

The Regular Meeting of the
Brian Head Town Council
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Via Zoom Meeting ID# 832 1838 0016
TUESDAY, SEPTEMBER 14, 2021 @ 1:00 PM

Roll Call.

Members Present: Mayor Clayton Calloway, Council Member Larry Freeberg, Council Member Kelly Marshall, Council Member Lynn Mulder, Council Member Shaun Kelly.

Staff Present: Bret Howser, Town Manager; Nancy Leigh, Town Clerk; Aldo Biasi, Public Works Director; Shane Williamson, Town Treasurer; Chief Dan Benson, Public Safety Director; Amanda Hunter, Code Enforcement.

A. CALL TO ORDER

Mayor Calloway called the regular meeting of the Brian Head Town Council to order at 1:00 pm for September 14, 2021.

B. PLEDGE ALLEGIANCE

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

C. SWEARING IN OF OFFICER MATHEWS

Nancy Leigh, Town Clerk, swore in new officer Caylor Mathews. The Council welcomed Officer Mathews to the department

D. DISCLOSURES

There were no 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.

E. APPROVAL OF THE MINUTES:**1. August 10, 2021, Town Council Meeting**

Motion: Council Member Marshall moved to approve the August 10, 2021, Town Council minutes. Council Member Mulder seconded the motion.

Action: **Motion carried 5-0-0 (summary: Yes = 5 Vote: Yes: Council Member Freeberg, Council Member Kelly, Council Member Marshall, Council Member Mulder, Mayor Calloway).**

2. August 24, 2021, Town Council Meeting

Motion: Council Member Mulder moved to approve the August 24, 2021, Town Council minutes. Council Member Marshall seconded the motion.

Action: **Motion carried 5-0-0 (summary: Yes = 5 Vote: Yes: Council Member Freeberg, Council Member Kelly, Council Member Marshall, Council Member Mulder, Mayor Calloway).**

F. REPORTS / PUBLIC INPUT ON NON-AGENDA ITEMS. Public input is limited to three (3) minutes on non-agenda items.

1 **Council Member Kelly** reported he and Council Member Freeberg attended the recognition for
2 the new Cedar Breaks National Monument's visitor center as representatives of Brian Head.
3 Governor Cox also attended the ceremony and made a speech. It was noted that there could
4 possibly be a mobile observatory housed in Brian Head but will need to wait and see.
5

6 **Council Member Freeberg** commented he met the Monument's Superintendent, Kathleen
7 Gougler, during the groundbreaking event. The visitor center is scheduled to open on August 23,
8 2023, and the existing visitor center will remain as a historical building.
9

10 **Council Member Mulder** reported she attended a meeting Saturday, September 11, 2021, to
11 help with Samaritan Purse Christmas Child program that collects boxes of goods for needy
12 children. The meeting was open to the public along with other entities. Council Member Mulder
13 reported they will be collecting the shoeboxes from November 15, 2021, through November 22nd
14 and encouraged everyone to participate in this event to help children around the world. Council
15 Member Mulder reported those who are interested may contact her for more information.
16

17 **Council Member Marshall** reported she attended the Brian Head Commercial Core
18 Transportation stakeholder group as a Town Council representative. Doug Deutschlander was
19 representing the Planning Commission. Other agencies included the Forest Service and the Utah
20 Department of Transportation (UDOT) along with several engineers. The purpose of the group is
21 to gather information and give input on making Highway 143 through Town a main street. The
22 meeting was very informative, and the plan will be a phased approach for the project. It includes
23 all types of traffic such as OHV, non-motorized, pedestrian, shuttles, etc. The Town will be
24 applying for grants for this project.
25

26 **Bret Howser, Town Manager**, reported some of the Commercial Core Transportation Plan
27 projects included streetscaping through Town. This will be a joint vision with UDOT which will
28 guide their decisions for any future businesses that are located adjacent to Hwy. 143 for any
29 future road improvements. The plan is to identify the main corridor through Town as a main
30 street.
31

