

REQUESTED COMMISSION ACTION:

Consent                      Ordinance                      x Resolution                      Consideration/ Discussion                      Presentation

Short Title: A RESOLUTION APPROVING AND AUTHORIZING AN ALLOCATION OF \$312,500 TO THE SHIPWRECK PARK, INC. TO BE USED TO DEVELOP, MANAGE AND MARKET AN ARTIFICIAL REEF OFF THE COAST OF POMPANO BEACH IN ACCORDANCE WITH ALL APPLICABLE LOCAL, STATE AND FEDERAL RULES AND REGULATIONS.

Summary of Purpose and Why:

As a result of Commission approval on February 10, 2015, regarding formation of the Shipwreck Park Inc., a 501(c)(3) Foundation, has been formed. Another vessel has been identified to sink for an artificial reef. This resolution approves an allocation from the City to the Foundation in the amount of \$312,500.

- (1) Origin of request for this action: To initiate the funding for Shipwreck Park, Inc.
- (2) Primary staff contact: Greg Harrison, Assistant City Manager *Greg Harrison* 786-4606
- (3) Expiration of contract, if applicable: \_\_\_\_\_
- (4) Fiscal impact and source of funding: \$312,500 from General Fund Undesignated Fund Balance per the attached budget adjustment.

DEPARTMENTAL COORDINATION	DATE	DEPARTMENTAL RECOMMENDATION	DEPARTMENTAL HEAD SIGNATURE
City Attorney	<u>7/22/15</u>		<i>[Signature]</i>
Finance	<u>7/21/15</u>	<u>Approval</u>	<i>[Signature]</i>
Budget	<u>7-22-15</u>	<u>Approval</u>	<i>[Signature]</i>

*[Signature]*  
X City Manager

*[Signature]*

ACTION TAKEN BY COMMISSION:

<u>Ordinance</u>	<u>Resolution</u>	<u>Consideration</u>
<u>Workshop</u>		
1 <sup>st</sup> Reading	1 <sup>st</sup> Reading	Results:                      Results:
2 <sup>nd</sup> Reading		

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**GREG HARRISON, Assistant City Manager**

100 W. Atlantic Boulevard  
Pompano Beach, FL 33060  
Phone: (954) 786-4606  
Fax: (954) 786-4504



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**MEMORANDUM**

**DATE:** July 23, 2015  
**TO:** Dennis Beach, City Manager  
**FROM:** Greg Harrison, Assistant City Manager   
**SUBJECT:** The Shipwreck Park

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Mr. Beach, during the City Commission meeting February 10, 2015 the Commission heard a presentation from Tom DiGiorgio Jr. and Dr. Bob Leeworthy, Chief Economist, National Oceanic and atmospheric Association pertaining to the economic benefits of an Artificial Reef. Also, on February 10, 2015 the Commission approved:

1. A public/private partnership with PPI, Inc., parent entity for the Pompano Beach Isle Casino and Racetrack.
2. An agreement with a contractor to purchase, scuttle and sink the vessel, Santé Manna.
3. Creation of a 501© 3 Foundation to develop, manage and market the Artificial reef project for the City of Pompano Beach.

The owner of the Santé Manna made a decision to sell the vessel to another party. The contract with the contractor and PPI were both based on the vessel, Santé Manna therefore never went into effect. We have been looking for another vessel within budgeted amounts of \$312,500 from the City and \$312,500 from the Isle. In the meantime, a foundation, "The Shipwreck Park Inc.", Federal Tax ID 47-4500874 has been duly formed and another vessel has been located.

I respectfully recommend that the City Commission formally approve the allocation of \$312,500 to The Shipwreck Park, Inc. with the understanding that a process be developed with the City Finance Department for withdrawals as funds are needed. The first withdrawal would be for \$50,000 to be matched by the Isle for purchase of the Newtown Creek from the City of New York City, NY for \$100,000. This vessel was on a surplus auction for a price of \$850,000 as a commercial ship or \$235,000 for scrap value. No bids were received. We have successfully negotiated a price of \$100,000.

