



TOWN OF PALM BEACH

Planning, Zoning & Building Department

MINUTES

LANDMARKS PRESERVATION COMMISSION

WEDNESDAY, FEBRUARY 15, 2006 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 9:03 a.m.

II **Roll Call:**

PRESENT:

Eugene Pandula, Chairman
Judy Hoffman, Vice Chairman
Wendy Victor, Secretary
Ann Blades, Member
William Lee Hanley Jr., Member
Patrick Segraves, Member
Robert T. Eigelberger, Member
Eileen L. Bresnan, Alternate Member
Gail L. Coniglio, Alternate Member
Hazel Rubin, Alternate Member
Veronica Close, Director of Planning Zoning & Building
Timothy M. Frank, Planning Administrator
Jane Day, Staff Preservation Consultant

ABSENT: John C. Randolph, Town Attorney

RECORDING SECRETARY: Cynthia M. Delp

III **Approval of the Minutes of the January 18, 2006 Meeting:**

MOTION FOR APPROVAL OF THE MINUTES BY MRS. VICTOR.

MOTION SECONDED BY MR. HANLEY.

MOTION CARRIED UNANIMOUSLY.

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

V **Public Hearings:**

- ① A. 455 North County Road: Continuation of Deterioration by Neglect
Owner: 123, LLC
Continuation of quarterly reports, Attorney Frank Lynch

Attorney Frank Lynch appeared on behalf of the property owner. He passed a set of recent photographs to the members. Mr. Lynch reported that the outside is finished; the roof is on; the doors and windows are installed; the drywall has started from the third story down; most of the second floor has been completed; the utilities are installed; and, electricity is installed to the extent it can be for the drywall. At yesterday's Town Council meeting, a time extension relative to the building permit was granted until April of 2007. Mr. Lynch assured the commission that his client remains committed to finishing the project as soon as possible. He noted that while work is continuing interiorly, exterior site work will be done simultaneously.

Mrs. Hoffman inquired why greater efforts were not expended to save the specimen trees injured by Hurricane Wilma. She noted that all of these trees were removed approximately one week ago. Mr. Lynch stated he did not have sufficient knowledge about the trees to answer Mrs. Hoffman's question. Mr. Frank was aware of the situation, and responded to her question. He stated that staff received a complaint about the condition of the trees. The Town's forester, Mr. Joe Ugi, was called to the site. Mr. Ugi determined that the trees were damaged beyond repair, and authorized that the trees be removed. Mr. Frank noted that Mr. Ugi had been called out to the site right after the hurricane.

① Mr. Pandula asked whether a revised landscape plan will need to be submitted. Mr. Frank stated that the full landscape plan for this project is due to come before the LPC for review. Mr. Lynch will notify his client that the landscape plan must return to the LPC.

Mr. Lynch will return in another three months (May) for the next quarterly update.

VI **Other Business:**

- A. Status Update: Four Arts Garden Project

① Staff had asked Morgan Wheelock, Landscape Architect, to provide an update relative to the project. The LPC had requested such an update at an earlier meeting. Mr. Wheelock provided some history relative to this project. He stated that the building permit was obtained in January 2005; the trailer permit was obtained on February 18, 2005; and, site demolition began in March of 2005. The target date for completion was April of 2006, and the contractor still states that the job will be substantially complete by the end of April. Mr. Wheelock, however, had doubts that the April deadline could be met as several delays have hindered progress at the site. First, the banyan tree, which was ultimately removed due to its deteriorating condition and illness, created a delay of approximately four weeks. The hurricane added a two week delay. Another unanticipated circumstance was encountering more rock under the sculpture garden than originally thought. This has caused delays and problems with underground utilities. Potential delays may be attributed to the delivery of materials. For example, the quartzite for the plazas and finishes was shipped February 6, 2006 and is expected to arrive from Brazil by March 1,

2006. Wood for the pergolas, coming from Bolivia, was shipped February 13, 2006 and is expected on March 15, 2006. Since the hurricane, it has become extremely difficult to locate trees in the size and species needed for the garden. Mr. Wheelock noted that approximately 70% of the trees have been located to date. Major trees will be planted beginning in mid-March and will continue through April and May, according to Mr. Wheelock's estimates. Considering access difficulties, Mr. Wheelock extended that completion estimate to mid-May through the end of June for final touches. Mr. Wheelock noted that there have been no design changes since the LPC approval, except for plant material. All of the hardscape, walls, fences, etc. is exactly as presented. Mr. Wheelock anticipated that the final landscape plan will be ready for presentation to the LPC in March or April. He added that the amount of shade tree planting on the east side of the garden has increased as a result of the completion of the Palm Beach Public School project.