32 **Aldo Biasi, Public Works Director** updated the Council on the public works projects currently in
33 progress and those that are nearly completed. (Audio Recording difficulties)
34

35 **Council Member Marshall** inquired as to the Steam Engine Meadows Phase 1-C Special
36 Assessment Area (SAA). Aldo responded there has been some development on the project in
37 which Highland Drive is having the natural gas lines installed. Due to the short construction
38 season, by the time Rocky Mountain Power and Dominion Energy finish their portion of the
39 improvements, the Town may have to wait until Spring of 2022.

40 Council Member Marshall complimented the public works crew on the asphalt aprons that were
41 recently installed. Aldo explained that the snow removal plows caught the lip of the valve boxes
42 which caused some damage and repairs were recently completed with the asphalt paving completing
43 the project.

44 Mayor Calloway inquired as to road access for new construction on the upper portion of Highland
45 Drive and if the Town plans to plow that section of road this year. Aldo responded that the cabin
46 would need to be completed before the Town will plow the road.
47

48 **Amanda Hunter, Code Enforcement Officer**, reported she has been working with property
49 owners on attractive nuisances such as broken-down trailers and large slash piles of logs. Those
50 who violated the Town Code for fences have now come into compliance and she is currently
51 working with some property owners on bringing their storage containers into compliance.

52 Council Member Marshall commented on her report regarding the woodpiles and if they were
53 participating in the chipping project. Amanda reported the piles did not meet the requirements for
54 the chipping project due to the large size of the logs. Some of the piles are slash piles and it
55 depends on whether the property owner decides to acquire a burn permit to burn the pile during
56 the winter season or not.
57

58 **Chief Dan Benson, Public Safety Director**



1. Sierra Vincentsent, Public Safety Administrative Assistant, gave birth to a healthy baby boy and the department wanted to congratulate her and her husband on their new addition. Sierra will be out of the office for the next several weeks.
2. The Labor Day weekend was a busy weekend for the department. Officers received one OHV complaint. Chief Benson thanked the public works department for keeping the roads watered down to reduce the dust.
3. The department received three electronic radar signs and two signs have been installed. One of the signs is faulty and staff has contacted the manufacturer on a replacement or repair.
4. There was some vandalism during the Labor Day weekend.
5. Mayor Calloway complimented the public safety department for their efforts in maintaining public order during the busy weekend. Officer Abbott was observed making one stop after another and educating and citing, when necessary, OHV riders.
6. Chief Benson reported the electronic reader board sign that was placed on the north entrance of Town has received positive feedback and reported they will be removing the sign for the season. The sign will be used for busy weekends to help inform the guests coming to Brian Head.

Council Member Freeberg inquired if the Crooked Creek Convenience Store was still planning to build. Bret responded the developer for Crooked Creek is scheduled for the next Planning Commission meeting for their design review. Bret reported staff will complete the staff review before it goes to the Planning Commission.

Bret went on to report that the Crooked Creek RV Campground may not build and in a conversation with the developer, he is undecided as to what he will do with the property. The conditional use permit will expire after one year after the issuance date of either February or March. If the CUP expires, the developer will have to start the process over.

Council Member Freeberg inquired if the Short-Term Rental compliance software, Granicus, costs will be incorporated into the licensing fees for short-term rentals. Bret reported staff has signed a one-year contract with Granicus with the option to extend the agreement for two additional years. Staff will work with the program for the year to determine if it will do what the company says it will. It should reduce Nancy's time in issuing licenses.

