

**MINUTES OF THE ARCHITECTURAL COMMISSION MEETING
WEDNESDAY APRIL 28, 1999
TOWN COUNCIL CHAMBERS, 360 SOUTH COUNTY ROAD, PALM BEACH**

I. CALL TO ORDER

The meeting was called to order at 9:04 a.m.

Chairman Schuler read a letter from Billy Van Pelt stating that he would not be able to serve on ARCOM as he is relocating to his home in Lexington, Kentucky.

II. ROLL CALL

PRESENT:

John H. Schuler, Chairman
Sally Gingras, Vice-Chairman
Lowry M. Bell, Jr., Member
Robert Deziel, Member (arrived at 9:05 a.m.)
Joanna Frost-Golino, Member
Eric Adams, Member
Floyd Wideman, Alternate Member
John C. Randolph, Town Attorney
Paul Castro, Zoning Administrator
Timothy M. Frank, Planner/Projects Coordinator
Gretchen Dayton, Recording Secretary

ABSENT:

Ethel Kinsella, Member
Marvin Rosenberg, Alternate Member

Mr. Frank said Dr. Rosenberg wrote a letter to the Town Manager stating that he will be attending to an ill relative and will not be able to attend today's meeting.

Chairman Schuler said Dr. Rosenberg's absence will be excused.

III. APPROVAL OF THE MINUTES FROM THE MARCH 24, 1999 MEETING.

Mrs. Gingras said the minutes reflect a vote of 4-2 to approve project #B2-99 and the roll call indicates a vote of 4-3.

Note: The approval of the March meeting minutes will remain on the agenda as no motion was made to approve them.

IV. SWEARING IN OF PERSONS TESTIFYING

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

Leighton Rosenthal addressed the Commission at this time. He felt the new construction taking place at 650 North County Road was a disservice to the community as the garage doors are facing an important street. He suggested putting a condition on the landscape plans to hedge across the driveway on North County Road and to make the useable driveway the one entering from West Indies Drive.

Mr. Schuler said Mr. Elias was not present to comment. He asked the staff to review Mr. Rosenthal's request and come back at the next meeting with a suggestion or comments.

Mr. Frank said the landscape plan has not been approved on his project and there is plenty of room to do what Mr. Rosenthal suggested.

Mr. Deziel asked Mr. Randolph if staff could pull the approved ARCOM plans and the minutes for the Commission to review at next month's meeting?

Mr. Randolph said the applicant needs to be advised so that they may be in attendance and respond to the Commission's comments. He said it would be all right for staff to look into the status of the project and then if the Chairman and Mr. Frank feel that it needs to come back, they would then notify the applicant. He said if they have gone forward with some landscaping that has not been approved, they would have to come to the Commission for that approval. He felt it was not appropriate to discuss this project without the applicant having been noticed and having an opportunity to be present.

Mr. Schuler asked Mr. Frank to determine if the hardscape had been approved and if it is necessary the project will come back for discussion and the applicant will be advised. He told Mr. Rosenthal he will be notified if this project will come back for discussion at the next meeting.

V. PROJECT REVIEW

B23-99 Additions

Applicant:	Neil & Kathleen Elliott
Address:	222 Miraflores Drive
Architect:	La Verne E. Hoon
Project Description:	Foyer, entry porch and garage additions.

There were no ex-parte communication disclosures.

Architect La Verne Hoon presented the project and said the glass sliding doors will be changed to french doors. The one car garage addition is in keeping with other garages on the street and it will be screened from the street with an existing hedge along the front of the property.

It was suggested to keep the location of the existing driveway, to continue it into the new garage, use an attractive garage door and roof feature above and create a court yard in the front.

MOTION BY MR. BELL TO DEFER THE PROJECT TO THE MAY MEETING TO STUDY THE FRONT LOADING GARAGE, LEAVE THE DRIVEWAY AS IT IS AND CREATE A COURT YARD, CHANGE THE ROOF OVER THE GARAGE AND REDESIGN THE FRONT ENTRY.

MOTION SECONDED BY MR. ADAMS.

MOTION CARRIED UNANIMOUSLY.

A. DEFERRALS AND CONTINUATIONS - MAJOR PROJECTS

B3-99 New Residence

Applicant:	Mr. and Mrs. Robert Krakoff
Address:	200 Emerald Lane
Architect:	SGA Architects
Project Description:	New two-story residence

This project was deferred from the January, February and March meetings.

Mr. Adams, Mr. Bell and Mr. Schuler said the met with the architect.

Mr. Frank said there is a new architect of record and no the new plans have not been reviewed by staff. Mr. Castro offered to review the plans for code compliance during the proceedings.

Architect Thomas Kirchhoff said this is a totally new project. The 6,774 square foot house will be a Georgian style with white concrete flat cement tile roofing material.

Mr. Castro said the project meets all of the zoning codes, but the air-conditioning units need to be relocated out of the front set back area and must be screened from view.

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

B4-99 New Residence

Applicant: Malasky Homes
Address: 530 South Ocean Blvd.
Architect: Steven Bruh
Project Description: New two-story residence.

This project was deferred from the January, February and March meetings.
Applicant requests removal from the agenda

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

B5-99 Addition

Applicant: Mr. and Mrs. Thomas P. Turchan
Address: 211 Eden Road
Architect: SKA Architect
Project Description: Addition on first and second floors

This project was deferred from the January, February and March meetings.

