

AN ORDINANCE **2016-10-13-0803**

APPROVING THE AMENDMENT OF THE MERCHANT PAYMENT INSTRUMENT PROCESSING CONTRACT WITH JPMORGAN CHASE BANK, N.A. AND PAYMENTECH, LLC TO PROVIDE ENCRYPTION AND TOKENIZATION SERVICES ON CREDIT CARD TRANSACTIONS TO ASSIST IN THE IMPLEMENTATION OF THE CITY'S CUSTOMER FIRST SAN ANTONIO PROJECT WHICH INCLUDES POINT-OF-SALE SYSTEM AND RESERVATION-REGISTRATION SYSTEMS.

* * * *

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, pursuant to Ordinance No. 2015-06-04-0492, passed and approved June 4, 2015, the Contract was extended for its one (1) additional two (2) year term under the same terms and conditions, with the renewal term to commence July 1, 2015, and terminate June 30, 2017; and

WHEREAS, in order to assist the City with implementation of its Customer First San Antonio project which includes point-of-sale and reservation-registration systems, City Staff has recommended that the Contract be amended to enable the City to obtain Safetech Page Encryption and Safetech Tokenization services, which are enhanced security measures for the transmission of card holder data; and

WHEREAS, upon consideration and deliberation of the matter and the City Staff recommendation on it, the City Council has determined that it is in the best interests of the City to accept the City Staff recommendation; **NOW THEREFORE:**

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

SECTION 1. The *Amendment To Merchant Payment Instrument Processing Contract* ("Amendment") between the City and Chase Paymentech is hereby approved in all things. A copy of the Amendment is attached hereto as **Attachment I**. The Deputy Chief Financial Officer is hereby authorized to execute the Amendment on behalf of the City.

SECTION 2. There is no financial language required in connection with this Ordinance.

RKN
10/13/16
Item No. 20

SECTION 3. 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.

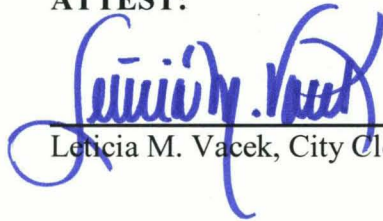
PASSED and APPROVED this 13th day of October, 2016.



M A Y O R

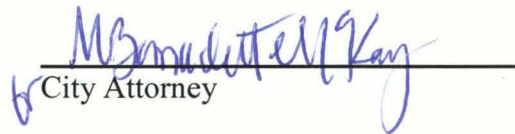
Ivy R. Taylor

ATTEST:



Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:



City Attorney

Agenda Item:	20 (in consent vote: 4, 5, 6, 7A, 7B, 7C, 8A, 8B, 8C, 8D, 9, 10, 11A, 11B, 12, 14, 15, 16, 20, 22, 23, 24, 25, 26)						
Date:	10/13/2016						
Time:	09:20:49 AM						
Vote Type:	Motion to Approve						
Description:	An Ordinance approving an amendment to the Merchant Payment Instrument Processing Contract with JP Morgan Chase Bank, N.A. and Paymentech, LLC to allow the City to provide enhanced security measures on credit card transactions. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer]						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Ivy R. Taylor	Mayor	x					
Roberto C. Treviño	District 1		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			x	
Michael Gallagher	District 10		x				

A T T A C H M E N T I

**PAYMENTECH, LLC
AMENDMENT TO
MERCHANT PAYMENT INSTRUMENT PROCESSING CONTRACT**

MERCHANT NAME: City of San Antonio

This Amendment to the Merchant Payment Instrument Processing Contract (the "Amendment") is dated as of the date last signed below (the "Effective Date") and is attached to and forms a part of that certain Merchant Payment Instrument Processing Contract dated as of the Effective Date of the Agreement, as may have been amended, between Paymentech, LLC, (or its predecessor in interest) for itself and on behalf of JPMorgan Chase Bank, N.A. a national banking association ("Member"), and the Merchant(s) whose signature(s) appear below (collectively referred to as "Merchants") (the "Agreement"). Terms not otherwise defined herein have the meanings set forth in the Agreement. To the extent that any conflict or inconsistency exists between the terms of this Amendment and the Agreement, the terms of this Amendment will control.

1. NEW PRICING.

Your pricing shall be modified in accordance with the selection below:



The fees for one or more of the services specified on your pricing schedule shall be modified in accordance with the following table. Only the fees described in "Description of Service" below are hereby added to reflect the fees. All other fees in the existing Schedule A shall continue in full force and effect and are unchanged by this Amendment.

Description of Service	Fee:
Safetech Page Encryption Item	\$.0175
Safetech Tokenization Item	\$.005

- 2. CONTINUED EFFECT:** Except to the extent amended hereby, all terms, provisions and conditions of the Agreement are hereby ratified and shall continue in full force and effect and the Agreement shall remain enforceable and binding in accordance with its terms.

This Amendment shall be effective on the Effective Date.

Agreed and Accepted by:

City of San Antonio
MERCHANT LEGAL NAME (Print or Type)

111 Soledad Street, San Antonio, TX 78205
Address (Print or Type)

By (authorized signature)

By, Name, Title (Print or Type)

Date

Agreed and Accepted by:

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

By: _____

Print Name: David Miller

Title: Vice President, Credit Operations

Date: _____

Address: 4 Northeastern Boulevard, Salem, NH 03079