Council Member Mulder inquired if the staff has met with the property owner(s) regarding the Navajo Loop Trail easements going thru private properties. Bret reported he has not yet met with the property owners, but he did lay down a track for the trail. During a discussion with the Ridgeline Estates property owner, Mr. Boyd agreed to move the trail between the single-family residential lots and the multi-family residential parcel separating the two residential zones. Bret reported 90% of the Navajo Loop Trail is on the Resort's property and staff is working with Ken Jenson, Brian Head Resort, on the trail. Bret reported the only challenge staff will need to address is the trail easement through The Lofts @ Brian Head property. The remaining phase of the Lofts failed and was not completed. The plat for the Lofts identified the trail going through the development. Once a developer decides to complete the final phase of the Lofts development, the trail can be completed. There may still be some issues with the trail, but the staff is working to make it a functional trail.

Council Member Freeberg commented that the trail easement goes through the middle of several lots. Bret responded staff will work with the property owners to move the trail when the owners are ready to develop their property.

Jim Ortler, Copper Chase Condo HOA President, reported that during the last 18 months, the Town has seen an increase in the number of short-term rentals, and he believes it is affecting the Brian Head experience. Mr. Ortler reported that Copper Chase HOA does not have the ability to take the necessary steps to cure the problem of parking and occupancy. Mr. Ortler requested the Council consider an amendment to the Nightly Rental Code for the following items:

1. According to Utah State Code, a short-term rental business cannot identify a primary resident designation. Mr. Ortler stated several short-term rentals are identified as primary



residents in Brian Head. He would encourage the Council to include this requirement in the amendment.

2. Maximum occupancy limit for advertising sites: A requirement for advertising the maximum occupancy based on the fire code for the condo unit itself, would reduce a large number of people in a condo unit.
3. Parking: Currently Copper Chase Condos currently does not have sufficient parking to meet the demand of the short-term rentals. If the HOA were to comply with current town parking requirements, they would be required to have 118 parking spaces. Currently, they have 57 indoor parking spaces and eight (8) outdoor parking spaces which have caused parking issues with those who live there and the guests. Mr. Ortler commented he would like to work with staff on proposed amendments for parking with condos and cabins and requested the Council consider the amendment for a future agenda item.

G. AGENDA ITEMS:

1. **PUBLIC HEARING FOR FY2022 BUDGET AMENDMENT.** A public hearing to receive comments on a proposed amendment to the FY2022 Town.

Shane Williamson, Town Treasurer, gave a brief explanation for the fiscal year 2022 budget amendment. Shane reported during the August 24, 2021, Council meeting, the Council reviewed a list of one-time purchases from the FY2021 surplus. The proposed FY2022 Budget Amendment identifies the proposed one-time projects that Council previously reviewed and are in the staff report (See attached).

Mayor Calloway stated those wishing to speak during the public hearing may do so but the Council and staff will not address any questions during the public hearing. Once the hearing is closed, the Council and/or staff will address any questions raised.

Mayor Calloway recessed the regular meeting of the Town Council and opened the public hearing to receive comments on the proposed amendments to the fiscal year 2022 budget at 1:40 pm.

Bret Howser, Town Manager, read a letter from Leina Mathis who submitted a written comment regarding the proposed budget amendment. Ms. Mathis was opposed to the budget increase and offered possible solutions (see attached).

No other comments were received. Mayor Calloway closed the public hearing and reconvened the regular meeting of the Town Council at 1:44 p.m.

2. **ORDINANCE AMENDING THE FY2022 TOWN BUDGET.** An ordinance amending the FY2022 Town Budget.

Shane Williamson, Town Treasurer, presented a draft ordinance amending the fiscal year 2022 budget with the proposed adjustments (see attached).

Motion: Council Member Kelly moved to adopt ordinance No. 12-013, an ordinance amending the fiscal year 2022 Budget as presented. Council Member Freeberg seconded the motion.

Action: **Motion carried 5-0-0 (summary: Yes = 5 Vote: Yes:** Council Member Marshall, Council Member Freeberg, Council Member Kelly, Council Member Mulder, Mayor Calloway).

3. **SKI VIEW DRIVE SNOW REMOVAL DISCUSSION / DIRECTION.** Direction on the snow removal policy as it pertains to the County area on Ski View Drive.