The architect requests deferral to the June meeting.

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

MOTION SECONDED BY MR. ADAMS.

MOTION CARRIED UNANIMOUSLY.

B6-99 Demolition and New Residence

Applicant: Harry J. Brown
Address: 130 Peruvian
Architect: SKA Architect
Project Description: Demolition of existing residence and construction of a new residence.

This project was deferred from the January, February and March meetings.

No one was present to represent this project.

MOTION BY MR. WIDEMAN TO REMOVE THE PROJECT FROM THE AGENDA.

MOTION SECONDED BY MR. ADAMS.

MOTION CARRIED UNANIMOUSLY.

B10-99 New Residence

Applicant: Addison Construction
Address: 240 Via Las Brisas (the address was originally submitted as 242 V.L.B.)
Architect: Phoenix Architects
Project Description: New two-story residence in an eclectic Italian renaissance style.

This project was deferred from the March meeting.

There were no ex-parte communication disclosures.

Tracy Lyn Barrett, of Ley & Marsaa Court Reporters, was present to transcribe the proceedings.

Architect Lyn McColl presented the project. She said the garden wall was replaced with a wrought iron fence. The trim area was reduced from 12" to 8" and the size of the overhang was reduced. She said the garage was rotated on the lot which kept the landscaping at 50.4%.

**MOTION BY MR. WIDEMAN TO APPROVE THE PROJECT WITH THE PROVISION TO CHANGE ALL OF THE ½ ROUND WINDOWS TO RECTANGULAR SHAPED WINDOWS.
MOTION SECONDED BY MR. BELL.**

ROLL CALL:

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

MOTION CARRIED 6-1.

B17-99 New Residence

Applicant:	Anthony Solo
Address:	215 Angler Avenue
Architect:	REG Architects
Project Description:	New two story courtyard home.

This project was deferred from the March meeting.

Mr. Bell and Mr. Schuler said they met with the architect and reviewed the plans.

Architect Rick Gonzales presented the project. The square footage is now 4,779 with a CCR of 3.9. One parking area in the front was deleted and the roof pitch was lowered to 6/12. A two-foot section of building was removed in the front to reduce the size of the house. Mr. Gonzales said the existing hedge on the north side will remain at the request of the neighbors.

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

MOTION CARRIED UNANIMOUSLY.

B18-99 Demolition and Addition

Applicant: R.H. Trust c/o Frank Lynch
Address: 104 Mediterranean Road, 1495 North Ocean Boulevard and vacant lot
#11 in the Boca Raton Inlet Subdivision.
Architect: Ralph T. Cantin
Project Description: Demolish the structure at 104 Mediterranean Road.
Review of the new addition was deferred to the May meeting.

This project was deferred from the March meeting.

The applicant requested project deferral.

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

MOTION SECONDED BY MRS. GINGRAS.

MOTION CARRIED UNANIMOUSLY.

B20-99 New Residence

Applicant: Franklyn DeMarco
Address: 321 Brazilian Avenue
Architect: Ginocchio and Spina
Project Description: Changes to a previously approved new two story residence.

This project was deferred from the March meeting.

Mrs. Gingras said she met with the architect regarding the project. Mr. Adams, Mr. Bell and Mr. Schuler said they met with the owner and the architect.

Attorney James Brindell representing Mr. DeMarco stated that a variance was granted last November for a 5' rear yard setback instead of 15' in order to move the entire project back to the 35' front setback. He said ARCOM approved two, one-story elements which protrude 6.5' on the front of the building which also added 132 square feet to the project. He said staff was concerned that the two elements were inconsistent with the variances received for this project. They went back to the Town Council at their last meeting for a determination, and they did agree that it is consistent with the variance approvals. The owner has volunteered to take out 131.6

square feet from the staff house in the rear of the property, which equal the size of the two elements on the front of the building.

Architect Ken Spina said he is the new architect of record. He said the size of the project is smaller than what was originally approved by ARCOM and that some square footage was taken out of the second story staff building. There were fenestration changes, a chimney was added on the east elevation and an awning was added over the second floor stair landing on the staff building. The building will have aluminum clad windows and impact glass with applied muntins. Mr. Spina said the hardscape and landscape will come back for approval.

It was felt that the roof tiles should be continued around the solar panels on the flat section of roof. It was recommended to build a roof structure over the second floor landing on the staff building rather than put an awning in this area. It was agreed to reduce the width of the cast stone around the fenestration.

MOTION BY MR. WIDEMAN TO APPROVE THE PROJECT WITH THE PROVISION TO REDUCE THE SIZE OF THE WINDOW SURROUNDS, REPLACE THE AWNING WITH A ROOF STRUCTURE OVER THE SECOND FLOOR STAIR LANDING AND ADD ROOF TILES ON THE WEST SIDE OF THE BUILDING AT THE SOLAR PANELS.

MOTION SECONDED BY MR. BELL.

MOTION CARRIED UNANIMOUSLY.

B21-99 Facade Changes

Applicant:	Worth Avenue Associates
Address:	150 Worth Avenue
Architect:	Lawrence Group
Project Description:	Modifications to existing Sak's Fifth Avenue facade.

This project was deferred from the March meeting.

The applicant requests removal from the agenda

MOTION BY MR. ADAMS TO REMOVE THE PROJECT FROM THE AGENDA.

