

ORDINANCE NO. 6376

**AN ORDINANCE WAIVING COMPETITIVE BIDDING AND APPROVING A LICENSING AGREEMENT FOR THE USE OF WIDE-AREA OUTDOOR GUNSHOT DETECTING SOFTWARE AND SERVICES FROM SHOTSPOTTER INC. BY THE HOT SPRINGS POLICE DEPARTMENT.**

*WHEREAS*, the Hot Springs Police Department seeks to utilize outdoor gunshot detecting technology services, and that

*WHEREAS*, ShotSpotter, Inc. is the worldwide sole source vendor of a proprietary wide-area outdoor gunshot detection, location and forensic analysis service, and that

*WHEREAS*, pursuant to A.C.A. § 14-58-303 and §14-47-138, the Board of Directors may waive the requirement of competitive bidding in exceptional situations where such procedure is not feasible or practical, and that

*WHEREAS*, competitive procurement of such technology is not feasible and it is in the best interest of the City to waive said requirement.

***NOW, THEREFORE, BE IT ORDAINED*** by the Board of Directors of the City of Hot Springs, Arkansas:

Section 1: That competitive bidding for wide-area outdoor gunshot detecting proprietary software and services is hereby waived pursuant to A.C.A. § 14-58-303 and §14-47-138 as ShotSpotter, Inc. is the worldwide sole source vendor of a wide-area outdoor gunshot detection, location and forensic analysis service and competitive procurement of such proprietary technology is not feasible or practical.

Section 2: That the Mayor is authorized and directed to execute the attached agreement with ShotSpotter, Inc. for an annual license for the City of Hot Springs Police Department to use the software and subscription in the amount of \$99,000.00; Provided further, that upon the mutual consent of both parties, this annual agreement may be extended for subsequent years upon board approval through the annual budgeting process.

PASSED: March 16, 2021

APPROVED:   
PAT MCCABE, MAYOR

ATTEST: Harmony Morrissey  
HARMONY MORRISSEY, CITY CLERK

APPROVED AS TO LEGAL FORM: [Signature]  
BRIAN W. ALBRIGHT, CITY ATTORNEY

**ACKNOWLEDGMENT**

STATE OF ARKANSAS  
COUNTY OF GARLAND

SUBSCRIBED AND SWORN to before me this 16<sup>th</sup> day of March, 2021.

[Signature]  
Notary Public

My Commission Expires:  
11-04-2029

LEIGH LEAVERTON  
Notary Public-Arkansas  
Garland County  
My Commission Expires 11-04-2029  
Commission # 12709265