Aldo Biasi, Public Works Director, explained there are several Ski View Drive residents, whose properties are located outside the Town boundary, who are requesting the Town plow Ski View



1 Drive for them to access their cabins. Aldo presented a copy of the current Snow Removal Policy
2 (see attached). Aldo reported the policy states that no snow removal services will be done for the
3 following: 1) roads outside the Town boundaries; 2) roads that are not dedicated to the Town; or
4 3) roads that are not up to the Town's Road Standards. Aldo gave a brief history of the Gurr Well
5 Road that wasn't dedicated to the Town and snow removal services ceased until the property
6 owner deeded over the road to the Town.
7

8 Aldo gave a brief explanation of an action step for FY2021 to establish a turnaround area on Ski
9 View Drive. Work began on the turnaround and trees were removed due to the size of the grader
10 wing. It came to staff's attention that no homes were within the Town's boundaries and work
11 stopped on the turnaround in the summer of 2020.
12

13 The Council discussed the following:

- 14 1. A large turnaround area adjacent to Columbine Circle and Aspen Drive was created for
15 snow storage and turnaround for the equipment but has become a parking area for
16 residents on Aspen Drive instead.
- 17 2. Ski View Drive is a 30' platted road that is partially in the town and the county.
- 18 3. Discussion centered on access for fire trucks that require a turnaround of 85'-90'.
- 19 4. Mayor Calloway inquired if snow removal is provided by an independent contractor for
20 Ski View residents to park. Rick Honstra, a county resident, responded he uses his
21 snowblower to clear his area and that no private contractor plows Ski View Drive.
- 22 5. Mayor Calloway reported he visited the site last weekend.
- 23 6. Scott Pope, a county resident, reported he is approximately ¼ mile from the Town
24 turnaround. Mr. Pope reported one of the property owners adjacent to Ski View Drive
25 would give their permission for the Town to extend Ski View Drive.
- 26 7. Rick Honstra, a county resident, explained the road is narrow, approximately ten feet
27 (10') wide and two cars would have difficulty passing each other on the road and there is
28 a steep grade on both sides of the road.
- 29 8. Mayor Calloway inquired if Ski View Drive is up to the Town standards. Aldo reported Ski
30 View Drive is not up to the Town standards and would require improvements to the road.
- 31 9. Council Member Kelly reported as a representative for the Brian Head taxpayers, he
32 would have a difficult time justifying spending town funds on roads and snow removal
33 services for county residents who are not paying any town property taxes. He does not
34 feel the Town should not provide snow removal services to county residents and that any
35 Town snowplow turnaround be identified as a "No Parking" zone.
- 36 10. Shauna Pope, a county resident, commented she understands the funding issue for
37 plowing the road and turnaround area and believes it would be cheaper for the Town to
38 continue to plow their road without completing any road improvements.
- 39 11. Council Member Mulder commented that she would like to see it happen but doesn't feel
40 the Council should go against Town policy which serves the residents of the town.
41 Council Member Mulder commented some areas have similar issues that have paid for
42 their snow removal services.
- 43 12. Council Member Kelly stated his biggest concern is those residents on Aspen Drive that
44 are in the County would want the same service provided to them and it could set a
45 precedent for county residents to request snow removal services from the Town.
- 46 13. Shauna Pope, a county resident, reported their cabin is adjacent to the snowmobile trail,
47 and out of respect for Thunder Mountain Motorsports who run snowmobile tours, they
48 haven't plowed their road because it would destroy the snowmobile trail. They were
49 unaware of a trail easement on the south side of their property when they purchased their
50 home a year ago.
- 51 14. Scott Pope commented he would be satisfied if the Town would plow to the third A-frame
52 cabin on Ski View Drive (outside of town boundaries) then they could snowmobile to their
53 cabin from there.
- 54 15. Shauna Pope explained if they were forced to park in town instead of near their cabin, the
55 snowmobile trail would be difficult to ride during certain times of the year; early winter and
56 late spring when there is not enough snow to snowmobile through town.
- 57 16. Rick Honstra explained the Town has plowed Ski View Drive for over ten years and feels
58 the Town has an obligation to continue the service.



