

**MINUTES OF THE ARCHITECTURAL COMMISSION MEETING
WEDNESDAY, SEPTEMBER 23, 1998
TOWN COUNCIL CHAMBERS, 360 SOUTH COUNTY ROAD, PALM BEACH**

I. CALL TO ORDER

The meeting was called to order at 9:20 a.m.

II. ROLL CALL

PRESENT:

John H. Schuler, Chairman
Laurel Baker, Member
Lowry M. Bell, Jr., Member
Robert Deziel, Member
Joanna Frost-Golino, Member
Floyd Wideman, Alternate Member
Eric Adams, Alternate Member
Timothy M. Frank, Planner/Projects Coordinator
Robert L. Moore, Director of Planning, Zoning & Building
John C. Randolph, Town Attorney
Dawn Scovill, Recording Secretary

ABSENT

Sally Gingras, Vice-Chairman
Ethel Kinsella, Member
Marvin Rosenberg, Alternate Member

A letter was received from Sally Gingras, excusing her absence. No other letters were received from absent members, therefore, these absences were not excused.

Mr. Schuler reminded Alternate Members that they are to serve only in the absence of the regular members, and that all alternate members were to be voting members during this meeting.

III. APPROVAL OF THE MINUTES FROM THE AUGUST 23, 1998 MEETING.

MOTION BY MR. WIDEMAN TO APPROVE THE MINUTES OF THE AUGUST 23, 1998 MEETING.

MOTION SECONDED BY MR. ADAMS

MOTION CARRIED UNANIMOUSLY.

Mr. Schuler requests members speak clearly as the power is out in the room and no microphones are available. He will call on each member individually for comment as needed to aid in transcription. A hand-held, battery-operated recording device will be used to record the minutes.

IV. SWEARING IN OF PERSONS TESTIFYING

Persons who would be testifying were sworn in at this time.

V. PROJECT REVIEW

A. DEFERRALS AND CONTINUATIONS - MAJOR PROJECTS

B53-98 Addition

Applicant: Dr. and Mrs. Harvey Cove
Address: 309 Tangier Avenue
Architect: SKA Architects
Project Description: A 1,200 s.f. Addition to the second floor

This project was deferred from the July and August meetings.

The architect requests project deferral to the October meeting.

MOTION BY MR. WIDEMAN TO DEFER THE PROJECT TO THE OCTOBER MEETING.

MOTION SECONDED BY MR. DEZIEL.

MOTION CARRIED UNANIMOUSLY.

B60-98 New Residence

Applicant: Robert A. Garvy
Address: 200 Esplanade Way
Architect: Thomas Kirchhoff
Project Description: New two-story residence

This project was deferred from the July and August meetings.

The Architect requests deferral to the October meeting.

**MOTION BY MR. WIDEMAN TO DEFER PROJECT TO THE OCTOBER MEETING.
MOTION SECONDED BY MR. BELL.
MOTION CARRIED UNANIMOUSLY.**

B61-98 Guest House

Applicant: Thomas and Marietta Frankel
Address: 280 El Pueblo Way
Architect: Eugene Fagan
Project Description: Demolition of existing guest house and construction of a new guest house

This project was deferred from the July and August meetings.

Staff recommends removal from the agenda.

**MOTION BY MR. WIDEMAN TO REMOVE THE PROJECT FROM THE AGENDA.
MOTION SECONDED BY MR. BELL.
MOTION CARRIED UNANIMOUSLY.**

B65-98 Front Facade

Applicant: Mrs. Gale Brophy
Address: 1139 North Ocean Blvd.
Architect: Douglas Root
Project Description: Front facade renovation

The project was deferred from the August meeting.

Staff recommends deferral on a complimentary basis until project architect acquires all necessary variances.

**MOTION BY MR. ADAMS TO DEFER THE PROJECT TO THE OCTOBER MEETING.
MOTION SECONDED BY MR. BELL.
MOTION CARRIED UNANIMOUSLY.**

B66-98 Additions

Applicant: Ronald R. Fieve, M.D., P.C.
Address: 1540 South Ocean Blvd.
Architect: Philip S. Steel
Project Description: Alteration and additions to existing residence.