Mrs. Blades asked about solutions for permeability at the site. Mr. Wheelock responded that the Magnolia was destroyed in the hurricane. All paving has been removed in the display garden. No shallow roots were found at the site other than the Sandalwood which is coming before the Town Council in April for condemnation. A pine tree will replace the Sandalwood which is more consistent with the Chinese flavor of that garden. Other specimen trees will be planted as well. Mrs. Blades noted that a number of specimen trees have been lost at the site.

Mr. Wheelock stated that pathways will be done in brick, coquina, tabby, and flat pebbles (Island Stone) with a border of the existing slate in the Chinese garden, as presented previously to the LPC. Mr. Wheelock added that some changes have been made with the paving, and those will be presented to the LPC, along with a utility gate.

B. Discussion relative to 5 Middle Road: Gate color

Mr. Frank stated that staff has reviewed the record and the only color specified for the gate was white. Mrs. Day spoke with the architect and reviewed the written record. Mrs. Delp had reviewed the tapes of the meetings when the gates were discussed. Mrs. Day stated that Mr. Kirchhoff had thought that later in the process he had said that the gates would match the shutters. That was not recorded in the minutes and was not heard on the tapes. The situation exists now that the installed gates are aqua and match the shutters. She stated that the commission had the choice of whether to approve the gates as installed, or require the architect to apply for approval of same.

Several members did not recall approving a color for the shutters either. Mrs. Day stated that the architect could be asked to bring both the gate and shutter color back to the LPC. The members agreed that this should be done, but asked that the record be researched as well.

MOTION BY MR. EIGELBERGER TO CONTINUE THIS MATTER TO THE NEXT MEETING.

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

- C. Continuation of discussion relative to 1438 North Ocean Way: Written request dated and received January 27, 2006 from the architect to remove the property from "Under Consideration" status.*

*Please note that the project heard informally at the January meeting for 1438 North Ocean Boulevard was not legally advertised for Certificate of Appropriateness hearing for the February 15, 2006 meeting in light of the aforementioned request to remove the property from "Under Consideration" status.

Mrs. Day stated that she had nearly completed her research of this property, and her opinion is that this home is not a good example of Gustav Maass's architecture. Mrs. Day believed that Maass had been hired only after a contentious situation between the original owner and the Town's Building Department. Apparently, the Fire Marshal had asked the owners to tear down the building, and it was at that point that Maass was hired. Mrs. Day stated that she would not recommend this house for designation as a landmark, but it was up to the LPC if they wanted her to complete and present a Designation Report or remove it from consideration at this time.

Mr. Frank read a letter into the record from the owner requesting that the house be removed from "under consideration" status. He wanted it noted in the record that staff's opinion that the house was not worthy of landmark designation was reached prior to receipt of this letter.

MOTION BY MR. EIGELBERGER TO REMOVE THE PROPERTY FROM "UNDER CONSIDERATION" STATUS.

MOTION SECONDED BY MRS. VICTOR.

Mr. Pandula wanted it made very clear that the reason this house was being removed from "under consideration" status was because it does not meet the criteria for designation, not because the owner received "an unfavorable review from us last month and is looking to get out of the process."

MOTION CARRIED UNANIMOUSLY.

Mr. Segraves stated, for the record, that he did not vote on that motion, and restated a previously declared Conflict of Interest. (Mrs. Delp notes that Mr. Segraves had left the dias for discussion of this matter.)

- D. Status Report: Palm Beach Public School

Mr. Frank reported that he had spoken with Kris Garrison of the School Board team. Ms. Garrison stated there is a crew of workers at the school taking care of remaining items. Regarding the clock, Mr. Frank stated that donations for the clock have been received and the clock can be ordered. The glazing is in place on the south elevation and the parapet is up. Mr. Frank noted that there have been complaints regarding the noise generated by the air

conditioning units. He will ask Code Enforcement to perform a decibel reading to determine whether there is a violation. Regarding the parking lot lights, Ms. Garrison was in favor of cutting the light posts, and in favor of the Town donating the same street lights as are used in the town. Whatever lights are ultimately chosen, they will have to meet a certain lumen reading as required for parking lots. The barrel tile for the roof on the original building has been ordered, but the roof is dried in.

