

From: Michelle Elpi-Trainor </O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=59D829EB49F742FC973EA89C03586915-MELPI-TRAIN>
Subject: RE: confidential attorney client RE: Bend PD x Flock - next steps and legal agreement for review
To: Loni Brandjes <lbrandjes@bendoregon.gov>
Sent: August 7, 2024 3:36 PM (UTC-04:00)

Yes that would be good. My understanding is this:

If it interacts with the City network, needs to be installed on City devices it would go IT
If it will be used by other departments, needs to go to IT

If it is just going to be utilized by Police and does not interact with the network, then it stays with Police.



CITY OF BEND

Michelle Elpi-Trainor

Procurement Analyst

Office: 541-317-3019

Procurement: 541-385-6677



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From: Loni Brandjes <lbrandjes@bendoregon.gov>
Sent: Wednesday, August 7, 2024 12:25 PM
To: Michelle Elpi-Trainor <melpi-trainor@bendoregon.gov>
Subject: RE: confidential attorney client RE: Bend PD x Flock - next steps and legal agreement for review

Hey,

We need Brandon and Juan to come up with a better system for this stuff. If the contracts are separated by which one of them is the contract owner, we need to both move forward with that and still go back and adjust the older contracts. I haven't seen the agreement yet either, not sure why Jennifer went directly to legal. I would like to set up a meeting with the two of them and us to come up with a solution so we as well as the department liaisons are not guessing.



CITY OF BEND

Loni Brandjes

Procurement Analyst

Office: 541-323-8572

Procurement: 541-385-6677

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From: Michelle Elpi-Trainor <melpi-trainor@bendoregon.gov>
Sent: Wednesday, August 7, 2024 12:09 PM
To: Loni Brandjes <lbrandjes@bendoregon.gov>
Subject: RE: confidential attorney client RE: Bend PD x Flock - next steps and legal agreement for review

My interpretation of this is that it is only related to Police and does not connect to the network so I would think this one would stay with Police. I have not been looped in on any of the contract language negotiation on this one. I would say that if it involves any modification to our Axon agreements then Brandon needs to be more involved in this to negotiate that end of it and I would also be involved with it for the Axon end. Doesn't sound like that is the case but I don't recall ever seeing the Agreement so I am not sure. I looked back at the quote and I can't find any details on how this interacts with our Axon products.



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Michelle Elpi-Trainor
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From: Loni Brandjes <lbrandjes@bendoregon.gov>
Sent: Wednesday, August 7, 2024 10:36 AM
To: Michelle Elpi-Trainor <melpi-trainor@bendoregon.gov>
Subject: FW: confidential attorney client RE: Bend PD x Flock - next steps and legal agreement for review

Hello,

Since this will be with the City, do you want to include Samantha and help her take care of this?



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From: Brandon Haywood <bhaywood@bendoregon.gov>
Sent: Wednesday, August 7, 2024 10:18 AM
To: Loni Brandjes <lbrandjes@bendoregon.gov>
Cc: Michelle Elpi-Trainor <melpi-trainor@bendoregon.gov>
Subject: RE: confidential attorney client RE: Bend PD x Flock - next steps and legal agreement for review

Hi Loni,

Yes, I did submit an IT request for this on Oct 31st last year. The contract does not need to reside with the City as this is a 3rd party add-on and not directly purchased from Axon, but it can be handled by either. I won't speak for Jenn on why she reached out to Brooke directly. As you said, I'm sure Brooke will follow up with her.

My involvement with this procurement has been minimal at best, only answering technical questions if they arise. There is little to no involvement needed from my team and the initiative was brought forward by one of our Lieutenants. The deployment, operation, and service are all purchased as a subscription and devices are self-sustaining with no direct network or power connections required (solar power and cellular modems).

Happy to jump in if needed and work through the details.

Respectfully,



Brandon Haywood

Public Safety Systems Manager

My Pronouns: He, Him, His [Why Pronouns?](#)

Office: 541-322-2991

 [Book time to meet with me](#)



From: Loni Brandjes <lbrandjes@bendoregon.gov>

Sent: Wednesday, August 7, 2024 9:54 AM

To: Brandon Haywood <bhaywood@bendoregon.gov>

Cc: Michelle Elpi-Trainor <melpi-trainor@bendoregon.gov>

Subject: FW: confidential attorney client RE: Bend PD x Flock - next steps and legal agreement for review

Hello,

I'm pretty lost on this one so wanting to circle back to you Brandon to see if you did an IT request and if this will reside with IT since it interacts with Axon or if it will be a Police contract. I'm sure Brooke wants to catch up on Jennifer going directly to legal with the contract instead of working through Procurement, but that can be confusing unless the initial question I asked here has been answered. Please let me know where this one is going to live and if IT has already approved. Thanks!



