



TOWN OF PALM BEACH

Planning, Zoning & Building Department

MINUTES

LANDMARKS PRESERVATION COMMISSION

9:00 a.m., WEDNESDAY, OCTOBER 18, 1995

AT THE TOWN COUNCIL CHAMBERS, 360 SOUTH COUNTY ROAD, PALM BEACH

I. Call to Order: The meeting was called to order at 9:03 a.m. by Chairman Jeffery W. Smith.

II. Roll Call:

PRESENT: Jeffery W. Smith, Chairman
William S. Gubelmann, Vice Chairman
Eugene Pandula, Secretary
Anne G. Metzger, Member (arrived 9:08 a.m.)
Jacqueline Albarran de Mendoza, Member
Joanna Frost-Golino, Member
Jane R. Grace, Alternate Member
Anne Keresey, Alternate Member
John C. Randolph, Town Attorney
Robert L. Moore, Director of Planning, Zoning &
Building
Timothy M. Frank, Planner/Projects Coordinator

ABSENT: Arthur Silverman, Member
Elizabeth Shields, Alternate Member

RECORDING SECRETARY: Cynthia M. Delp

Let the record show that Mr. Silverman had called PZ&B to notify us of his absence due to illness, and as such, his absence was excused. Ms. Shields absence is yet pending classification.

Let the record show that Mrs. Grace will vote in place of Mr. Silverman today, and Mrs. Keresey will vote in instances where Voting Conflicts are declared.

III. Approval of the Minutes of the September 20, 1995 Meeting:
Correction to Page 2 - CoA #27-95, 91 Middle Road
"...fountain with an overall height of 8.5' (not 8.5')"

MOTION TO APPROVE THE MINUTES AS AMENDED BY MRS. ALBARRAN DE MENDOZA.

MOTION SECONDED BY MRS. FROST-GOLINO.
MOTION CARRIED UNANIMOUSLY.

IV. Public Hearings:

A. Application for Certificate of Appropriateness No. 29-95,
Paving

Owner/Applicant: Peninsula Corporation

Address: 230 South County Road

Contractor: T & P Enterprises Inc.

Project Description: Request approval to install paver entrance & walkways from the city sidewalk to the building, and other associated changes as presented (Deferred from the August and September meetings.)

OWNER REQUESTS REMOVAL FROM THE AGENDA.

MOTION BY MR. PANDULA TO REMOVE THIS ITEM FROM THE AGENDA.

MOTION SECONDED BY MRS. ALBARRAN DE MENDOZA.

MOTION CARRIED UNANIMOUSLY.

B. Application for Certificate of Appropriateness No. 30-95,
Exterior renovations and new pergola

Owner/Applicant: Mr. James Bridgeman

Address: 232 Phipps Plaza

Designer: Mr. Larry Ward

Project Description: Request approval of exterior renovations to the east, north and west elevations to include a new pergola in the courtyard, and other associated changes as presented

(Approval given at the August meeting, with the proviso that the following be revised for further review.)

1. The new entry porch shall match the building as to architectural details
2. Decorative grills will be used over the plate glass windows on the north elevation
3. A revised detail of the niche, in a Mediterranean style, be re-presented
4. The surrounds of the existing rectangular windows will not be elliptical arches, but the profile of the existing Gothic arch be used, and applied to the rectangular windows in a rectangular format.
5. Presentation of color sample for building.

At the September meeting, the following action was taken.

Approval of Items 1 and 5, as above.

Deferral of Items 2 through 4, and the additional niche.

Mr. Larry Ward returned to the Commission subsequent to comments made last month. He presented a revised drawing of the decorative grills in (2) above. With regard to (3) above, Mr. Ward presented a revised design in cast coral stone, but the LPC felt it looked like a window box or shadow box, not at all what was requested by them last month. They felt it was foreign to the building, and not sensitive to its Mediterranean style. Mr. Smith requested full east and west elevations, (where the niches are located) before he could make a decision on this matter. Mrs. Albarran de Mendoza asked that the new elevations show a window and niche that match in size and detail, as opposed to what was presented today. Mr. Ward was advised to

propose several alternatives for next month. No decision was made relative to another proposed niche on the north elevation either. With regard to the north elevation alcove, revised corbels were added. The LPC felt that the corbels must be spread out further than shown. Mr. Ward also presented a 2 foot square concrete embellishment to occur at the peak of the gable roof. The LPC asked that the embellishment be slightly recessed into the wall so that it does not protrude quite as much.

