

**MINUTES OF THE ARCHITECTURAL COMMISSION MEETING
WEDNESDAY, JULY 22, 1998
TOWN COUNCIL CHAMBERS, 360 SOUTH COUNTY ROAD, PALM BEACH**

I. CALL TO ORDER

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

II. ROLL CALL

PRESENT:

John H. Schuler, Chairman
Sally Gingras, Vice-Chairman
Laurel Baker, Member
Ethel Kinsella, Member
Robert Deziel, Member (arrived at 9:04 a.m.)
Floyd Wideman, Alternate Member
Marvin Rosenberg, Alternate Member (arrived at 9:03 a.m.)
Eric Adams, Alternate Member
Timothy M. Frank, Planner/Projects Coordinator
Robert L. Moore, Director of Planning, Zoning & Building
Gretchen Dayton, Recording Secretary

ABSENT:

Lowry M. Bell Jr., Member
Joanna Frost-Golino, Member
John C. Randolph, Town Attorney

No letters were received from the members that were absent from this meeting. Therefore, the absences were un-excused.

III. APPROVAL OF THE MINUTES FROM THE JUNE 24, 1997 MEETING.

Mr. Schuler said that the minutes reflected a roll call vote of 4-2 on page 5, when it should have been a vote of 5-2.

MOTION BY MRS. KINSELLA TO APPROVE THE AMENDED MINUTES OF THE JUNE 24, 1997 MEETING.

MOTION SECONDED BY MRS. BAKER.

MOTION CARRIED UNANIMOUSLY.

IV. SWEARING IN OF PERSONS TESTIFYING

Persons testifying were sworn in at this time.

V. PROJECT REVIEW

A. DEFERRALS AND CONTINUATIONS - MAJOR PROJECTS

B21-98 New Commercial Building

Applicant:	Worth Avenue Associates
Address:	137,139-151,152,155 Worth Avenue
Architect:	The Lawrence Group Architects
Project Description:	New three story Mediterranean style commercial building with two basement parking levels and a sidewalk arcade.

This project was deferred from the June 23, 1998 Special Meeting.

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

Architect Eugene Lawrence said the transcript from the special meeting last month was forwarded to the consultants, MBA in Atlanta, Portuondo in Coral Gables, and RYA Interior Architects in Atlanta. He said the upper level on the north elevation was redesigned to look more residential. Mr. Lawrence introduced Architect Raphael Portuondo of Portuondo/Peratti Associates. Mr. Portuondo said they reworked the project to be cohesive and have all of the elements together create picturesque architecture. He said they applied the basics of classical architecture and refocused that on the building. He said the main entrance is the main tower and the most dominate of the elements. He said the architecture was reinforced and simplified to make it look like one building. He said all of the functional spaces will have elements such as the cornices, the clay tile roofs and columns that will tie them together.

Mr. Lawrence presented material samples and detailed drawings of the railing, fascia, cornice, dentals,

outlookers and balustrades. Mr. Lawrence said that the balcony railing on the Worth Avenue side will not be the standard 42" in height. Note: It was later determined that with a knee wall, the railing will meet the minimum height requirement in the Standard Building Code of 42".

The Commission felt the presentation was a great improvement, but the east tower could be improved. Mr. Portuondo said the tower will conceal the air compressor on the roof. He said the idea is to have two solid walls and two engaged columns which will become part of the balcony. He said the tower needs solidity and transparency enough to accommodate the air-conditioning equipment. Mr. Lawrence said that the windows and french doors will be metal painted to match the wood. The dentals will be simulated stone either simulated in place or cast and hung and the balusters will be solid cast key stone.

The railings were discussed and Mr. Lawrence suggested coming back to the Commission with details of the railing at a later date. Mr. Portuondo agreed to restudying the tower piece.

MOTION BY MRS. GINGRAS TO APPROVE THE PROJECT WITH THE PROVISION TO RESTUDY THE EAST TOWER, UPPER ELEMENT AND RESTUDY THE BALCONY RAILING.

MOTION SECONDED BY MR. WIDEMAN.

MOTION CARRIED UNANIMOUSLY.

B25-98 Addition

Applicant: William M. Matthews
Address: 380 North Lake Way
Architect: Glen P. Harris
Project Description: Addition of second floor over existing one story north wing.

This project was deferred from the April, May and June meetings.

Mrs. Baker, Mrs. Gingras and Mr. Adams said they spoke with the architect regarding the project.