There was a question about the lights which appear at various places on the building. Mr. Frank stated that these sconces were part of the original LPC approval. Mr. Hanley asked about whether the questions related to the sight triangle have been resolved. Mr. Frank had no information in that regard.

Having been carried on the LPC's agenda for months under Other Business, the Palm Beach Public School will not be carried as an agenda item in the future unless there is some matter which requires an update to or action by the LPC.

E. Discussion relative to 1200 South Ocean Boulevard

Ms. Close stated that on January 9, 2006, the town sent a violation notice to the property owner, giving 30 days to correct the violations. Failing correction of the violations, the case will be heard at the March 16, 2006 meeting of the Code Enforcement Board. After the letter was sent, Ms. Close, Harry Ackerman, Acting Building Official, and Robert Walton, Chief Code Compliance Officer, made a site visit to determine the extent of the work required to perform the required corrections. On January 31, 2006, a representative for the property sent a letter to the town outlining the corrective action taken and to be taken. In early February, that letter was discussed with the project representative, Lazlo Wagner, and he was asked for clarification. On February 9, 2006, a revised letter was received from the project representative. Staff later met with him to clarify matters. He was advised that if the repairs had not been completed, the case would be heard at the March Code Enforcement Board meeting. On February 13, the town was notified that he had met with the owner to explain the situation. Ms. Close expected that a written update would be forwarded to the town outlining the corrections made and when the rest of the corrections would be effected. Staff has requested a construction schedule with regard to this project. The project representative informed staff that they will be heard informally at the April meeting of the LPC, in advance of going to the Town Council in May, with the new project for this site.

Staff confirmed that any approvals for the project presented a few years ago by Digby Bridges had expired. The new project has been designed by architect Rafael Portuondo.

Mr. Pandula stated that the first proposal for the property was to demolish it; secondly, to move the existing house and make it the gatehouse on the property, together with constructing a new main house on the ocean; and, thirdly, a proposal retaining the footprint of the original house, and constructing additions to the existing oceanfront house. Conceptual approval had been given to the third concept, but it never came to fruition. After that point, some selective demolition

occurred, and the Building Department and now Code Enforcement became involved. Mr. Pandula stated that Mr. Portuondo had contacted him several months ago relative to the new project which includes restoration of the original building with some additions to the structure. He and his client will finalize the plans in the next few weeks, after which they will seek approvals from the LPC and the Town Council.

Mr. Frank pointed out that at the November meeting of the LPC, members voiced concern over the deteriorated condition of the building. Staff responded as earlier noted by Ms. Close.

Mr. Reg Stambaugh was sworn by Mrs. Delp. Mr. Stambaugh passed photos of the site, taken around January 10, 2006, to the members illustrating the conditions at the site. He noted that this property has been owned by Malcolm Glazer since 2000. Mr. Stambaugh commented that this owner certainly has the means to have taken care of this property. While he complimented staff on their efforts to cite the property, he felt it was important for the Preservation Foundation to formally endorse staff's efforts and state that this Mizner house is an important structure. He advised that the Preservation Foundation will be watching the house closely. The Preservation Foundation is requesting that the Code Enforcement Board apply appropriate pressure on the property owner, including levying fines, as soon as possible.

Mrs. Victor stated that about three years ago, interior exploratory demolition of walls removed chunks of the structure, an action which was unconscionable. Mr. Stambaugh commented that the house shows exposed rebar, exposed exterior wood, and the need for painting, etc. While Mr. Stambaugh claimed that this Mizner house is falling apart, Mrs. Blades noted that it was in good condition when Mr. Glazer bought it. She felt it was unconscionable that the Glazers have allowed this to happen. Mr. Stambaugh felt that giving them more time to make corrections feeds into the further destruction of the building.

Mrs. Victor stated that the LPC has been talking about the deteriorated condition of this house for years. She viewed this situation as a demonstration of a basic flaw in the processes of the town since the process allows the violations to drag on and on. Mr. Frank advised that the Code Enforcement Board processes must be exhausted first, prior to the town making any attempt to invoke "demolition by neglect".

Mr. Stambaugh recommended that the LPC members attend the March Code Enforcement Board meeting to encourage the board toward no more leniency. That meeting will be held on Thursday, March 16, 2006 at 2:00 p.m.