MOTION BY MRS. FROST-GOLINO FOR APPROVAL AS FOLLOWS:

- (1) WROUGHT IRON GRILLWORK AS REVISED AND PRESENTED
- (2) CONCRETE EMBELLISHMENT AT THE GABLE,

AND A DEFERRAL OF OTHER MATTERS TO INCLUDE THE NICHE DETAILS (NOTING THAT THE EDGE DETAIL OF THE ELLIPTICAL NICHE ON THE NORTH ELEVATION IS TO BE DRAWN WITH A BULLNOSE PROFILE), AND NOTING THAT THE CORBELS ARE TO BE DRAWN MORE SPREAD OUT THAN THEY ARE CURRENTLY, AND NOTING THAT THE APPLICANT IS TO RETURN WITH FULL EAST AND WEST ELEVATIONS.

MOTION SECONDED BY MRS. ALBARRAN DE MENDOZA.

MOTION CARRIED UNANIMOUSLY.

C. Application for Certificate of Appropriateness No. 33-95, Miscellaneous changes

Owner/Applicant: The Mar-a-Lago Club

Address: 1100 South Ocean Boulevard

Architect: REG Architects, Mr. Rick Gonzalez

Project Description: Approval of the following...

- (1) Changes related to the restoration and renovation of the western wing of the former staff quarters
- (2) Details related to the alteration of the garage and former staff areas, to include border tile selection, outdoor whirlpool trim and other related issues
- (3) Establishment of tent at pool area
- (4) Other associated changes as presented

Deferred from the September meeting, as such:

"APPROVAL OF A TEMPORARY TENT AT THE POOL FOR A TWO MONTH PERIOD, WITH A NEW DESIGN OF SAME TO RETURN TO THE LPC FOR REVIEW; DENIAL OF A TENT IN THE FRONT YARD/DRIVEWAY AREA; AND A DEFERRAL OF ALL OTHER MATTERS, INCLUDING BUT NOT LIMITED TO THE BORDER TILES, THE WHIRLPOOL DETAILS, AND THE DECKING AROUND THE WHIRLPOOLS."

PLEASE NOTE THAT THE APPLICANT HAS WITHDRAWN ITEM (1).

Mr. Wes Blackman returned to the Commission subsequent to last month's deferrals. He indicated that the whirlpools planned for the second floor deck of the garage building have been eliminated. He presented three tile samples for

use at the fountain and the whirlpool..."griffin", "cedars", and "plus ultra". These tiles are the original Mar-a-Lago tiles. Original tiles or new duplicates of same will be used. The "plus ultra" tiles will be used on the fountain beneath the keystone block which forms the seat. On the jacuzzi, the "cedar" design will be used on the risers of the stairs leading into same, and the "griffin" will be used as an interior course of tile.

As to the tent at the pool, the temporary tent being used currently, per last month's motion, is 10'x10' in dimension. In consideration of a more permanent structure, the applicant prefers a 6'x 6' size. The proposed tent, with spears, will be placed at the southwest corner of the pool, and will be on wheels. Mr. Blackman commented that since it was on wheels, it would be out of the domain of the LPC. Mr. Moore corrected Mr. Blackman stating that the tent is still under the domain of the LPC, but it is nevertheless portable. Mr. Smith asked Mr. Blackman to do a re-design of the tent so that it is more Moorish, with a higher peak and a Moorish trim edge. Mrs. Frost-Golino reminded Mr. Blackman that the tent is for use at the pool only. He agreed that the pool location was the intended use area.

MOTION BY MRS. GRACE APPROVING THE MOORISH TENT, AS DESCRIBED, AND APPROVAL OF THE TILE SAMPLES AS PRESENTED.

MOTION SECONDED BY MR. GUBELMANN.

MOTION CARRIED UNANIMOUSLY.

