

MILITARY INSTALLATION DEVELOPMENT AUTHORITY

RESOLUTION NO. 2022-01

A RESOLUTION OF THE MILITARY INSTALLATION DEVELOPMENT AUTHORITY (“MIDA”) ADOPTING AMENDMENTS TO THE FALCON HILL PROJECT AREA DEVELOPMENT STANDARDS AND GUIDELINES ELIMINATING THE REQUIREMENT OF CONIFER TREES IN PARKING AREAS

WHEREAS, Section 4.08(E)(1) of the Falcon Hill Development Standards and Guidelines (“Development Standards”) requires 40% of trees in parking areas to be conifer trees; and

WHEREAS, this requirement is unnecessary and conifer trees to can be detrimental in parking islands;

WHEREAS, the Falcon Hill Development Review Committee met on January 5, 2022 and recommended eliminating this requirement;

NOW, THEREFORE, BE IT RESOLVED by the MIDA Board that the following amendment to the Development Standards is approved:

4.08 Landscaping in Parking Areas

E. 1. One tree adjacent to the on-grade hardscape parking area shall be planted for every fifteen (15) parking stalls. Deciduous trees shall have a minimum caliper of one and a half (1 ½) inches. ~~A minimum of 40% of the trees shall be conifer trees having a minimum height of six feet.~~ The distribution of the trees shall maximize shading during summer months. All landscaped areas shall be separated from the parking surface by at least a six inch high curb.

PASSED and APPROVED this 10th day of January 2022.

Military Installation Development Authority



J. Stuart Adams
Chair

Attest:



MIDA Staff

MILITARY INSTALLATION DEVELOPMENT AUTHORITY

RESOLUTION NO. 2022-02

A RESOLUTION OF THE MILITARY INSTALLATION DEVELOPMENT AUTHORITY (“MIDA”) REPLACING PREVIOUS RESOLUTIONS AND POLICIES REGARDING THE FALCON HILL DEVELOPMENT REVIEW COMMITTEE

WHEREAS, in June 2008, the MIDA Board created the Falcon Hill Development Review Committee (“DRC”) and in July 2008 appointed the first DRC members in Resolution 2008-06; and

WHEREAS, Resolution 2008-06 referenced two-year terms but in December 2008, the Board approved Resolution 2008-21 which adopted the MIDA Falcon Hill Development Standards and Guidelines (“Standards”) that included the creation of the DRC and no term limits were established; and

WHEREAS, when new DRC members are appointed it is done by separate resolution, as vacancies occur, and no term limits are set;

NOW, THEREFORE, BE IT RESOLVED by the MIDA Board that both the June 2008 policy creating the DRC and the portion of Resolution 2008-06 referencing two-year terms are hereby repealed and the Standards and any policies adopted pursuant to Resolutions 2019-08 and 2021-01 or by the DRC are controlling so long as the policies are consistent with the Standards.

PASSED and APPROVED this 10th day of January 2022.

Military Installation Development Authority



J. Stuart Adams
Chair

Attest:



MIDA Staff

MILITARY INSTALLATION DEVELOPMENT AUTHORITY

RESOLUTION 2022-03

A RESOLUTION OF THE MILITARY INSTALLATION DEVELOPMENT AUTHORITY (“MIDA”) APPROVING THE FIRST AMENDMENT TO THE INTERLOCAL COOPERATION AGREEMENT WITH THE UNIFIED FIRE AUTHORITY FOR THE PROVISION OF FIRE, EMERGENCY AND RELATED SERVICES IN THE UTAH DATA CENTER PROJECT AREA AND APPROVING EXTENSIONS OR NEW CONTRACTS WITH THE MARYLAND PROCURMENT OFFICE FOR THESE SERVICES

WHEREAS, pursuant to Resolution 2012-11, the Unified Fire Authority (“UFA”) and MIDA entered into an interlocal cooperation agreement dated as of October 1, 2012 for the provision of fire, emergency and related services in the Utah Data Center Project Area (“Project Area”) created by MIDA (“Agreement”); and

WHEREAS, the Agreement was for 5 years with an automatic extension for an additional 5 years; and

WHEREAS, in 2017, an amendment to the Agreement was approved by Resolution 2017-27 but the amendment was never executed; and

WHEREAS, the attached First Amendment to the Interlocal Agreement for the Provision of Emergency Response Services, Pre-Incident Planning and Coordination and Significant Event Response Services, dated as of October 1, 2021 (“First Amendment”) was approved by resolution by the UFA on December 21, 2021; and

