

TOWN OF PALM BEACH

Planning, Zoning & Building Department

MINUTES

LANDMARKS PRESERVATION COMMISSION

WEDNESDAY, JULY 16, 2003 AT 9:00 A.M.

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

I Call to Order: Mr. Pandula called the meeting to order at 9:00 a.m.

II Roll Call:

PRESENT: Eugene Pandula, Chairman
Ann Blades, Secretary
Ann Vanneck, Member
Jack Pyms, Member
Judy Hoffman, Member
Patrick Segraves, Member
William Lee Hanley Jr., Alternate Member
Robert T. Eigelberger, Alternate Member
John C. Randolph, Town Attorney
Veronica Close, Asst. Director of PZ&B
Timothy M. Frank, Planning Administrator
Jane Day, Staff Preservation Consultant

ABSENT: Sari Wilkey, Vice Chairman (Unexcused)
Wendy Victor, Alternate Member (Unexcused)
Robert L. Moore, Director of Planning, Zoning & Building

RECORDING SECRETARY: Cynthia M. Delp

III Approval of the Minutes of the June 18, 2003 meeting:
MOTION BY MRS. BLADES FOR APPROVAL OF THE MINUTES.
MOTION SECONDED BY MR. PYMS.
MOTION CARRIED UNANIMOUSLY.

IV Administration of the Oath to all persons who wish to testify: By Mrs. Delp

V

Public Hearings:

A. Application for Certificate of Appropriateness #2-2003 (deferred from Feb. & May)
Relocation of existing landmarked house and construction of new single family
dwelling

Owner: First Allied Jacksonville Corporation

Applicant: Malcolm and Linda Glazer

Address: 1200 South Ocean Boulevard

Architect: Bridges, Marsh & Carmo

Project Description: Request approval of the following:

1. Relocate the main elements of the landmarked house westerly of the Coastal Construction Line (includes new foundation for increased stability)
 2. Demolish some existing ancillary structures/elements
 3. Paint the Mizner house with a color typical of the Mizner period
 4. Relocate the house on an elevated site and create a driveway turnabout with gravel
 5. Replicate the fountain which is currently located on the north property line wall, at the westerly end of that wall, to relate to the relocated house in the same way as at present
 6. Replicate the existing western garden area
 7. Establish a lawn on the east side of the relocated house to create an appropriate space to preserve the spacial integrity of the relocated house relative to the new house
 8. Create a new entrance to the property to provide a better opportunity for the public to see at least a portion of the relocated house from the street
 9. Design a new house to be reviewed by the Landmarks Preservation Commission to ensure compatibility with the landmarked structure
 10. Other associated changes as presented
- And*
11. ***Conceptual Review ONLY: To leave the landmarked house in its existing location, and to revitalize same, and to add to the existing landmarked house.***

CALL FOR DISCLOSURE OF EXPARTE COMMUNICATIONS: None declared

At the February 2003 meeting, there was a motion for deferral to the May meeting. At the May meeting, there was a motion for deferral to the July meeting. Please note that the architect has requested an additional deferral to the August meeting.

Mr. Frank commented that since this matter has been deferred several times, staff recommends removal, rather than deferral, of this item, together with re-advertising the item for proper public notice. He noted that the original advertisement of this project was for the option to move the landmarked house, despite the fact that another option has been previously mentioned to add on to the landmarked house. Although never properly advertised, the "addition" proposal has been the stated preference of the LPC. Mr. Pandula agreed that the item should be removed from the agenda, especially because the variance approval needed for the option to move the landmarked house was not granted by the Town Council.

Architect Mark Marsh of Bridges, Marsh & Carmo stated that, on behalf of the applicant, they will withdraw the original application. He wanted the LPC to know that the Bridges, Marsh & Carmo

team is working with the owner to develop a new design concept for the property. Mr. Marsh expected to file for LPC review for the new design at the LPC's September meeting.