Architect Glen Harris said the project is a second story addition to an existing one story portion of the house which will be 100' away from the road. He said that with the addition, the cubic content of the house will increase to 4.2. Mr. Harris did not have the calculations study of the neighborhood or photographs to present.

After discussion it was felt that the architect did not have enough data to present to the Commission.

MOTION BY MR. DEZIEL TO DEFER THIS PROJECT TO THE END OF THE MEETING.

MOTION SECONDED BY MRS. KINSELLA.

MOTION CARRIED UNANIMOUSLY.

This project was heard again at the end of the meeting.
(Mr. Deziel was not in attendance at this time).

Architect Glen Harris passed out CCR and FAR information sheets to the Commission and presented photographs of the neighborhood. He said the size of this project is at the top of the chart.

Some of the Commission Members felt that the project fits in with the neighborhood and others felt that the size was pushing the limit.

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

MOTION SECONDED BY MRS. KINSELLA.

ROLL CALL:

MR. WIDEMAN	YES
MRS. KINSELLA	YES
MRS. GINGRAS	NO
MRS. BAKER	YES
DR. ROSENBERG	YES
MR. ADAMS	NO
MR. SCHULER	YES

MOTION CARRIED 5-2.

B26-98 New Residence

Applicant: Boston Homes
Address: 711 Hi-Mount Road
Architect: Eugene Pandula
Project Description: New residence.

This project was deferred from the April, May and June meetings.

Mr. Schuler said he had previous ex-parte communications regarding this project.

Architect Eugene Pandula presented the project. Mr. Pandula said he was asked to take the project over and set the project on the right course. He said the house was originally oriented off of Hi-Mount Road, but now it will be off of Ridgeview Drive. He said the square footage is the same as the original plan at 8,100 square feet. He said the CCR was lowered in terms of the actual building, but slightly increased to .39 including the 1'8" high parapets around the building. He felt that the extra space and banding were important for the aesthetics. He said there will be quite a bit of modulation of the masses in the front with the building stepping back every 8-14 feet and there is a 35' front yard set back. He said the many hip roof elements were eliminated and the roof plan is now a series of hip roofs, but designed as individual pavilion elements. He said the house will have a beige color flow finish stucco, the roofing tile will be a terra cotta color, flat cement or flat clay and the aluminum shutters will be a deep green color. He said if the windows are not hurricane rated, the shutters will be operable.

The window above the front entry was discussed and Mr. Pandula agreed to restudy it. The Commission felt the project was well thought out and a great improvement from what other's had presented at past meetings.

MOTION BY MR. WIDEMAN TO APPROVE THE PROJECT WITH THE PROVISION TO RESTUDY THE WINDOW ABOVE THE FRONT DOOR.

MOTION SECONDED BY MRS. KINSELLA.

MOTION CARRIED UNANIMOUSLY.

B33-98 ATM

Applicant: Wachovia Bank
Address: 180 Royal Palm Way
Architect: Glace and Company
Project Description: Install a walk-up ATM unit

This project was deferred from the May and June meetings.

Mr. Frank said that the staff has not received revised drawings for this project.

**MOTION BY MR. WIDEMAN TO DEFER THE PROJECT TO THE AUGUST MEETING.
MOTION SECONDED BY MRS. GINGRAS.
MOTION CARRIED UNANIMOUSLY.**

B34-98 ATM& Street Lights

Applicant: Wachovia Bank
Address: 285 Sunrise Avenue
Architect: Glace and Company
Project Description: Install a drive-up ATM unit and lighting improvements.

This project was deferred from the May and June meetings.

Mr. Frank said that the applicant selected a location for the ATM machine that could not be seen from any public right-of-way. Therefore, the project was staff approved.

**MOTION BY MRS. KINSELLA TO REMOVE THE PROJECT FROM THE AGENDA.
MOTION SECONDED BY MRS. GINGRAS.
MOTION CARRIED UNANIMOUSLY.**

Mr. Phillip Huber who resides at 1510 North Lake Way addressed the Commission and said that he was concerned with all of the construction taking place in the town, the hours that the work was being done and the noise coming from construction sites.

Mr. Moore said that he will speak with Mr. Huber and explain the ordinances relating to construction.

B43-98 New Residence

Applicant: Richard Nernberg
Address: 218 Jamaica Lane
Architect: SGA Architects
Project Description: New two-story residence

This project was deferred from the June meeting.

Dr. Rosenberg, Mr. Wideman, Mrs. Baker, Mr. Adams and Mrs. Kinsella said that they met with the architect.