D. Application for Certificate of Appropriateness No. 46-95, Hurricane Shutters

Owner/Applicant: Ms. Margaretta Taylor

Address: 120 El Brillo Way

Contractor: Folding Shutter Corporation

Project Description: Request approval of rolling hurricane shutters, and other associated changes as presented

As the applicant was not present, Mr. Frank stated that he had been contacted by an architect who had just been hired relative to this project. The architect requested deferral.

MOTION BY MRS. METZGER FOR DEFERRAL TO THE NOVEMBER MEETING.

MOTION SECONDED BY MR. GUBELMANN.

MOTION CARRIED UNANIMOUSLY.

E. Application for Certificate of Appropriateness No. 47-95, Awnings

Owner/Applicant: Chesterfield Hotel

Address: 363 Cocoanut Row

Contractor: American Awning Company

Project Description: Request approval to change awning color to crimson/white 6" stripes, and other associated changes as presented

Mr. Todd Moran of American Awning and Mr. Michael Platt of the Chesterfield Hotel presented this request to recover the existing awnings at the hotel as stated above.

MOTION BY MR. PANDULA FOR APPROVAL OF THE AWNINGS AS PRESENTED.

MOTION SECONDED BY MRS. ALBARRAN DE MENDOZA.
MOTION CARRIED UNANIMOUSLY.

F. Application for Certificate of Appropriateness No. 48-95, Color change

Owner/Applicant: Mr. Gary Ross

Address: 222 Phipps Plaza

Project Description: Request approval of exterior color change for building, and staining of front door, and other associated changes as presented

Mr. Gary Ross presented a light creamy yellow paint sample.

MOTION BY MR. PANDULA FOR APPROVAL OF THE PAINT COLOR.

MOTION SECONDED BY MR. GUBELMANN.

MOTION CARRIED UNANIMOUSLY.

V. Other Business:

A. Informal Review: 264 South County Road
Changes to west windows
Signage changes

Mr. Steve Rowe of Phil Rowe Signs presented this signage request informally, which has been prompted by the leasing of the existing Carriage House space, and the moving of the Carriage House to the rear of the building, such that it will have an entrance from Phipps Plaza. The proposal would remove and relocate the existing "Carriage House Interiors" signage to the north side of the building. Additional signage is requested in the form of a second 20" x 30" scroll directory sign to give directions to the rear entrance of the building. Also black or white door and window lettering is planned for the rear entrance.

The LPC commented that since the Carriage House Interiors does not front on the north facade of the building, the sign, "Carriage House Interiors", would not be appropriate in this location. As the proprietor of the "Carriage House Interiors" owns the building, it would be permissible, however, to name the building with "Carriage House", as it is commonly known. The existing scroll directory sign is "grandfathered," and as such, might be relocated, but not duplicated on the site. Of course, the zoning code will regulate the amount, size and placement of the signage. Informally, however, the LPC approved moving the existing "Carriage House Interiors" signage to the north facade, BUT DELETING THE WORD "INTERIORS," to name the building.

Regarding the window changes, the request is to add mullions to the existing glass fronting on Phipps Plaza.

Item "E" was called next, out of order, to facilitate Mr. Rowe.

E. Informal Review: 232 South County Road
Identification signage

Mr. Rowe presented this request informally for the tenant space, "Smythe & Boggs." The signage request is for gold-leaf letters and border on a dark green background to be placed over the smaller window. The LPC objected to the placement of the signage as presented, seeing it as unbalanced on the facade. They suggested a sign in the large window or above the large window, or preferably, individual metal letters mounted on the face of the building. The LPC also mentioned that they would love to see an awning over the small window to match the awning over the door.

B. Informal Review: 200 N. Ocean Boulevard, Warden House
Revision to previous approval-courtyard windows

Mr. Ken Brower, Architect, stated that since the previous approval for the addition of two windows on the north elevation and two small windows on the courtyard or south elevation, the owner has asked to leave the north elevation as was approved, but on the south elevation, eliminate the two small approved windows and instead install three roundtop windows to add much more light into the living room space. The LPC offered no negative comment relative to this matter.