⓪ **MOTION BY MRS. VANNECK TO REMOVE CERTIFICATE OF APPROPRIATENESS #2-2003 FROM THE AGENDA.**

**MOTION SECONDED BY MR. PYMS.
MOTION CARRIED UNANIMOUSLY.**

Mrs. Blades asked whether the house is closed up, i.e., protected from the elements. Mr. Marsh assured her that the house is secured.

- B. Application for Certificate of Appropriateness #19-2003,
 Site Plan, Landscape/Hardscape, Lighting
 Owner/Applicant: James H. Clark, James H. Clark & Nancy Rutter Clark
 Revocable Living Trust
 Address: 1500 South Ocean Boulevard
 Architect: Bridges, Marsh & Carmo, Inc.
 R.E. Truskowski, Inc.
 Project Description: Request approval of the following:
1. Final site plan
 2. Landscape/hardscape
 3. Site lighting
 4. Other associated changes as presented

⓪ **CALL FOR DISCLOSURE OF EXPARTE COMMUNICATIONS:** None declared

Mark Marsh, Architect, and Robert Truskowski, Landscape Architect, presented this request.

Mr. Marsh explained that today's presentation would bring the LPC up to date as to what has been done at the site, while seeking some final approvals as stated above. He noted that the project is on schedule for an October completion. The beach parcel should be completed in March or April of 2004.

Mr. Marsh stated that there have been very little changes to the hardscape since the LPC originally reviewed this project. He noted that the main motorcourt will be done in gravel, and all other hardscape is coquina, which is predominant at the site. Several aerial photos were shown of the site to illustrate hardscape and landscape. Mr. Truskowski continued with the landscape elements, which are approximately 40% complete. They are currently planting the jungle hammock garden located at the southeast corner of the property. Both the east and west sides of the house are bordered by large expanses of lawn. In the east lawn, a fountain is centrally located. Mrs. Vanneck noted that the LPC needs to see the fountain details before any final approval is given. Mr. Truskowski reported that during the life of the project, some plant species have been removed and replaced due to salt tolerance issues. He reported that the landscape has been coordinated with the drainage at the site, so there is no conflict between these two aspects of the project. Mr. Frank added that staff agrees that there are no unresolved drainage issues with this project. *(Note: Staff will be reviewing all future projects for adequate drainage in concert with our staff engineer, Mr. Martin Gauthier.)*

Relative to the site lighting, Mr. Truskowski stated that all fixtures will be 50 and 75 watt fixtures. Most are uplights, with a few 50 watt downlights at the walking areas. The site lighting will be adjustable to various levels depending on activities at the site at any given time.

Mark Marsh discussed the exterior lighting fixtures. They are handcrafted solid bronze fixtures which are being manufactured in Europe. The lights will be crafted in various sizes applicable to specific locations, but the style will be consistent. Fixtures will be either wall bracketed, wall mounted, post fixtures, or hanging fixtures. Mr. Marsh noted that the fixtures will have to satisfy UL requirements.

MOTION BY MRS. VANNECK FOR APPROVAL OF THE PROJECT AS PRESENTED, WITH THE CONDITION THAT THE FOUNTAIN ON THE EAST SIDE IS BROUGHT BACK TO THE LPC FOR APPROVAL, AND THAT ANY FUTURE LANDSCAPE CHANGES ARE BROUGHT BACK TO THE LPC FOR APPROVAL.

**MOTION SECONDED BY MRS. BLADES.
MOTION CARRIED UNANIMOUSLY.**

After Item C., this matter was re-visited in order to clarify the intent of the motion.

**MOTION BY MRS. VANNECK TO RECONSIDER COA #19-2003.
MOTION SECONDED BY MRS. BLADES.
MOTION CARRIED UNANIMOUSLY.**

MOTION MODIFIED BY MRS. VANNECK FOR APPROVAL OF THE PROJECT AS PRESENTED, WITH A DEFERRAL TO AUGUST FOR THE EAST FOUNTAIN DETAILS.