John Thompson, Vice-President for A.R. Building Company addressed the Commission. He said that Mr. Nernberg owns A.R. Building Company in Pittsburgh and that Mr. Nernberg plans to live in one of these houses.

Architect Spencer Goliger presented the project and said that the CCR is 3.82. Mr. Goliger said the existing building was built in 1940, it is 2,500 square feet and the proposed replacement building is 4,300 square feet.

It was stated that the application did not reflect the request for demolition of the existing building and that the demolition request will have to be re-advertised.

Some of the Commission felt that the house is too big for the neighborhood and the Mediterranean style is inappropriate in this particular neighborhood. A statement was made that the house is not that big because the street is in transition, and a response was made that transition means that if one big house is allowed to be built, then soon others will come along and say "it's a neighborhood in transition." It was felt that no effort has been made to look at the neighborhood and be sympathetic to the style and the type of lifestyle that has gone on there. The calculations were discussed and it was determined that the square footage was added up wrong. The proposed house is a total of 4,478 square feet and not 4,300 as the architect previously stated. Chairman Schuler stated there were letters in the file that were objecting to the proposed project.

MOTION BY MR. DEZIEL TO DENY THE PROJECT IN ACCORDANCE WITH THE CRITERIA SET FORTH IN ARTICLE IX, ARCHITECTURAL REVIEW AND PROCEDURE, SECTION 5-387, A. THE PLAN FOR THE PROPOSED BUILDING OR STRUCTURE IS NOT IN CONFORMITY WITH GOOD TASTE, GOOD DESIGN, AND IN GENERAL, DOES NOT CONTRIBUTE TO THE IMAGE OF PALM BEACH AS A PLACE OF BEAUTY, SPACIOUSNESS, BALANCE, TASTE, FITNESS, CHARM AND HIGH QUALITY.

MOTION SECONDED BY MRS. KINSELLA.

MOTION CARRIED UNANIMOUSLY.

B44-98 New Residence

Applicant: Richard Nernberg
Address: 225 Mockingbird Trail
Architect: SGA Architects
Project Description: New one-story residence

This project was deferred from the June meeting.

Dr. Rosenberg, Mr. Wideman, Mrs. Baker, Mr. Schuler, Mr. Adams and Mrs. Kinsella said they met with the architect.

Mr. Frank said there is an existing structure on the lot and that demolition was not requested on the application. He said there are no criteria in the Town's codes for air-conditioned space which is shown on the plans.

Architect Spencer Goliger presented the project. He said the project is a one story residence with a court yard entry in the center of the house. He said they used the wrong site information when calculating the cubic content. He said the CCR should be 3.5 rather than 3.9 as shown on the plans. and the total floor area is 4,425.

It was stated that if the total square footage is 4,425, and the tie beams are higher than 10', the total cubic feet in the building will be greater than the square footage. It was stated that with the side yard set back and an extra 6' to the garage door, there is a 18'10" a back up area from the garage which may not work. It was also stated that the lot coverage is right at the maximum that the code allows and this project is considerably larger than the average in the neighborhood. It was felt that the application was incomplete as there was no request for demolition of the existing residence, there was no street scape drawing presented, the style is not sympathetic with the neighborhood and the numbers presented were not accurate.

MOTION BY MRS. BAKER TO DENY THE PROJECT IN ACCORDANCE WITH THE CRITERIA SET FORTH IN ARTICLE IX, ARCHITECTURAL REVIEW AND PROCEDURE, SECTION 5-387, A. THE PLAN FOR THE PROPOSED BUILDING OR STRUCTURE IS NOT IN CONFORMITY WITH GOOD TASTE, GOOD DESIGN, AND IN GENERAL, DOES NOT CONTRIBUTE TO THE IMAGE OF PALM BEACH AS A PLACE OF BEAUTY, SPACIOUSNESS, BALANCE, TASTE, FITNESS, CHARM AND HIGH QUALITY.

MOTION SECONDED BY MR. DEZIEL.

MOTION CARRIED UNANIMOUSLY.

B48-98 New Residence

Applicant: William Elias
Address: 651 North County
Architect: Smith & Moore Architects
Project Description: New two-story residence.

This project was deferred from the June meeting.

Dr. Rosenberg, Mr. Wideman, Mrs. Gingras, Mr. Schuler, Mr. Adams and Mrs. Kinsella said they spoke with Mr. Elias. Mrs. Baker said she met with Mr. Elias and Mr. Smith.