Mrs. Victor questioned how the town's landmarks can be protected against owners, such as the Glazers, who purchase landmarks with the purpose of tearing them down, and then failing that, leave the buildings to deteriorate.

Mr. Eigelberger suggested that each landmark member be assigned to two landmarks per month, so that the member can monitor changes to the landmarks which might otherwise go unnoticed. Mrs. Day stated that her budget was just increased, and she plans to visit every landmark

property every year to note any changes. Mr. Eigelberger encouraged the members to report any unapproved changes to staff right away, but still advocated that the members have landmarks assigned to them. Other members noted that there is an access problem if the owner will not allow a commissioner on the property. Ms. Close verified that without an owner's permission, only a drive-by inspection can be performed.

Ms. Close stated that staff can develop a map of the town, divided into ten districts, for presentation at the next LPC meeting.

Mr. Pandula commented that there is a procedural issue with the point at which the Town can, under its ordinances, take action to stop the further deterioration of landmarked buildings. The process is involved and takes quite a bit of time. He advocated a more forceful time limit to make repairs on landmarks, using the date that the violation was first noticed as a start date. This would avoid repairs being done intermittently and deterioration of buildings continuing unnecessarily. Mr. Stambaugh agreed stating that the fining process for violations should not be deterred because the owner has made some, but not all of the needed repairs. Mrs. Blades commented that the LPC ordinance has no teeth for enforcement power.

Mr. Frank remarked that staff has responded to the LPC's concerns about 1200 South Ocean Boulevard and is moving toward that Code Enforcement Board hearing. He noted that the owner is developing a new design for the property and should be given the opportunity to move forward with a plan which corrects the deteriorated conditions. Mr. Frank remarked, however, that with an approval of the new design, staff cannot tell whether the new plan will actually be implemented until it is evident that it has not been implemented.

F. Distribution of Designation Report for March meeting - 435 Seaspray Avenue.

Copies of the Designation Report for 435 Seaspray were distributed to the members in preparation for this designation hearing next month.

G. Notice of Special Town Council Meeting relative to Landmark Program
Monday, April 10, 2006 from 2:00 p.m. to 5:00 p.m.

Mr. Frank explained that this meeting comes in response to the March 2005 LPC decisions relative to Four Winds and general LPC policies and procedures. Many of the recommendations have already been effected, but at this meeting, all remaining issues will be settled. Mrs. Day stated that the members will be provided copies of the recommendations in advance of the April 10th meeting.

At this point, Mr. Eigelberger raised a question about the upcoming designation hearing listed as Item "F" above. Noting what he saw in the photos included in the Designation Report, he stated that he did not think that the lamp, balcony railings and awning over the front door were

appropriate for the building, and therefore, should not be included in the landmarking. Mrs. Day responded that the bones of this building are good, and the orientation of the building is very important. Very few alterations have been done to the interior. She noted that the property owner is interested in historic preservation. Landmarking the structure will reserve all future changes for the LPC's review. Mr. Eigelberger reiterated his opinion that it would not be appropriate to designate the house with these inappropriate features. Mrs. Day replied that the Designation Report documents the property at the time of designation. The Designation Report does not make any guarantees that the house is as it was originally built. Mr. Eigelberger asked if members could visit the home individually. Staff will check on this.

Mrs. Victor commented that the Town Council will appoint a new member to the LPC, filling the seat which will be vacated by Mrs. Blades. Several other members are up for re-appointment. Having examined the Applications for Service of the persons who applied to serve on the LPC, Mrs. Victor commented that three are realtors, and two have applied for service on all boards. She felt there was a general lack of preservation knowledge among the applicants to date. She urged the LPC members to encourage persons interested in preservation to apply for service on the LPC. She also felt that the low number of applicants demonstrates the need for a second non-resident expert seat on the LPC. Ms. Rubin recommended an internship period or buddy system for new members, without any ramifications of the Sunshine Law. She felt that new members experience a very intense learning process, and need more education.

Mrs. Victor brought up the subject of Mrs. Day's budget which is limited to a certain number of hours. She questioned if Jane's filling in for Mr. Frank at ARCOM meetings subtracts from those hours so less are available for LPC matters. Ms. Close responded that it is irrelevant whether Jane is serving ARCOM or the LPC, as far as the departmental budget.

