oaklandca.gov/resources/oakland-police-negotiated-settlement-agreement-nsa-reports">https://www.oaklandca.gov/resources/oakland-police-negotiated-settlement-agreement-nsa-reports</a>. An NSA Status Update Report is scheduled to the September 14, 2021 Public Safety Committee

#### Section B4:

• Add a requirement that officers record when they request consent to search;

 Change the default 30 second silent buffer where BWCs are continuously recording to a 2-minute buffer, and with audio recording during the buffer (current default is no audio during continuous buffer);

#### Section B7:

 Add required verbal consent to use BWC when officers take a statement from members of the public;

#### Section G3

• Clarify in the "Training Section" of the Use Policy that training, "for those who are assigned a BWC, and training regarding the process for uploading and downloading BWC data," will be for the BWC Use Policy in particular.

The PAC has completed its review of the BWC Use Policy and voted to recommend the policy to the City Council. There will still be further stakeholder review of this policy. OPD expects policy review by the Independent Monitoring Team (appointed by the federal judge overseeing OPD's NSA) as well as the Oakland Police Commission.

#### ANALYSIS AND POLICY ALTERNATIVES

OPD currently has approximately 800 VIEVU cameras and 752 authorized sworn positions. The current VIEVU cameras function as designed. Axon is bound to honor OPD's VIEVU BWC contract, which expires December 31, 2022 – this includes replacing broken BWCs with functional replacements. However, OPD's capacity for developing a cost-effective contract for continuous BWC operations after the termination of the current contract will decrease as the termination period becomes closer. Staff recommend formalizing a new BWC contract now to achieve the most favorable terms for several more years.

#### Axon Contract and Waiving the City's Competitive Bidding Requirements

OPD and the Information Technology Department (ITD) reviewed the national BWC, cloud-based audio/video storage system, and ECW marketplace and concluded that only Axon could provide the BWCs, integrated storage, and ECW systems along with associated integrations. OMC 2.04.050(A) and (E) require the City to conduct advertising and bidding and award contracts to the lowest responsible, responsive bidder. OMC section 2.04.050(I)(5) allows the City Council to waive the advertising and bidding requirements upon a finding by the Council that it is in the best interest of the City to do so. Staff therefore recommends that the City waive the competitive bidding requirements given that Axon is the only company today that can provide OPD with the BWC, ECW, and integrated audio/video data management system that is needed to maintain these transparency systems.

Staff believes that Axon has evolved their systems considerably and the integrations among these products will enable OPD greater efficiency in terms of BWC audio/video analysis and search. OPD and ITD collaborated to produce a future contract with Axon that kept the current contracted fees while upgrading to Axon's BWC system and storage system (Evidence.com). OPD and ITD personnel concluded that it would be more efficient for the City to negotiate with Axon for all Axon components needed by OPD, including:

Subject: OPD Axon Body-Worn Camera Contract

Date: September 7, 2021 Page 8

- 786 Axon BWC 3 (new BWCs) and associated batteries and hardware.
- Evidence.com audio/video data storage for BWCs, ECWs, and interview room cameras.
- 786 New Taser 7's (Electronic Control Weapon) and associated cartridges, batteries, and hardware.
- Criminal Investigations Division (CID) Interview Room Cameras.
- Signal Sidearm Holsters (Wireless Camera Activation upon Un-holstering).
- Axon Signal Video (to allow vehicle-based automatic activation of the BWCs.
- Warranties for all equipment including a refresh of all BWCs and ECWs and years two and a half and year five (OPD can elect for replacement equipment or upgrades to latest model).

## **Body Worn Camera Replacement**

OPD is currently using VIEVU LE5 cameras. Based on the current VIEVU contract, OPD is now paying Axon (since the purchase of VIEVU) approximately \$135,470 per year (maintenance contract) through the end of the 2022 calendar year (the current Axon contract will expire December 31, 2022) – this current cost does not include ECWs (taser) or Axon upgrades such as access to evidence.com, activation holsters, vehicle activations, interview room system, and data migration OPD can continue with the current VIEVU LE5 cameras (now supported by Axon) through 2021 and 2022.

The new Axon contract proposal would lead to a replacement of the current LE5 VIEVU cameras with new Axon 36 BWCs starting immediately after a new contract is implemented, for the five-year period of January 1, 2022 through December 31, 2026. The new Axon 3 BWCs have specifications equal to or higher than the current LE5 BWCs. The proposed contract provides an exchange of all camera equipment to Axon Body 3 equipment and support and warranty at the current contract rates. The transition would be phased in over a period of time to allow for installation of the new system and hardware as well as training for users.

