

39534

DATE: April 7, 2014

TO: Board of Acquisition and Contract

FROM: Kathleen O'Connor  
Commissioner of Parks & Recreation

Ann Marie Berg  
Commissioner of Finance

RE: **Resolution authorizing the County of Westchester (the "County") to enter into an agreement with Greater Hudson Bank N.A., for the purpose of operating and maintaining four (4) on-site Automatic Teller Machines ("ATMs"), for a term commencing March 31, 2014 and expiring March 31, 2017. This agreement shall automatically renew for successive (1) one month periods unless terminated by either party.**

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Authority is hereby requested to enter into an Agreement with Greater Hudson Bank, N.A. ("Greater Hudson") for the purpose of operating and maintaining four (4) on-site Automatic Teller Machines ("ATMs") at two (2) County-owned locations for a three (3) year term commencing March 31, 2014. This agreement shall automatically renew for successive one (1) month periods unless terminated by either party. There will be two (2) ATMs at the County Center and two (2) ATMs at Rye Playland. Pursuant to the Agreement, Greater Hudson is required to pay transaction fees to the County in the amount of \$1.05 on each surcharged transaction. The County will need to deposit \$2,000,000 interest free at Greater Hudson as a part of a total relationship of this agreement and a similar agreement with Greater Hudson for an ATM at the Westchester County Airport. The cost of this deposit at current rates (25 bps) is approximately \$5,000 per year in lost interest.

The goals and objective of this Agreement are to continue to offer quality, reliable, secure ATMs at the County locations and to maximize revenue to the County. It is estimated that the County will receive total revenue of \$27,000 (\$9,000/year) over the (3) year contract term. The Departments will monitor achievement of these objectives by tracking ATM down-time and user complaints, and will review actual revenue received by the County. The existing ATMs have been installed in the current locations for over sixteen (16) years. The ATMs serve the general

public, which uses County facilities as demonstrated by approximately 20,000 transactions last year.

This procurement is exempt from the operation of the Westchester County Procurement Policy pursuant to Section 3(b) thereof.

A Resolution for your consideration is annexed hereto. I recommend your favorable consideration of the annexed proposed Resolution.

KOC/AMB

APPROVED BOARD OF ACQUISITION & CONTRACT - 05/01/2014 - JOMARY VIEIRA SECRETARY

## RESOLUTION

Upon communication from the Commissioner of Parks & Recreation and the Commissioner of Finance, be it hereby

**RESOLVED**, that the County of Westchester ("County") is authorized to enter into an agreement with Greater Hudson Bank, N.A. for the purpose of operating and maintaining (4) four on-site Automatic Teller Machines ("ATM's") for a term commencing March 31, 2014 and expiring March 31, 2017. This agreement shall automatically renew for successive (1) one month periods unless terminated by either party; and be it further

**RESOLVED**, that this Agreement is subject to County appropriations; and be it further

**RESOLVED**, that this Agreement is also subject to further financial analysis of the impact of any New York State Budget (the "State Budget") proposed and adopted during the term of this Agreement. The County shall retain the right, upon the occurrence of any release by the Governor of a proposed State Budget and/or the adoption of a State Budget or any amendments thereto, and for a reasonable period of time after such release(s) or adoption(s), to conduct an analysis of the impacts of any such State Budget on County finances. After such analysis, the County shall retain the right to either terminate this Agreement or to renegotiate the amounts and rates approved herein. If the County subsequently offers to pay a reduced amount to the Contractor, then the Contractor shall have the right to terminate this Agreement upon reasonable prior written notice; and be it further

**RESOLVED**, that the County Executive or his authorized designee is hereby authorized to execute any documents and take any actions reasonably necessary and appropriate to effectuate the purposes of this Resolution.

Account to be  
Charged/credited

Year	Fund	Dept	Unit	Revenue	Dollars
2014	101	15	1000	9289	\$7,000
2015	101	15	1000	9289	\$9,000
2016	101	15	1000	9289	\$9,000
2017	101	15	1000	9289	\$2,000

Budget Funding Year(s) 2014 – 2017 Start Date 03/31/2014 End Date 03/31/2017  
(must match resolution)

Funding Source Tax Dollars \_\_\_\_\_  
State Aid \_\_\_\_\_  
Federal Aid \_\_\_\_\_  
Other Revenue \_\_\_\_\_

\$ 27,000  
(must match resolution)

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