Property owner William Elias addressed the Commission and said that adjustments have been made to the proposed project.

Architect Harold Smith presented the project and said that the square footage was reduced slightly, the roof pitch was lowered from 8/12 to 7/12 and the ridges were lowered by 9" to 1'. He said the lot coverage was reduced from 24.3% to 24.2% and the CCR has remained the same (3.77) as the roof height of the rear loggia was increased by 2'. He said the total square footage was 9,694, and it is now 9,633. He said the building will have smooth grey stucco, white stucco detailing, black shutters and black aluminum railings. He said the wooden windows will have true divided lites, they will be impact resistant and the glass will be tinted grey. Mr. Smith agreed to use six panels on the front door rather than the proposed four panel door.

Mr. Schuler said the property address should be changed to reflect the orientation of the front of the house facing West Indies Drive.

Some of the Commission members felt the house was too massive and would tower over the other houses in the neighborhood. Other Commission Members felt style and design were pleasing and that it was better to keep the large lot rather than split it and build two homes.

**MOTION BY DR. ROSENBERG TO APPROVE THE PROJECT AS PRESENTED.
MOTION SECONDED BY MRS. BAKER.**

ROLL CALL:

DR. ROSENBERG	YES
MRS. BAKER	YES
MRS. GINGRAS	YES
MRS. KINSELLA	NO
MR. DEZIEL	NO
MR. WIDEMAN	YES
MR. SCHULER	YES

MOTION CARRIED 5-2.

B49-98 New Residence

Applicant:	Burton S. Stern
Address:	936 North Lake Way
Architect:	Mojo-Stumer Associates
Project Description:	New two-story residence

This project was deferred from the June meeting.

No one was present to present the project.

**MOTION BY MR. WIDEMAN TO DEFER THE PROJECT TO THE AUGUST MEETING.
MOTION SECONDED BY MRS. BAKER.
MOTION CARRIED UNANIMOUSLY.**

B51-98 New Residence

Applicant: Pelicano Partners
Address: 1 Via Pelicano
Architect: SKA Architect
Project Description: New two-story residence

This project was deferred from the June meeting.

Mr. Schuler declared a Conflict of Interest, passed the gavel to Vice-Chairman Gingras and left the dais during the presentation. Mrs. Baker and Mr. Adams said they met with the architect.

Architect Patrick Seagraves presented a site plan and photographs of the surrounding properties. He said that the Town Council approved the site plan for the non-conforming lot and a special exception for a kitchen in the guest quarters. He said the lot coverage is 22%, the FAR is 34%, the CCR is 4.5 and the total square footage is 13,000. He said the house will be a traditional style with varying roof heights and the design “stair steps” back. He said the house will be stucco with concrete tile roofing material. Mr. Seagraves said that the house may have operable shutters, or it may have removable panels.

It was stated that the project was a nicely thought-out plan.

Note: the ARCOM application stated the building color will be yellow, the roof color will be white and the shutters will be green.

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

B. NEW BUSINESS - MAJOR PROJECTS

B52-98 New Residence

Applicant: County Road Corporation
Address: 710 Island Drive
Architect: SKA Architects
Project Description: New two-story residence

This project was heard after item #B53-98.

Architect Jackie Albarran presented the project. She said the house is an island/plantation style with a two-story portico in the front of the house. There will be a porch on the rear of the house with a pergola on the upper terrace. She said the lot coverage is 18.4%, FAR is 33% CCR 3.3 and the total

square footage is 8,900. She said the building will be stucco, the roof will be cement and the Aluminum shutters will be painted to look like wood. Note: The application indicated that the building will be yellow and the roof will be white.

The design was well liked by all of the Commission Members.

MOTION BY MR. WIDEMAN TO APPROVE THE PROJECT AS PRESENTED.
MOTION SECONDED BY MRS. BAKER.
MOTION CARRIED UNANIMOUSLY.

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

Architect Patrick Seagraves presented the project and presented photographs of the neighboring houses. He said that the house is Regency style and the addition will continue with the same style. He said quoins will be added above the windows and a 6' porch with arches and round stucco columns will be added to the front of the house.

The front entryway and the arches were discussed and it was felt that they did not tie in with the Regency style. The location of the addition and its symmetry in relation with the existing house was questioned. It was stated that there was enough lot area to build an addition and keep the house one story.

Architect Jeffrey Smith addressed the Commission and said that he represents the neighbors to the west and they are concerned that a second story addition will look into their second story windows. He suggested that the addition have no windows on the west side.

