

# STATE OF UTAH



OFFICE OF THE LIEUTENANT GOVERNOR

## CERTIFICATE OF CREATION

I, Deidre M. Henderson, Lieutenant Governor of the State of Utah, hereby certify that there has been filed in my office a notice of creation for the MIDA JORDANELLE MARINA RECREATION AREA PUBLIC INFRASTRUCTURE DISTRICT located in WASATCH COUNTY, dated APRIL 5, 2023, complying with Section §17B-1-215, Utah Code Annotated, 1953, as amended.

Now, therefore, notice is hereby given to all whom it may concern that the attached is a true and correct copy of the notice of creation, referred to above, on file with the Office of the Lieutenant Governor pertaining to the MIDA JORDANELLE MARINA RECREATION AREA PUBLIC INFRASTRUCTURE DISTRICT, located in WASATCH COUNTY, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 5<sup>th</sup> day of April, 2023 at Salt Lake City, Utah.

A handwritten signature in black ink, reading "Deidre M. Henderson".

DEIDRE M. HENDERSON  
Lieutenant Governor



**NOTICE OF IMPENDING BOUNDARY ACTION**  
**(MIDA Jordanelle Marina Recreation Area Public Infrastructure District)**

**TO: The Lieutenant Governor, State of Utah**

**NOTICE IS HEREBY GIVEN** that the Board of the Military Installation Development Authority, Utah (the "Board"), acting in its capacity as the creating entity for the MIDA Jordanelle Marina Recreation Area Public Infrastructure District (the "District"), at a regular meeting of the Board, duly convened pursuant to notice, on March 7, 2023 adopted a *Resolution Providing for the Creation of a Public Infrastructure District*, a true and correct copy of which is attached as EXHIBIT "A" hereto and incorporated by this reference herein (the "Creation Resolution").

A copy of the Final Local Entity Plat satisfying the applicable legal requirements as set forth in Utah Code Ann. §17-23-20, approved as a final local entity plat by the Surveyor of Wasatch County, Utah, is attached as EXHIBIT "B" hereto and incorporated by this reference. The Board hereby certifies that all requirements applicable to the creation of the District, as more particularly described in the Creation Resolution, have been met. The District is not anticipated to result in the employment of personnel.

**WHEREFORE**, the Board hereby respectfully requests the issuance of a Certificate of Incorporation pursuant to and in conformance with the provisions of Utah Code Ann. §17B-1-215.

**DATED** this 28<sup>th</sup> day of March, 2023.

**BOARD OF THE MILITARY DEVELOPMENT  
INSTALLATION AUTHORITY, UTAH,  
acting in its capacity as the creating authority for the  
MIDA Jordanelle Marina Recreation Area Public  
Infrastructure District,**

By:   
AUTHORIZED REPRESENTATIVE

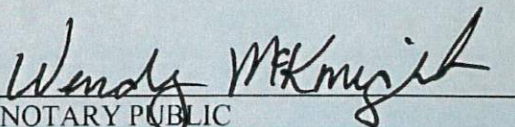
**VERIFICATION**

STATE OF UTAH     )  
                              :SS.  
COUNTY OF Wasatch

SUBSCRIBED AND SWORN to before me this 28 day of

March, 2023.



  
NOTARY PUBLIC



Kaysville, Utah

March 7, 2023

The Board of Directors (the "Board") of the Military Installation Development Authority, Utah ("MIDA"), met by electronic means on March 7, 2023, at 9:00 a.m., with the following members of the Board being present:

Stuart Adams	Chair
Steve Farrell	Boardmember
Gage Froerer	Boardmember
Mark Shepherd	Boardmember
Mike Ostermiller	Boardmember
Ryan Starks	Non-voting member

Also present:	Paul Morris	Executive Director
	Ariana Farber	Deputy Director Chief
	Paula Eldredge	Financial Officer

Absent:	Jerry Stevenson	Vice Chair
	Gary Harter	Board Member

Prior to the meeting, the MIDA Records Officer electronically transmitted to each Board Member a Certificate of Compliance with Open Meeting Law with respect to this March 7, 2023, meeting, a copy of which is attached hereto as Exhibit A.

