



TOWN OF PALM BEACH

Planning, Zoning & Building Department

MINUTES ARCHITECTURAL COMMISSION WEDNESDAY, SEPTEMBER 23, 2009

Please be advised that in keeping with a recent directive from the Town Council, the minutes of all Town Boards and Commissions will be “abbreviated” in style. Persons interested in listening to the meeting, after the fact, may access the audio of that item via the Town’s website at www.townofpalmbeach.com or may obtain an audio recording (tape or CD) of the meeting by contacting Gretchen Dayton (561) 227-6409. As a point of reference, you will find the recording times listed on these minutes at the beginning of each item.

CALL TO ORDER

I.

The meeting was called to order at 9:00 a.m.

II. ROLL CALL

PRESENT:

William P. Feldkamp, Chairman
William J. Strawbridge, Jr., Member
Leslie C. Diver, Member
Thomas M. Youchak, Member
Samuel M. Boykin, Member
Kenn Karakul, Member
Robert J. Vila, Alternate Member
Ann L. Vanneck, Alternate Member
Nikita Zukov, Alternate Member
John C. Randolph, Town Attorney
John Page, Director of Planning, Zoning & Building
John Lindgren, Planning Administrator
Gretchen Dayton, Recording Secretary
ABSENT: Jeffery W. Smith, Vice-Chairman

III. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Chairman Feldkamp

IV. APPROVAL OF THE MINUTES FROM THE AUGUST 26, 2009 MEETING

Motion by Ms. Vanneck to approve the minutes.

Motion seconded by Ms. Diver.

Motion carried unanimously.

V. SWEARING IN PERSONS TESTIFYING

Persons testifying were sworn in at this time and periodically throughout the meeting.

VI. OTHER BUSINESS

None

VII. PROJECT REVIEW

A. PROJECT DEFERRAL/REMOVAL

None

B. TOWN COUNCIL PROJECTS - VARIANCE REQUESTS - DEFERRALS

B60/09 V22/19 Addition

Address: 1098 North Lake Way

Applicant: Franklyn DeMarco

Architect: Glidden Spina & Partners

Project Description: One-story breakfast-room addition on the east side of existing two-story residence, one-story kitchen addition on the south side of the existing two-story residence, second-floor bedroom addition on west side of residence over existing first floor. The applicant is requesting a point of measurement of 10.50 ft. NGVD (the existing main floor slab elevation) in lieu of 8.78 ft. NGVD, which is 18 inches above the highest point of the centerline of the adjacent street. The applicant is requesting a Cubic Content Ratio of 4.76 in lieu of the 4.50 allowed by code and the 4.25 existing, which is the CCR when calculated from the existing main floor slab elevation.

This project was deferred from the August meeting for restudy.

Ms. Vanneck said she received a telephone call from the architect, but was unable to meet with him. Mr. Strawbridge, Ms Diver and Mr. Feldkamp said they met with the architect and reviewed the plans. Mr. Zukov said he reviewed the plans with the architect and spoke with the property owner. Court Reporter Julie Andolpho was present to record the proceedings of this project.

Architect Keith Spina presented the project and explained that the cubic content ratio of the building was reduced from 4.76 to 4.70. Mr. Spina offered two different hip roof styles, one with a cricket and one with a mansard appearance. He also gave the Commission a choice of window styles.

It was agreed that the pitched roof with the elliptical windows was the best option.

Motion by Mr. Vila to recommend to Town Council that the architecture presented merits the variance request.

Motion seconded by Mr. Karakul.

Motion carried unanimously.

Motion by Mr. Karakul to approve the project as presented in option A for visual and option B for roof plan.

Motion seconded by Ms. Diver.

Motion carried unanimously.

B. TOWN COUNCIL PROJECTS - VARIANCE REQUESTS - NEW BUSINESS

B66/09 & SE13/09 New Entry Wall & Piers

Address: 115 Parc Monceau

Applicant: Orchid Island Trust, c/o Peter Broberg

Architect: William Waters

Project Description: A request for demolition of existing entry piers and construction of a new entry wall and gate piers including entry gates to match existing Regency style house. Request includes new landscaping being proposed for the right-of-way along Parc Monceau. Request approval of a special exception to construct a new entrance wall with piers, gateposts and gates including a driveway perpendicular to the face of the gates. The gates are proposed to be setback 10' to 19' from the edge of pavement on a cul-de-sac. This proposed placement requires a special exception for the Code requirement to have an overall 18' clear driveway perpendicular to face of gate. A reduction of the driveway depth is allowed via a Special Exception under this portion of the Town's Zoning Code.