C. Informal Review: 326 South County Road
Additional signage

Ms. Catherine Engelke of J. Pierce-Archer Ltd. presented a request for 3" vinyl letters to be placed on the bottom interior of three windows, and 3" and 1.5" letters on the door. Mrs. Frost-Golino felt that although the size of the lettering was fine, all of the signage together was "too much signage." It was noted that there is already an existing green-backed sign in place with gold lettering, which Mr. Frank called "pre-approved" for that building. For the record, it was stated that the Preservation Foundation has a facade easement on this building, and as such, also needs to approve the signage. The LPC asked Ms. Engelke to return next month with a "to scale" drawing of both sides of the building so they can better determine the appropriate amount of signage for this site. They also suggested that the applicant cut down on the amount of signage for next month.

D. Informal Review: 561 North Lake Way
Exterior color change

Contractor Harry Gilbert presented this request to refurbish the exterior of Duck's Nest. The building is all white currently. This proposal would change the coloring to a light yellow for the bulk of the building with darker yellow to accentuate the details, and white for the trim.

Mr. Smith was uncomfortable with two shades of yellow on the building. He also suggested Benjamin Moore #409, a creamy buttery yellow, rather than the greenish yellow presented. Mr. Gilbert pursued the idea of two shades of yellow, however. The suggestion was then made that perhaps the darker yellow be the body color with the lighter yellow used as the accent color. Mr. Gilbert will return next month with different samples and options.

At this point, Mr. Moore interjected some comments relative to informal reviews. He stated that informal reviews are just "informal" and the LPC is not bound by any informal review given. Members of the LPC, after having reviewed an item informally, do have the opportunity to change their opinion at the formal review of a matter. Also, he stated that the issue of zoning is very important with respect to project reviews. Very plainly stated, the Mayor and Town Council do not want ARCOM or the LPC to review any matters which require zoning determinations until after the Town Council has first reviewed the matter. This would prohibit informal review of such matters as well.

G. Material update: 780 South Ocean Boulevard
Tiling

(Mr. Smith has previously declared a conflict with respect to this ongoing project.)

This item was taken out of order, and Mr. Smith passed the gavel to Mr. Pandula in light of his Conflict of Interest. (Voting Conflict form on file) Per discussions at last month's meeting, Mr. Davila of Smith Architectural Group returned for approval of the cabana spa tiles. The proposed custom tile is a copy of the original Mizner tile used on the pool of the main house. An approval of this tile would amend the Certificate of Appropriateness issued last month.

MOTION FOR APPROVAL OF THE TILE AS SUBMITTED BY MRS. FROST-GOLINO.

MOTION SECONDED BY MR. PANDULA.

MOTION CARRIED UNANIMOUSLY.

- F. Informal Review: 205 Phipps Plaza
Window/french door changes on north elevation, signage
(Mr. Smith will declare a conflict with respect to this
issue.)

(Voting Conflict form on file for Mr. Smith.)
Mr. Angelo Davila of Smith Architectural Group presented
this request for expansion into the former Leta Austin
Foster space, and an accompanying facade change on Seaview
Avenue. The air conditioning will be removed from the
facade, and french doors (no divided lites) will be
installed. The business name will appear in white vinyl
letters on two windows. The LPC offered no negative
comment.

Mr. Frank noted for the record that the property owner of
the building where the expansion will occur must give his
permission for this work to be done as part of the
application.

- H. Distribution of Designation Reports for November Hearings

Mrs. Jane Day, Staff Preservation Consultant, distributed
three Designation Reports for the November meeting:
130 Brazilian Avenue
249 Brazilian Avenue
Wells Road Scenic Vista

Comments by Mrs. Polly Earl, Preservation Foundation:

Mrs. Earl stated that there are several structures in the Town on
which the Preservation Foundation has a facade easement. She asked
that the Building Department establish a procedure for earlier
notification (earlier than the agenda) of matters to be heard so that
she might preview the proposals on which the facade easements occur.
Mr. Moore asserted that the facade easement agreement is indeed
between the Preservation Foundation and the property owner, and it
should be incumbent upon the property owner to notify the Preservation
Foundation of such projects. Mrs. Earl agreed that the property
owners should notify them, but they usually do not. Mr. Moore, after
some discussion, asked Mrs. Earl to supply the Building Department
with a list of those structures on which the Preservation Foundation
holds a facade easement so that we might call these items to their
attention. There is also the question as to whether the Preservation
Foundation should sign the application for Certificate of
Appropriateness, thereby acknowledging notice of the matter.