The project was deferred from the August meeting.

Mrs. Frost-Golino and Mr. Bell said they received packages on this project. Mr. Schuler said he discussed the project with the architect.

Architect Philip Steel presented photographs of the existing structure and drawings of the proposed project. He said a master bedroom suite will be added to the second floor, above the garage. All alterations will keep with the original Bermuda-style architecture of the home.

The Commission made several suggestions for improving plans for the addition. Mrs. Baker and Mr. Adams strongly suggested a less “boxy” look be applied to the design of the home.

**MOTION BY MR. BELL TO APPROVE THE PROJECT AS PRESENTED.
MOTION SECONDED BY MRS. FROST-GOLINO.**

ROLL CALL:

MR. BELL	YES
MRS. FROST-GOLINO	YES
MRS. BAKER	NO
MR. DEZIEL	YES
MR. WIDEMAN	YES
MR. ADAMS	NO
MR. SCHULER	YES

MOTION CARRIED 5-2

B67-98 New Residence

Applicant: John L. and Louisa R. Cohan
Address: 241 Kenlyn Road
Architect: Smith and Moore Architects
Project Description: Construction of a new two-story residence; renovations to existing guest house.

Demolition was approved at the August meeting.

The applicants request deferral to the October meeting.

MOTION BY MR. WIDEMAN TO DEFER THE PROJECT TO THE OCTOBER MEETING.

MOTION SECONDED BY MR. BELL.

MOTION CARRIED UNANIMOUSLY.

B68-98 New Residence

Applicant: Bayhill Development
Address: 321 Brazilian Avenue
Architect: Smith and Moore Architects
Project Description: Construction of a new two-story residence with detached garage/staff quarters building.

Demolition was approved at the August meeting.

Mrs. Baker declared a previous Conflict of Interest and left the dais during the presentation.

Mrs. Frost-Golino said she had met with the architect and discussed the plans since the last meeting. Other members, excepting Mr. Bell, knew only what had been presented at the previous meeting.

Architect Harold Smith, representing both Bayhill Development and Franklin DiMarco (to be occupying the home), presented the project. Mr. DiMarco and his legal counsel, James Brindell, were present for the presentation. Mr. Smith presented drawings of the home and surrounding area, as well as a streetscape. Mr. Smith provided detailed explanations for his justification of the size of home, including comparisons of structures sharing the street. He also provided details of materials to be used.

Mr. Deziel voiced strong disapproval for the project, mentioning the Commission's prior request to reduce the size of the home and arguing the structural comparisons made with other buildings near

the site. He said the comparisons made by the architect were with “commercial” structures in the area, not other single-family residences. He said to have a structure this large would take away from landmark properties in the area. He suggests the planners of this project “go back to the drawing board.” Other members of the Commission agree and add their own comments of disapproval.

**MOTION BY MR. WIDEMAN TO DEFER THE PROJECT UNTIL A MORE REASONABLY SIZED PROJECT CAN BE PRESENTED.
MOTION DIED FOR LACK OF A SECOND.**

Attorney James Brindell addresses Commission on behalf of Mr. DiMarco, explaining justification for square footage of home. He stated Mr. DiMarco requests a judgment, not a deferral.

Staff voiced their opposition to the project as well, mentioned possible changes in zoning in the neighborhood, and clarified ownership of the home with Mr. Bell.