No one was present to represent this project.

Motion by Mr. Karakul to place this item at the end of the agenda.

Motion seconded by Mr. Youchak.

Motion carried unanimously.

This project was called back to the table at the end of the agenda and it was noted that Town Council would review this project first.

Motion by Ms. Diver to defer the project to the October meeting

Motion seconded by Mr. Karakul

Motion carried unanimously

B67/09 & SE11/09 Storefront

Address: 150 Worth Avenue

Applicant: Worth Avenue Associates, Ltd.

Architect: Jerome Baumoehl

Project Description: This application is for the exterior and interior improvement to the ground level, suite 137 (formerly Saks Men's Store) consisting of approximately 4,400 square feet and shall include the removal of the existing (18) glass display windows, (demolition previously approved by ARCOM in March 2009). The new tenant, Gucci, will provide new impact storefront in a medium gold matte finish with clear glass along the avenue as well as in the covered Esplanade. New signage is proposed on all four sides of tenant's area including logo's and duratran display areas as per their corporate image. Request approval of special exceptions for a Town-serving retail use in excess of 2,000 square feet and illuminated signage, several signage variances, a site plan approval including a new entrance onto Worth Avenue, and a construction hours work waiver to allow expanded work hours during the season. Special Exceptions are requested for a permitted retail business, which contains greater than 2,000 square feet of gross leasable area; to allow illuminated signs (the duratrans) on the east and south facade of the Gucci space. Site plan approval is requested for changes to permitted uses, which involve more than 2,000 square feet of building floor area. Variances are requested for a 57.62 gross square feet of surface area for all individual business signs on or visible from the 150 Worth Avenue frontage in lieu of the 20 square feet maximum allowed by code; business signs on the east end of the 150 Worth Avenue arcade and in the east entranceway which do not front onto a street or street side and are not permitted by code; 65.47 gross square feet of surface area for all individual business signs on the south internal via, in lieu of the 20 square feet maximum allowed by code; two logos on the south internal via which total 22.61 square feet in area, where only one logo totaling one square foot is allowed.

Mr. Youchak and Mr. Strawbridge said they met with the architect and discussed the plans. Ms. Diver and Mr. Zukov said they met with the architect at the site.

Architect Jerome Baumoehl presented the project and passed around building material samples.

Kevin Lally, Gucci Store Planning, explained that the duratran display case will have photo images that correspond to ad campaigns from various magazines. The photographs are printed on clear velum and illuminated from behind with fluorescent or LED lighting.

The Commissioners considered the duratran, being visible from Worth Avenue, a bit "flashy" and recommended that it be moved farther into the courtyard.

Responding to comments that the dark building color will add to the darkness of the corridor and may create a safety issue, Attorney Jim Brindell offered to bring lighting plans to staff for approval.

Zoning Administrator Paul Castro addressed the variance issues. He noted that there has been some argument whether the inside of the Esplanade is considered a via or not. The code states that a via is considered a street and is subject to town codes. Since this issue has not been resolved, he recommended that the Commission include the variance requests for the inside of the Esplanade.

Chairman Feldkamp called for a variance motion regarding the overhead sign facing east.

Motion by Ms. Diver to recommend to Town Council that they approve the sign, not facing the street on the east side, that ARCOM feels the sign balances with the Neiman Marcus sign and is appropriate for the entry of Worth Avenue.

Motion seconded by Mr. Karakul.

Motion carried unanimously.

Motion by Ms. Diver to recommend to Town Council that the back lit, interior duratran is aesthetically appropriate for the building, to recommend the two logos and total square footage (of the logos) as presented.

Motion seconded by Mr. Vila.

Mr. Youchak opposed.

Motion carried 6-1.

Motion by Ms. Diver to recommend to the Town Council that the Commission does not feel that the duratran visible to Worth Avenue is appropriate for Worth Avenue aesthetically.

Motion seconded by Mr. Karakul.

Motion carried unanimously.

Motion by Mr. Vila to approve the design as submitted with the proviso that elevation number one (1) be revised making the display windows the same size, that the entrance door and sill, to the left, be revised so that they are equal, to approve the shiny gold finish for the signs and logos and with a recommendation that on elevation number three (3), Esplanade south-side interior, The Commission would favor a second duratran for aesthetic and illumination purposes.

Motion seconded by Mr. Strawbridge.

Motion carried unanimously.