**MOTION SECONDED BY MRS. BLADES.
MOTION CARRIED UNANIMOUSLY.**

C. Application for Certificate of Appropriateness #20-2003,
Addition

Owner/Applicant: Stuart Subotnick

Address: 702 North County Road

Architect: Bridges, Marsh & Carmo, Inc.

Project Description: Request approval of the following:

1. New two bedroom addition over garage
2. New back stair connecting garage, basement, main house and terrace
3. Other associated changes as presented

CALL FOR DISCLOSURE OF EXPARTE COMMUNICATIONS: None declared

Guillermo Vasquez of Bridges, Marsh & Carmo presented this project. Mr. Vasquez stated that the second story addition over the garage adds two guest bedrooms with baths and an open air via to the home. Matching finishes will be used on the addition.

**MOTION BY MRS. VANNECK FOR APPROVAL OF THE PROJECT AS PRESENTED.
MOTION SECONDED BY MRS. HOFFMAN.
MOTION CARRIED UNANIMOUSLY.**

VI **Other Business:**

A. Report: Condition of 455 North County Road

Let the record show that Mr. Pym recused himself from discussion of this matter for reasons declared at last month's meeting. (Voting Conflict form on file.)

Mr. Frank noted that because of the absence of two members, and Mr. Pym's recusal, Mr. Eigelberger will vote relative to this matter.

Mr. Frank stated that at the June meeting, there was discussion relative to "deterioration by neglect" as it relates to this property. At that time, the LPC directed staff to move forward to present a report and recommendations to the LPC at this, the July meeting. The report is complete and was delivered to the members in attendance today and to Mr. Kolins, the owner's attorney. The report provides a history of the project, and includes a report by the Assistant Building Official, Harry Ackerman, as well as an evaluation by an engineer, Mr. David Carmo. Staff is asking the LPC to endorse the report, and indeed, declare that "deterioration by neglect" is occurring at this property.

Mr. Randolph spoke to the procedure relative to "deterioration by neglect." The first step is that the Building Official is to make a determination as to whether demolition or deterioration by neglect has occurred. The Building Official, by way of the report by Harry Ackerman, has done a report which addresses the criteria listed in the ordinance. The next step, occurring today, is for the LPC to initially determine, based upon the report, that the landmark is in the course of deteriorating by neglect. If that is the action taken, the staff will notify the owner of record of this preliminary finding, stating the reason for the finding, and giving the owner 30 days to commence work to rectify the evidences of neglect. If the owner fails to take that action within 30 days of notice, the LPC will notify the owner, and the LPC shall hold a public hearing to present the reasons for the notice, giving the owner time for rebuttal. If deterioration by neglect is sustained by the LPC, the LPC informs the Town Council of its findings, and the Town Council ~~make~~ *may* likewise make charges of deterioration by neglect.

**MOTION BY MRS. VANNECK TO ADOPT THE REPORT FROM THE TOWN
RELATIVE TO 455 NORTH COUNTY ROAD CONCERNING DETERIORATION BY
NEGLECT, INCLUDING THE LETTER FROM HARRY ACKERMAN LISTING HIS
FINDINGS, AS WELL AS MR. CARMO'S FINDINGS, AND TO TAKE THE
APPROPRIATE STEPS TO NOTIFY THE OWNER OF THIS LPC DECISION.**

MR. RANDOLPH CLARIFIED...."So that motion is to make a preliminary finding of deterioration by neglect on the basis of everything that is set forth in the report, and that the owner be notified."

MRS. VANNECK: "That is correct."

MOTION SECONDED BY MRS. BLADES, AND MOTION CARRIED UNANIMOUSLY.

Mr. Kolins asked to address the LPC. He stated that he has reviewed the report, and it is his understanding that the Town engaged Mr. Carmo to do an analysis of the status of the building. If that is so, he questioned whether the motion today will be followed by notice from the Town that the things in the Carmo letter are the items that need to be corrected. Both Mr. Randolph and Mr. Frank responded that the Harry Ackerman letter must be considered cumulatively with Mr. Carmo's report.