**MOTION BY MR. DEZIEL TO DENY THE PROJECT AS PRESENTED, IN ACCORDANCE WITH ARTICLE IX, ARCHITECTURAL REVIEW AND PROCEDURE, SECTION 5-37-F, THE PROPOSED BUILDING OR STRUCTURE IS VISIBLY EXCESSIVELY DISSIMILAR IN RELATION TO ANY OTHER STRUCTURES EXISTING OR FOR WHICH A PERMIT HAS BEEN ISSUED OR TO ANY OTHER STRUCTURES INCLUDED IN THE SAME PERMIT APPLICATION WITHIN TWO HUNDRED (200) FEET OF THE PROPOSED SITE IN RESPECT TO ONE OR MORE OF THE FOLLOWING FEATURES: (1) CUBICAL CONTENTS, (2) GROSS FLOOR AREA, (3) HEIGHT OF BUILDING OR HEIGHT OF ROOF, AND G. THE PROPOSED BUILDING OR STRUCTURE IS NOT APPROPRIATE IN ITS RELATION TO THE ESTABLISHED CHARACTER OF OTHER STRUCTURES IN THE IMMEDIATE AREA OR NEIGHBORING AREAS IN RESPECT TO SIGNIFICANT DESIGN FEATURES SUCH AS MATERIAL OR QUALITY OR ARCHITECTURAL DESIGN AS VIEWED FROM ANY PUBLIC OR PRIVATE WAY (EXCEPT ALLEYS), AND DESIGN FEATURES AND OVERALL MASS OF THE STRUCTURE IS INAPPROPRIATE.
MOTION SECONDED BY MR. WIDEMAN.
MOTION CARRIED UNANIMOUSLY.**

Mrs. Frost-Golino pointed out, for the record, that a handout presented to the Commission by the architect for this project showing comparisons of structures in the area did not include structures in the 300-block, nor did it include structures other than duplexes or townhomes.

B. NEW BUSINESS - MAJOR PROJECTS

B72-98 New Residence

Applicant: Doyle and Barbara M. Rogers
Address: 230 Clarke Avenue
Architect: Smith and Moore Architects
Project Description: New two-story residence

Mrs. Frost-Golino, Mr. Schuler and Mr. Adams said they had met with the architect and discussed this project.

Architects Harold Smith and Jon Moore presented the project on behalf of applicants who could not attend. Mr. Smith presented drawings of the proposed project.

Mrs. Baker mentioned her concerns about the extreme size and overall “box” look of the structure. Other members of the Commission voice similar concerns and ask several questions regarding materials to be used. Mr. Deziel specifically states he’s seen better, more attractive designs from this particular architectural firm. Mrs. Frost-Golino suggested building be moved to the east in accordance with a prior suggestion. All members are concerned with the proposed size of the home. Commission suggested changes to shutters and front door, in addition to reduction of size.

**MOTION BY MRS. BAKER TO DEFER THE PROJECT TO THE OCTOBER MEETING.
MOTION SECONDED BY MR. DEZIEL.
MOTION CARRIED UNANIMOUSLY.**

Mr. Adams excused himself from the meeting at 10:20 a.m. and did not return.

B73-98 New Residence

Applicant: Suren Hovsepian
Address: 201 Via Bellaria
Architect: Smith and Moore Architects
Project Description: New two-story Mediterranean residence

Mrs. Frost-Golino and Mr. Schuler said they met with the architect(s) and reviewed the plans for the project.

Architect Jon Moore presented drawings of the proposed project.

Members commended the design and presentation of the project.

**MOTION BY MR. WIDEMAN TO APPROVE THE PROJECT AS PRESENTED.
MOTION SECONDED BY MR. BELL.
MOTION CARRIED UNANIMOUSLY.**

B71-98 Addition

Applicant: G.E. Straub
Address: 1333 North Lake Way
Architect: Thomas M. Kirchhoff
Project Description: Additions and alterations to existing two-story residence

Architect Thomas Kirchhoff presented proposed drawings and photographs of the project. The residence is near the Sailfish Club (club immediately to the northwest). Proposal included interior changes, some window alterations, and increase in size of master bedroom suite.

**MOTION BY MR. WIDEMAN TO APPROVE THE PROJECT AS PRESENTED.
MOTION SECONDED BY MR. BELL.
MOTION CARRIED UNANIMOUSLY.**

B74-98 New Duplex

Applicant: Seminole East Corporation
Address: 231/235 Seminole Avenue
Architect: Scott Granet
Project Description: Duplex

Staff recommends deferral of the project.

