

AN ORDINANCE **97177**

APPROVING A RENEWAL AND EXTENSION OF THE AUTOMATED TELLER MACHINE (ATM) LICENSE AGREEMENT, AND INCORPORATING A SECOND AMENDMENT, BETWEEN THE CITY OF SAN ANTONIO AND THE SAN ANTONIO CITY EMPLOYEES FEDERAL CREDIT UNION (SACEFCU) FOR THE PLACEMENT OF ATM MACHINES ON CITY PROPERTY; APPROVING AN EXTENSION OF THE TERM OF LICENSE FROM MARCH 1, 2003 THROUGH FEBRUARY 29, 2008, AND ADDING TWO NEW LOCATIONS FOR A TOTAL OF 14, UNDER THE SAME TERMS AND CONDITIONS, EXCEPT THAT THE MONTHLY LICENSE FEE DUE TO THE CITY IS CAPPED AT THE TOTAL AMOUNT OF FEES RECEIVED BY SACEFCU ASSOCIATED WITH FOREIGN TRANSACTION VOLUME AND ALTERNATE TRANSACTION VOLUME FOR EACH ATM, AS SUCH TERMS ARE DEFINED IN THE LICENSE AGREEMENT.

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WHEREAS, pursuant to Ordinance No. 87373 dated February 19, 1998, an Automated Teller Machine (ATM) License Agreement was entered into between the City and the San Antonio City Employees Federal Credit Union (SACEFCU) to install ATM at seven locations; and

WHEREAS, Ordinance No. 88698 dated October 10, 1998 amended the License Agreement to add five new ATM locations at the West, South, Northwest, North and East Police Substations; and

WHEREAS, the License Agreement will end on February 28, 2003 and SACEFCU wishes to renew and extend the Agreement for five additional years commencing March 1, 2003 and terminating February 29, 2008; and

WHEREAS, City staff recommends approval of an extension of the term of the License Agreement from March 1, 2003 through February 29, 2008, to include the addition of two new locations for a total of 14 under the same terms and conditions, except the monthly license fee due to the City will be capped at the total amount of fees received by SACEFCU associated with Foreign Transaction Volume and Alternate Transaction Volume for each ATM, **NOW THEREFORE**,

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

SECTION 1. A Renewal and Extension of Automatic Teller Machine (“ATM”) License Agreement incorporating a Second Amendment between the City of San Antonio and San Antonio City Employees Federal Credit Union (SACEFCU), as Licensee, is hereby approved

for a five year period commencing March 1, 2003 and terminating February 29, 2008, to include the addition of two ATMs at two new locations for a total of 14 and the license fee due to the City will be capped at the total amount of fees received by SACEFCU associated with Foreign Transaction Volume and Alternate Transaction Volume for each ATM.

SECTION 2. The City Manager or her designee is hereby authorized to execute such Renewal and Extension of License Agreement, a copy of which, signed on behalf of the Licensee is attached hereto and incorporated herein verbatim for all purposes as **Attachment I**.

SECTION 3. Revenues generated from the placement of ATM 's on City property under the five-year Renewal and Extension Amendment of the Automated Teller Machine License Agreement will be deposited into Index Codes in Fund No. 29-005000 (Miscellaneous Special Revenue-Convention Facilities), Index Code 035410 in Fund No. 51-001000 (Airport Funds-Aviation) and in Fund No. 11 (General Fund).

SECTION 4. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific Index Codes and Fund Numbers as necessary to carry out the purpose of this Ordinance.

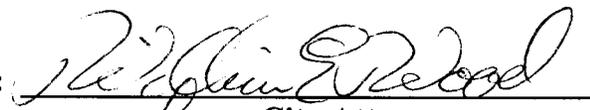
SECTION 5. This ordinance shall be effective on the 23rd day of February 2003.

PASSED AND APPROVED this 13th day of February, 2003.



M A Y O R
EDWARD D. GARZA

ATTEST 
City Clerk

APPROVED AS TO FORM: 
City Attorney