Mrs. Victor remarked that the mayor is referring to the construction of the new North bridge as if it were "a done deal." No new North bridge has received LPC review to date. She stated that the Palm Beach Civic Association has a group looking into not replacing it. Ms. Close will check on this.

Mr. Pandula, in furtherance of Mrs. Victor's earlier comments about LPC membership, noted that no one was present in the audience today. He suggested that at the beginning of each year, perhaps, an orientation session with LPC members might be scheduled. It could be used as a brainstorming session to discuss what went well in the past year, what did not go so well in the past year; and issues for the upcoming year.

Ms. Close responded that when new board members are appointed, staff typically holds an orientation session for new board members. Issues common to all boards and commissions such as the Sunshine Law, Financial Disclosure, etc. will be discussed as one large group. Then the commissions will separate into their individual groups for smaller discussions appropriate to that commission. Suggestions for topics of discussion are welcomed.

Ms. Close suggested that she meet with the chairmen of the commissions to discuss plans for the future year, especially as it relates to budget concerns.

Mrs. Coniglio reported that the Bradley House is deteriorating again, especially with regard to peeling paint. The building looks awful, in her opinion. She recalled that the surety bond relative to this property had been released. Mr. Pandula noted that the restaurateur is not responsible for the whole building. The Coco work had been completed and that is why the bond was released. Mr. Frank stated that code enforcement action is necessary for the rest of the building which has become unkempt.

Mr. Eigelberger asked Mr. Stambaugh if he was happy with the garden across the street. Mr. Eigelberger noted that the plant material is so small in comparison to the large palms. Mr. Stambaugh agreed, though he stated he was generally happy with the garden. Mr. Stambaugh stated that the Preservation Foundation's garden staff assured him that the plant material will grow this summer, but he admitted that he would like to see more shade in the garden. He referred to it as a work in progress.

Mrs. Blades asked how long the protection provided by "under consideration" status will be in effect for the Royal Poinciana Plaza. Mrs. Day responded that it is formally "under consideration" and until some other action is taken, it will remain "under consideration."

Mr. Stambaugh discussed the Seagull Cottage. He asked the members to read the designation documents related to the Seagull Cottage carefully. He stated that while the cottage was landmarked for a twenty-five year period, the documents indicate that "the landmarking shall terminate when the agreement between the Chapel and the Preservation Foundation, when the legal contract terminates...while it might be the Town's position that it continues to be landmarked, in an abundance of caution, I would ask that the commissioners take a look at that." Mr. Stambaugh stated that the Preservation Foundation wants to continue to deal with the LPC for the move and the restoration of the cottage, rather than ARCOM.

Mrs. Victor stated that she is interested in keeping the existing site for the cottage under the control of the LPC as a way to control the future building on the site. Mr. Frank responded that

the LPC's criteria used to designate the cottage may not apply to just "the dirt" where the cottage once was positioned. Ms. Close stated that only the cottage is designated, not the site. Mrs. Day agreed that only the cottage is designated. The Chapel property had been "under consideration" at one time, but the Chapel opposed the designation and it was ultimately not designated. Mrs. Day understood the LPC's interest in wanting to protect the view easement where the cottage now sits which is next to the Flagler Museum, a national historic landmark.

Mr. Pandula asked, if Mr. Stambaugh is correct, whether the LPC needs to re-landmark Seagull Cottage. Mrs. Day responded that Mr. Randolph should review the legal particulars. Mrs. Day interpreted the designation to be in effect until 2010.

Mr. Stambaugh stated that he has a letter in his files where the Preservation Foundation's attorney wrote to the Chapel terminating all contractual relations, with both parties consenting. "Under that landmarking document that the Town has, signed off by all three parties, it says that it will continue to be landmarked so long as there is a contractual relationship." He stated that the contractual relationship terminated in 1999. Ms. Close asked Mr. Stambaugh to make these documents available to staff for Mr. Randolph's review.

Farewell to Mrs. Blades

Mr. Pandula stated that the LPC is so sorry to lose Mrs. Blades who was known for her enthusiasm and comradeship. The members recognized Mrs. Blades with a round of applause.