C. COMMUNICATIONS FROM CITIZENS (3 MINUTE LIMIT PLEASE)

None

D. DEFERRALS AND CONTINUATIONS - MAJOR PROJECTS

B58/09 Awnings

Address: 125 Worth Avenue

Applicant: CP 125 Worth Avenue LLC

Architect: Keith Spina

Project Description: Install new fabric awnings and replace fabric on existing awnings.

This project was deferred from the July meeting for restudy and deferred from the August meeting at the architect's request.

Ms. Vanneck said she met with the architect and the building manager at the site. Mr. Karakul and Mr. Vila said they spoke with the architect over the telephone. Mr. Feldkamp and Ms. Diver said they met with the architect at the site. Mr. Zukov said he met with the architect.

Architect Keith Spina presented color photographs of red awnings and blue awnings. He noted that the owner preferred the blue color. They also propose adding some bougainvillea to the building columns.

Motion by Mr. Karakul to approve the awnings in a dark blue color and to make the top two awnings more appropriate in scale.

Motion seconded by Mr. Youchak.

Motion carried unanimously.

B64/09 New Guest House/Cabana

Address: 151 Via Bellaria

Applicant: Robert Tomsich

Architect: Smith and Moore Architects

Project Description: Two-story guest house/cabana

This project was deferred from the August meeting at the architect's request.

Architect Jon Moore requested project deferral to the October meeting.

Motion by Ms Diver to defer the project to the October meeting.

Motion seconded by Mr. Karakul.

Motion carried unanimously.

E. NEW BUSINESS MAJOR PROJECTS

B68/09 Demolition

Address: 203 Via Vizcaya

Applicant: Paul Z. Okean

Architect: Dailey Janssen Architects

Project Description: Extension of previously approved demolition

Mr. Vila said he drove by the site. Mr. Zukov said he met with the architect.

Architect Roger Janssen requested a twelve-month extension for a previously approved demolition proposal.

Motion by Mr. Karakul to extend the previously approved demolition

Motion seconded by Mr. Vila

Motion carried unanimously

B69/09 New Residence

Address: 144 Wells Road

Applicant: 486426 Ontario Limited

Architect: Smith and Moore Architects

Project Description: Applicant requests a twelve-month extension on a previous ARCOM approval

Mr. Feldkamp recused himself, passed the gavel to Mr. Strawbridge to conduct the meeting and left the room during discussion of this project. .

Architect Harold Smith, representing Mr. and Mrs. Peter Cohen, stated that they request a twelve-month extension due to the economy.

Motion by Ms. Diver to approve the request for a twelve-month project extension.

Motion seconded by Mr. Karakul.

Motion carried unanimously.

B70/09 Windows & Doors

Address: 209 Bermuda Lane

Applicant: Nicholas Coleman

Architect: Dailey Janssen Architects

Project Description: Existing one-story residence to have existing doors and windows replaced with new impact rated doors and windows. (Remove existing fireplace and chimney, pool and pool deck).

Mr. Zukov said he met with the architect.

Architect Roger Janssen presented the project, which involved adding a new entry and additional living space at the rear of the house. He mentioned that the red roof will be painted white.

Landscape Architect Don Skowron proposed a simple landscape plan with cocoanut palm trees to screen the new addition.

Motion by Mr. Karakul to approve the project with the pergola presentation and to use operable shutters

Motion seconded by Mr. Vila

Motion carried unanimously

B71/09 New Residence, Landscape & Hardscape

Address: 416 Brazilian Avenue

Applicant: 416 Brazilian Avenue LLC

Architect: Dailey Janssen Architects

Project Description: New Construction: Two-story single-family residence and detached two-story accessory building, landscape, landscape lighting and hardscape.

Mr. Youchak, Mr. Strawbridge and Mr. Zukov said they met with the architect. Mr. Vila said he drove by the site.

Architect Roger Janssen described the architecture of the proposed new residence as a mixture of Bermuda, Cape Dutch Colonial and West Indies styles. He said that an open pergola will connect the detached pool house to the main house. The building will be stucco painted white with dark blue window trim. Also, the roof will have a "slurry" coat applied to it.

Landscape Architect Chuck Yanette stated that the large seagrape hedge will remain along the front of the property. The tropical almond trees and schefflera trees will be removed from the site.

It was suggested to restudy the small windows at the bottom of the bay window on the front elevation. It was remarked that the project is whimsical and playful.

Rick Kytel addressed the Commission and said he owns the house next door at 412 Brazilian Avenue. He was concerned about the location of the air-conditioning units on both sides of the property and the noise they will make. He also felt that the new house will be very tall in comparison to his house. Mr. Janssen agreed to move the condensing units closer to the street.