- I. The Preservation Plan: Mrs. Jane Day

At this time, the Town is in the process of doing an
Evaluation and Appraisal Report, which looks at the Town's
Comprehensive Plan and the goals stated therein, and
assesses whether those goals have been achieved since the
plan was written in 1989, and approved in 1990. One of the
objectives with regard to Historic Preservation which has
been achieved is the development of a Preservation Plan for

the Town of Palm Beach. After final adoption, it will become part of the Town's Comprehensive Plan, and it will become the official policy of the Town. Copies, after finalization, will be given to the members.

VI. Adjournment:

The next meeting of the Landmarks Preservation Commission will be heard on WEDNESDAY, NOVEMBER 15, 1995 at 9:00 a.m., in the TOWN COUNCIL CHAMBERS, 360 SOUTH COUNTY ROAD, PALM BEACH.

Respectfully submitted,


Eugene Pandula, Secretary
LANDMARKS PRESERVATION COMMISSION

11.7.95

cmd

TOWN OF PALM BEACH

ATTENDANCE RECORD (19 95)

With New Members

MEMBERS	1/95	2/ 95	3/ 95	4/ 95	5/ 95	6/ 95	7/ 95	8/ 95	9/ 95	10/ 95	11/ 95	12/ 95
Jeffery Smith			P	P	P	P	P	P	P	P		
Wm. Gubelmann	P	P	AU	P	P	AE	AE	E	E	P		
Eugene Pandula			P	P	P	P	P	P	P	P		
Anne G. Metzger	P	P	P	P	P	P	P	E	P	P		
J. Albarran de Mendoza	P	P	P	P	P	P	P	P	P	P		
Arthur Silverman	P	P	P	P	P	E	E	P	P	E		
Joanna Frost-Golino			P	E	P	AE	AE	E	P	P		

ALTERNATES	1/ 95	2/ 95	3/ 95	4/ 95	5/ 95	6/ 95	7/ 95	8/ 95	9/ 95	10/ 95	11/ 95	12/ 95
Jane R. Grace	P	P	P	P	P	AE	AE	E	P	P		
Elizabeth Shields	U	E	P	U	P	P	P	P	P	A		
Anne Keresev	P	P	P	P	P	AE	P	E	P	P		

LEGEND: P = Present
 E = Excused Absence
 U = Unexcused Absence
 A = Absence Pending Classification as "Excused" or "Unexcused"

TOWN OF PALM BEACH

RECORD OF VOTING CONFLICTS (1995)

With New Members

MEMBERS	1/95	2/95	3/95	4/95	5/95	6/95	7/95	8/95	9/95	10/95	11/95	12/95
				VPD2	VPD1	V			VPD2	VPD1		
Jeffery Smith			V2	& V								
Wm. Gubelmann	V											
Eugene Pandula				V	VPD1							
Anne G. Metzger												
J. Albarran de Mendoza	VPD1				V	VPD1						
Arthur Silverman												
Joanna Frost-Golino												

ALTERNATES	1/	2/	3/95	4/95	5/95	6/95	7/95	8/95	9/95	10/95	11/95	12/95
Jane R. Grace												
Elizabeth Shields												
Anne Keresey												

LEGEND: V = One Voting Conflict during a meeting
 V2 = Two Voting Conflicts during a meeting
 V3 = Three Voting Conflicts during a meeting
 And so on...

VPD = Voting Conflict Previously Declared
 (This category to be used when a conflict has been declared at a previous meeting, and the changes being reviewed are part of an ongoing renovation project. ONLY COUNT ORIGIN. DECLARED CONFLICT FOR ONGOING PROJECTS PER JOHN C. RANDOLPH, TOWN ATTORNEY)

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

LAST NAME—FIRST NAME—MIDDLE NAME SMITH, JEFFERY W.		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE LANDMARKS P.C.	
ADDRESS 241 SANFORD AVENUE		THE BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: ☒ CITY ☐ COUNTY ☐ OTHER LOCAL AGENCY	
CITY PALM BEACH COUNTY		NAME OF POLITICAL SUBDIVISION: TOWN OF P.B.	
DATE ON WHICH VOTE OCCURRED 10/18/95		MY POSITION IS: ☐ ELECTIVE ☒ APPOINTIVE	

MINUTES

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. The requirements of this law are mandatory; although the use of this particular form is not required by law, you are encouraged to use it in making the disclosure required by law.