MOTION SECONDED BY MR. WIDEMAN.

MOTION CARRIED UNANIMOUSLY.

B22-99 Addition

ARCOM Agenda 4/28/99

Applicant: Gay Cinque
Address: 3 Golf Road
Architect: Eugene Fagan
Project Description: Add a one car garage to the property on the west side.

This project was deferred from the March meeting.

Mr. Bell said he spoke with the attorney.

Attorney Ron Kolins spoke on behalf of the applicant. He said the Town Council approved the location of the proposed one car garage. He offered to screen the garage from the street with a wrought iron gate at the end of the driveway. The wrought iron design would match the iron work that is on the house and the gates would have a solid backing to totally screen the garage from the street.

Architect Eugene Fagan said the pylons for the gates would be 8' high and the garage door will be metal with an embossed pattern.

Kenneth and Vicki Douglas addressed the commission. Mr. Douglas said the Town Council granted the variance for the garage on the condition that the existing landscaping remain in place. He presented photographs of the landscaping and said some of the landscaping will have to be removed in order to construct the garage.

Mr. Frank said if the hedge has to be cut for the construction, the commission could specify a replacement size.

Mr. Randolph said that maintaining the hedge would not mean that every leaf that was there would have to remain, it has to be maintained so as to effectuate the purpose for which it was put into effect.

Mr. Deziel suggested requiring a deed restriction on the hedge on the Cinque's property, to look at the esthetics of the proposed garage and consider a gate.

Mr. Bell suggested doubling the design of the balcony railings for the gate design.

Mrs. Gingras suggested making the gate 7' high and set them back 18' from the street.

Mr. Fagan said he will change the design of the garage door since a gate will be added to the project.

Mr. Deziel asked Mr. Fagan to design an attractive garage door that would match the style of the home, possibly a louvered garage door, present a drawing of the proposed gates and bring a landscape plan of the area of concern so that the commission can review and approve the exhibit to that easement agreement.

Mr. Fagan was asked to show the neighbor the proposal so that they will have a chance in advance to review the plans. He was also asked to submit the detailed drawings at least one week before the next ARCOM meeting.

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

B7-99 New Residence

Applicant: Mr. Hamlin Beattie
Address: 252 Kenlyn Lane
Architect: Robert Bell
Project Description: New two-story residence.

This project was deferred from the January, February and March meetings.

The architect requests deferral to the May meeting.

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

B12-99 Elevator Enclosure

Applicant: ARH, Inc.
Address: 218 Royal Palm Way
Architect: Robert Bell
Project Description: New elevator enclosure and equipment room at covered entry area.

The project was deferred from the March meeting.

There were no ex-parte communications regarding this project.

Architect Robert Bell presented the project. He said the elevator will be inside and will not be seen from the outside of the building. The 47 square foot equipment room will be located on the north side of the building.

Attorney Ron Kolins representing the applicant stated that a variance was granted for this project by the Town Council.

MOTION BY MR. DEZIEL TO APPROVE THE PROJECT WITH THE PROVISION TO PLACE THE DOOR OF THE EQUIPMENT ROOM ON THE SOUTH SIDE, TO MATCH THE BUILDING MATERIALS AND RELOCATE THE LANDSCAPING.

MOTION SECONDED BY MR. BELL.

MOTION CARRIED UNANIMOUSLY.

B. NEW BUSINESS - MAJOR PROJECTS

B24-99 Demolition and New Office Building

Applicant:	179 Corporation
Address:	420 Royal Palm Way
Architect:	Robert Bell
Project Description:	Demolition of existing 2,000 square foot office building and construction of new two-story office building of approximately 12,500 square feet with an underground parking garage.

There were no ex-parte communication disclosures.

Attorney Ron Kolins said the Town Council approved the site plan and certain variances for the proposed two story building. The Town Council felt the building may be too small for this particular area and on this particular street. He asked to have the review of the replacement building deferred to the June meeting.

Architect Robert Bell said the architect of record for the existing building was John Volk, it was

built in 1940 and an addition was done in 1963.

Mrs. Gingras declared a Conflict of Interest and left the dais at this time.

MOTION BY MR. WIDEMAN TO APPROVE THE DEMOLITION WITH THE PROVISION TO SOD OR SEED AND IRRIGATE THE VACANT LOT WITHIN 30 DAYS.

MOTION SECONDED BY ADAMS.

MOTION CARRIED UNANIMOUSLY.

B26-99 New Residence

Applicant:	Amigo Partnership
Address:	323 Eden Road
Architect:	Thomas Kirchhoff
Project Description:	New two-story single family residence.

The Architect requested a deferral to the May meeting.

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

MOTION SECONDED BY GINGRAS.

MOTION CARRIED UNANIMOUSLY.

B27-99 New Residence

Applicant:	Phyllis Krock
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ARCOM Agenda 4/28/99

Address: 130 Clarendon Avenue
Architect: Ames Bennett
Project Description: New two-story residence.

Mr. Wideman said he met with the owner and the builder. Mr. Schuler and Mr. Bell said they met with the builder. Mr. Adams said he met with the owner and reviewed the plans.

Architect Ames Bennett presented the project and General Contractor John Mitchell presented the building materials to the Commission. Mr. Bennett said the land coverage is 7.7%, the FAR is 30% and the CCR is 3.4

Mr. Deziel said that good taste has been exhibited in the size of the home and it was nice to deal with an application such as this one.