Mrs. Frost-Golino and Mr. Schuler said they met with the architect and reviewed the plans.

Architect Scott Granet presented the project. Mr. Granet showed several drawings of the proposed structure, including elaborate landscaping. He mentioned the existence of a large synagogue across the street, two nearby condominiums, three-to-four duplexes, and several single-family homes within a 200-foot radius.

Members of the Commission voiced concerns with regard to size of the structure and the small percentage of landscaping. Mr. Deziel said the architectural style of the structure was not currently represented in Palm Beach, and he requested the architect provide more statistical information on the project. Mrs. Frost-Golino also requested more information, as well as a more detailed statistical comparison with other structures on the street. Mr. Schuler suggested some differentiation in the two front towers of the duplex, and an added panel to the entry doors on the west side.

MOTION BY MR. WIDEMAN TO DEFER THE PROJECT TO THE OCTOBER MEETING.

MOTION SECONDED BY MR. DEZIEL.

MOTION CARRIED UNANIMOUSLY.

Mr. Frank asked Mr. Granet questions about specifics of stone detailing. Mr. Granet replied all “touchable” areas will be pre-cast stone, and other areas will be styrofoam. Mrs. Baker voiced her disapproval of the use of styrofoam. Mr. Granet replied this particular project proposes the use of more actual stone than other structures in the area.

Mrs. Frost-Golino mentions to the architect that S-tile is not normally approved by the Commission, and she re-stated her disapproval of the possibility of creating a three-unit complex vs. a two-unit complex in an attempt to reduce the overall size of the structure.

The entire Commission and Staff commends Mr. Granet on his bound presentation.

B75-98 Addition

Applicant: Ay T. Langdon
Address: 210 Orange Grove Road
Architect: Affiniti Architects
Project Description: Addition to existing home.

Architect Benjamin Shryer presented the project. Proposal is to add to a one-story portion primarily at the back of the home above the garage. The addition will consist of two bedrooms, two bathrooms, and air conditioning of laundry space. Mr. Shryer presented photographs of existing home, along with drawings of proposed changes, and explained statistics of project in comparison with other structures in the area is well within limits. He also mentioned the owners of the home will not be changing the spirit and intent of the home.

**MOTION BY MR. WIDEMAN TO APPROVE THE PROJECT AS PRESENTED.
MOTION SECONDED BY MR. DEZIEL.
MOTION CARRIED UNANIMOUSLY.**

Mr. Shryer provides Commission with samples of existing asphalt shingles and proposed replacement green concrete tile, provided the house is deemed safe in supporting the new roof. The home will also be painted beige with white trim.

MR. WIDEMAN INCLUDES THE USE OF CONCRETE TILE AND SUGGESTED PAINT IN HIS PREVIOUS MOTION TO APPROVE, PROVIDING THE STRUCTURE CAN SUPPORT SUCH REPLACEMENT.

B76-98 Demolition and New Commercial Building

Applicant: Via 313 Worth Avenue
Address: 320 Peruvian Avenue
Architect: The Lawrence Group Architects
Project Description: Demolition of the existing two-story structure and construction of a new one-story CBS commercial structure.

Architect David Lawrence presented drawings and site plan for the project.

**MOTION BY MR. WIDEMAN TO APPROVE THE PROJECT AS PRESENTED.
MOTION SECONDED BY MR. BELL.
MOTION CARRIED UNANIMOUSLY.**

B77-98 Addition

Applicant: The NOB Land Trust
Address: 1021 North Ocean Boulevard
Architect: Smith Architectural Group
Project Description: New second story addition to include new beam height and roof pitch modification.

Mr. Deziel declared a Conflict of Interest and left the dais during the presentation.

Architects Jeffrey Smith and Donald Kino, representing Don Burns, the beneficiary of NOB Land Trust, presented the project. Plans would be to retain the Bermuda-style design on the home and add a second story to the existing first floor. Mr. Smith stated he had received all necessary variances to proceed with the project. Mr. Kino mentioned the finished structure will be smaller than two adjacent homes. He also mentioned landscaping will be added between this house and the Munder home next door, with Mr. Munder's approval, to maintain privacy for both homeowners.