Your responsibilities under the law when faced with 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

ELECTED OFFICERS:

A person holding elective county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his special private gain. Each local officer also is prohibited from knowingly voting on a measure which inures to the special gain of a principal (other than a government agency) by whom he is retained.

In either case, you should 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:

A person holding appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his special private gain. Each local officer also is prohibited from knowingly voting on a measure which inures to the special gain of a principal (other than a government agency) by whom he is retained.

A person holding an appointive local office otherwise may participate in a matter in which he has a conflict of interest, but must disclose the nature of the conflict before making any attempt to influence the decision by oral or written communication, whether made by the officer or at his direction.

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

- You should 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 should be provided immediately to the other members of the agency.
- The form should be read publicly at the meeting prior to consideration of the matter in which you have a conflict of interest.

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

- You should disclose orally the nature of your conflict in the measure before participating.
- You should 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 should incorporate the form in the minutes.

DISCLOSURE OF STATE OFFICER'S INTEREST

I, JEFFERY W. SMITH, hereby disclose that on 10/18, 19 95:

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

☒ inured to my special private gain; or

☒ inured to the special gain of SMITH ARCHITECTURAL GROUP, by whom I am retained.

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

PRESIDENT AND OWNER OF SMITH ARCHITECTURAL GROUP.

Regarding 205 Phipps Plaza

Please note that on 10/18/95, this matter was only discussed on an informal basis, and no vote occurred.

Date Filed

10/18/95

Signature

[Signature]

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317 (1985), 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 \$5,000.

FORM 8B MEMORANDUM OF DECISION COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME SMITH, JEFFERY W.		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE LANDMARKS, PC.	
HOME ADDRESS 241 SANFORD AVENUE		THE BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE ON WHICH I SERVE IS A UNIT OF ☒ CITY ☐ COUNTY ☐ OTHER LOCAL AGENCY	
CITY PAUM BEACH, FL		NAME OF POLITICAL SUBDIVISION TOWN OF PAUM BEACH	
DATE ON WHICH VOTE OCCURRED 10/10/95		MY POSITION IS: ☐ ELECTIVE ☒ APPOINTIVE	

MINUTES

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. The requirements of this law are mandatory; although the use of this particular form is not required by law, you are encouraged to use it in making the disclosure required by law.

Your responsibilities under the law when faced with 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

ELECTED OFFICERS:

A person holding elective county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his special private gain. Each local officer also is prohibited from knowingly voting on a measure which inures to the special gain of a principal (other than a government agency) by whom he is retained.

In either case, you should 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:

A person holding appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his special private gain. Each local officer also is prohibited from knowingly voting on a measure which inures to the special gain of a principal (other than a government agency) by whom he is retained.

A person holding an appointive local office otherwise may participate in a matter in which he has a conflict of interest, but must disclose the nature of the conflict before making any attempt to influence the decision by oral or written communication, whether made by the officer or at his direction.

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

• You should 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 should be provided immediately to the other members of the agency.
- The form should be read publicly at the meeting prior to consideration of the matter in which you have a conflict of interest.

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

- You should disclose orally the nature of your conflict in the measure before participating.
- You should 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 should incorporate the form in the minutes.

DISCLOSURE OF STATE OFFICER'S INTEREST

I, Jeffery W. Smith, hereby disclose that on 10/18, 19 95:

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

☐ inured to my special private gain; or

☒ inured to the special gain of Lowell Paxson, by whom I am retained.

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

This concerned an approval of a material sample only, and is part of a previously declared Conflict of Interest for this ongoing job.

10/18/95

Date Filed

Signature [Signature]

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317 (1985), 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 \$5,000.