Mr. Bennett said the roofing material will be flat cement tile. The windows will be hurricane proof and they will have applied muntins inside and outside. The quoins will be made of stucco material. The building will be a cream color and the roof tiles will be grey. It was agreed to bring the landscape and hardscape back for approval.

MOTION BY MR. ADAMS TO APPROVE THE PROJECT WITH THE PROVISION TO MITER THE ROOF TILES AND TO SHORTEN THE HEIGHT OF THE WINDOW SILLS ON THE FIRST FLOOR WHICH WILL BE PRESENTED TO STAFF FOR APPROVAL.

MOTION SECONDED BY MR. WIDEMAN.

MOTION CARRIED UNANIMOUSLY.

B28-99 Demolition and New Residence

Applicant: Mr. And Mrs. Patrick Guarini
Address: 248 Southland Road
Architect: Ames Design International
Project Description: Demolition and new one-story single family residence.

Mr. Bell, Mr. Schuler and Mr. Deziel said they met with the attorney.

Attorney Joel Koepfel addressed the Commission. He understood the Commission's concerns with the front loading garage, but he felt that a side loading garage would be difficult to drive a car in and out, and it will be set back and landscaped.

Architect Shane Ames said they reduced the mass of the project and designed a more classic

style Regency style home. The garage will be set back as much as possible on the lot and it will be behind a tall hedge that will be planted at the street. Mr. Ames said the windows will be aluminum clad, wood windows with true divided lites and laminated glass, and the trim will be made of stucco material.

Mr. Gingras said that it is an interesting plan, and in plan it is the idea of what ARCOM is looking for, but she still felt that a Regency facade is being slapped on a building that was never meant to be Regency. The Regency style is more block like and more symmetrical than this project. The arched head windows are not appropriate and the windows on the south side were way out of proportion.

Mr. Bell said he had no objection to it being a Regency style in that area of town. He agreed that it doesn't look like it was designed originally for a Regency, but the changes that were made were an improvement to the design.

Mrs. Frost-Golino felt the garage could be recessed further back, but it needs a corresponding balance on the other side, but it would need to be set back the equivalent amount. The portico looks squat compared to the others in Town that are a bit more grand. She asked the architect to address the symmetry and address the garage entrance on the street, by placing it either back farther or somehow making it more symmetrical.

Mr. Deziel said the applicant has good intentions and the size of the project is good. He had no objection to a Regency style, but he asked that it be a good Regency style. He asked the architect to restudy the ½ round windows, and he felt the dimensions of the garage is extremely tight for two doors. He said the finer elements of a good Regency style need to be studied and incorporated in this project.

Mr. Wideman said the ½ round windows detract from the Regency Style and that the windows are too high.

MOTION BY MR. BELL TO DEFER THE PROJECT TO THE MAY MEETING FOR A RESTUDY OF THE REGENCY STYLE, EVEN IF IT REQUIRES A DIFFERENT PLAN, TO MAKE IT MORE SYMMETRICAL AT THE FRONT ENTRY AND THE SIDES, MAKE THE WINDOWS RECTANGULAR IN SHAPE WITH THE OVER TREATMENT IF NECESSARY AND HAVE THE PROPER SEPARATION FOR THE TWO GARAGE DOORS.

MOTION SECONDED BY MR. DEZIEL.

MOTION CARRIED UNANIMOUSLY.

B29-99 Demolition and New Residence

Applicant:	Western Development, Inc.
Address:	224 Barton Avenue
Architect:	Schwab, Twitty & Hanger Architectural Group
Project Description:	Demolition of existing two-story residence and construction of a new two-story residence.

Mr. Bell, Mr. Schuler and Mrs. Gingras said they met with the architect. Mr. Frank said the project needs a site plan review by the Town Council. He informed the architect that they may ask ARCOM to approve the demolition, but any other approval will be contingent upon Town Council approval and it may be some time before they receive it.

Architect Paul Twitty said the owner would like to demolish the existing 5,700 square foot two story residence. He said the property records did not indicate the original architect of record.

MOTION BY MR. BELL TO APPROVE THE DEMOLITION WITH THE PROVISION TO SOD OR SEED AND IRRIGATE THE VACANT LOT WITHIN 90 DAYS.

MOTION SECONDED BY MR. ADAMS.

MOTION CARRIED UNANIMOUSLY.

Ken Cheng, who resides at 218 Barton Avenue, addressed the Commission and requested that the 6' high property wall, that is between the two houses, be removed after construction. He said the wall is encroaching on his property and asked that the new wall be built in the proper location. Mr. Twitty said he understood that the demolition will include the wall and there will be a construction barrier. Mr. Cheng and Mr. Twitty agreed to get together to discuss this matter.

B30-99 Demolition

Applicant:	Estate of Lydia B. Mann
Address:	1440 South Ocean Blvd.
Project Description:	Demolition of main structure and two-story garage with a staff house.

Robert Deziel has a Conflict of Interest with regard to this item.

Chairman Schuler moved this project to the end of the agenda and it was heard after item number B25-99.

Mr. Deziel presented the project and said the contract purchaser has no contingencies on the contract. He said his client is Seidel Miller who lives across the street from this property. An entity, which she controls, has a contract to buy this property. Before the closing, the contract will be assigned to either her, or somebody in her family for estate planning purposes. This property was at one time tied in, and it will again be tied in with the ocean front property across the street. He said the idea is to demolish the existing structures and it will come back for approval for some kind of improvements, but the property will be predominately landscaped. John Volk was the architect of the main house which they would like to demolish. The loggia structure and pool will remain on the property.