MOTION BY MR. WIDEMAN TO APPROVE THE PROJECT AS PRESENTED.

MOTION SECONDED BY MRS. BAKER.

MOTION CARRIED UNANIMOUSLY.

B78-98 Demolition

Applicant: Gay Hart Gaines, Trustee
Address: 1473 North Ocean Blvd.
Architect: None
Project Description: Demolition of the residence and related structures on the subject property.

Attorney Ken Ledge, Aly, Moss, Rogers & Lindsay, representing Gay Hart Gaines, presented this project. Mr. Ledge said he had completed research and determined the property had no historical value. Immediately following demolition, the property will be re-sodded and irrigated (in accordance with Commission guidelines). There are currently no future building plans for the property.

Also present was Stanley Gaines on behalf of Gay Hart Gaines, Trustee.

MOTION BY MR. WIDEMAN TO APPROVE THE PROJECT AS PRESENTED.

MOTION SECONDED BY MR. DEZIEL.

MOTION CARRIED UNANIMOUSLY.

B77-98

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

LAST NAME—FIRST NAME—MIDDLE NAME <i>Deniel Robert E.</i>		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE <i>At-Low</i>	
MAILING ADDRESS <i>235 S. County Rd.</i>		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <i>Town of PB</i>	
CITY <i>Palm Beach</i>	COUNTY <i>Palm Beach</i>	☐ CITY ☐ COUNTY ☒ OTHER LOCAL AGENCY	
DATE ON WHICH VOTE OCCURRED <i>September - 1998</i>		NAME OF POLITICAL SUBDIVISION: <i>Town of Palm Beach</i>	
		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

A person 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.

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, Robert Dezil, hereby disclose that on Sept 28, 19 98:

(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 Donald Burns, 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:

Mr. Donald Burns is a client of my law firm.

October 28, 1998
Date Filed

Robert Dezil
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.

C. NEW BUSINESS - MINOR PROJECTS

Mr. Frank suggested the postponement of #A40-98 Canopy and #A41-98 Landscape due to the absence of the projects' presentors. The Commission agreed and continued to #A42-98 Modifications.

A42-98 Modifications

Applicant: Mr. and Mrs. James Vance
Address: 276 Jamaica Lane
Architect: Robert Bell
Project Description: New vinyl awing at second floor, new vinyl awning at existing carport, new privacy wall and gate at entry and new covered entry.

Architect Robert Bell presented photographs of the site for the project.

Commission's only reservation is the use of black-and-white or green-and-white striped canvas on the awnings because of their commercial nature. Also, a question arose about the variances needed to demolish the existing privacy wall and erect a new one. Mr. Frank clarified the variance may not be necessary in this particular circumstance.

Mrs. Frost-Golino opposes the addition of the second-floor awning as it attracts unnecessary attention. Requested applicants consider use of pergola instead.

MOTION BY MR. WIDEMAN TO APPROVE THE SITE WALL AND NEW ENTRYWAY, REPLACEMENT OF THE AWNING OVER THE CARPORT, REPLACEMENT OF THE SECOND FLOOR SLIDING GLASS DOOR WITH A FRENCH DOOR, AND THE USE OF A PERGOLA INSTEAD OF A SECOND-FLOOR AWNING, WITH PROVISION THAT EITHER BEIGE OR WHITE NON-STRIPED AWNING MATERIAL BE USED, AND SUBJECT TO APPROVAL WITH REGARD TO ERECTING A NEW PRIVACY WALL. MOTION SECONDED BY MRS. FROST-GOLINO. MOTION CARRIED UNANIMOUSLY.

A43-98 Lighting

Applicant: CPS Properties
Address: 324 Royal Palm Way
Architect: Robert Bell
Project Description: Addition of lighting to illuminate building in the evening hours.

