

Resolution 2024-R-123

Authorizes execution of a Performance Agreement with Kim S. Music, LLC for the City of Irondale's Jazz in the Park

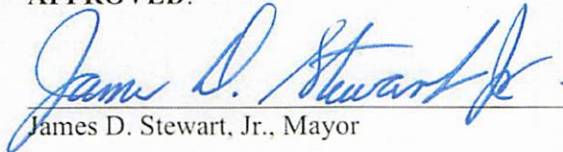
NOW THEREFORE, BE IT HEREBY RESOLVED by the City Council of the City of Irondale, Alabama, in regular meeting duly assembled, a quorum being present, that Mayor James D. Stewart, Jr. or his designee is authorized to execute a Performance Agreement with Kim S. Music, LLC (in substantially the form attached hereto as Exhibit A) in an amount not to exceed Sixty-Two Thousand Nine Hundred Fifty-One and 00/100 Dollars (\$62,951.00) for musical performances and related items at the City of Irondale's Jazz in the Park.

ADOPTED & APPROVED: This 2nd day of July, 2024.



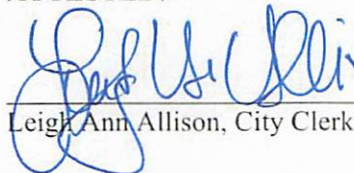
David Spivey, City Council President

APPROVED:



James D. Stewart, Jr., Mayor

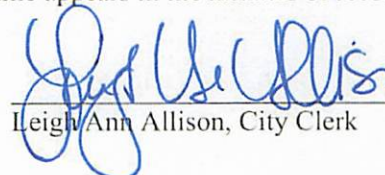
ATTESTED:



Leigh Ann Allison, City Clerk

CERTIFICATION

I, Leigh Allison, City Clerk of the City of Irondale, Alabama, hereby certify the above to be a true and correct copy of a resolution adopted by the City Council of the City of Irondale at its regular meeting held on the 2nd day of July, 2024, as the same appears in the minutes of record of said meeting.



Leigh Ann Allison, City Clerk

EXHIBIT A

KIM S. MUSIC, LLC

PO Box 1351
Birmingham, AL. 35201

Contract

Jazz in the Park with Kim Scott and Friends

This Contract is made and entered into as of June 24, 2024, by and between Kim S. Music LLC, a limited liability company organized and existing under the laws of the state of Alabama with its principal place of business located at PO Box 11351, Birmingham, AL 35201 ("Kim S. Music LLC"), and the City of Irondale, with its principal place of business located at 101 20th Street South, Irondale, AL 35210 ("City of Irondale").

WHEREAS, Kim S. Music LLC is in the business of organizing and presenting musical performances and festivals;

WHEREAS, the City of Irondale desires to engage Kim S. Music LLC to organize and present the Jazz in the Park Festival on August 17, 2024, at Beacon Park;

WHEREAS, Kim S. Music LLC agrees to provide its services to the City of Irondale under the terms and conditions set forth in this Contract.

Agreement

1. Event Details

- **Event Name:** Jazz in the Park with Kim Scott and Friends
- **Date:** August 17, 2024
- **Location:** Beacon Park, Irondale, AL
- **Artists:** Brooke Alford (Artist of the Violin), KB's Technique, JJ Sansaverino, and Kim Scott
- **Presented by:** Kim S. Music LLC

2. Services Provided by Kim S. Music LLC

Kim S. Music shall provide the following services for the Event:

- **Staging:** Professional stage setup for optimal performance experience
- **Sound:** High-quality sound systems and technicians to deliver impeccable audio

- **Catering for Artists:** Delicious and appropriate catering to meet the needs of performers
- **Backstage Needs:** Full backstage support to ensure artists are comfortable and well-prepared

3. Financial Terms

- **Total Cost:** \$62,951
- **Initial Payment:** \$31,475.50 (50% of the total cost), due upon signing this Contract to pay deposits for all artists, stage/sound company, and catering.
- **Final Payment:** \$31,475.50 (remaining 50%), due two weeks before the Event (by August 3, 2024).

Expenses Breakdown

Refer to the attached "Jazz in the Park" 2024 - Expenses Sheet" for a detailed breakdown of budget items, hotel needs, and associated costs.

4. Indemnification

Both parties agree to indemnify and hold harmless each other, their officers, agents, and employees from and against any and all claims, demands, causes of action, losses, damages, liabilities, costs, and expenses, including reasonable attorney's fees, arising out of or resulting from any act or omission of the indemnifying party in connection with the performance of this Contract.

5. Termination

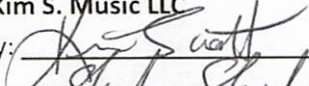
This Contract may be terminated by either party upon thirty (30) days written notice to the other party. In the event of termination, Kim S. Music LLC shall be compensated for services performed up to the date of termination.

6. Miscellaneous

- This Contract constitutes the entire agreement between the parties and supersedes all prior agreements and understandings, whether written or oral, relating to the subject matter hereof.
- This Contract may be amended only by a written instrument executed by both parties.
- This Contract shall be governed by and construed in accordance with the laws of the state of Alabama.
- Any notices required or permitted to be given under this Contract shall be in writing and shall be deemed to have been given when delivered in person or deposited in the United States mail, postage prepaid, addressed to the parties at their respective addresses set forth above.

IN WITNESS WHEREOF, the parties hereto have executed this Contract as of the day and year first above written.

Kim S. Music LLC

By:  Kim Scott, Co-Owner

By:  Stephen Strickland, Co-Owner

City of Irondale

By:  James Stewart, Mayor

Attachment: Jazz in the Park 2024 - Expenses Sheet and invoice from All Events for sound/backline/staging

Jazz In The Park with Kim Scott and Friends Expense Sheet

Budget Item	Description	Cost
Performing Artists	Local and National Jazz Artist	\$10,300
Host Band	Band to accompany performers	\$5,000
Musical Director for the show	Liaison for the performing artists	\$750
Hospitality by Classy Occasions	Backstage Catering	\$5000.00
Rehearsal Studio Rental	Audiosate 55 Studios	\$1500.00
Hotel Rooms (5)	Courtyard by Marriott	\$2,419.69
Backline/Stage/Sound	All Events	\$21000.00
Videography	ICU Media	\$5000.00
Tent Rental	Outside holding areas for musicians	\$1000.00
Assistant fees (4 people)	Event workers	\$2000.00
DJ fee	Denard Jones	\$750.00
Host	Host for the event	\$500.00
Marketing	Event publicity	\$400.00
Signage	Stage Banners	\$1500.00
Transportation for artists	Transportation to/from the hotel/venue	\$450.00
Table/chair rentals	For the holding tents	\$250.00
Artist per diems for day of show 3	Meal allowance for the day of show	\$75
Admin	Event services	\$5,056
Total		\$62,951