Mr. Lindgren noted for the record that the project will need a kitchen agreement for the kitchen in the cabana and that the generator must be 60kw or less.

Motion by Mr. Strawbridge to approve the project with the provision to move the air-conditioning units closer to the street.

Motion seconded by Mr. Vila

Motion carried unanimously

B72/09 Addition

Address: 234 Via Linda

Applicant: Johathan Gladstone

Architect: SKA Architects

Project Description: First floor renovation and second floor addition to existing one-story Bermuda style home.

Ms. Vanneck said she received a telephone call from the architect, but was unable to meet with him; she received a telephone call from a neighbor and visited the site. Ms. Diver and Mr. Zukov said they met with the architect and discussed the plans.

Architect Pat Segraves presented the project. He agreed to correct the existing window to match the rest of the windows on the north elevation and to make the aluminum shutters operable. Mr. Segraves handed Mr. Page five letters for the record from residents on Via Linda who encourage this project.

Ms. Vanneck requested that the landscaping come back to the Commission for review as it has not been addressed with this proposal.

Mr. Lindgren read a letter from Barbra Wainscott, 242 Via Linda, objecting to the proposal.

Motion by Mr. Karakul to approve the project with the provision to replace the existing front windows to match the new windows and to come back for final landscape approval
Motion seconded by Ms. Diver
Motion carried unanimously

B73/09 Demolition & New Residence

Address: 160 Dunbar Road

Applicant: Robert and Lucia Harvey

Architect: SKA Architects

Project Description: Demolition of existing one-story home and construction of a new two-story Mediterranean style home to be approximately 6,000 square feet.

Ms. Diver and Mr. Zukov said they met with the architect and reviewed the plans.

Architect Pat Segraves proposed demolition of a home that was built and designed by Agnes Ballard in 1956.

Motion by Ms. Diver to approve demolition
Motion seconded by Mr. Karakul
Motion carried unanimously

Architect Segraves proposed a two-story Mediterranean style home having a clay barrel tile roof, stair tower and cast stone element features. He indicated that the building will be a salmon color with dark green trim.

Landscape Architect Stephen Dauber presented the preliminary landscaping plan.

Motion by Mr. Strawbridge to defer the project to the October meeting and to bring detailed drawings
Motion seconded by Ms. Diver
Motion carried unanimously

B74/09 Landscape & Hardscape

Address: 125 Dolphin Road

Applicant: Mr. and Mrs. Guy Henderson

Landscape Architect: Sanchez and Maddux

Project Description: Final landscape and hardscape

Ms. Vanneck and Mr. Strawbridge said they met with the architect and visited the site. Mr. Youchak, Mr. Karakul, Ms. Diver and Mr. Zukov said they met with the architect. Mr. Vila said he spoke with the architect on the telephone.

Landscape Architect Jorge Sanchez stated that the house is finished, but the final landscape plan was not presented to the commission for approval. The only change made to the plan was the removal of the pergola. In addition, the driveway material was changed from coquina to old Chicago brick as a staff approval.

Ms. Vanneck noted that the change that was made to the driveway has brought the house closer to the street.

Motion by Ms. Diver to approve the project as presented

Motion seconded by Mr. Vila

Motion carried unanimously

F. DEFERRALS AND CONTINUATIONS - MINOR PROJECTS

None

A17/09 Site Wall

Address: 1497 North Ocean Way

Applicant: Mr. and Mrs. William Browne

Project Description: New site wall, fence, wall planting and security lights

There were no ex parte communications disclosed regarding this project.

Architect Ann Fairfax proposed a site wall, at the front of the property, and shadow-box wood fencing along the south.

Jaime Torres-Cruz addressed the wooden fence comments and stated that it will be painted white.

Mr. Lindgren requested that the security lighting be motion activated.

Landscape Architect Keith Williams agreed move the southern fence farther into the property and plant vegetation on both sides.

Motion by Ms. Diver to approve the project with the provision to move the southern fence closer into the property, without disturbing the existing vegetation, plant vegetation along the public-right-of-way, leave the fence a natural wood color and approve the security lighting with the provision that they be motion activated as stated in the code.

A18/09 Light Fixture on Storefront

Address: 202 Worth Avenue

Applicant: Van Cleef & Arpels

Architect: Daniel J. Barteluce

Project Description: Addition of an exterior up light to the new storefront.

There were no ex parte communications disclosed regarding this project.

Vice President of Barteluce Architects & Associates Carles Petretti proposed a light cove on the face of the building with LED lights to up light the Van Cleef & Arpels sign. In addition, the display cases will be lit, which will be on a time clock.