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Attorney-Client Privilege (ORS 192.355 (9)(b))

Attorney-Client Privilege (ORS 192.355 (9)(b))

From: Caroline Fraher <caroline.fraher@flocksafety.com>

Sent: Tuesday, July 30, 2024 2:57 PM

To: Jennifer La Marche <jlamarche@bendoregon.gov>

Subject: Re: Bend PD x Flock - next steps and legal agreement for review

Hi Jennifer,

Just saw Lt's message! The install fee per camera will either be \$650 or \$150 per camera, nothing more than that!

On Tue, Jul 30, 2024 at 2:55 PM Jennifer La Marche <jlamarche@bendoregon.gov> wrote:

Hi Caroline,

You likely saw Lt. Beekman's response regarding Cascades Village. So, we're getting closer to confirmation on locations. Our legal staff already has the MSA and is reviewing it. When you reference \$150 or \$650 install fees, is that in addition to the quoted \$650 per camera implementation fee? I was under the impression that the fee covered installation.

Thank you,
Jenn

From: Caroline Fraher <caroline.fraher@flocksafety.com>

Sent: Tuesday, July 30, 2024 1:46 PM

To: Jennifer La Marche <jlamarche@bendoregon.gov>

Subject: Re: Bend PD x Flock - next steps and legal agreement for review

In a separate email thread, I sent a few comments about camera locations. As soon as we confirm those, I can send an exact quote. **Since at least 3 of the cameras can go on existing infrastructure, the implementation cost should lower.**

While we wait for confirmation on the camera locations, are you still able to route the MSA for your city attorney's review?

Thanks!

On Tue, Jul 30, 2024 at 1:42 PM Caroline Fraher <caroline.fraher@flocksafety.com> wrote:

Hi Jennifer,

Thank you for catching that. I will update the contract term and the optional renewal term to 12 months.

On Tue, Jul 30, 2024 at 10:24 AM Jennifer La Marche <jlamarche@bendoregon.gov> wrote:

Hi Caroline,

In reviewing the MSA and attached agreement, I noticed this quote is different from the updated one you previously sent me – this is for a 24-month agreement. I want to be sure we are pursuing a 12-month license agreement for \$21,900.

Thank you,
Jenn



Jennifer La Marche

Senior Administrative Specialist | Patrol Division

She, Her, Hers [Why Pronouns?](#)

541-322-2994 | [Join BPD – Learn More](#)



Teamwork | Integrity | Excellence

From: Caroline Fraher <caroline.fraher@flocksafety.com>

Sent: Friday, July 19, 2024 3:57 PM

To: Jennifer La Marche <jlamarche@bendoregon.gov>

Subject: Bend PD x Flock - next steps and legal agreement for review

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er,

Thank you again for the call today. It was great meeting you and I am looking forward to working with you.

Hi
Jennif

On Wednesday, we can discuss locations for the Falcons and ensure we determine the right pole type/solar/LTE service, etc. Looking forward to that!

In the meantime, can you please send our Master Services Agreement (MSA) to your city attorney to begin the contract review process? Flock's legal team requests that any comments are made via Microsoft Word Track Changes. I've attached it below. Exhibit A (Order form) may change depending on pole type so it's just the MSA that needs to be reviewed.

Thank you and I hope you have a great weekend!

Caroline Fraher
Territory Sales Manager



 310-844-3659 call/text  flocksafety.com

 caroline.fraher@flocksafety.com

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The City of Bend has redacted some of the requested records based on the exemptions identified below. For the full text of exemptions, visit <https://justice.oregon.gov/PublicRecordsExemptions/>. You may seek review of this denial pursuant to ORS 192.401, 192.411, 192.415, 192.418, 192.422, 192.427, and 192.431. Appeals can be submitted to the Deschutes County District Attorney.

Reason	Description	Pages
Attorney-Client Privilege (ORS 192.355 (9)(b))	ORS 192.355 (9) - (b) - Attorney-Client Privilege	4-5