Mr. Castro said the applicant will be allowed to keep the accessory structures for one year. If no main house will be constructed on the property, the two properties would have to be tied together by a Unity of Title. Staff recommends that wall and the landscaping on the north and south sides be maintained through demolition so that the neighbors are not disturbed. Mr. Frank read a letter from Attorney Paul Rampell requesting the north boundary wall to remain throughout the demolition and the new construction on the subject property.

MOTION BY MR. BELL TO APPROVE THE DEMOLITION WITH THE PROVISION TO SOD OR SEED WITHIN 90 DAYS AND TO KEEP THE PROPERTY WALLS.

MOTION SECONDED BY MR. ADAMS.

MOTION CARRIED UNANIMOUSLY.

C. DEFERRALS AND CONTINUATIONS - MINOR PROJECTS

A6-99 Front Entry

Applicant: Mickey and Jody Welshman
Address: 122 Kings Road
Architect: Robert Henry
Project Description: New front entry

This project was deferred from the February and March meetings.

No one was present to represent this project.

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

MOTION SECONDED BY MR. ADAMS.

MOTION CARRIED UNANIMOUSLY.

A9-99 Revisions

Applicant: Brazilian Associates
Address: 446 Brazilian Avenue
Architect: Lang Architectural Group
Project Description: Changes made in the field.

Mr. Frank said he has discussed the items in his memo with Donald Lang. He said the major matter is the concrete baluster on the second floor balcony, and the garage door should be squared off as it became rounded at the top.

It was felt that there were no revised drawings to review and no one was present to discuss the matter with the commission. Therefore, the project should be deferred.

MOTION BY MRS. GINGRAS TO DEFER THE PROJECT TO THE MAY MEETING.

MOTION SECONDED BY MR. BELL.

MOTION CARRIED UNANIMOUSLY.

D. NEW BUSINESS - MINOR PROJECTS

A10-99 Landscape

Applicant: Jack McDonald
Address: 2258 Ibis Isle Road East
Architect: Bruce Malinowski
Project Description: Landscape design

Horticulturist Kathy Askey, presented the project and said the project is a simple but elegant design. She said there will be no grass in the back yard, just creeping vines.

The plans did not reflect the percentage of greenspace, the plant key did not tie in with the plan and she did not have a drawing of the proposed plan. She was asked to present a front elevation of the building with an overlay drawing of the proposed landscaping.

**MOTION BY MR. DEZIEL TO DEFER THE PROJECT TO THE MAY MEETING.
MOTION SECONDED BY GINGRAS.
MOTION CARRIED UNANIMOUSLY.**

A11-99 Landscape

Applicant: Malasky Homes
Address: 251 Tangier Avenue
Architect: Armas Isenhower & Assoc.
Project Description: Landscape plan

Landscaper Troy Webster presented the project. He said the plantings in the back yard will have a layered effect and there will be a 14' high hedge to screen the property from the neighbors.

After further discussion, it was agreed to plant a shade tree such as a Royal Poinciana tree or a Jacaranda tree

Discussion took place regarding approval of the hardscape and site wall of a project. Should it be approved along with the house or with the landscaping?

**MOTION BY MR. BELL TO DEFER THE PROJECT FOR THIRTY MINUTES
WHILE MR. FRANK RETRIEVES THE APPROVED ARCOM PLANS SHOWING
THE HARDSCAPE THAT WAS PRESENTED TO THE COMMISSION.
MOTION SECONDED BY GINGRAS.
MOTION CARRIED UNANIMOUSLY.**

Mrs. Gingras said she remembered that the applicant wanted a full two story house so that there would be room for a lot of greenspace in the back yard, and now the plans show primarily concrete. She asked that it be required to reduce the size of the deck and have detail drawings demonstrating what it will look like. She suggested coloring the plans for the presentation.

Mr. Schuler said if the pool that has been built differs from the original ARCOM approval, this issue needs to be addressed.

**MOTION BY MRS. GINGRAS TO DEFER THE PROJECT TO THE MAY MEETING AND TO PRESENT THE HARDSCAPE PLAN FOR APPROVAL.
MOTION SECONDED BY
MOTION CARRIED UNANIMOUSLY.**

A12-99 Sign

Applicant: The Breakers
Address: 45 Cocoanut Row
Artist: Megan Duffy
Project Description: Exterior sign attached to the property which measures 4' X 4'.

Ryan Mcurdy and Megan Duffy presented the project.

Mr. Frank said the sign was installed without a building permit and without ARCOM approval. The logo is too large and two of the ceramic tiles would have to be removed in order to meet the code.

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

A13-99 Landscape

Applicant: Hammon Avenue Partners
Address: 110 Hammon Avenue
Architect: Krent Wieland Design

Project Description: Landscape plan

Project Manager Randy Royer presented the project. Large specimen cocoanut palms will be planted, each unit will have individual gardens and a 6' property wall will be built across the entire front of the project.

Mr. Deziel said this project needs a lot of landscaping.

Mr. Castro said that several variances have been received relative to this project and that the minimum code requirement for the overall landscaping is 35%

Mr. Royer said the landscape coverage is 34.72%. He did not have the calculations for the front landscaping yard coverage.