17. Council Member Freeberg commented that establishing a fully operable turnaround would infringe on private property. Aldo reported that a cul-de-sac would have to be established and he would wait until a home is built within the town boundary on Ski View Drive before any improvements are made by the Town.
18. Council Member Freeberg explained a turnaround would be a significant project in cost and for it to be a mutual benefit to both parties, it would need to go 200' yards further down Ski View Drive for a turnaround sufficient to meet the requirements for fire engines. Council Member Freeberg stated he believes the policy is a living document and exceptions could be identified if the Council agrees to those exceptions.
19. Council Member Freeberg commented he disagrees with the staff's recommendation to stop plowing Ski View Drive and would like to see an exception identified in the Snow Removal Policy.
20. Council Member Mulder commented that additional parking in town could be saved if the Town plowed Ski View Drive.
21. Mayor Calloway reported there are town residents who have been told their road would not be plowed by the Town and he is hearing that some of the Council Members are seeking an exception to the policy for plowing to cabins outside of the town boundary and that the Council would have to sell it to the residents, whether it is for mutual benefit. Council Member Freeberg explained that it would be a mutual benefit in which the Town would not build a turnaround unless the residents provide property for a turnaround.
22. Mayor Calloway commented if the Town were to plow to the town boundary, he would like to establish a sufficient decent turnaround in which the parking would be separate and not impede the turnaround. The Ski View Drive County residents would be required to provide separate parking.
23. Rick Honstra reported there is a flat area on Ski View Drive owned by Mark Morris who reported that area could be used for a turnaround for a simple lease of \$1.00 per year.
24. Aldo reported the Town should not compete with private contractors who provide snow removal services.
25. Council Member Marshall commented there were three failed annexation attempts of the Aspen Drive area and inquired if the property owners would be interested in annexing a smaller portion of their subdivision. Rick Honstra responded the majority of properties are vacant lots and only four cabins are located in the area.
26. Council Member Kelly commented that this is a common problem throughout town and that it is just not Aspen vs. Ski View Drive and believes the Council is opening a "can of worms" if the Town decides to plow outside the Town boundaries on Ski View Drive.
27. Mayor Calloway commented he believes there should be a solution for turning around and addressing the parking needs, and If the Ski View County residents are willing to do something with their lots or get together to identify a solution for their issue, the county residents can continue to work with staff that would give support for why the Town should do this project.
28. Council Member Mulder, Council Member Marshal, and Council Member Freeberg agreed they are emotionally drawn in on this issue. Council Member Kelly stated he believes that the Town should not be plowing outside the town boundaries.
29. Mayor Calloway stated the county residents on Ski View Drive will need to be able to provide the Town, whether in the form of a lease or a recorded easement, a clear turnaround area, and the county residents requesting snow removal, will provide their parking area along with a private contractor to plow and maintain the parking for them. No obstructions will be allowed in the road if the Town were to plow the area.
30. Mayor Calloway reported the county residents will continue to work with Bret and Aldo on possible solutions.

4. PUBLIC ART DECISION. A decision for the public art piece.

Mayor Calloway explained the Council has reviewed public art pieces that have been presented over the past couple of months. During the last Council meeting, the Council decided on the final two art pieces: Brian the Bear and Pinecones (see attached).