MOTION BY MRS. BAKER TO DEFER THE PROJECT TO THE AUGUST MEETING.
MOTION SECONDED BY MRS. GINGRAS.
MOTION CARRIED UNANIMOUSLY.

B54-98 New Residence

Applicant: Judy Shackgeford and Phyllis Gates
Address: 333 Eden Road
Architect: SGA Architects
Project Description: New residence

Mr. Frank said that the plans were lacking information necessary for the submission requirements.

**MOTION BY MRS. KINSELLA TO DEFER THE PROJECT TO THE AUGUST MEETING.
MOTION SECONDED BY MRS. GINGRAS.
MOTION CARRIED UNANIMOUSLY.**

B55-98 New Residence

Applicant: Mr. and Mrs. Lawrence Ladove
Address: 395 Caribbean Road
Architect: Smith and Moore Architects
Project Description: New two-story residence

Mr. Deziel declared a Conflict of Interest and left the meeting during the presentation. Mr. Wideman and Mr. Adams said that they discussed the project with the architect. Mrs. Bakers said she met with the owners and the architect.

Architect Jon Moore presented the project and said that the lot area is 53,015 square feet, the lot coverage of the building is 5,688 square feet (10.7%), the total square footage of the house is 9,595, the FAR is .18 and the CCR is 1.9. He presented a picture board of the surrounding houses and passed out mini sets of plans to the Commission. He said the style of the house is French eclectic which has a formal and symmetrical look with the flanking wings and broken pitch roof. He said that on the first floor there will be a formal entry with a gallery off of the center portion of the house. He said that a gallery will connect the bedrooms on the second floor. Mr. Moore said the house will have smooth stucco beige walls, white quoins and trim, flat clay tile (Ludowici tile) and black operable shutters.

The Commission commented that it was a lovely project and well done.

**MOTION BY DR. ROSENBERG TO APPROVE THE PROJECT AS PRESENTED.
MOTION SECONDED BY MR. ADAMS.
MOTION CARRIED UNANIMOUSLY.**

B56-98 New Residence

Applicant: Mr. and Mrs. George Merck
Address: 1197 North Lake Way
Architect: Smith Architectural Group
Project Description: New two-story residence

Mr. Deziel declared a Conflict of Interest and returned to the meeting after the presentation.

Architects Jeffrey Smith and Donald Kino presented the project. Mr. Smith said the project is a shingle style with a 27% FAR and a 3.39 CCR. He said the owners wanted to return to a style of architecture that was prevalent in Palm Beach at the turn of the century. He said that the shingle style was in Palm Beach before any of the big name architects. He said that the style is similar to the Duck's Nest, Bethesda by the Sea and the Breaker's cottages.

The Commission felt that it was refreshing to have this type of architecture return to Palm Beach.

MOTION BY MRS. BAKER TO APPROVE THE PROJECT AS PRESENTED.

MOTION SECONDED BY MRS. KINSELLA.

MOTION CARRIED UNANIMOUSLY.

B57-98 Front Entry

Applicant: Mr. and Mrs. Jack Taylor
Address: 1450 South Ocean Boulevard
Architect: Smith Architectural Group
Project Description: Demolition of porte cochere, new walls and gates along the street and new front entry

Architect Jeffrey Smith presented the project. He said the house was a speck home developed about ten years ago and it has a porte cochere that extends approximately 80' into the driveway area. He said they would like to rebuild a new entrance with a small porch and classical pilasters added to the facade. The large wood front door will be changed to a glass and wrought iron door. He said the driveway will be changed with two curb cuts and a new motor court. They would like to add two garage doors on the motor court side so that they may to drive directly into the garage and create staff parking on the side of the house. There will be a new property wall and entrance gates. He said the house will be a light peach color, the roof tile will be changed to grey color and the shutters will be green. He said the house will become a subtle Bermuda style with the proposed changes.

MOTION BY MRS. BAKER TO APPROVE THE PROJECT AS PRESENTED.

MOTION SECONDED BY MR. WIDEMAN.

MOTION CARRIED UNANIMOUSLY.

B58-98 Demolition

Applicant: Mr. and Mrs. David Koch
Address: 140 South Ocean Boulevard
Architect: Smith Architectural Group
Project Description: Demolition of residence, garage and pool

Mr. Smith presented a site plan and said the replacement house will face Barton Avenue. Mr. Schuler read a letter in the file which stated that the Regency style house built in 1977 and was designed by Rowe, Webber, Barnharst, Edward, Brim and Associates of Cleveland.