Mr. Frank said if the plans do not meet the code, the project must come back with a plan that does meet the code.

Mr. Castro offered to check his files to make sure that no request for a variance was approved that may affect this project.

MOTION BY MR. BELL TO DEFER THE PROJECT TO BE HEARD AFTER THE NEXT PROJECT TO ALLOW MR. CASTRO TO RESEARCH THE VARIANCE APPROVALS REGARDING THE PROJECT.

MOTION SECONDED BY MRS. GINGRAS.

MOTION CARRIED UNANIMOUSLY.

This project was called again after project #A14-99.

MOTION BY MR. BELL TO APPROVE THE PROJECT WITH THE PROVISION THE PROJECT MEETS THE 35% GREENSPACE CODE.

MOTION SECONDED BY MR. WIDEMAN.

Mr. Castro said his records indicate that the applicant must meet the code requirement for a total landscaped open space requirement of 35% as well as a minimum 35% front yard landscaped open space.

After further discussion it was felt an elevation drawing with an overlay of the proposed landscaping of the front was necessary and that the project may need more than 35%

greensapce.

AMENDED MOTION BY MR. BELL TO DEFER THE PROJECT TO THE MAY MEETING.

**MOTION SECONDED BY
MOTION CARRIED UNANIMOUSLY.**

A14-99 Landscape

Applicant: William Koch
Address: 974 South Ocean Blvd.
Architect: Katherine Field and Associates
Project Description: Landscape, hardscape and site lighting.

Landscape Architect Kate Field presented the project. Ms. Field said that 60 royal palms will be relocated on the lot and a green wall will be created along the property lines. There will be open lawn area with zoysia lawn and it will be framed with landscaping along the sides of the property. There will be a fish pond at the east end of the property.

Architect Mark Marsh presented a slat house proposal which was determined that it was not part of the original site plan review. Therefore, extra structures cannot be presented to ARCOM without first receiving site plan approval.

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

A15-99 Landscape

Applicant: Euro-Homes
Address: 306 & 314 Chilian Avenue
Architect: Land Design
Project Description: Landscape design

Landscape Architect John Lang presented the project. He said that 18' fist tail palms will be planted for screening. He said the site walls are on the architect's drawings.

**MOTION BY MR. BELL TO APPROVE THE PROJECT WITH THE PROVISION
TO ELIMINATE THE PATIO AREAS ON THE REAR OF THE PROPERTY.
MOTION SECONDED BY MR. WIDEMAN.
MOTION CARRIED UNANIMOUSLY.**

A16-99 Landscape

Applicant: Mort Brous
Address: 150 Brazilian Avenue
Architect: Lang Design
Project Description: Landscape design

Landscape Architect John Lang said the existing hedge will have 20' to 30' high cocoanut palms staggered planted in the existing hedge.

Mr. Lang said the greenspace for the project is 40% when the amount of greenspace for the front yard was questioned.

**MOTION BY MR. ADAMS TO APPROVE THE PROJECT WITH THE PROVISION
THE HARDSCAPE MEETS THE CODE REQUIREMENTS.
MOTION SECONDED BY MRS. GINGRAS.
MOTION CARRIED UNANIMOUSLY.**

A17-99 Hardscape

Applicant: Bellaria Investment Corp.
Address: 201 Via Bellaria
Architect: Lang Design
Project Description: Pool, spa, patios, fountain and driveway design.

Landscape Architect John Lang said there are four landmarked trees on the site. There will be a circular driveway and a formal garden around the pool area. The driveway and the pool area will be brick.

There was concern that the tree roots may be impacted by the driveway. Mr. Lang said they are very conscious of the tree roots.

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

MOTION SECONDED BY MR. ADAMS.

MOTION CARRIED UNANIMOUSLY.

The approval of the hardscape portion of a project was discussed at this time. It was decided that a notation should be made on the architectural plans that the hardscape has not been approved.

MOTION BY MR. BELL TO REQUIRE LANDSCAPE PLANS TO BE IN COLOR FOR THE PRESENTATION, PRESENT A FRONT ELEVATION SHOWING THREE-DIMENSIONAL TREES, ETC., THE PLANS INDICATE THE PERCENTAGE OF GREENSPACE IN THE FRONT YARD, THE PLANS TO BE PREPARED BY OR UNDER THE SUPERVISION OF A LICENSED LANDSCAPE ARCHITECT AND NOT TO APPROVE HARDSCAPE PLANS AT THE TIME THE ARCHITECTURAL PLANS ARE BEING REVIEWED.

MOTION SECONDED BY MRS. GINGRAS.

MOTION CARRIED UNANIMOUSLY.

A18-99 Trim Material

Applicant: Nicholas and Marion Albergo
Address: 209 Wells Road
Contractor: Nick Raiche
Project Description: Application of expandable polystyrene trim.

Building contractor Nicholas Raiche presented the project. He said they would like to apply molding around the building that is a polystyrene form that will have stucco applied over the form. He read the specification sheet for the "Tough Coat" product.

Mr. Frank said the styrofoam is not a genuine material.

Mr. Albergo addressed the Commission at this time.

MOTION BY MR. WIDEMAN TO APPROVE THE POLYSTYRNE TRIM MATERIAL.

MOTION DIED FOR THE LACK OF A SECOND.