VII Adjournment:

**MOTION TO ADJOURN BY MRS. BLADES.
MOTION SECONDED BY MR. EIGELBERGER
MOTION CARRIED UNANIMOUSLY.**

The next meeting of the Landmarks Preservation Commission will be held on Wednesday, March 15, 2006 at 9:00 a.m. in the Town Council Chambers, 2nd Floor, Town Hall, 360 South County Road, Palm Beach, Florida.

Respectfully submitted,

Wendy Victor, Secretary
Wendy Victor, Secretary
LANDMARKS PRESERVATION COMMISSION

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**TOWN OF PALM BEACH
LANDMARKS PRESERVATION COMMISSION**

ATTENDANCE RECORD 2006

MEMBERS	1/06	2/06	3/06	4/06	5/06	6/06	7/06	8/06	9/06	10/06	11//06	12/06
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Eugene Pandula	<u> P </u>	<u> P </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Ann Blades	<u> P </u>	<u> P </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Judy Hoffman	<u> P </u>	<u> P </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Patrick Segraves	<u> P </u>	<u> P </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Wendy Victor	<u> P </u>	<u> P </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
William Lee Hanley Jr.	<u> P </u>	<u> P </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Robert Eigelberger	<u> P </u>	<u> P </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

ALTERNATE MEMBERS	1/06	2/06	3/06	4/06	5/06	6/06	7/06	8/06	9/06	10/06	11//06	12/06
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Eileen L. (Morris) Bresnan	<u> P </u>	<u> P </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Gail L. Coniglio	<u> P </u>	<u> P </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Hazel Rubin	<u> P </u>	<u> P </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </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 2006

MEMBERS	1/06	2/06	3/06	4/06	5/06	6/06	7/06	8/06	9/06	10/06	11/06	12/06
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Eugene Pandula	<u>V</u>	—	—	—	—	—	—	—	—	—	—	—
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Ann Blades	—	—	—	—	—	—	—	—	—	—	—	—
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Judy Hoffman	—	—	—	—	—	—	—	—	—	—	—	—
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Patrick Segraves	<u>V</u>	<u>VPD1</u>	—	—	—	—	—	—	—	—	—	—
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Wendy Victor	—	—	—	—	—	—	—	—	—	—	—	—
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William Lee Hanley Jr.	—	—	—	—	—	—	—	—	—	—	—	—
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Robert T. Eigelberger	—	—	—	—	—	—	—	—	—	—	—	—
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ALTERNATE MEMBERS	1/06	2/06	3/06	4/06	5/06	6/06	7/06	8/06	9/06	10/06	11/06	12/06
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Robert T. Eigelberger	—	—	—	(promoted to regular member)								
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Eileen L. (Morris) Bresnan	—	—	—	—	—	—	—	—	—	—	—	—
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Gail L. Coniglio	—	—	—	—	—	—	—	—	—	—	—	—
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Hazel Rubin	—	—	—	—	—	—	—	—	—	—	—	—
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LEGEND:

V	=	One Voting Conflict during a meeting	VPD	=	Voting Conflict Previously Declared
V2	=	Two Voting Conflicts during a meeting			(This category to be used when a conflict has
V3	=	Three Voting Conflicts during a meeting			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 SEGRAVES PATRICK WARREN		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE LANDMARK PRESERVATION COMMISSION	
MAILING ADDRESS 1204 PHIPPS PLAZA		THE BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: ☒ CITY ☐ COUNTY ☐ OTHER LOCAL AGENCY	
CITY PALM BEACH	COUNTY PALM BEACH	NAME OF POLITICAL SUBDIVISION: 1438 N. OCEAN BLVD.	
DATE ON WHICH VOTE OCCURRED 02-15-04		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, PATRICK SEGRAUST, hereby disclose that on 02-15-06, 1906

(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 _____, by whom I am retained

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

1438 NORTH OCEAN, BLVD.

02-15-06

Date Filed

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.

minutes

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LAST NAME—FIRST NAME—MIDDLE NAME SEGRAVES PATRICK WARREN	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE LANDMARK PRESERVATION COMMISSION
MAILING ADDRESS 204 PHIPPS PLAZA	THE BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: ☒ CITY ☐ COUNTY ☐ OTHER LOCAL AGENCY
CITY PALM BEACH	COUNTY PALM BEACH
DATE ON WHICH VOTE OCCURRED 02-15-04	NAME OF POLITICAL SUBDIVISION: 1438 N. OCEAN BLVD.
	MY POSITION IS: ☐ ELECTIVE ☒ APPOINTIVE

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