The new proposal would not cost the City any additional funds for this replacement beyond the terms of the contract. Additionally, the new Axon 3 BWCs function with the wireless holstering and BWC and vehicle-camera automatic activation system. The BWCs also contain four microphones which function together to capture clear audio, with algorithms optimized for law enforcement scenarios.

## Axon Video Storage System

The new Axon proposal also utilizes "Evidence.com," Axon's secure cloud-based video storage system. Evidence.com is fully compliant with the Criminal Justice Information Services (CJIS) security standard. The system manages all digital evidence in a single location, including a much more efficient video analysis and secure sharing system – which will save the OPD hundreds if not thousands of hours annually of staff time. Currently, staff need to download footage to a DVD for each case that is charged by the DA's Office (sometimes this current process requires overtime for urgent cases). Evidence.com allows OPD to share a link to specific footage with the District Attorney and Public Defender, or private attorney for the case. This streamlined internet-based data sharing system will result in a significant staff-time

<sup>&</sup>lt;sup>6</sup> https://www.axon.com/products/axon-body-3

savings, which will allow staff to focus on other important projects. Other highlights of Evidence.com include:

- Transitioning of OPDs 10+ years of existing BWC data to a new platform (OPD needs to maintain its current data and integrate with a new platform for seamless search across past and future audio/video data. OPD has approximately 500 terabytes of existing audio video data from its use of BWCs on both on-premises servers as well as with VIEVU-cloud BWC data storage. The Axon contract will allow OPD to migrate all this data onto the Evidence.com platform to have a continuous storage of all data on one platform.
- New OPD BWC audio/video footage storage.
- 3rd party evidence in the case where OPD needs to add other video sources to a
  case file (e.g., video from community members or video from a business' security
  cameras).
- Automated, advanced redaction and object tracking this advanced feature is important for the efficiency of staff time, saving personnel from more manual processes.
- Integration and auto-tagging with OPD's computer-aided dispatch (CAD) and Records
  Management System (RMS) to ensure video is properly categorized and retained.
  Automated tagging of video to assist officers when they must annotate BWC video after
  events where the BWC video was created.
- Direct link connection to the Alameda County District Attorney's Office makes evidence sharing for prosecution cases much more efficient, saving personnel time.

#### Interview Camera System and Integration with Evidence.com

OPD's current CID interview room camera system is failing due to problems with the storage solution – OPD now needs a more robust solution. Axon Interview is a cloud-based system that streamlines the interview recording data management process. The system features a 24/7 buffer than can store weeks of continuous video and audio to local storage. The storage system allows for bookmarking, annotations, and comments. Also, the system maintains a chain of custody protocol for audio and video to ensure data protection and allows for sharing when required with the District Attorney's Office with an evidence chain of custody sharing protocol.

The Axon contract proposal will cost approximately \$33,955 per year – for a total \$169,775 price over the five-year term of the proposed contract – this cost includes the total cost to purchase and install new camera equipment into CID interview rooms. The City Council-approved budget for the BWC program does not include funding for interview room cameras. OPD is using funding from OPD's newly created Violent Crimes Operations Center (VCOC) for the interview room cameras.

## **Electronic Control Weapons (ECW, known as Taser)**

The 2022-2024 proposal will provide OPD with new Taser 7 ECWs. OPD currently uses Axon X26p ECWs, at a current cost of approximately \$221,000 per year. OPD has been using X26ps for approximately 15 years. All OPD personnel have been trained to use these ECWs, and OPD has established training policies for their use. The contract proposal provides for new Taser 7s for all sworn personnel. This cost includes the following:

Immediate back-up shot if first shot misses or probes disconnect.

 Automatic activation of BWCs when an ECW is armed (safety removed and ready to be used).

- Improved accuracy over the older X26p model.
- De-escalation training delivered through virtual reality systems.
- Fixed-cost program enables budget predictability.

An ECW upgrade for OPD is long overdue. Many of the Taser 7's improvements are linked to necessarily risk management enhancements such as additional back-up shot, automatic activation of cameras, improved accuracy and additional de-escalation options/training. OPD continues to incur expenses due to the old Taser X26; a new fleet of ECWs will provide a more effective ECW system, which in turn provides the city with community and officer safety.

The proposed contract with Axon will support the Citywide priority of holistic community safety, as OPD seeks to ensure that all sworn officers are utilize technology that promotes greater accentuality and transparency in policing.