The Shipwreck Park Inc., would purchase the Newtown Creek from the City of New York and handle all of the arrangements with appropriate professionals to transport the vessel to Florida, scuttle the vessel per Environmental rules and sink the vessel off the Pompano Beach coast in the Spring of 2016.

Please let me know if you have any questions.



POMPANO PARK

July 22, 2015

Dennis Beach, City Manager  
City of Pompano Beach  
100 W Atlantic Blvd.  
Pompano Beach, FL 33060

**RE: Public/Private partnership The Shipwreck Park, Inc.**

Dear Mr. Beach,

On February 10<sup>th</sup> of this year PPI Inc. (aka Isle Casino Racing) along with the City agreed to the creation of a 501(c)(3) for the purpose of developing and managing an Artificial reef project near shore to Pompano Beach.

We also jointly agreed to allocate funding of \$312,500 each toward the purchase, preparation, outfitting and scuttling of the vessel Sante' Manna. Unfortunately the purchase of that vessel for reasons beyond our control did not occur.

The 501(c)(3) organization has now been formed and is named **The Shipwreck Park, Inc.** and another vessel has been identified. This letter will serve as our continued commitment to allocate up to \$312,500 in matching funds and a pledge now to match up to \$50,000 for the purchase of the Newtown Creek from the City of New York.

Sincerely,

A handwritten signature in black ink, appearing to read "Rob Wyre".

Rob Wyre  
Vice President & General Manager



**City Attorney's Communication #2015-1288**

July 21, 2015

**TO:** Greg Harrison, Assistant City Manager  
**FROM:** Fawn Powers, Assistant City Attorney  
**RE:** Resolution – Artificial Reef

As requested, I have prepared and attached the following captioned resolution:

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING AN ALLOCATION OF \$312,500 TO THE SHIPWRECK PARK, INC. TO BE USED TO DEVELOP, MANAGE AND MARKET AN ARTIFICIAL REEF OFF THE COAST OF POMPANO BEACH IN ACCORDANCE WITH ALL APPLICABLE LOCAL, STATE AND FEDERAL RULES AND REGULATIONS; PROVIDING AN EFFECTIVE DATE.**

Please feel free to contact me if I may be of further assistance.

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FAWN POWERS

l:cor/mgr/acm/2015-1288f  
Attachment

**CITY OF POMPANO BEACH**  
**Broward County, Florida**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING AN ALLOCATION OF \$312,500 TO THE SHIPWRECK PARK, INC. TO BE USED TO DEVELOP, MANAGE AND MARKET AN ARTIFICIAL REEF OFF THE COAST OF POMPANO BEACH IN ACCORDANCE WITH ALL APPLICABLE LOCAL, STATE AND FEDERAL RULES AND REGULATIONS; PROVIDING AN EFFECTIVE DATE.**

**BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA:**

**SECTION 1.** That The Shipwreck Park, Inc., is a Florida not for profit corporation and recognized tax exempt organization under Section 501(c)(3) of the Internal Revenue Code charged with developing, managing and marketing underwater offshore reefs to be known as Shipwreck Park off the coast of northern Broward County.

**SECTION 2.** That The Shipwreck Park, Inc. desires to establish an artificial reef off the coast of Pompano Beach as a significant economic development opportunity that will increase tourism and tax dollars and help make the City of Pompano Beach a world class tourist destination.

**SECTION 3.** That the City of Pompano Beach desires to provide The Shipwreck Park, Inc. a total of \$312,500 to be used exclusively to develop, manage and market an artificial reef off the coast of Pompano Beach in accordance with all applicable local, state and federal rules and regulations.

**SECTION 4.** That the City's Finance Director shall develop a process to provide The Shipwreck Park, Inc. the aforesaid funds, up to a total of \$312,500, on an as-needed basis upon receipt and review of the appropriate documentation.

**SECTION 5.** This Resolution shall become effective upon passage.

**PASSED AND ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

\_\_\_\_\_  
**LAMAR FISHER, MAYOR**

**ATTEST:**

\_\_\_\_\_  
**ASCELETA HAMMOND, CITY CLERK**

7/21/15  
l:reso/2015-431f