MOTION BY MRS. KINSELLA TO APPROVE THE DEMOLITION OF THE EXISTING RESIDENCE WITH THE USUAL CONDITIONS.

MOTION SECONDED BY MRS. BAKER.

MOTION CARRIED UNANIMOUSLY.

B59-98 Addition

Applicant: M. Margaritoff
Address: 151 Seminole Avenue
Architect: Ames Bennett
Project Description: Additional floor space, first and second floors, new roof and new colors.

Architect Ames Bennett introduced Designer David Shockley. Mr. Bennett said they would like to change the style of the house and the roofing material from a flat cement to a clay barrel tile.

It was stated that the calculations for the project were wrong on the plans and it would be too difficult to review it with inaccurate calculations.

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

MOTION SECONDED BY MRS. BAKER.

MOTION CARRIED UNANIMOUSLY.

The Commission comments are as follows:

The project is a 65% increase.

A Bermuda or French/Colonial style was suggested because of the 5/12 pitch of the roof.

The barrel tile roofing material does not go with the house.

The driveway will need an extra curb cut as it is proposed.

Possibly change the massing at the front of the house with two symmetrical elements on either side of the front door.

The street does not dictate a formal style such as Mediterranean.

B60-98 New Residence

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

Mr. Frank said that the architect requested deferral to the August meeting.

**MOTION BY MR. WIDEMAN TO DEFER THE PROJECT TO THE AUGUST MEETING.
MOTION SECONDED BY MRS. BAKER.
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

No one was present to present the project.

**MOTION BY MR. WIDEMAN TO DEFER THE PROJECT TO THE AUGUST MEETING.
MOTION SECONDED BY MRS. BAKER.
MOTION CARRIED UNANIMOUSLY.**

B62-98 Addition

Applicant: Dr. and Mrs. Neil Boner
Address: 292 Orange Grove Road
Architect: Steven Bruh
Project Description: 450 square foot addition

Architect Steven Bruh presented the project. He said the owner wanted to enlarge the kitchen and close off the back yard from the street. He said the addition will add 415 square feet to the house.

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

B63-98 Addition

Applicant: Juergen and Carol Christmann
Address: 233 El Pueblo Way
Architect: James Storms
Project Description: 1,325 square foot addition.

Architect James Storms presented the project. He said the one story addition will add two children's bedrooms and a master bedroom. He said the existing house is very simple and does not have a lot of style to it. He said that operable shutters will be added to all of the windows. He said that the existing house is 1,100 square feet of living space and the addition will create an "L" shape with an extra 1,325 square feet. Mr. Christmann addressed the Commission and said that a hedge will hide the addition.

It was felt that the house would look like it would have two front doors as it was designed.

MOTION BY MR. DEZIEL TO DENY THE PROJECT IN ACCORDANCE WITH THE CRITERIA SET FORTH IN ARTICLE IX, ARCHITECTURAL REVIEW AND PROCEDURE, SECTION 5-387, A. THE PLAN FOR THE PROPOSED BUILDING OR STRUCTURE IS NOT IN CONFORMITY WITH GOOD TASTE, GOOD DESIGN, AND IN GENERAL, DOES NOT CONTRIBUTE TO THE IMAGE OF PALM BEACH AS A PLACE OF BEAUTY, SPACIOUSNESS, BALANCE, TASTE, FITNESS, CHARM AND HIGH QUALITY.

MOTION SECONDED BY MRS. KINSELLA.

Mr. Frank said that a new application would not be accepted within one year if it were similar in size or style.

AMENDED MOTION BY MR. DEZIEL TO DEFER THE PROJECT TO THE AUGUST MEETING.

MOTION SECONDED BY MRS. KINSELLA.

MOTION CARRIED UNANIMOUSLY.

C. DEFERRALS AND CONTINUATIONS - MINOR PROJECTS

A31-98 Roof

Applicant: Palm Beach Resort and Beach Club
Address: 3031 South Ocean Blvd.
Engineer: Robert Stafford, Inc.
Project Description: Re-roof with Monier tile

This project was deferred from the June meeting.

Mr. Frank said he received a telephone call from the contractor. He said he got the impression that the condominium association members were still trying to come to a decision about the roof tiles.