# **FISCAL IMPACT**

The proposed contract with Axon covers all costs described in the Analysis and Policy Alternatives Section above. The table below outlines the annual combined cost for the BWCs, ECWs, and evidence.com storage system each year (\$1,604,550) as well as the separate annual cost for the interview room cameras and integration with evidence.com (\$33,955).

Year	BWC, ECW, and Evidence.com	Interview Room	Amount
2022	\$1,604,550	\$33,955	\$1,638,505
2023	\$1,604,550	\$33,955	\$1,638,505
2024	\$1,604,550	\$33,955	\$1,638,505
2025	\$1,604,550	\$33,955	\$1,638,505
2026	\$1,604,550	\$33,955	\$1,638,505
Total	\$8,022,750	\$169,775	\$8,192,525

The recently approved Fiscal Year 2021-23 budget provided sufficient funding to cover the annual cost of this new contract for the first two years. The proposed contract locks in a consistent price over the proposed five-year term. This contract will require the City to continue to fund a BWC, ECW, and data management platform in the subsequent FY 2023-25 and FY 2025-27 budgets to fulfill this contract commitment.

Funding for these purchases – except for the interview room camera program (\$33,955 per year) will come from the General-purpose Fund (1010), Police Information Technology Org (106410), Supplies Technical and Scientific Account (52913), Project to be determined, Agencywide Administration (PS01). The \$169,775 five-year cost for the interview room cameras will be come from OPD's VCOC budget.

Fund Source	Org	Account	Project	Program	Amount
1010	106410	54919	1000008	PS01	\$8,022,750
1010	102342	54919	1000008	PS03	\$169,775

#### PUBLIC OUTREACH / INTEREST

The Oakland Privacy Advisory Commission reviewed the OPD BWC Surveillance Impact Report and Surveillance Use Policy as well as the proposed Axon BWC purchase in preparation for bringing this report to the City Council.

### **COORDINATION**

This report was reviewed by the Office of the City Attorney and the Budget Bureau.

## **SUSTAINABLE OPPORTUNITIES**

**Economic:** There are no economic opportunities identified in this report.

**Environmental**: No environmental opportunities have been identified.

Race and Social Equity: BWCs are used nationwide to increase public trust, transparency, and accountability for law enforcement, as they allow police agencies to document all manners of police activity and interactions with the public. BWC audio and video footage create important evidence used for examining police conduct. This report explains how OPD's use of BWCs has led to a decrease in un-sustained findings where it could not determine who was correct or what exactly transpired with community complaints. OPD has also seen on average a decline in overall community complaints since BWC adoption. Therefore, BWC technology arguably supports greater transparency as well as accountability in policing. All residents and visitors benefit from the use of BWCs which helps OPD and its sworn personnel to uphold high standards of accountability and transparency in policing.

#### **ACTION REQUESTED OF THE CITY COUNCIL**

Staff Recommends That City Council Adopt Two Resolutions:

Resolution Approving The Oakland Police Department (OPD) Body-Worn Camera (BWC) Surveillance Use Policy And Surveillance Impact Report; And

Resolution A Resolution: 1) Authorizing The City Administrator To Negotiate A Contract With Axon, Inc. To Purchase 786 Body-Worn Cameras (BWC), 786 Electronic Control Weapons (ECW), Cloud-Storage For The Audio And Video BWC Storage System Known As Evidence.Com, And Interview Room Cameras, For The Five Year Period Of January 1, 2022 Through December 31, 2026, For An Annual Cost Not To Exceed One Million Six Hundred Thirty Eight Thousand Five Hundred Five Dollars (\$1,638,505) For A Total Five Year Contract Cost Not To Exceed Eight Million One Hundred Ninety Two Thousand Five Hundred Twenty Five Dollars (\$8,192,525); And 2) Waiving The City's Advertising / Bidding And Request For Proposal Requirements For The Proposed Contract.

For questions regarding this report, please contact Kiona Suttle, Deputy Director at ksuttle@oaklandca.gov.

Respectfully submitted,

LeRonne L. Armstrong Chief of Police

Oakland Police Department

Reviewed by:

Kiona Suttle, Deputy Director OPD, Bureau of Services

Shamika Shavies, Fiscal Manager OPD, Fiscal Services Division

Tracey Jones, Police Services Manager OPD, Research and Planning Section

Kristin Burgess, Police Program & Performance Audit Supervisor, OPD, Bureau of Risk Management

Prepared by:

Bruce Stoffmacher, Legislation and Privacy Manager OPD, Training Division, Research and Planning

Attachments (2)

A: OPD Department General Order I:15 "BWC Program" Surveillance Use Policy

B: BWC Impact Report