



Huntsville, Alabama

308 Fountain Circle
Huntsville, AL 35801

Cover Memo

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

File ID: TMP-3215

Department: Administration

Subject:

Type of Action: Approval/Action

Resolution authorizing the Mayor to enter into an agreement between Might Music Services for Jazz In The Park Performance. (Brian Simpson)

Resolution No.

Finance Information:

Account Number: 1000-10-10300-515020-00000000

City Cost Amount: \$5,000.00

Total Cost: \$5,000.00

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:

RESOLUTION NO. 23 - _____

BE IT RESOLVED by the City Council of the City of Huntsville, Alabama, that the Mayor be, and he is hereby authorized on behalf of the City of Huntsville, a Municipal Corporation in the State of Alabama, to enter into an Agreement by and between The City of Huntsville and Mighty Music Corporation which said agreement is substantially in words and figures similar to that certain document attached hereto and identified as an Agreement between the City of Huntsville and Mighty Music Corporation (Brian Simpson) consisting of one (1) page with the date of August 10, 2023 appearing on the margin of the first page, together with the signature of the President or President Pro Tem of the City Council, an executed copy of said document being permanently kept on file in the Office of the City Clerk-Treasurer of the City of Huntsville, Alabama.

ADOPTED this the 10th day of August 2023.

President of the City Council
of the City of Huntsville,
Alabama

APPROVED this the 10th day of August 2023.

Mayor of the City of Huntsville, Alabama

MIGHTY MUSIC CORPORATION
P.O. BOX 1039
BARNEGAT, NJ 08005-4039
(718) 815-9447
mightymusiccorp@gmail.com

PERFORMANCE AGREEMENT made on July 25, 2023 between
City of Huntsville, AL by Tommy Battle (Purchaser) and
Mighty Music Corporation f/s/o Brian Simpson (Performer).

DATE OF PERFORMANCE: Sunday, September 10, 2023

TIME OF PERFORMANCE: 7:30 pm (Performer to headline show)

LENGTH OF PERFORMANCE: One (1) show of 90 minutes

LOCATION OF PERFORMANCE: Jazz in the Park- Huntsville 2023
Big Spring Park East, 201 Church Street, Huntsville, AL 35801

FULL PERFORMANCE FEE: \$5,000.00 (Five Thousand Dollars)

ADDITIONAL CONTRACT TERMS: Performer to hold Master Class with local high school jazz band on 9/11/23.
Performer to be paid \$500.00 additional fee for class

ADDITIONAL PERFORMANCE RIDER TERMS:
PURCHASER is responsible for providing at no cost to PERFORMER:

- Sound & Lights, FOH and monitor engineers, band backline per Performer's Rider including 1 Yamaha Motif XF-8, 1 x-stand
- Hot meals and hospitality for five (5) on 9/10. Hot meal and hospitality for one (1) on 9/11
- One (1) hotel room for three (3) nights PLUS four (4) hotel rooms for one (1) night
Ground transportation to/from hotel, venue, and HSV airport

CONTRACT RETURN: Purchaser agrees to sign and return contract to MIGHTY MUSIC CORPORATION
not later than August 25, 2023.

50% DEPOSIT: Check of \$2,750.00 (Two Thousand Seven Hundred Fifty Dollars) made payable to
"MIGHTY MUSIC CORPORATION" not later than August 10, 2023.

50% BALANCE: Certified Check of \$2,750.00 (Two Thousand Seven Hundred Fifty Dollars) made payable to
Mighty Music Corporation one hour prior to performance

BILLING: 100% Headline Billing: Brian Simpson

MERCHANDISE: TBC

Purchaser agrees to provide area, staff and table for Performer to sell merchandise after performance.

Both parties constitute their mutual acceptance of all terms listed in AGREEMENT.
The signature below confirms that each party has read, agreed upon and accepts all terms listed in
the above AGREEMENT and ADDITIONAL TERMS and CONDITIONS.

Purchaser City of Huntsville, AL
by Tommy Battle

Performer Mighty Music f/s/o Brian Simpson
by Steve Butler

PERFORMER ADVANCE: Brian Simpson (818) 430-4682 pianojazz@sbcglobal.net

PURCHASER ADVANCE: Kenny Anderson, kenny.anderson@huntsvilleal.gov