



Roll Call Number

21-1480

Agenda Item Number

29

Date October 4, 2021

**RESOLUTION SCHEDULING HEARING ON THE PROPOSITION TO AUTHORIZE
A LOAN AGREEMENT IN THE PRINCIPAL AMOUNT NOT-TO-EXCEED \$534,000,
FOR THE PURPOSE OF PURCHASING CERTAIN TASER CERTIFICATION
BUNDLE EQUIPMENT AND MATERIALS**

WHEREAS, it is necessary and advisable that the City of Des Moines, Iowa ("City") shall enter into a Loan Agreement with Axon Enterprise, Inc. in the principal amount of not to exceed \$534,000 (the "Agreement" or "Loan Agreement") as authorized by Iowa Code Sections 384.24A and 384.25 for the purpose of providing funds for the purchase of certain taser certification bundle equipment and materials; and

WHEREAS, the proposed purchase under the Agreement shall be payable solely out of the City's general fund and will not cause the total of scheduled annual payments of principal or interest or both principal and interest due from the general fund in any single future fiscal year with respect to all loan agreements in force on the date of Agreement authorization to exceed ten percent of the last certified general fund budget amount; and

WHEREAS, a copy of the proposed Agreement is on file in the Office of the City Clerk which provides that the City shall pay five annual payments totaling a principal not-to-exceed \$534,000 for the purchase of certain taser certification bundle equipment and materials; and

WHEREAS, it is in the best interests of the City to purchase the taser certification bundle equipment and materials in conjunction with City operations; and

WHEREAS, before the proposed Agreement may be authorized, it is necessary to comply with the provisions of Iowa Code Sections 384.24A and 384.25 and to publish notice of the proposal and of the time and place of the hearing at which the City Council proposes to take action for the authorization of the Agreement and to receive oral or written objections from any resident or property owner of the City to such action.

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Roll Call Number

21-480

Agenda Item Number

29

Date October 4, 2021

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa:

1. The City Council hereby declares its intent, following a public hearing to be held on October 18, 2021 at 5:00 p.m. in the Council Chambers at City Hall, to take action to approve and enter into a Loan Agreement with Axon Enterprise, Inc. in the principal amount of not-to-exceed \$534,000, for the purpose of providing funds for the purchase of certain taser certification bundle equipment and materials for use in conjunction with City operations.
2. The City Clerk is hereby authorized and directed to publish notice of said hearing and intent to take additional action to approve and enter into the Loan Agreement in the form hereto attached, all in accordance with Iowa Code Sections 362.3, 384.24A and 384.25.

(Council Communication No. 21- 409 Attached)

APPROVED AS TO FORM:

Moved by Gatto to adopt.

Douglas Philip
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
GATTO	✓			
GRAY	✓			
MANDELBAUM	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	7			

MOTION CARRIED

APPROVED

J. M. Franklin Cownie
Mayor

CERTIFICATE

I, P. Kay Cmelik, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

City Clerk