

**VILLAGE OF DOWNERS GROVE**  
**Report for the Village Council Meeting**  
**3/21/2017**

<b>SUBJECT:</b>	<b>SUBMITTED BY:</b>
Merchant Services for Credit Card Payments	Judy Buttny Finance Director

**SYNOPSIS**

A resolution has been prepared to authorize execution of a two-year extension to an agreement with Moneris Solutions, Schaumburg IL for merchant services for credit card payments for daily fee parking, with the option to be renewed for one additional two year period for an amount of \$68,000.

**STRATEGIC PLAN ALIGNMENT**

The goals for 2015-2017 include *Steward of Financial, Environmental and Neighborhood Sustainability*.

**FISCAL IMPACT**

The FY17 budget includes \$68,500 in the Parking Fund (Page 4-33, Line 17) for this contract extension.

**RECOMMENDATION**

Approval on the March 21, 2017 consent agenda.

**BACKGROUND**

In 2014, the Village awarded an agreement to Moneris Solutions for credit card processing services for daily parking after conducting an RFP process in accordance with the Village's Purchasing Policy. The Village receives payment for daily fee parking in the parking deck and at commuter lots through ten payment processing stations and the Pay by Phone option. The Moneris fee is 5 cents per transaction, plus credit card company and administrative fees. There is no fee increase from the initial agreement.

Moneris is affiliated with BMO Harris Bank. They are certified as compliant with Payment Card Industry Data Security requirements (PCI-DSS), which is the certification required by credit card companies for protection of personal data.

**ATTACHMENTS**

Resolution  
Amendment to Agreement

**RESOLUTION NO. \_\_\_\_****A RESOLUTION AUTHORIZING EXECUTION OF AMENDMENT NO. 2  
TO THE MERCHANT SERVICES AGREEMENT  
BETWEEN THE VILLAGE OF DOWNERS GROVE  
AND MONERIS SOLUTIONS, INC.**

BE IT RESOLVED by the Village Council of the Village of Downers Grove, DuPage County, Illinois, as follows:

1. That the form and substance of a certain Agreement (the "Amendment"), between the Village of Downers Grove ("Merchant") and BMO Harris Bank ("Member Bank") and Moneris Solutions, Inc. ("Moneris"), for merchant services for credit card payments for daily fee parking, as set forth in the form of the Amendment submitted to this meeting with the recommendation of the Village Manager, is hereby approved.

2. That the Village Manager and Village Clerk are hereby respectively authorized and directed for and on behalf of the Village to execute, attest, seal and deliver the Amendment, substantially in the form approved in the foregoing paragraph of this Resolution, together with such changes as the Manager shall deem necessary.

3. That the proper officials, agents and employees of the Village are hereby authorized and directed to take such further action as they may deem necessary or appropriate to perform all obligations and commitments of the Village in accordance with the provisions of the Amendment.

4. That all resolutions or parts of resolutions in conflict with the provisions of this Resolution are hereby repealed.

5. That this Resolution shall be in full force and effect from and after its passage as provided by law.

\_\_\_\_\_  
Mayor

Passed:

Attest: \_\_\_\_\_

Village Clerk



Amendment No. 2 to Merchant Services Agreement

This Amendment No. 2 to the Merchant Services Agreement (this “**Amendment**”) is between BMO Harris Bank N.A. (“**Member Bank**”), Moneris Solutions, Inc. (“**Moneris**” and together with Member Bank, “**Bank**”) and Village of Downers Grove (“**Merchant**”). In the event of any conflict or inconsistency between the Merchant Services Agreement and this Amendment, the terms of this Amendment shall prevail.

Member Bank, Moneris and Merchant are parties to that Merchant Services Agreement dated April 5, 2014 (the “**MSA**”). No provision of the MSA shall be deemed to be amended, waived or otherwise modified except as expressly stated herein. Member Bank, Moneris and Merchant desire to amend the MSA as follows.

AGREEMENTS

1. Upon execution of this Amendment, Section 9 (d) (1) of the MSA is amended by deleting it in its entirety and replacing it with the following:

Bank and Merchant agree that effective April 5, 2017, the first extension of the Agreement shall commence and remain in effect for two (2) years (“Renewal Term”). Subject to Merchant’s purchasing policy, this Agreement may be renewed thereafter for successive two (2) year periods by agreement of the parties.

2. Except as described herein, the terms of the MSA shall remain unchanged. This Amendment will be of no force and effect until signed by Bank.

Merchant: **Village of Downers Grove**

By: \_\_\_\_\_  
 Name: \_\_\_\_\_  
 Title: \_\_\_\_\_  
 Date: \_\_\_\_\_

Accepted at Schaumburg, Illinois this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

**BMO Harris Bank N.A.**

By \_\_\_\_\_  
 Its: Authorized Representative

**Moneris Solutions, Inc.**

By \_\_\_\_\_  
 Its: Authorized Representative