After the meeting has been duly called to order and after other matters not pertinent to this Resolution had been discussed, the following Resolution, which had previously been sent to each Board Member by electronic means, was introduced in writing and, pursuant to motion duly made by Board Member Steve Farrell and seconded by Board Member Gage Froerer, adopted by the following vote:

AYE: Stuart Adams, Steve Farrell, Gage Froerer, Mark Shepherd,  
Mike Ostermiller

NAY:

The resolution was later signed by the Chair and recorded by MIDA staff in the official records of MIDA. The resolution is as follows:

RESOLUTION 2023-03

A RESOLUTION OF THE MILITARY INSTALLATION DEVELOPMENT AUTHORITY, UTAH ("MIDA"), PROVIDING FOR THE CREATION OF THE JORDANELLE MARINA RECREATION AREA PUBLIC INFRASTRUCTURE DISTRICT THE "DISTRICT") AUTHORIZING AND APPROVING A GOVERNING DOCUMENT; APPOINTING A BOARD OF TRUSTEES; AUTHORIZING OTHER DOCUMENTS IN CONNECTION THEREWITH; AND RELATED MATTERS.

WHEREAS, MIDA desires to create a public infrastructure district as a subsidiary of MIDA, pursuant to the Public Infrastructure District Act, Title 17B, Chapter 12, Utah Code Annotated 1953, as amended (the "PID Act"), and the Military Installation Development Authority Act, Title 63H, Chapter 1, Code Annotated 1953, as amended (the "MIDA Act" and together with the PID Act, the "Act") for the purpose of financing infrastructure costs and providing operation and maintenance of infrastructure; and

WHEREAS, pursuant to the terms of the Act, MIDA may create a public infrastructure district by adoption of a resolution of the Board and with consent of 100% of all surface property owners proposed to be included in the District (the "Property Owners"); and

WHEREAS, the consent of such Property Owners has been obtained and it is in the best interests of the Property Owners that the creation of the District be authorized in the manner and for the purposes hereinafter set forth; and

WHEREAS, it is necessary to authorize the creation of the District under and in compliance with the laws of the State of Utah and to authorize other actions in connection therewith; and

WHEREAS, the governance of the District shall be in accordance with the PID Act and the terms of a governing document (the "Governing Document") attached hereto as Exhibit B; and

WHEREAS, in accordance with an Acknowledgement, Waiver, and Consent dated as of March 7, 2023 between MIDA and the Property Owners (the "Consent"), in the event that the conditions outlined in the Consent have not been met in accordance with the terms of the Consent, such actions as are necessary to dissolve the District will be taken by MIDA and the District.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD, AS FOLLOWS:

1. Terms defined in the foregoing recitals shall have the same meaning when used herein. All action heretofore taken (not inconsistent with the provisions of this Resolution) by the Board and by officers of the Board directed toward the creation and establishment of the District, are hereby ratified, approved and confirmed.

2. The District is hereby created in accordance with the Governing Document. The boundaries of the District shall be as set forth in the Governing Document. The MIDA Executive Director is authorized to make changes to the Governing Document prior to its submission to the Lt Governor's office to clarify its purposes and funding.

3. It is hereby found and determined by the Board that the creation of the District as a subsidiary of MIDA under the provisions of the PID Act is appropriate to the general welfare, order and security of MIDA and is in the best interests of the Property Owners, and the organization of the District pursuant to the PID Act is hereby approved.

4. The Governing Document in the form presented to this meeting and attached hereto as Exhibit B is hereby authorized and approved and the District shall be governed by the terms thereof and applicable law.

5. The District Board and executive director of the District are hereby appointed as set forth in the Governing Document.

6. The Board or the Board of Trustees of the District (the "District Board") is hereby authorized and directed to record such Governing Document with the recorder of Wasatch County within 30 days of the issuance of a Certificate of Creation for the District, as set forth in the Governing Document.

7. The Executive Director of MIDA is hereby authorized to make any corrections, deletions, or additions to the Governing Document, and the Boundary Notice or any other document herein authorized and approved (including, but not limited to, corrections to the property descriptions therein contained) which may be necessary to conform the same to the intent hereof, to correct errors or omissions therein, to finalize and amend the same, to remove ambiguities therefrom, or to conform the same to other provisions of said instruments, to the provisions of this Resolution.

