



**ENTERPRISE BANKING SERVICES CONTRACT  
APPENDIX 5  
PARTICIPATION AGREEMENT FOR WISCONSIN LOCAL GOVERNMENTS**

This instrument, (the "Participation Agreement"), is between **U.S. Bank National Association**, ("the Contractor") and **MILWAUKEE COUNTY ("Participant")**

For good and valuable consideration, receipt of which is hereby acknowledged, both parties agree as follows:

1. The terms and conditions of the Enterprise Banking Services Contract ("Master Agreement") shall be incorporated herein by this reference as if fully set forth herein.
2. All terms used herein shall have the same meaning as in the Master Agreement, unless specified to the contrary.
3. For purposes of this Participation Agreement, the terms "you" and "your" under the Master Agreement shall mean the Participant.
4. Participant represents that Participant has received all the necessary approvals to enter into this Participation Agreement and the undersigned represents that he or she is legally authorized to execute this Participation Agreement on behalf of the Participant.
5. Participant hereby agrees to pay its allocated share of the fees as set forth in the Fee Schedule in the Master Agreement, as determined by the Contractor.
6. The Participation Agreement shall commence on the effective date set forth below and continue until June 30, 2014.
7. All terms and conditions of the Master Agreement shall remain unchanged and in full force and effect.

**IN WITNESS WHEREOF**, the parties have caused this Participation Agreement to be executed effective as of 1/11/2011.

<b>Local Government of: Milwaukee County</b>	<b>U.S. Bank N.A.</b>
Signature: 	Signature: 
(Type Name): Daniel J. Diliberti	(Type Name): Teresa McBride
Title: Milwaukee County Treasurer	Title: Vice President
Agency/Local Government Name: Milwaukee County	
Date: <u>2/16/2011</u>	Date: <u>2/14/2011</u>



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FEB 03 2011  
Adopted  
16-0

(ITEM 4) From the County Treasurer, requesting authorization to enter into a State Contract Participation Agreement to enable Milwaukee County to piggyback onto the State banking services contract for a period ending June 30, 2014, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, The County Board file No. 05-438 authorized the Request for Proposal (RFP) for Milwaukee County's banking services, which resulted in a 5-year contract award to US Bank; and

WHEREAS, the State of Wisconsin, after an extensive RFP process, approved banking services contracts with US Bank through June 30, 2014. As part of this contract agreement, the State included a contract clause that gave other local governments the opportunity to participate under the State Banking Contracts and take advantage of the discounted pricing they receive from US Bank; and

WHEREAS, the State's banking contract leverages a processing volume that exceeds 28 million payments per year in order to achieve the lowest possible fees; participating in this State Contract would result in savings from reduced banking service charges for Milwaukee County estimated at \$24,000/year; and

WHEREAS, the recipient of the contract, US Bank, had the highest CRA (Community Reinvestment Act) rating. US Bank also has in place a supplier diversity program and a strategic sourcing effort to include MBE/DBE firms. US Bank also makes considerable community contributions in the areas of affordable housing, economic opportunity and public service; and

WHEREAS, various other local governments are already participating in the State banking contract to take advantage of the savings available therein, including:

- |                  |  |
|------------------|--|
| Dane County      | Milwaukee Metropolitan Sewerage District |
| City of Madison  | Glendale River Hills School District     |
| City of Franklin | Maple Dale Indian Hill School District   |
| City of Muskego  |  |

; and

WHEREAS, Milwaukee County already participates under the Merchant Services portion of the State's US Bank contract through action taken by the County Board last year (for an estimated savings of approximately \$10,000 in credit card payment processing fees); and

APPROVED AS TO FORM  
*Timothy R. Schroewe*  
CORPORATION COUNSEL

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WHEREAS, by entering into a State Contract Participation Agreement, savings would accrue to Milwaukee County in terms of considerable dollar savings, as well as time and benefits that will accrue from a no-cost seamless contract transition for county departments during this period of county budget belt-tightening, increasing furlough days, and reduced staffing; and

WHEREAS, given these significant savings in money and resources, the County Treasurer recommends approval of the Wisconsin State Contract Participation Agreement for Milwaukee County Banking Services; and

WHEREAS, at its meeting on January 27, 2011, the Committee on Finance and Audit recommended approval of the said request (vote 6-0); now, therefore,

BE IT RESOLVED, that the Milwaukee County Treasurer is hereby authorized to execute a State Contract Participation Agreement to enable Milwaukee County to piggyback onto the State Banking Services contract and, if possible, include the option of an additional five year renewal contingent upon the recommendation of the County Treasurer and approval of the County Board.

**RECORD OF COUNTY BOARD AND  
COUNTY EXECUTIVE ACTIONS** 3327 R2

Resolution  
 Ordinance

COUNTY BOARD FILE NO.  
11-56

**CERTIFICATION  
TO COUNTY  
BOARD  
PASSAGE**

I certify that the attached resolution or ordinance was adopted by The Board of Supervisors of Milwaukee County at a meeting held on the 3<sup>rd</sup> day of February 2011 by a vote of 16 ayes 0 noes.

2/4/11  
DATE SIGNED  
2/3/11  
DATE SIGNED

[Signature]  
COUNTY CLERK  
[Signature]  
COUNTY BOARD CHAIRMAN

**COUNTY  
EXECUTIVE'S  
ACTION**

I approve the attached resolution or ordinance.  
2/10/11  
DATE SIGNED

[Signature]  
COUNTY EXECUTIVE

**CERTIFICATION  
OF  
PUBLICATION**

DATE PUBLISHED \_\_\_\_\_ DATE SIGNED \_\_\_\_\_ COUNTY CLERK \_\_\_\_\_

**RECEIPTS**

**BY COUNTY  
CLERK'S  
OFFICE**

FEB 17 2011  
DATE SIGNED

[Signature]  
SIGNATURE

File us  
for



**State Treasury Services Contract**  
Robert Andrews to: Daniel Diliberti

01/31/2011 03:05 PM

From: Robert Andrews/Corp\_cnsi/Milwaukee County  
To: Daniel Diliberti/Treasurer/Milwaukee County@MILWCO

I have reviewed your January 10, 2011 submittal with attachments to the County Board. Your purpose was to obtain approval of the Board to allow you to piggyback onto the State of Wisconsin's Treasury Services Contract for banking. My conclusion is that there is no legal impediment to your entering into the agreement as set forth in your memo to the Board. Please contact me if you need an approval signature from this office.

Robert E. Andrews  
Deputy Corporation Counsel  
Office of Milwaukee County Corporation Counsel  
901 N. 9th St. Room 303  
Milwaukee, WI 53233

Direct line: 414-278-5049  
Fax: 414-223-1249