1 Mayor Calloway stated that he believes Brian the Bear is the best fit for Brian Head and likes the
2 concepts of the Pinecones and would like to carry that theme into the Town's branding.
3

4 The Council discussed the following:

- 5 1. Council Member Kelly commented he would like to see Brian the Bear as the main art
6 piece located at Bristlecone Pond and use the Pinecone Carin art piece at the trailheads.
7
- 8 2. Council Member Freeberg reported he presented the two art pieces to a friend, and it
9 was suggested that Brian the Bear art piece be located near the businesses instead of
10 the pond/park area. The location he proposes would be north of The Mall and ice-skating
11 rink. The Town would need to purchase some property for the art piece, but there is
12 sufficient parking for guests to stop and take pictures and would be next to the main
13 business area. If the village core development happens, the Town could move the art
14 piece to accommodate.
15
- 16 3. Mayor Calloway disagreed with the proposed location and that it could cause an issue
17 with other businesses that are not located by The Mall area. Mayor Calloway
18 recommended the area where part of the existing playground equipment is located due to
19 the background which would be the pond, skier bridge, and Chair #1 ski slopes. He
20 would propose the playground equipment be rearranged to allow for the art piece along
21 with some grass and gravel.
22
- 23 4. Mayor Calloway commented that he would like to see a phase 2 of the project. The
24 existing playground equipment is deteriorating, especially the wooden structures and he
25 would like to implement new playground equipment that is lower profile and would fit in
26 with the theme.
27
- 28 5. Council Member Freeberg commented the area would need to be off-limits for
29 snowmobiles that could cause damage to the piece during a heavy snow year. Mayor
30 Calloway suggested the area be groomed in a way to allow access to Brian the Bear and
31 during heavy snow years, to allow it to be buried.
32
- 33 6. Council Member Marshall explained she was asked by Cecile Wallis, resident, to give
34 Ms. Wallis' opinion on the art piece to the Council. Council Member Marshall explained
35 Cecile opposes the art project due to the cost and that the funds should be spent on
36 more important projects such as infrastructure. Bret explained that one-half of the cost
37 will be absorbed by the Redevelopment Agency (RDA) funds that can only be spent
38 within the RDA area and on economic development and the remaining amount will be
39 identified from the surplus funds.
40
- 41 7. Council Member Marshall explained other residents feel similar to Cecile, but the Council
42 has had the vision for the past three years and in reading the staff report, it was noted
43 that the art piece would be fifty percent (50%) funded by the RDA. Council Member
44 Marshall went on to comment that an art piece would brand the Town and give the Town
45 personality. Council Member Marshall reported she would like to see the project move
46 forward.
47
- 48 8. Council Member Freeberg commented he was opposed to the art piece at first due to the
49 cost, but with the contribution from the RDA, he agreed with it moving forward. He
50 reported that the RDA could also pay for new playground equipment.
51
- 52 9. Mayor Calloway stated that as leaders, the Council needs to think of all aspects of the
53 Town and there is more to it than infrastructure. He feels this project is appropriate use
54 of funds as a sense of place for Brian Head.
55
- 56 10. Hannah Zander, SUU Student, reported she is doing an assistantship with the SUU/Utah
57 Museum of Art and worked with staff on the proposal process. Ms. Zander reported she
had difficulty hearing the decision of the Council and would like to submit a formal
recommendation, but it sounded like the Council was interested in using both art pieces.
Ms. Zander explained there is a risk that she feels that the project would not be funded
based on the Council being courteous to the artists and not giving a yes or no to one
project. Ms. Zander expressed her concern with the Council's discussion on rehabbing
the playground equipment instead of using funds on the art piece. Bret explained the
Council agreed on Brian the Bear and they are also considering using the Pinecones for
a branding effort. The Pinecone Carin project will be used at the trailheads and things of
that nature. The large art piece will be Brian the Bear.