Mr. Pandula provided an update relative to Mar-a-Lago. Mr. Pandula, Mr. Frank, and Mrs. Day had met with Mr. Blackman at the site to review the large crest on the south cabana building. The Mar-a-Lago Club has agreed to remove it from the chimney and move it down lower on the building. Mr. Pandula also dealt with the level of the gilding of the crests, presenting a sample of the gilding as originally proposed, and a sample of antiqued gilding as an alternative. The antiqued gilding was agreed upon at the site and will be the eventual finish of the crests.

Mrs. Hoffman commented that the cabanas are so visible from A1A, without enough landscape material along the west property wall. Mrs. Vanneck recalled that she had previously stated that the landscape at this area is inadequate. Mr. Frank remarked that the landscape materials have changed over time due to salt tolerance issues, but the landscape issues will have to be satisfied before the project receives a final Certificate of Occupancy. Likewise, if the LPC has not already given final approval of the landscape. Mr. Blackman will be required to return to the LPC for final approval.

VII Adjournment:

MOTION BY MRS. VANNECK TO ADJOURN AT 9:53 A.M.

MOTION SECONDED BY MRS. HOFFMAN.

MOTION CARRIED UNANIMOUSLY.

The next meeting of the Landmarks Preservation Commission will be held on **Wednesday, August 20, 2003** in the Town Council Chambers, 2nd Floor, Town Hall, 360 South County Road, Palm Beach, FL 33480.

Respectfully submitted,



Ann Blades, Secretary

LANDMARKS PRESERVATION COMMISSION

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**TOWN OF PALM BEACH
LANDMARKS PRESERVATION COMMISSION**

ATTENDANCE RECORD 2003

MEMBERS	1/03	2/03	3/03	4/03	5/03	6/03	7/03	8/03	9/03	10/03	11/03	12/03
Eugene Pandula	<u> P </u>	<u> P </u>	<u> P </u>	<u> P </u>	<u> P </u>	<u> P </u>	<u> P </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Elizabeth Dowdle	<u> P </u>	<u> P </u>	(Term expired 3/03)									
Sari M. Wilkey	<u> P </u>	<u> P </u>	<u> P </u>	<u> P </u>	<u> P </u>	<u> P </u>	<u> U </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Ann Vanneck	<u> P </u>	<u> P </u>	<u> P </u>	<u> E </u>	<u> P </u>	<u> U </u>	<u> P </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Ann Blades	<u> P </u>	<u> P </u>	<u> P </u>	<u> P </u>	<u> U </u>	<u> P </u>	<u> P </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Jack Pyms	<u> P </u>	<u> P </u>	<u> P </u>	<u> P </u>	<u> P </u>	<u> P </u>	<u> P </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Judy Hoffman	<u> P </u>	<u> E </u>	<u> P </u>	<u> P </u>	<u> P </u>	<u> P </u>	<u> P </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
	Alt.	Alt.										
Patrick Segraves	<u> P </u>	<u> P </u>	<u> P </u>	<u> P </u>	<u> P </u>	<u> P </u>	<u> P </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

ALTERNATE MEMBERS	1/03	2/03	3/03	4/03	5/03	6/03	7/03	8/03	9/03	10/03	11/03	12/03
Wendy Victor	<u> P </u>	<u> P </u>	<u> P </u>	<u> P </u>	<u> P </u>	<u> P </u>	<u> U </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
William Lee Hanley Jr.	<u> n/a </u>	<u> n/a </u>	<u> P </u>	<u> P </u>	<u> E </u>	<u> P </u>	<u> P </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Richard Krock	<u> n/a </u>	<u> n/a </u>	<u> E </u>	(Resigned 4/8/03)								
Mario Nievera	<u> P </u>	<u> P </u>	(Did not seek re-appointment)									
Robert T. Eigelberger	<u> n/a </u>	<u> n/a </u>	<u> n/a </u>	<u> n/a </u>	<u> n/a </u>	<u> P </u>	<u> P </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