**MOTION BY MR. WIDEMAN TO DEFER THE PROJECT TO THE AUGUST MEETING.
MOTION SECONDED BY MRS. BAKER.
MOTION CARRIED UNANIMOUSLY.**

A32-98 Landscape

Applicant: Hanlyn Beattie
Address: 1263 North Lake Way
Architect: Veronica Boswell Butler
Project Description: Landscape plan

This project was deferred from the June meeting.

Landscape Architect Veronica Boswell Butler presented the project. She said that fruit trees were one of the themes for this property. She said that ficus benjamina will be planted for quick privacy as this is a corner lot. The front of the property will be formal with podocarpus columns on either side of the entrance. She said there are some existing trees that will remain and others will be relocated. She said that the pool area will have alocaisa, monstera and other big leafed plants to create a tropical look in the back yard. She said that Chinese fan palms are slow growing and dense which will be a good block to the neighbors. She said that a cassia kamafistula and a cassia juvanica will be planted in the rear yard so that one will flower in the winter and the other will flower in the summer. Property owner Hanlyn Beattie said that the driveway material will be asphalt in the back and old Chicago brick in the front.

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

D. NEW BUSINESS - MINOR PROJECTS

A33-98 Modifications

Applicant: Mr. and Mrs. James Woolems
Address: 1080 North Ocean Boulevard
Architect: Glen Harris
Project Description: Modification to previously approved plans

Architect Glen Harris said the project was previously approval and the owners would like some minor changes. He said the soffit area will be raised, the muntin bars will be rearranged in the windows and the planter walls will be removed. He said the CCR was increased .01 by raising the soffit line. He said the windows will be made by Weather Shield. Mr. Harris did not have the renderings of the project as it was previously approved.

It was felt that the renderings of the approved project need to be presented for comparisons.

**MOTION BY MR. DEZIEL TO DEFER THE PROJECT TO THE AUGUST MEETING.
MOTION DIED FOR THE LACK OF A SECOND**

**MOTION BY MR. WIDEMAN TO APPROVE THE PROJECT AS PRESENTED.
MOTION SECONDED BY MRS. BAKER.
OPPOSED BY MR. DEZIEL.**

ROLL CALL:

MR. WIDEMAN	YES
MRS. BAKER	YES
MRS. GINGRAS	YES
MRS. KINSELLA	YES
MR. DEZIEL	NO
DR. ROSENBERG	YES
MR. SCHULER	YES

MOTION CARRIED 6-1.

A34-98 Pilasters

Applicant: Mr. Harvey Sobell
Address: 240 West Indies
Architect: Robert Bell
Project Description: Addition of two pilasters on each side of the front door.

Architect Robert Bell said the project was approved on a consent agenda in May and now the owners would like to add two additional pilasters on either side of the front door.

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

A35-98 Front Facade

Applicant: Repath Investment Corp.
Address: 625 Island Drive
Architect: SKA Architect
Project Description: New front facade removing existing two story columns, adding one story entry.

Mr. Frank said that the architect submitted the information necessary for review and he felt that the project could be heard at this time because it is a minor project.

**MOTION BY MR. DEZIEL TO HEAR PROJECT #A35-98.
MOTION SECONDED BY MRS. KINSELLA.
MOTION CARRIED UNANIMOUSLY.**

Architect Pat Seagraves said the driveway will be made smaller and will be re paved in Chicago brick. He said the columns will be removed at the front entry and a one story entry with columns on either side of the front door will be added. He said the banding will be changed all around the house to a formal banding.

**MOTION BY MRS. KINSELLA TO APPROVE THE PROJECT AS PRESENTED.
MOTION SECONDED BY MRS. GINGRAS.
MOTION CARRIED UNANIMOUSLY.**

VI. CONSENT AGENDA

1. 132 Seminole Avenue/ Mr. Herman Porten/ Bridges, Marsh & Carmo/ New entry door with cast stone surround.

Mr. Frank recommended having the Commission hear the consent agenda as a minor project.

MOTION BY MRS. GINGRAS TO HEAR THE CONSENT AGENDA ITEM AS A MINOR PROJECT.

MOTION SECONDED BY MRS. KINSELLA.

MOTION CARRIED UNANIMOUSLY.

Architect Craig Hollenquist presented photographs of the existing house and a rendering of the proposed changes. He said they will enhance the house with some cast stone at the cornice and the surround at the entry. He said the surround will be raised to create a faux balcony above the entry and it should remain at the current 8" of projection. He said the front door will be changed to glass and wrought iron.

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

MOTION SECONDED BY MRS. BAKER.

MOTION CARRIED UNANIMOUSLY.