8. The Consent in the form presented to this meeting and attached hereto as Exhibit D and MIDA agrees to be bound by the covenants relating to dissolution of the District contained therein.

9. If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Resolution.

10. All acts, orders and resolutions, and parts thereof in conflict with this Resolution be, and the same are hereby, rescinded.

11. This resolution shall take effect immediately provided that, in the event that the Plat is not finalized for submission to the Office of the Lieutenant Governor until a date that is more than thirty (30) days after adoption of this Resolution, the effective date of this Resolution will be deemed to be the date the Plat is finalized, as certified in writing by any one of the Chair, Vice Chair, Executive Director, or Deputy Director.

PASSED AND ADOPTED by the Board of the Military Installation  
Development Authority, Utah, this March 7, 2023.

MILITARY INSTALLATION  
DEVELOPMENT AUTHORITY, UTAH

By:  \_\_\_\_\_  
Chair

ATTEST:

By:  \_\_\_\_\_  
MIDA Staff



(Here follows other business not pertinent to the above.)

Pursuant to motion duly made and seconded, the meeting of the Board of MIDA adjourned.

By:   
Chair

ATTEST:

By:   
MIDA Staff



EXHIBIT A

CERTIFICATE OF COMPLIANCE WITH OPEN MEETING LAW

I, Sara Turner, the undersigned of the Military Installation Development Authority, Utah (“MIDA”), do hereby certify that I gave written public notice of the agenda, date, time and place of the regular meeting held by the MIDA Board (the “Board”) on March 7, 2023, not less than twenty-four (24) hours in advance of the meeting. The public notice was given in compliance with the requirements of the Utah Open and Public Meetings Act, Section 52-4-202, Utah Code Annotated 1953, as amended, by causing a copy of such Notice, in the form attached hereto as Schedule 1, to be published on the Utah Public Notice Website (<http://pmn.utah.gov>) at least twenty-four (24) hours prior to the convening of the meeting.

In addition, the Notice of 2023 Annual Meeting Schedule for the Board of (attached hereto as Schedule 2) was given specifying the date, time and place of the regular meetings of the MIDA Board to be held during the year, by causing said Notice to be published on the Utah Public Notice Website (<http://pmn.utah.gov>) during the current calendar year.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature this March 7, 2023.

By:



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Sara Turner, MIDA Records Officer

SCHEDULE 1

NOTICE OF MEETING AND AGENDA

Support

**PUBLIC NOTICE WEBSITE**  
DIVISION OF ARCHIVES AND RECORDS SERVICE

# MIDA Board Meeting Notice

## General Information

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Government Type:

Independent or Quasi-Government

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Entity:

Military Installation Development Authority

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Public Body:

MIDA Board

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## Notice Information

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[Add Notice to Calendar](#)

Notice Title:

MIDA Board Meeting Notice

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Notice Subject(s):

Business

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Notice Type(s):

Meeting

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**Event Start Date & Time:**

March 7, 2023 09:00 AM

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**Description/Agenda:**

PUBLIC NOTICE is hereby given that there will be a PUBLIC MEETING of the Military Installation Development Authority (MIDA) Board

Date and time: Tuesday, March 7, 2023, at 9:00 am

Location: Northfront Business Resource Center, Main Conference Room, 450 Simmons Way, Kaysville, Utah, 84037

Information to attend electronically: To hear or view and hear the meeting and to provide comments to the board via Zoom webinar platform, register in advance using this link: [https://us06web.zoom.us/webinar/register/WN\\_EGs2Q7hRTu6I\\_hWvaPvf0A](https://us06web.zoom.us/webinar/register/WN_EGs2Q7hRTu6I_hWvaPvf0A)

**Board Agenda**

1. Approval of minutes from the December 15, 2022, Board Meeting.
  
  2. Consideration of Resolution 2023-01 Approving Amended and Restated West Side and East Side Interlocal Cooperation Agreements with Wasatch County for the Military Recreation Facility Project Area
  