Architect Robert Bell presented the project. Owner wishes to install up-lighting along the building: small lights are 3"x5½" diameter, and larger lights are 5"x8" diameter. Proposed wattage will be 50

watts in smaller lights, 150 watts in larger ones. Applicant is willing to install uniform light fixtures instead of two different sizes at Commission's request. Lights may be visible when traveling west, but otherwise lighting should not be visible to people passing by.

Mr. Deziel, as an example, comments on extreme lighting used at NationsBank, saying it "glows at night like it's a nuclear waste site." The Commission, to eliminate problems of this nature, agrees that lights should be tested and reviewed by the Commission prior to approving their permanent fixture. It is agreed that 2-3 lights of each size be temporarily erected at the site so the Commission may get an idea of what permanent lighting will look like.

Mr. Frank comments that banks recently passed a regulation through the state legislature requiring they place certain amounts of "foot candles" of light for ATMs. He said banks commonly use this regulation to their advantage, using it as an excuse to add excess illumination in order to compete with other banks. Mr. Frank goes on further to state the representative for NationsBank, Mr. Lawrence, did submit a lighting plan to the Commission and he, as Staff, objected to the plan request, resulting in some alterations to the original proposal.

With reference to NationsBank issues (wattage and quality of lighting), Staff agrees to contact the owner of the bank in lieu of any formal action by Commission.

MOTION BY MR. WIDEMAN TO DEFER THE PROJECT UNTIL TEMPORARY LIGHT FIXTURES CAN BE PLACED ON THE BUILDING AND VIEWED BY MEMBERS OF THE COMMISSION.

MOTION SECONDED BY MRS. FROST-GOLINO.

MOTION CARRIED UNANIMOUSLY.

The Commission recessed for lunch at 12:20, and re-convened at 1:45. Mr. Deziel, Mr. Randolph and Mr. Moore did not return after the break.

Presentor(s) for #A40-98 Canopy still unavailable.

MOTION BY MR. BELL TO DEFER #A40-98 CANOPY TO THE END OF THE AGENDA.

MOTION SECONDED BY MR. WIDEMAN.

MOTION CARRIED UNANIMOUSLY.

A41-98 Landscape

Applicant:	Mr. and Mrs. James Woolems
Address:	1080 North Ocean Boulevard
Architect:	Newlands Design Group
Project Description:	Landscape plan

Landscape Ray Wool presented various drawings of the proposed project. This location is across from the old Kennedy estate and is currently under construction.

MOTION BY MR. WIDEMAN TO APPROVE THE PROJECT AS PRESENTED.

MOTION SECONDED BY MRS. BAKER.

MOTION CARRIED UNANIMOUSLY.

A44-98 Landscape

Applicant:	Misbah and Hind Ahdab
Address:	5 Via Sunny
Architect:	Krent Wieland Designs, Inc.
Project Description	Landscape plans

Updated drawings required to reflect that there will be no planting in the easement.

Mr. Frank comments that “Via Sunny” has not been recognized as a street by the Town of Palm Beach, and that the address may be different than listed here. “Via Sunny” was originally used as a driveway easement access as part of the old Anthony estate. Address may possibly be Coconut Row.

Landscape Architect Krent Wieland presented the project.

Commission’s only concern was the zero-scaped area in the back of the home. Mr. Wieland explained the owners were planning to add a tennis court, so he was hesitant to landscape in that area, but had added features to the back to conform with regulations regarding tennis courts.

Commission desired to see examples of the Old Chicago Brick and pre-cast stone intended for use as hardscape materials. These materials were unavailable at this time.

MOTION BY MRS. FROST-GOLINO TO APPROVE THE PROJECT SUBJECT TO THE TOWN’S ZERO-SCAPING REGULATIONS AND COMMISSION’S APPROVAL OF HARDSCAPE MATERIAL.

MOTION SECONDED BY MR. BELL.

MOTION CARRIED UNANIMOUSLY.