Motion by Mr. Karakul to approve the project as presented

Motion seconded by Ms. Diver

Motion carried unanimously

A19/09 Travertine Applied to Building Façade

Address: 1430 North Ocean Blvd.

Applicant & Representative: Joseph C. Visconti

Project Description: High-grade travertine was used as a clean looking and simple accent to approximately 35% of the front facade of the home.

There were no ex parte communications regarding this project.

Andrea Quarto, representing Mr. Visconti, presented a sample of the material that was placed on the facade of the building.

Motion by Mr. Karakul to approve the project as presented

Motion seconded by Ms. Diver

Roll Call:

Mr. Karakul Yes

Ms. Diver Yes

Mr. Strawbridge No

Mr. Youchak No

Mr. Boykin Yes

Mr. Vila No

Mr. Feldkamp Yes

Motion Carried 4-3

VIII. COMMENTS OF THE ARCHITECTURAL COMMISSION AND DIRECTOR OF PLANNING, ZONING AND BUILDING DEPARTMENT(12:48:24 a.m.)

Veronica Close, Assistant Director of Planning, Zoning & Building: Policy and Procedures Regarding Landscaping Permits

Ms Close handed out booklets entitled "Town of Palm Beach Proposed Landscape Requirements." She covered the reasons why the town would like to issue permits for landscaping, what should be regulated, the criteria to be reviewed, requirements for approval, changes that need to be made to the code and how to publicize the new requirement.

Mr. Page announced that the Town Council upheld ARCOM's action to replace the flat tile roof with full barrel tile on the accessory building at 179 Barton Avenue.

IX. ADJOURNMENT

Motion by Ms. Vanneck to adjourn the meeting at 1:37 p.m.

Motion seconded by Mr. Strawbridge

Motion carried unanimously

The next meeting of ARCOM will be held on October 28, 2009 at 355 South County Road, Fire station, 3rd floor, E.O.C. Room

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Wm Feldkamp".

William P. Feldkamp, Chairman

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

NAME—FIRST NAME—MIDDLE NAME FELDKAMP William		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE Architectural Review Commission	
MAILING ADDRESS 401 Peruvian Ave #403		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:	
CITY Palm Beach	COUNTY	☒ CITY ☐ COUNTY ☐ OTHER LOCAL AGENCY	
DATE ON WHICH VOTE OCCURRED 23 Sep 09		NAME OF POLITICAL SUBDIVISION: Palm Beach	
		MY POSITION IS: ☐ ELECTIVE ☒ APPOINTIVE	

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

erson holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting on a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

APPOINTED OFFICERS:

You must abstain from voting and disclose the conflict in the situations described above and in the manner described for elected officers. In order to participate in these matters, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes.
- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

RECEIVED

SEP 23 2009

TOWN CLERK

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, William Feldkamp, hereby disclose that on 23 September, 19 2009:

(a) A measure came or will come before my agency which (check one)

- ☐ inured to my special private gain or loss;
- ☐ inured to the special gain or loss of my business associate, _____;
- ☐ inured to the special gain or loss of my relative, _____;
- ☐ inured to the special gain or loss of _____, by whom I am retained; or
- ☐ inured to the special gain or loss of _____, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

Directed to recuse myself by Town Council.

B69-09

23 September 2009.
Date Filed

Wm Feldkamp
Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME - FIRST NAME - MIDDLE NAME FELDKAMP William		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE Architectural Review Commission	
MAILING ADDRESS 401 Peruvian Ave #403,		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:	
CITY Palm Beach	COUNTY	☒ CITY ☐ COUNTY ☐ OTHER LOCAL AGENCY	
DATE ON WHICH VOTE OCCURRED 23 Sep 09.		NAME OF POLITICAL SUBDIVISION: Palm Beach	
		MY POSITION IS: ☐ ELECTIVE ☒ APPOINTIVE	

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For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; and

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

APPOINTED OFFICERS:

You must abstain from voting and disclose the conflict in the situations described above and in the manner described for elected officers. In order to participate in these matters, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes.

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, William Feldkamp, hereby disclose that on 23 September, 19 2009:

(a) A measure came or will come before my agency which (check one)

- ☐ inured to my special private gain or loss;
- ☐ inured to the special gain or loss of my business associate, _____;
- ☐ inured to the special gain or loss of my relative, _____;
- ☐ inured to the special gain or loss of _____, by whom I am retained; or
- ☐ inured to the special gain or loss of _____, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

Directed to recuse myself by Town Council.

23 September 2009.

Date Filed

W^m Feldkamp

Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.