  3. Consideration of Resolution 2023-02 Approving the Final Project Area Plan - Part 7 for the Military Recreation Facility Project Area
  
  4. Consideration of Resolution 2023-03 creating the Jordanelle Marina Recreation Area Public Infrastructure District in the Military Recreation Facility Project Area
  
  5. Project Area Updates and Presentations:
    - a. Kurt Krieg, Extell
    - b. Taylor Woodbury, SRDP
  
  6. MIDA Updates
    - a. CFO Update
    - b. Executive Director Update
  
  7. Next meeting: April 4, 2023, at 9:00 am
  
  8. Adjourn meeting
-

**Notice of Special Accommodations (ADA):**

If you are planning to attend this meeting and, due to a disability, need assistance to participate, listen, or watch the meeting, please notify MIDA eight or more hours in advance of the meeting and we will try to provide assistance. Please contact the Authority at 801-550-6048.

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**Notice of Electronic or Telephone Participation:**

Board members may participate in the meeting via videoconferencing or telephonic communication. Both videoconference and telephone communication will be enabled so that members and all other meeting participants and attendees will be able to hear all disc

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**Meeting Information**

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**Meeting Location:**

450 Simmons Way  
Kaysville, UT 84037

[Show in Apple Maps](#)[Show in Google Maps](#)**Contact Name:**

PBM-00005800

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**Contact Email:**

[sturner@midaut.org](mailto:sturner@midaut.org)

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**Contact Phone:**

(801)550-6048

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**Notice Posting Details**

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**Notice Posted On:**

March 05, 2023 09:20 PM

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**Notice Last Edited On:**

March 05, 2023 09:20 PM

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SCHEDULE 2

NOTICE OF ANNUAL MEETING SCHEDULE



Support

**PUBLIC NOTICE WEBSITE**  
DIVISION OF ARCHIVES AND RECORDS SERVICE

# Military Installation Development Authority Board 2023 Annual Schedule

## General Information

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Government Type:

Independent or Quasi-Government

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Entity:

Military Installation Development Authority

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Public Body:

MIDA Board

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## Notice Information

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[Add Notice to Calendar](#)

Notice Title:

Military Installation Development Authority Board 2023 Annual Schedule

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Notice Subject(s):

Administrative Procedure

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Notice Type(s):

Notice

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Event Start Date & Time:

January 1, 2023 09:00 AM

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Description/Agenda:

**Military Installation Development Authority Board 2023 Annual Schedule**

MIDA Board Meetings are held on the 1st Tuesday of the month at 9:00 a.m. unless otherwise noted below.

Location: Hybrid meetings

Zoom: [https://us06web.zoom.us/webinar/register/WN\\_EGs2Q7hRTu6I\\_hWvaPvf0A](https://us06web.zoom.us/webinar/register/WN_EGs2Q7hRTu6I_hWvaPvf0A)

Address: Northfront Business Resource Center, 450 Simmons Way, Kaysville, Utah 84037

January 3, 2023

February - Canceled due to Legislative Session

March - Canceled due to Legislative Session

April 4, 2023

May 2, 2023

June 6, 2023

July 11, 2023 (scheduled later due to July 4th holiday)

August 1, 2023

September 5, 2023

October 3, 2023

November 7, 2023

December 5, 2023

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Notice of Special Accommodations (ADA):

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Notice of Electronic or Telephone Participation:

Board members may participate in the meeting via videoconferencing or telephonic communication. Both videoconference and telephone communication will be enabled so that members and all other meeting participants and attendees will be able to hear all disc

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## Meeting Information

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Meeting Location:

450 Simmons Way  
Kaysville, UT 84037

[Show in Apple Maps](#)

[Show in Google Maps](#)

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Contact Name:

PBM-00005800

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Contact Email:

[sturner@midaut.org](mailto:sturner@midaut.org)

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Contact Phone:

(801)550-6048

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## Notice Posting Details

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Notice Posted On:

November 21, 2022 11:22 AM

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Notice Last Edited On:

November 21, 2022 11:22 AM

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EXHIBIT B  
GOVERNING DOCUMENT

**EXHIBIT B**  
**Initial District Boundary Map**

EXHIBIT C

NOTICE OF BOUNDARY ACTION



