



# Huntsville, Alabama

308 Fountain Circle  
Huntsville, AL 35801

## Cover Memo

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**Meeting Type:** City Council Regular Meeting **Meeting Date:** 8/10/2023

**File ID:** TMP-3196

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**Department:** Finance

**Subject:**

**Type of Action:** Approval/Action

Resolution authorizing the Mayor to execute the Consent to Assignment of Contract agreement between Traveller Multi-Media Network LLC and Peace Communications of Huntsville LLC to transfer the rights and obligations of the Operation & Maintenance of Existing Public WIFI (Contract #36-2020-81) awarded via Resolution No. 20-121 and the Public Managed WIFI & IP Services agreement awarded via Resolution No. 20-927 from Traveller Multi-Media Network LLC to Peace Communications Huntsville LLC.

Resolution No.

**Finance Information:**

**Account Number:** Varies depending on department utilizing contract.

**City Cost Amount:** \$ Varies depending on quantity ordered/services provided.

**Total Cost:** \$ Varies depending on quantity ordered/services provided.

**Special Circumstances:**

**Grant Funded:** \$ N/A

**Grant Title - CFDA or granting Agency:** N/A

**Resolution #:** N/A

**Location: (list below)**

**Address:** N/A

**District:** District 1 ☐ District 2 ☐ District 3 ☐ District 4 ☐ District 5 ☐

**Additional Comments:**

Procurement Services has received notice from Peace Communications Huntsville LLC that effective April 1, 2023, they acquired Traveller Multi-Media Network LLC. Contract 36-2020-81 is in its final term and is set to expire October 7, 2023. The agreement awarded via Res. No. 20-927 is also in its final term and is set to expire October 7, 2023. Procurement Services in conjunction with Information Technology Services requests to transfer the contracts in accordance with the terms and conditions as outlined in the Consent to Assignment of

Contract Agreement.

**RESOLUTION NO. 23 - \_\_\_\_\_**

**WHEREAS**, on February 13, 2020, the City Council of the City of Huntsville, Alabama awarded the Operations and Maintenance of Existing Public WIFI to Traveller Multi-Media Network LLC, pursuant to Resolution No. 20-121; and

**WHEREAS**, on October 8, 2020, the City Council of the City of Huntsville, Alabama awarded the Public Managed WIFI and IP Services contract to Traveller Multi-Media Network, LLC pursuant to Resolution No. 20-927; and

**WHEREAS**, both contracts are in their final terms and are set to expire on October 7, 2023; and

**WHEREAS**, on July 25, 2023, the Procurement Services Division was notified by Peace Communications Huntsville LLC that they had acquired Traveller Multi-Media Network, LLC on April 1, 2023; and

**WHEREAS** the contracts include provisions permitting the reassignment of the contracts with written consent of the City; and

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Huntsville, Alabama, that the Mayor be, and is hereby authorized to accept the Consent to Assignment of Contract signed by authorized representatives of both Traveller Multi-Media Network, LLC and Peace Communications Huntsville LLC and attached hereto and enter into agreement with Peace Communications Huntsville, LLC for the provision of goods and services as outlined in the Operations and Maintenance of Existing Public WIFI contract and the Public Managed WIFI and IP Services contract in accordance with specified scope of services, terms, and conditions as outlined in the contracts awarded pursuant to Resolution Nos. 20-121 and 20-927, and the Consent to Assignment of Contract agreement.

**ADOPTED** this the 10th day of August, 2023.

\_\_\_\_\_  
President of the City Council  
of the City of Huntsville

**ADOPTED** this the 10th day of August, 2023.

\_\_\_\_\_  
Mayor of the City of Huntsville

### **CONSENT TO ASSIGNMENT OF CONTRACTS**

This Consent to Assignment of Contracts is made and entered into on the 10<sup>th</sup> day of August 2023, by and between the **CITY OF HUNTSVILLE, ALABAMA**, a municipal corporation in the State of Alabama, hereinafter referred to as the "City," and **PEACE COMMUNICATIONS HUNTSVILLE, LLC**, an Alabama limited liability company, hereinafter referred to as "Peace Communications" and **TRAVELLER MULTI-MEDIA NETWORK, LLC**, an Alabama limited liability company, hereinafter referred to as "Traveller Multi-Media".

#### **WITNESSETH:**

**WHEREAS**, the City and Traveller Multi-Media entered into two separate contracts for the provision of Operations & Maintenance of Existing Public WIFI pursuant to Resolution No. 20-121 and Public Managed WIFI & IP Services pursuant to Resolution No. 20-927 (hereinafter collectively referred to as "Contracts"); and

**WHEREAS**, the Procurement Services Division was notified on July 17, 2023, by Peace Communications that they acquired Traveller Multi-Media on April 1, 2023; and

**WHEREAS**, Traveller Multi-Media desires to assign the Contracts to Peace Communications and waives its rights conveyed to it under the terms of said Contracts; and

**WHEREAS**, the City desires to consent to the assumption of the Contracts by Peace Communications conditioned upon Peace Communications assuming Traveller Multi-Media obligations under the Contracts.

**WHEREAS**, Peace Communications agrees to adhere to the terms and conditions, pricing structure, specifications, and scope of services as outlined in Contracts which are set to expire on October 7, 2023;

**NOW THEREFORE**, in consideration of the mutual promises and covenants contained herein and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereby agree to modify the Contracts as follows:

1. The City hereby consents to Traveller Multi-Media assignment of its rights and obligations under the Contracts to Peace Communications effective on the above-stated date.
2. Peace Communications hereby agrees to assume Traveller Multi-Media obligations under the Contracts, including but not limited to all insurance requirements and contract pricing structure.
3. Peace Communications will provide the City of Huntsville's Procurement Services Division with a current certificate of insurance evidencing insurance coverage, City of Huntsville, Alabama Report of Ownership form, E-Verify Memorandum of Understanding, 2023 City of


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President or Pro Tem of the City Council  
of the City of Huntsville, Alabama  
Date: 8/10/2023

Huntsville Business License, and proof of registration with Alabama Secretary of State as required by the Contracts.

**IN WITNESS WHEREOF**, the parties hereto have caused this Consent to Assignment of Contracts to be executed under their respective seals and delivered as of the date as written above. This Agreement may be executed in one or more counterparts and each counterpart shall, for all purpose, be deemed an original, but all such counterparts shall together constitute but one and the same instrument.

The Parties agree that any form of electronic signature, including but not limited to signatures via facsimile, scanning, or electronic email, may substitute for the original signature and shall have the same legal effect as the original signature.

**TRAVELLER MULTI-MEDIA  
NETWORK, LLC**

By:   
Its: Managing Partner

**PEACE COMMUNICATIONS  
HUNTSVILLE, LLC**

By:   
Its: CFO

**ATTEST**

**CITY OF HUNTSVILLE, ALABAMA**

By: \_\_\_\_\_  
Shaundrika Edwards  
Its: City Clerk

By: \_\_\_\_\_  
Tommy Battle  
Its: Mayor