**MOTION BY MR. DEZIEL TO APPROVE APPLIED STUCCO MATERIAL.
MOTION SECONDED BY MRS. GINGRAS.**

ROLL CALL:

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

MOTION CARRIED 5-1.

A59-98 Changes to Landscape and Hardscape

Applicant: Forman
Address: 1072 North Lake Way
Landscape Architect: William Jaskela
Project Description: Changes made to the driveway configuration and material, and sable palms changed to royal palms along the bike path.

Mr. Frank said he reviewed the plans and staff approved them.

MOTION BY MR. WIDEMAN TO REMOVE THE PROJECT FROM THE AGENDA.

MOTION SECONDED BY MR. ADAMS.

MOTION CARRIED UNANIMOUSLY.

A58-97 Clarification of Landscaping

Applicant: Burnap
Address: 740 Hi Mount Road
Landscape Architect: Henegan
Project Description: Clarification of landscaping on the north side of property.

Court Reporter Linda Aukamp was present to transcribe the proceedings.

Mr. Bell said he spoke with Attorney Ron Kolins. Mr. Schuler said he spoke with Mr. and Mrs. Burnap, Attorney Martin Klein and Contractor John G. Mitchell. Mr. Wideman said he visited the site. Mr. Deziel declared a previous Conflict of Interest and left the dais during the presentation.

Landscape Architect Mark Henegan and Building Contractor Ken Lewis of John G. Mitchell Construction addressed the Commission regarding the landscaping that has been planted on the north side of the property. He said that 12 fish tail palms have been planted 8' apart.

After much discussion it was stated that the landscape plan was approved, but there is a disagreement with a portion of that approval. The landscape architect felt the agreement was to screen the views from the window and the field inspector understood the agreement was total screening of the north property line.

Mr. Wideman felt the plantings will be effective screening in one year.

Attorney Ron Kolins representing Mr. Gottfried addressed the Commission. He read the Veratrum transcript of the August 1997 ARCOM meeting. He presented photographs which displayed clear view of the neighbors home from his client's pool patio area.

Landscape Architect Steven Dauber stated that he felt the fish tail palm trees were planted too far apart for effective coverage. He gave suggestions that may solve the landscaping problem.

Mr. Frank stated that the architectural plans have a notation by the architect, Mark Ferguson, that there will be miscellaneous plantings on the north side of the property.
Mr. Wideman left the meeting at this time.

Pam Hoffpauer who resides at 748 Hi-Mount Road stated that their privacy has been greatly compromised.

Bartlett Burnap said he felt they have complied and they are willing to do anything that doesn't require \$20,000 to \$50,000 worth of work that he feels has already been done.

Mrs. Frost-Golino suggested planting material in between the fish tail palms that will fit and will eventually grow to provide a barrier.

MOTION BY MR. BELL TO DEFER THE PROJECT TO THE MAY MEETING FOR RE-STUDY AND HAVE THE LANDSCAPE ARCHITECT RECOMMEND ADDITIONAL FOLIAGE THAT THEY FEEL IS ADEQUATE.

Mr. Bell recommended putting up a bond in order to issue a Certificate of Occupancy.
Mr. Kolins suggested an amount for the bond. Mr. Bell suggested a \$20,000 bond.
Mr. Castro said that only the Building Official has the authority to issue a C. O. with a bond.

AMENDED MOTION BY MR. BELL TO DEFER THE PROJECT WITH RECOMMENDED PLANT MATERIAL TO BE ADDED TO THE LANDSCAPING AND A \$20,000 BOND TO BE PAID IN ORDER TO HAVE A CERTIFICATE OF OCCUPANCY ISSUED.

MOTION SECONDED BY MRS. FROST-GOLINO.

AMENDED MOTION BY MR. BELL TO DEFER THE PROJECT TO THE MAY MEETING AND TO COME BACK WITH A PLAN SHOWING HOW THE LANDSCAPING WILL MEET THE IDEA OF SCREENING FOR THE NEIGHBORS.

MOTION SECONDED BY MRS. FROST-GOLINO.

MOTION CARRIED UNANIMOUSLY.

Mr. Deziel returned to the meeting at this time.

B72-98 Project Changes

Applicant: Rodgers
Address: 230 Clarke Avenue
Architect: Smith & Moore
Project Description: Review of 4'.5" extension of house on the west elevation.

Mr. Adams said he met with the architect and the owner. Mr. Bell, Mr. Schuler and Mrs. Gingras said they received a letter from the owners.

Property owner Doyle Rogers read the letter he sent to all of the Commission Members into the record and Architect Harold Smith distributed CCR calculation information to the Commission Members.

**MOTION BY MR. BELL TO APPROVE THE PROJECT AS PRESENTED.
MOTION SECONDED BY MRS. GINGRAS.**

ROLL CALL:

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

MOTION CARRIED 4-2.

B25-99 Additions

Applicant: Jim Pappas
Address: 211 Dunbar Road
Architect: Smith and Moore Architects
Project Description: Library addition, staff quarters addition, and new pool cabana with loggia.

There were no ex-parte communications regarding this project.

Architect Harold Smith presented the project. The project will include a new entryway at the front door.

The commission felt that the 1,200 square foot loggia will add lovely open spaces, but it would be the largest home in the area. It was felt that the front entry was too dominate with the balustrades at the front door and it was suggested to use a picket railing in this area that would match the railing on the east elevation.

