

RESOLUTION R-2024-64

**A RESOLUTION RATIFYING THE POLICE CHIEF'S EXECUTION OF QUOTE NO. Q-575636-45471.862JS
WITH AXON ENTERPRISES, INC. FOR A ONE YEAR LEASE OF FUSUS CAMERA INTEGRATION
SOFTWARE AND CORE NETWORK APPLIANCES FOR A TOTAL AMOUNT NOT TO EXCEED \$150,000**

WHEREAS, the City of Wheaton, Illinois, ("City") is an Illinois Home Rule Municipality pursuant to the provisions of Article VII, Section 6, of the Illinois Constitution of 1970; and as such the City may exercise any power and perform any function pertaining to its government and affairs (the "Home Rule Powers"); and

WHEREAS, on June 19, 2023, the City Council approved Resolution No. R-2023-48, authorizing the City to enter into a one-year agreement with Fusus, the sole source manufacturer of camera integration software and core network appliances, utilizing funding obtained through the 2022/2023 Organized Retail Crime (ORC) Grant in the amount of \$150,000; and

WHEREAS, in February of 2024, Fusus was purchased by Axon Enterprises Inc. ("Axon") and the software continues to be supported; and

WHEREAS, the City reapplied for the 2023/2024 ORC Grant to continue the current lease and received an award of \$50,000; and

WHEREAS, the City's existing agreement with Fusus was set to expire on June 30, 2024. A stipulation of the grant is that funds must be allocated prior to the end of the State of Illinois' fiscal year which ended June 30, 2024. Therefore, so as not to lose the award of \$50,000, staff was instructed by the City Manager to sign Quote No. Q-575636-45471.862JS (Attachment 1) for a continuation of services for a one-year term in the amount of \$150,000; and

WHEREAS, the City has reapplied for the 2024/2025 ORC Grant for the remainder of the \$100,000. If funding is not awarded for the full amount, the City has the option to terminate the remainder of the Fusus portion of the master agreement; and

WHEREAS, an amendment to the 2024 Budget will be presented for the lease of Fusus Camera Integration Software and Core Network Appliances from Organized Retail Theft Grant Expenditures account (16010020-69255) for the subsequent years' budget costs and will be resubmitted through the ORC Grant program; and

WHEREAS, Axon's Quote No. Q-575636-45471.862JS contains language indicating that if the City has an existing master agreement with Axon for additional purchases, then the master agreement controls this purchase. The City and Axon entered into a master agreement on February 21, 2021; and as such, the master agreement controls this Fusus purchase; and

WHEREAS, the corporate authorities of the City of Wheaton, DuPage County, Illinois find it reasonable and appropriate to enter into Quote No. Q-575636-45471.862JS with Axon Enterprises Inc. located at 5550 Triangle Parkway, Ste. 100, Peachtree Corners, Georgia, 30092, for a one-year lease of Fusus Camera Integration Software and Core Network Appliances in an amount not to exceed \$150,000.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Wheaton, Illinois that:

1. The purchase of continuous services for a one-year lease of Fusus Camera Integration Software and Core Network Appliances is hereby approved, ratified and confirmed.
2. The execution by the Police Chief, via the direction of the City Manager, of Axon Enterprises, Inc. Quote No. Q-575636-45471.862JS in the amount of \$150,000 is hereby approved, ratified and confirmed.
3. The one-year lease of Fusus Camera Integration Software and Core Network Appliances, through the quote shall continue to be in full force and effect.

ADOPTED this 5th day of August 2024.



Philip J. Suess

Mayor

ATTEST:



Andrea Resende

City Clerk

Roll Call Vote:

Ayes: Councilman Barbier
Councilman Brown
Mayor Suess
Councilwoman Robbins
Councilman Weller

Nays: None
Absent: Councilwoman Bray-Parker
Councilman Clousing

Motion Carried Unanimously