WHEREAS, pursuant to Chapter 13, Title 11 Utah Code Annotated 1953, as amended (“Interlocal Act”) this First Amendment must be approved by the MIDA Board; this Resolution must set forth the effective date of the Agreement; and, a duly executed copy of the Agreement must be filed with the MIDA staff who keep the records; and

WHEREAS, as required by the Interlocal Act, the Agreement was submitted to an attorney authorized to represent MIDA for review as to proper form and compliance with applicable law; and

WHEREAS, MIDA will need to extend or enter into a new contract with the Maryland Procurement Office to pay MIDA for these services;

NOW, THEREFORE, BE IT RESOLVED BY THE MIDA BOARD that the First Amendment is hereby approved, and the Executive Director is authorized to execute the same on its behalf; the effective date of the Agreement is October 1, 2021, as provided in the first paragraph of the First Amendment; and, a copy of the First Amendment, executed by both parties, shall be filed in the office of the record officer for MIDA.

BE IT FURTHER RESOLVED that the Executive Director, or his designee, is authorized to execute extensions or new contracts with the Maryland Procurement Office to pay for these services.

PASSED AND ADOPTED by the MIDA Board this 10th day of January 2022.

Military Installation Development Authority



J. Stuart Adams
Chair

Attest:



MIDA Staff

**FIRST AMENDMENT TO THE INTERLOCAL AGREEMENT FOR THE PROVISION
OF EMERGENCY RESPONSE SERVICES, PRE-INCIDENT PLANNING AND
COORDINATION AND SIGNIFICANT EVENT RESPONSE SERVICES**

This First Amendment (“Amendment”) to the Interlocal Agreement for the Provision of Emergency Response Services, Pre-Incident Planning and Coordination and Significant Event Response Services dated October 1, 2012 (the “Agreement”), is entered effective as of October 1, 2021 by and between the Unified Fire Authority (“UFA”), an interlocal entity and political subdivision of the State of Utah, and the Utah Military Installation Development Authority (“MIDA”), a public corporation and political subdivision of the State of Utah, collectively referred to as the “Parties”.

RECITALS

1. The Parties entered into the Agreement for a term of five years with an automatic renewal period of another five years through September 30, 2022.
2. The Parties desire to extend the term for 40 years through October 1, 2062 with a one-year term from October 1, 2021 through October 1, 2022, and thereafter 5-year periods of renewal, each subject to appropriations by the NSA.
3. The Parties have agreed to the compensation to be provided for the Services during the one-year term of \$56,307 and thereafter a 2% increase each year thereafter.

NOW, THEREFORE, the Parties hereby agree to the following amendments to the Agreement as follows:

A. Paragraph 1 is replaced in its entirety and reads as follows:

1. TERM. This AGREEMENT shall be deemed to commence as of October 1, 2012 and continue in effect for 50 years through September 30, 2062. Generally, the NSA contracts with MIDA to pay for the services described in this Agreement for either 1-year terms or 5-year terms, depending on its funding.

B. Subparagraph 3.a.i. is replaced in its entirety and reads as follows:

3.a.i. In consideration of UFA’s performance of the base emergency response services from October 1, 2012 through September 30, 2021 MIDA paid UFA \$50,000 per year. In addition, MIDA shall pay UFA a onetime additional payment of \$12,384 by February 1, 2022. For October 1, 2021 through September 30, 2022, the cost for services shall be \$56,307. Compensation for each subsequent year of the AGREEMENT will increase by a cumulative two percent (2%) per year, the amount of which will be detailed in UFA’s invoice to MIDA.

C. Paragraph 10 is replaced in its entirety and reads as follows:

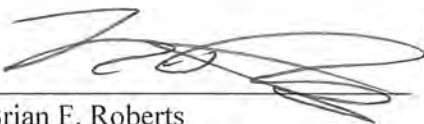
10. TERMINATION. In addition to termination for non-funding, the Parties agree that either party may terminate this AGREEMENT for cause by giving the other party written

The Parties sign this Amendment effective as of October 1, 2021.

UNIFIED FIRE AUTHORITY

By: 
Dan Petersen
Fire Chief

Approved as to Form and Legality


Brian F. Roberts
UFA Chief Legal Officer

UTAH MILITARY INSTALLATION
DEVELOPMENT AUTHORITY

By: _____
Paul Morris
Executive Director

Approved as to Form and Legality

Richard Catten
MIDA Counsel