



A Special Meeting of the  
**Brian Head Town Council**

Brian Head Town Hall – Council Chambers  
56 North Highway 143 – Brian Head, UT 84719  
[www.Zoom.us](http://www.Zoom.us) [\(Click Here\)](#)

Via Zoom Meeting ID# 864 0797 0857

**TUESDAY, JULY 29, 2025 @ 1:00 PM**

**TOWN COUNCIL MINUTES**

**Roll Call:**

**Members Present:** Mayor Clayton Calloway, Council Member Kelly Marshall, Council Member Martin Tidwell, Council Member Mitch Ricks. Council Member Larry Freeberg

**Staff Present:** Nancy Leigh, Town Clerk, Greg Sant, Planning/Building Administrator, Shane Williamson, Admin. Dept. Head; Chief Dan Benson, Public Safety Director; Amanda Hunter, Code Enforcement; Ciera Claridge, Deputy Clerk; Jon Ficken, Public Works Director.

**A. CALL TO ORDER**

Mayor Calloway called the special meeting of the Town Council to order at 1:00 pm

**B. PLEDGE ALLEGIANCE**

Mayor Calloway led the Council and others in the Pledge of Allegiance.

**C. DISCLOSURES**

- Council Member Ricks stated he may have a potential conflict of interest with Agenda Item D-1, Council Member Appointment. Council Member Ricks reported he is running for Town Council on the November 2025 ballot and one of the candidates is also on the 2025 November Election ballot. Council Member Ricks reported he will recuse himself from the discussion altogether.
- Council Member Tidwell stated he may have a potential conflict of interest with Agenda Item D-1, Council Member Appointment. Council Member Tidwell reported he is currently running in the November 2025 Election and one candidate for appointment is also on the November ballot. Council Member Tidwell reported he will recuse himself from the discussion altogether.

There were no other conflicts of interest with today’s agenda items. Mayor Calloway stated that the disclosure statements are on file with the Town Clerk and are available for public inspection during normal business hours.

**D. AGENDA ITEMS**

- 1. MID-TERM COUNCIL VACANCY APPOINTMENT.** The Council will appoint a candidate to fill the mid-term vacancy created by Council Member Kelly Marshall.

Nancy Leigh, Town Clerk, reported that during the July 22, 2025, Town Council meeting, the Council interviewed four candidates that submitted a letter of interest for the mid-term

1 vacancy created with the resignation of Council Member Marshall. Nancy reported that four  
2 candidates submitted a letter of interest for the mid-term vacancy: Steve Singer, Duane  
3 Nyen, Logan Cruz, Troy Benson. Nancy reported that the Council tabled the appointment  
4 until July 29, 2025, so that the council members who were absent could vote on the  
5 appointment.  
6

7 Steve Singer inquired about a comment made by Mayor Calloway during the July 22<sup>nd</sup>  
8 meeting regarding his conversation with Council Member Freeberg and Council Member  
9 Marshall choosing their preference on the candidates. Council Member Marshall reported  
10 she has listened to the meeting recordings on all of the interviews and reviewed the letters of  
11 intent from each candidate. Council Member Marshall stated that she was voting that way  
12 but was leaning towards that candidate.  
13

14 Mayor Calloway inquired if the candidates and council members were comfortable with  
15 proceeding with the appointment. All agreed to continue.  
16

17 Mayor Calloway commented that he believes this a good experience and appreciates those  
18 who choose to become involved. Mayor Calloway explained he was not sure if he were  
19 going to run again in this upcoming election, but when he attended the five-mile  
20 campground re-opening, he appreciated the fact that different agencies could collaborate on  
21 something positive and decided he wanted to continue his services.  
22

23 Mayor Calloway expanded on the interviews from the candidates with the following  
24 summary:

- 25 1. Difficulty building and over regulations.
- 26 2. Property rights and the feeling that property owners should be able to do what they  
27 want with their property. Mayor Calloway commented that the regulations are done  
28 to protect the full-time residents in Brian Head.
- 29 3. Commercial development is needed within the Town. Mayor Calloway reported on  
30 projects such as the gas station and the expansion of The Mall building and working  
31 with owners/developers to incentivize commercial development.
- 32 4. Residents feel they do not have a voice. Mayor Calloway commented that he has  
33 worked to give a voice to them.
- 34 5. Open communication has been a challenge. The Town hosts an open public forum,  
35 public hearings but there are still challenges that the Town faces when it comes to  
36 communication and ensuring that the public acknowledges it.
- 37 6. Responsible growth means something different to everyone. The Land Management  
38 Code (LMC) is reflection of positive growth, and it benefits the residents and  
39 environment.
- 40 7. Distrust of government at all levels has been a challenge and he can understand that.
- 41 8. Mayor Calloway commented that it was good to hear that many are happy with the  
42 direction of the Town.  
43