A40-98 Canopy

Applicant: Hal's Reality Associates
Address: 401 South County Road
Contractor: Batten Construction
Project Description: Add a canopy on the east elevation and add a logo on the existing sign.

Architect to present the project still unavailable.

MOTION BY MR. BELL TO CONTINUE PRESENTATION WITHOUT ARCHITECT PRESENT.

MOTION SECONDED BY MR. WIDEMAN.

MOTION CARRIED UNANIMOUSLY.

Contractor Greg Batten presented the project using several photographs. Post Office plans to add a canopy onto the east side of the building in order to cover trucks for deliveries in inclement weather. Mr. Batten mentioned the Town Council requested the structure be made of a permanent material, but that it also be designed to be removed in case the Post Office wished not to renew 20-year lease. Proposed material is a medium-bronze-colored corrugated aluminum panels.

Mrs. Frost-Golino comments on material concerns that (a) the material is aluminum, (b) the canopy is not designed in relation at all to the building and (c) is two separate heights. Commission asks if hedge row can be planted and grown to hide the area where the canopy will be built.

Proposed signage is no longer requested.

MOTION BY MR. WIDEMAN TO APPROVE THE PROJECT WITH STIPULATION THAT A HEDGE ROW CAN BE GROWN TO 16 FEET TO HIDE THE CANOPY AS FAR EAST AS IS POSSIBLE TOWARD THE CURB.

MOTION SECONDED BY MR. BELL, ADDING THE STIPULATION THAT THE CANOPY BE BUILT AT A SINGLE HEIGHT, BASED ON APPROVAL BY THE TOWN COUNCIL.

MOTION CARRIED UNANIMOUSLY.

VI. OTHER BUSINESS

Mr. Frank requested the Commission wait approximately five minutes as Applicant Misbah Ahdab (#A44-98 Landscape) would be bringing in samples of brick and tile not furnished earlier in his project presentation.

While waiting for Mr. Ahdab, Mr. Bell spoke of his concerns that future architects presenting to the Commission use proper north arrows at the top of the presentations. Also mentioned using the street

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name(s) on elevation drawings. Staff agreed to make these requests of future presenting architects.

Materials arrived for Mr. Ahdab's presentation. Samples of brick and tile were presented to the Commission for inspection.

VII. ADJOURNMENT

MOTION BY MRS. FROST-GOLINO TO ADJOURN THE MEETING AT 2:40 P.M.

MOTION SECONDED BY MR. BELL.

MOTION CARRIED UNANIMOUSLY.

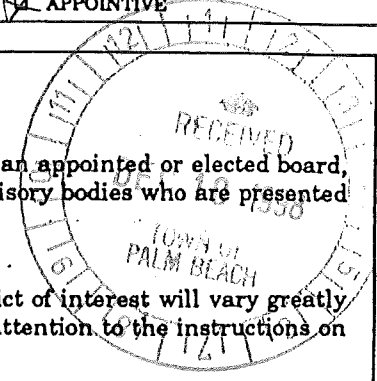
FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME <i>Deniel Robert Edward</i>		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE <i>Arccom</i>
MAILING ADDRESS <i>239 S. Ocean Blvd.</i>		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <i>Palm Beach</i>
CITY <i>Palm Beach</i>	COUNTY <i>Palm Beach</i>	☐ CITY ☐ COUNTY ☒ OTHER LOCAL AGENCY
DATE ON WHICH VOTE OCCURRED <i>September 1998</i>		NAME OF POLITICAL SUBDIVISION: <i>Town of Palm Beach</i>
		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

A person 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.

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, Robert David, hereby disclose that on Lythe, 19 98:

(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 Mr. and Mrs. Al Brune, 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:

The Brune's are clients of my law firm.

10-28-98
Date Filed

Robert David
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 <i>Deziel Robert Edward.</i>	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE <i>ARCOM</i>
MAILING ADDRESS <i>239 South County Rd.</i>	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: ☐ CITY ☐ COUNTY ☒ OTHER LOCAL AGENCY <i>Town</i>
CITY <i>Palm Beach</i>	NAME OF POLITICAL SUBDIVISION: <i>Town of Palm Beach</i>
DATE ON WHICH VOTE OCCURRED 	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

A person 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.