**MOTION BY MR. ADAMS TO APPROVE THE PROJECT WITH THE PROVISION
TO RETURN FOR APPROVAL OF A REVISED THE FRONT ENTRY.
MOTION SECONDED BY MR. BELL.**

ROLL CALL:

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

MOTION CARRIED 4-2.

VI. OTHER BUSINESS

There was no other business to discuss.

VII. ADJOURNMENT

**MOTION BY MRS. FROST-GOLINO TO ADJOURN THE MEETING AT 8:05 P.M.
MOTION SECONDED BY MR. ADAMS.
MOTION CARRIED UNANIMOUSLY.**

B30-97

Robert Deziel

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

LAST NAME—FIRST NAME—MIDDLE NAME DEZIEL, ROBERT EDWARD	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE ARCOM
MAILING ADDRESS 239 South County Road	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: TOWN
CITY Palm Beach, Florida	☐ CITY ☐ COUNTY ☒ OTHER LOCAL AGENCY
DATE ON WHICH VOTE OCCURRED 4.28.99	NAME OF POLITICAL SUBDIVISION: TOWN OF Palm Beach
	MY POSITION IS: ☐ ELECTIVE ☒ APPOINTIVE

WHO MUST FILE FORM 8B

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

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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

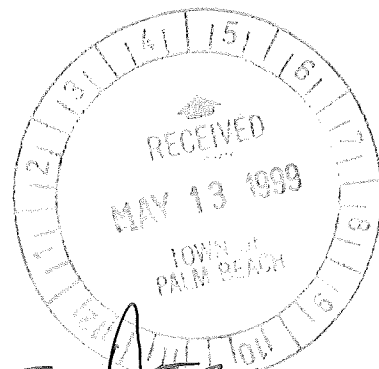
I, ROBERT DEZIEL, hereby disclose that on April 28, 19 99:

(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 SYDELL MILLER FAMILY, 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:

My Law Firm REPRESENTS SYDELL MILLER -
WHOSE FAMILY (OR HER INDIVIDUALLY) HAS
A CONTRACT TO PURCHASE THE PROPERTY.



4.28.99

Date Filed

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.

132499

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

LAST NAME—FIRST NAME—MIDDLE NAME GINGRAS SALLY		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE ARCOM
MAILING ADDRESS 153 REEF RD.		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:
CITY PALM BEACH	COUNTY P.B.	☒ CITY ☐ COUNTY ☐ OTHER LOCAL AGENCY
DATE ON WHICH VOTE OCCURRED 4.28.99		NAME OF POLITICAL SUBDIVISION: TOWN OF PALM BEACH
		MY POSITION IS: ☐ ELECTIVE ☒ APPOINTIVE

WHO MUST FILE FORM 8B

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ELECTED OFFICERS:

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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.

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

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- The form must be read publicly at the next meeting after the form is filed.

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- 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

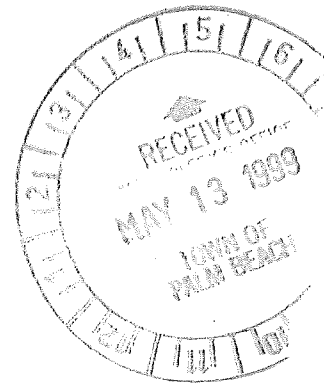
I, SALLY GINGRAS, hereby disclose that on 28 APRIL, 19 99:

(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 CLAUDE REESE AGENCY, 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:

DEMOLITION OF STRUCTURE OF WHICH REESE AGENCY IS A TENANT.



4.28.99
Date Filed

Sally Gingras
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.

7499 FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICE

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MAILING ADDRESS 153 REEF RD.		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:	
CITY PALM BEACH	COUNTY P.B.	☒ CITY ☐ COUNTY ☐ OTHER LOCAL AGENCY NAME OF POLITICAL SUBDIVISION: TOWN OF PALM BEACH	
DATE ON WHICH VOTE OCCURRED 4.28.99		MY POSITION IS: ☐ ELECTIVE ☒ APPOINTIVE	

WHO MUST FILE FORM 8B

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ELECTED OFFICERS:

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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.

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(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 CLAUDE REESE AGENCY, 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:

DEMOLITION OF STRUCTURE OF WHICH REESE AGENCY IS A TENANT.

Date Filed

4.28.99

Signature

Sally Gingras

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B30-97 ✓

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 Road		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: TOWN	
CITY Palm Beach	COUNTY Florida	☐ CITY ☐ COUNTY ☒ OTHER LOCAL AGENCY	
DATE ON WHICH VOTE OCCURRED 4.28.99		NAME OF POLITICAL SUBDIVISION: Town of Palm Beach	
		MY POSITION IS: ☐ ELECTIVE ☒ APPOINTEE	

WHO MUST FILE FORM 8B

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

APPOINTED OFFICERS:

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

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

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

A copy of the form must be provided immediately to the other members of the agency.

The form must be read publicly at the next meeting after the form is filed.

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 APRIL 28, 19 99:

(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 SYDELL MILLER FAMILY, 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:

My Law Firm REPRESENTS SYDELL MILLER -
WHOSE FAMILY (OR HER INDIVIDUALLY) HAS
A CONTRACT TO PURCHASE THE PROPERTY.

4.28.99

Date Filed

Robert Deziel
Signature

ICE: 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.