

AN ORDINANCE 2015-06-04-0492

**APPROVING THE RENEWAL AND EXTENSION OF THE MERCHANT
PAYMENT INSTRUMENT PROCESSING CONTRACT WITH
JPMORGAN CHASE BANK, N.A. AND PAYMENTECH, LLC FOR A
RENEWAL PERIOD OF TWO (2) YEARS BEGINNING JULY 1, 2015
AND ENDING JUNE 30, 2017.**

* * * *

WHEREAS, pursuant to Ordinance No. 2012-06-12-0520, passed and approved on June 12, 2012, the *Merchant Payment Instrument Processing contract* (“Contract”) with JPMORGAN CHASE BANK, N.A. and PAYMENTECH, LLC (“Chase Paymentech”) was approved, under which Chase Paymentech has provided merchant banking services for an initial three (3) year term commencing July 1, 2012, with the option in the City to renew for one (1) additional two (2) year term under the same terms and conditions, subject to approval of the City Council; and

WHEREAS, the initial three (3) year term of the Contract expires on June 30, 2015; and

WHEREAS, City Staff has recommended that the Contract be renewed and extended for the two (2) year extension, the term of which will commence July 1, 2015, and terminate June 30, 2017; and

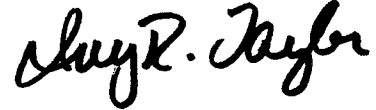
WHEREAS, upon consideration and deliberation of the matter, the City Council has determined that it is in the best interest of the City to extend the Contract; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The *Renewal And Extension Of Merchant Payment Instrument Processing Contract* (“Extension”) between the City and Chase Paymentech is hereby approved in all things. A copy of the Extension is attached hereto as **Attachment I**. The Director of Finance is hereby authorized to execute the Extension on behalf of the City of San Antonio.

SECTION 2. This Ordinance shall take effect immediately if passed by eight (8) affirmative votes; otherwise this Ordinance shall take effect ten (10) days from the date of passage hereof.

PASSED and APPROVED this 4th day of June, 2015.

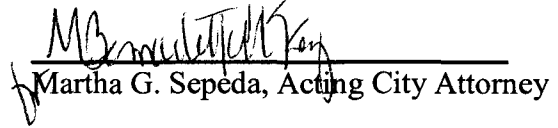


M A Y O R
Ivy R. Taylor

ATTEST:


Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:


Martha G. Sepeda, Acting City Attorney

Agenda Item:	21B (in consent vote: 5, 6, 7, 8, 9, 10, 11, 12, 15, 16, 17, 18, 19, 20, 21A, 21B, 22A, 22B)						
Date:	06/04/2015						
Time:	09:47:28 AM						
Vote Type:	Motion to Approve						
Description:	An Ordinance approving the renewal and extension with JP Morgan Chase Bank, N.A. and Paymentech, LLC to provide merchant banking services to the City of San Antonio for a renewal period of two years, commencing on July 1, 2015, and ending on June 30, 2017; and authorizes other matters incident and related thereto.						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Ivy R. Taylor	Mayor		x				
Roberto C. Trevino	District 1		x				x
Alan Warrick	District 2	x					
Rebecca Viagran	District 3		x				
Rey Saldaña	District 4		x				
Shirley Gonzales	District 5	x					
Ray Lopez	District 6		x				
Cris Medina	District 7		x				
Ron Nirenberg	District 8		x			x	
Joe Krier	District 9	x					
Michael Gallagher	District 10		x				

A T T A C H M E N T I

**RENEWAL AND EXTENSION
OF
MERCHANT PAYMENT INSTRUMENT PROCESSING CONTRACT**

THE STATE OF TEXAS §
 §
THE COUNTY OF BEXAR §

This *Renewal And Extension Of Merchant Payment Instrument Processing Contract* (“Renewal”) is made and entered into by and between the **CITY OF SAN ANTONIO** (hereinafter referred to as “City”), a Texas Home-Rule Municipal Corporation, acting by and through its Chief Financial Officer or his designee, OR its Director of Finance or his designee, pursuant to Ordinance No. 2015-06-04-____, passed and approved on June 4, 2015, and **JPMorgan CHASE BANK, N.A.**, a national banking association (“Member”), and **PAYMENTECH, LLC**, a Delaware limited liability company (“Paymentech or CONTRACTOR”). CITY, Member, and CONTRACTOR are sometimes hereinafter referred to as the “Parties”.

WHEREAS, pursuant to Ordinance No. 2012-06-21-0520, passed and approved on June 21, 2012, the CITY’s City Council authorized the execution of a Merchant Payment Instrument Processing Contract with Member and CONTRACTOR to provide merchant banking services for an initial three (3) year term, with the option in CITY to renew for one (1) additional two (2) year term under the same terms and conditions, subject to approval of CITY’s City Council; and

WHEREAS, the initial three (3) year term of the Contract expires on June 30, 2015; and

WHEREAS, CITY now desires to renew and extend the Contract for the two (2) year extension term under the same terms and conditions, and Member and CONTRACTOR each desire to do the same; **NOW, THEREFORE**

FOR VALUABLE CONSIDERATION, the Parties hereto severally and collectively agree, and by the execution hereof are bound, to the mutual obligations herein contained and to the performance and accomplishment of the tasks hereinafter described.

I. RENEWAL AND EXTENSION OF CONTRACT

- 1.1 The Contract is hereby renewed and extended for a two (2) year term that commences July 1, 2015 and will terminate on June 30, 2017, in accordance with the provisions of Section 10.1 of the Contract.

**II. REMAINDER OF CONTRACT UNCHANGED
AND IN FULL FORCE AND EFFECT**

2.1 The terms and conditions of the Contract shall remain unchanged and in full force and effect during its extended term.

III. CONFLICT PROVISIONS

3.1 Any conflict between the provisions of this Renewal and the provisions of the Contract shall be resolved in favor of this Renewal.

EXECUTED and AGREED TO this the _____ day of June, 2015.

CITY:
CITY OF SAN ANTONIO

CONTRACTOR:
PAYMENTECH, LLC, for itself and on
behalf of JPMORGAN CHASE BANK,
N.A.

Troy Elliott
Director of Finance

BY: _____

TITLE: _____

Approved as to form:

Robert Nordhaus
Assistant City Attorney