44 Mayor Calloway nominated Duane Nyen for the mid-term vacancy. Mayor Calloway  
45 reported that Duane submitted his name for the 2025 election and has been attending council  
46 meetings and participating in community projects. Mayor Calloway reported that he feels  
47 these things show a commitment to the community and believes he has earned it.  
48

49 Mayor Calloway reported that regardless of the outcome of the appointment, he would like  
50 to create an ad hoc committee with the candidates to review the challenges they see from the  
51 Town such as the building over regulations. Mayor Calloway reported that there is also an  
52 option for those who would like to be considered in the 2025 election to submit a Write-In  
53 Candidate declaration. The deadline is September 2, 2025 (65 days prior to the election)

1  
2 Council Member Marshall thanked all four candidates for their interest. Council Member  
3 Marshall commented she was concerned that no one would submit a letter of interest and  
4 was pleased to see there were several who were interested. Council Member Marshall also  
5 encouraged those who are not appointed today to submit their names as a write-in candidate  
6 as well. Council Member Marshall gave a brief background experience of being new to  
7 government and felt she brought a unique prospective to the council being a business owner,  
8 resident and raising her children.  
9

10 Council Member Marshall nominated Logan Cruz for the mid-term vacancy appointment.  
11 Council Member Marshall explained that she believes that Logan could see a different  
12 perspective.  
13

14 Council Member Freeberg thanked the candidates and nominated Troy Benson for the mid-  
15 term vacancy. Council Member Freeberg explained that Troy has an extensive background  
16 with law enforcement and the knowledge and experience with the Town in building his own  
17 cabin, going through a conditional use permit for a business and a knowledge of how the  
18 Town operates.  
19

20 The Council recessed the meeting due to technical difficulties and to confer with the Lt.  
21 Governor's office with a 1-1-1 nomination at 1:35 pm.  
22

23 The council reconvened at 1:55pm.  
24

25 Nancy reported that a call was placed to the Lt. Governor's office over elections who  
26 recommended the Town contact their attorney. Staff then contacted Eric Johnson, Town  
27 Attorney, who reported the council will need to take a vote on their second choice and then  
28 the top two candidates will then have a coin toss.  
29

30 The Council then took a second vote on their second choice for the appointment:  
31

32 Mayor Calloway nominated Troy Benson as his second choice.  
33 Council Member Marshall nominated Duane Nyen  
34 Council Member Freeberg nominated Duane Nyen.  
35

36 The two candidates with the majority votes are Duane Nyen and Troy Benson who will have  
37 a coin toss to determine the winner. The coin toss was completed in front of the Council and  
38 public attending.  
39

40 Troy Benson offered the option of heads/tails to Duane. Duane chose heads. The coin toss  
41 showed heads. Duane Nyen won the coin toss.  
42

43 Troy Benson inquired about the ad hoc committee and if it could review how the Town  
44 interacts with the residents in order to achieve a better balance between residents and  
45 building interactions.  
46

47 Council Member Marshall encouraged those who are interested in running for Town  
48 Council to submit their names as a write-in candidate.  
49  
50

51 **E. ADJOURNMENT**  
52

1           **Motion:**           Council Member Marshall moved to adjourn the special meeting of the Town  
2                                   Council. Council Member Freeberg seconded the motion.

3           **Action:**           **Motion carried 3-0-0 (summary: Yes = 3 Vote: Yes:** Council Member Marshall,  
4                                   Council Member Freeberg, Mayor Calloway. **Absent:** Council Member Tidwell,  
5                                   Council Member Ricks).  
6

7  
8           The special meeting of the Town Council was adjourned at 2:00 pm. on July 29, 2025.  
9

10  
11           August 12, 2025  
12           Date Approved  
13

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16           \_\_\_\_\_  
17           Nancy Leigh, Town Clerk