Mr. Deziel left the meeting at this time.

Item #B25-98 was heard again at this time.

VII. OTHER BUSINESS

Discussion took place regarding the location and noise level of air-conditioning units and swimming pools for proposed projects. Mrs. Gingras said that she attended a focus group meeting and she heard at least six complaints about a/c units that had been insensitively located. Mrs. Gingras said she will do some research and report back to the Commission. Mr. Moore suggested discussing this subject at a future workshop meeting.

VIII. ADJOURNMENT

MOTION BY MRS. KINSELLA TO ADJOURN THE MEETING AT 4:00 P.M.

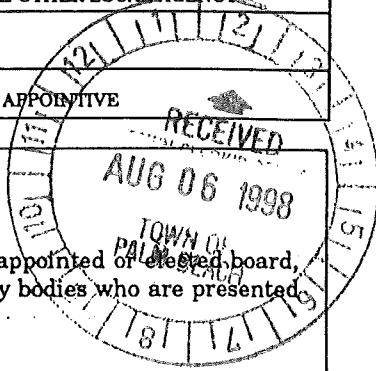
MOTION SECONDED BY MRS. BAKER.

MOTION CARRIED UNANIMOUSLY.

Mr. Schuler 1351-98

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

LAST NAME—FIRST NAME—MIDDLE NAME <i>SCHULER JOHN HAMILTON</i>		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE <i>ARCH. COM. TOWN OF P.B.</i>	
MAILING ADDRESS <i>200 JUNGLE RD P.B.</i>		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: ☒ CITY ☐ COUNTY ☐ OTHER LOCAL AGENCY	
CITY <i>PALM BEACH</i>	COUNTY <i>FL 33480</i>	NAME OF POLITICAL SUBDIVISION:	
DATE ON WHICH VOTE OCCURRED <i>7-22-98</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, JOHN H. SCHOLER, hereby disclose that on 7-22-, 1998:

(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, WIFE _____;
- ☐ 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:

7-22-98
Date Filed

John H. Scholer
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>DEWIER ROBERT EDWARD</i>		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE <i>Arcom</i>
MAILING ADDRESS <i>239 S. County Rd.</i>		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <i>Town</i>
CITY <i>Palm Beach</i>	COUNTY <i>Palm Beach</i>	☐ CITY ☐ COUNTY ☒ OTHER LOCAL AGENCY
DATE ON WHICH VOTE OCCURRED <i>7.22.98</i>		NAME OF POLITICAL SUBDIVISION: <i>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 Deziel, hereby disclose that on July 22, 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. & Mrs. Larry LaDove, 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. & Mrs. Larry LaDove are clients of my law firm.

Date Filed

7.22.98

Signature

Robert Deziel

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 S. County Rd.</i>		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <i>Town</i>	
CITY <i>Palm Beach</i>	COUNTY <i>Palm Beach</i>	☐ CITY ☐ COUNTY ☒ OTHER LOCAL AGENCY	
DATE ON WHICH VOTE OCCURRED <i>7.22.98</i>		NAME OF POLITICAL SUBDIVISION: <i>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 Deziel, hereby disclose that on 7.22.98, 1998:

(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. & Mrs. George Mark, 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. & Mrs. George Mark are clients
of my law firm.

Date Filed

7.22.98

Signature

Robert Deziel

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 DEWIER ROBERT EDWARD		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE ALCOM
MAILING ADDRESS 239 S County Rd.		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: ☐ CITY ☐ COUNTY ☒ OTHER LOCAL AGENCY Town
CITY Palm Beach	COUNTY Palm Beach	NAME OF POLITICAL SUBDIVISION: Palm Beach
DATE ON WHICH VOTE OCCURRED 7.22.98		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 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:

ou must disclose orally the nature of your conflict in the measure before participating.

ou 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 July 22, 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. & Mrs. Larry LaDove, 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. & Mrs. Larry LaDove are clients of my law firm.

Date Filed

7.22.98

Signature

Robert Deziel

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.

✓ 155-98

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 S. County Rd.		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: Town	
CITY Palm Beach Palm Beach	COUNTY	☐ CITY ☐ COUNTY ☒ OTHER LOCAL AGENCY	
DATE ON WHICH VOTE OCCURRED 7.22.98		NAME OF POLITICAL SUBDIVISION: 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 7.22.98, 1998:

(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. & Mrs. George Mark, 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. & Mrs. George Mark are clients of my law firm.

7.22.98

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.