RESOLUTION 21-39

**RESOLUTION**

***of the***

**Space Florida Board of Directors**

***declaring the***

**Public Purpose**

***served by***

**PROJECT POSEIDON**

WHEREAS, pursuant to Part II of Chapter 331 of the Florida Statutes*,* Space Florida is charged with, among other things, promoting aerospace business development by facilitating business financing and spaceport operations; and

WHEREAS, at its meeting on January 14, 2021, the Space Florida Board of Directors authorized management to enter a term sheet relative to Project Poseidon (“The Project”); and

WHEREAS, the Project will consist of the acquisition and installation of high-value equipment and tooling to expand and upgrade an existing maintenance, repair, and overhaul facility in Jacksonville, Florida (the “Shipyard Modernization Project”), used to service those ships in the U.S. Navy’s fleet that constitute seaborne missile-launch platforms, including frigates, destroyers, cruisers, and littoral combat ships; and

WHEREAS, the U.S. Navy has become increasingly reliant on projects like Poseidon to maintain the vessels that serve as launch platforms in carrying out its mission of providing the military force needed to deter war and ensure the security of the United States and its citizens; and

WHEREAS, to facilitate the Shipyard Modernization Project the Florida Department of Transportation (“FDOT”) and Space Florida intend to enter an interlocal agreement for a no-cost, 32.5-year lease of unimproved real property owned by FDOT.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF SPACE FLORIDA:

SECTION 1. AUTHORIZATION. Space Florida management is authorized to negotiate and enter into a lease agreement with FDOT for a term not to exceed 32.5 years (“FDOT Lease”). Space Florida management is authorized further to enter into such other related agreements with FDOT and Poseidon as may be necessary or useful to carry out the Shipyard Modernization Project. This authorization is consistent with section 331.302(2), Florida Statutes, which provides that in carrying out its duties and responsibilities Space Florida may enter into memoranda of agreement with municipalities, counties, regional authorities, state agencies and organizations, appropriate federal agencies and organizations, and other interested persons and groups.

SECTION 2. PUBLIC PURPOSE. The Board finds and declares that the proposed lease agreement with FDOT for parking at the Shipyard Modernization Project serves valid public purposes: (1) the FDOT Lease serves the legislative intent of Space Florida, as set forth in sections 331.3011(1)-(3), Florida Statutes; and (2) the Shipyard Modernization Project serves the needs of the U.S. Navy specifically and the United States of America generally by supporting the national defense and promoting the health, safety, welfare, security, prosperity, and contentment of the citizens and residents within and outside of the State of Florida.

SECTION 3. SEVERABILITY. In the event that any portion or section of this Resolution is determined by a court of competent jurisdiction to be invalid, illegal, or unconstitutional, such decision shall in no manner affect the remaining portions or sections of this Resolution, all of which shall remain in full force and effect.

SECTION 4. EFFECTIVE DATE. This Resolution shall take effect immediately upon its adoption.

***Resolved*** this \_\_\_ day of December, 2021.

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|  | **Space Florida**  By its Board of Directors  By:  **HONORABLE JEANETTE NUNEZ,**  Lieutenant Governor of Florida  Chair of the Board |
|  |  |
| ATTEST:  **Signature/Print** |  |

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