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



**TOWN OF PALM BEACH
LANDMARKS PRESERVATION COMMISSION**

RECORD OF VOTING CONFLICTS 2003

MEMBERS	1/03	2/03	3/03	4/03	5/03	6/03	7/03	8/03	9/03	10/03	11/03	12/03
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Eugene Pandula	___	___	___	___	___	_V_	___	___	___	___	___	___
Elizabeth Dowdle	___	___	(Term expired 3/03)									
Sari M. Wilkey	___	___	___	___	___	___	___	___	___	___	___	___
Ann Vanneck	___	___	___	___	___	___	___	___	___	___	___	___
Ann Blades	___	___	___	___	___	___	___	___	___	___	___	___
Jack Pyms	___	___	___	___	___	_V_	VPD1	___	___	___	___	___
Judy Hoffman	___	___	___	___	___	___	___	___	___	___	___	___
Patrick Segraves	Alt.	Alt.	___	___	___	___	___	___	___	___	___	___

ALTERNATE MEMBERS	1/03	2/03	3/03	4/03	5/03	6/03	7/03	8/03	9/03	10/03	11/03	12/03
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Wendy Victor	___	___	___	___	___	___	___	___	___	___	___	___
William Lee Hanley Jr.	___	___	___	___	___	___	___	___	___	___	___	___
Richard Krock	___	___	(Resigned 4/8/03)									
Mario Nievera	___	___	(Did not seek reappointment)									
Robert T. Eigelberger	___	___	___	___	___	___	___	___	___	___	___	___

LEGEND: V = One Voting Conflict during a meeting
 V2 = Two Voting Conflicts during a meeting
 V3 = Three Voting Conflicts during a meeting

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
 project. ONLY COUNT ORIGINALDECLARED
 CONFLICT PER JCR, TOWN ATTORNEY)



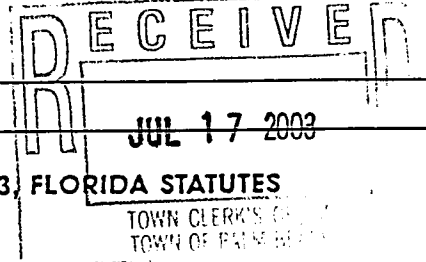
FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME PYMS, JACK		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE LANDMARKS PRESERVATION COM	
FILING ADDRESS 2545 SO. OCEAN BLVD #201		THE BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:	
CITY PALM BEACH, FL	COUNTY 33480	:A CITY : : COUNTY : : OTHER LOCAL AGENCY :	
DATE ON WHICH VOTE OCCURRED 7-16-03		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. 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, SPACK Pym, hereby disclose that on July 16, 2003.

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

inured to my special private gain; or NEITHER

inured to the special gain of _____, by whom I am retained.

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

SUBMITTED PROPERTY TO POTENTIAL BUYER

2003 JUL

7-16-03
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.

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

LAST NAME—FIRST NAME—MIDDLE NAME PYMS, JACK		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE LANDMARKS PRESERVATION COM	
MAILING ADDRESS 2545 So. Ocean Blvd #204		THE BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: :A CITY : : COUNTY : : OTHER LOCAL AGENCY :	
CITY Palm Beach, FL		NAME OF POLITICAL SUBDIVISION: Town of Palm Beach	
COUNTY 33480		MY POSITION IS: : : ELECTIVE : ☒ APPOINTIVE	
DATE ON WHICH VOTE OCCURRED 7-16-03			

MINUTES

WHO MUST FILE FORM 8B

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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:

☒ 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, Jack Pym, hereby disclose that on July 16, 2003

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

inured to my special private gain; or NEITHER

inured to the special gain of _____, by whom I am retained

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

SUBMITTED PARAPHERY TO POTENTIAL BUYER

7-16-03
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.