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, Robert Deriel, hereby disclose that on 9-26, 19 98:

(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 Mr. and Mrs. Richard Power, 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:

Mr. and Mrs. Richard Power are clients of my law firm.

9.26.98
Date Filed

Robert Deriel
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.

1377-98

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

NAME—FIRST NAME—MIDDLE NAME <i>Wendel Robert E.</i>		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE <i>Alcon</i>	
MAILING ADDRESS <i>239 S. County Rd.</i>		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: ☐ CITY ☐ COUNTY ☒ OTHER LOCAL AGENCY <i>Town of P.O.</i>	
CITY <i>Palm Beach</i>	COUNTY <i>Palm Beach</i>	NAME OF POLITICAL SUBDIVISION: <i>Town of Palm Beach</i>	
DATE ON WHICH VOTE OCCURRED <i>September - , 1998</i>		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

A person 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.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE DECISION 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, Robert Dezil, hereby disclose that on Sept 28, 19 98:

(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 Donald Burns, 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:

Mr. Donald Burns is a client of my law firm,

October 28, 1998
Date Filed

Robert Dezil
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 OFFICER

LAST NAME—FIRST NAME—MIDDLE NAME Deziel Robert Edward.		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE ARCOM	
MAILING ADDRESS 239 South County Rd.		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: Town	
CITY Palm Beach	COUNTY Palm Beach	☐ CITY ☐ COUNTY ☒ OTHER LOCAL AGENCY	
DATE ON WHICH VOTE OCCURRED		NAME OF POLITICAL SUBDIVISION: Town of Palm Beach	
		MY POSITION IS: ☐ ELECTIVE ☒ APPOINTEE	

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

A person 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.

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.

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, Robert Deziel, hereby disclose that on 9-26, 19 98:

(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 Mr. and Mrs. Richard Power, 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:

Mr. and Mrs. Richard Power are clients of my law firm.

9.26.98

Date Filed

Robert Deziel

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.

B77-98

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

LAST NAME—FIRST NAME—MIDDLE NAME <i>Daniel Robert E.</i>		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE <i>ALCON</i>	
MAILING ADDRESS <i>235 S. County Rd.</i>		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: ☐ CITY ☐ COUNTY ☒ OTHER LOCAL AGENCY <i>Town of PA</i>	
CITY <i>Palm Beach</i>	COUNTY <i>Palm Beach</i>	NAME OF POLITICAL SUBDIVISION: <i>Town of Palm Beach</i>	
DATE ON WHICH VOTE OCCURRED <i>September - 1998</i>		MY POSITION IS: ☐ ELECTIVE ☒ APPOINTEE	

WHO MUST FILE FORM 8B

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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

A person 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 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.

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, Robert Desiel, hereby disclose that on Sept 28, 19 98:

(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 Donald Burns, 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:

Mr. Donald Burns is a client of my law firm,

October 28, 1998
Date Filed

Robert Desiel
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 <i>Deziel Robert Edward</i>		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE <i>Arzcom</i>	
MAILING ADDRESS <i>239 S. Ocean Blvd.</i>		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <i>Palm Beach</i>	
CITY <i>Palm Beach</i>	COUNTY <i>Palm Beach</i>	☐ CITY ☐ COUNTY ☒ OTHER LOCAL AGENCY NAME OF POLITICAL SUBDIVISION: <i>Town 7 Palm Beach</i>	
DATE ON WHICH VOTE OCCURRED <i>Sept 1998</i>		MY POSITION IS: ☐ ELECTIVE ☒ APPOINTEE	

WHO MUST FILE FORM 8B

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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.

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, Robert David, hereby disclose that on Lytle, 19 98:

(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 Mr. and Mrs. Al Brune, 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:

The Brune's are clients of my law firm.

Date Filed

10-28-98

Signature

Robert David

NOTE: 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.