11. Dr. Ali Saleh, a resident, reported he recently moved to Brian Head and believes Brian Head has potential. Mr. Allie commented that as a new outsider coming to Brian Head, it is easy to be in the box and not think outside the box and that every success is a risk. Dr. Saleh commented that because properties don't have water/sewer running to their properties, the Town should raise taxes or look for contributions from those property owners along with other options that could be explored. Dr. Saleh stated he agrees with the Council moving forward with the art piece for Brian Head. The future of the Town depends on taking risks and believes this is a great opportunity. Dr. Saleh reported he has worked for the Federal government.
12. Council Member Kelly reminded the Council that when considering the backdrop for the Bear, also consider what that backdrop would look like in the future. If any development at the Chair #1 location could affect the backdrop. Council Member Kelly recommended the Council move forward with the art piece and then take a field trip to determine a location.
13. Bret reported he will send pictures of potential locations to Mr. Martin to generate images of Brian the Bear in those locations.
14. Council Member Kelly suggested the Council consider removing one of the smaller bears in order to implement the Pinecone Carin portions for the trailheads. Mayor Calloway stated he would like to keep the projects separate and it could be a phased project.
15. Council Member Kelly expressed his concerns with combining the art piece and replacing the playground equipment.

Consensus of the Council: Staff will enter into negotiation with Terrance Martin, artist for Brian the Bear art piece. Staff will identify a final budget and will also include a cost to replace the playground equipment for a more updated and more aligned with the theme of the art piece. Council will review the entire project to determine how it will be completed in phases. The Pinecone art piece will be a future phase for the Town trail systems will be treated as a separate project in the future.

Bret reported he will also work with Billy Joe Miller, Pinecone Artist, for a concept that will be brought to the Strategic Retreat as the next art piece that could be more a theme throughout the town. Council agreed.

5. SPECIAL ASSESSMENT AREA POLICY AMENDMENT. An amendment to the Special Assessment Area Policy.

Nancy Leigh, Town Clerk, presented a draft resolution amending the Special Assessment Area Policy (see attached) and requested the Council adopt the proposed amendments for the Special Assessment Area Policy. Nancy reported the following changes are being proposed for amendment to the policy:

1. The 2009 construction costs for lineal feet have been removed.
2. Changing the requirement for a majority of front lineal footage to a majority of the property owners.
3. Verification of the property owners before it is presented to the Town Council for consideration.

Motion: Council Member Freeberg moved to adopt resolution No. 506, a resolution amending the Special Assessment Area Policy as presented. Council Member Marshall seconded the motion.

Action: **Motion carried 5-0-0 (summary: Yes = 5 Vote: Yes:** Council Member Marshall, Council Member Freeberg, Council Member Mulder, Council Member Kelly, Mayor Calloway).

6. FUTURE AGENDA ITEMS. The Council will discuss potential items for future agendas.

Short Term Rental Occupancy/Parking



Mayor Calloway recommended the Council identify an agenda item for the short-term rental occupancy/parking that was brought to the Council's attention by Mr. Jim Ortler earlier in today's meeting. Council Member Freeberg agreed with the agenda item but cautioned the Council that it was intentional that the HOA's were removed from the requirement for occupancy and parking when the Nightly Rental Code was amended.

September 28, 2021, Town Council Tentative Agenda:

Bret reported on the tentative agenda items scheduled for the September 28, 2021, Town Council meeting: 1. OHV Enforcement season end wrap-up report. 2. Identifying the building customer for the Town. 3. Trail Committee re-organization.

Bret reported he may present the identity of the building customer either at the next Council meeting or may save it for the annual Strategic Retreat for a longer discussion.

H. ADJOURNMENT

Motion: Council Member Freeberg moved to adjourn the regular meeting of the Brian Head Town Council for September 14, 2021. Council Member Marshall seconded the motion.

Action: **Motion carried 5-0-0 (summary: Yes = 5 Vote: Yes:** Council Member Marshall, Council Member Freeberg, Council Member Mulder, Council Member Kelly, Mayor Calloway).

The regular meeting of the Brian Head Town Council for September 14, 2021 was adjourned at 3:20 pm. for September 14, 2021.

September 28, 2021
Date Approved

Nancy Leigh, Town Clerk

