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**MINUTES OF THE
CITY OF NEW SMYRNA BEACH
COMMUNITY REDEVELOPMENT AGENCY
MEETING OF SEPTEMBER 7, 2011
CITY COMMISSION CHAMBER, CITY HALL, 210 SAMS AVE.
NEW SMYRNA BEACH, FLORIDA**

CRA Chair James Kosmas called the CRA meeting to order at 2:00 p.m.

Answering to roll call:

**James Kosmas
James Peterson
Doug Hodson
Chad Schilsky
Thomas Williams
John Kinney
Melissa Latty**

Also present were CRA Director Tony Otte; CRA Administrative Specialist Claudia Soulie and CRA Attorney Mark Hall. CRA Project Manager Michelle Martin was absent.

CONSENT AGENDA

A. Approval of Minutes – Regular CRA Meeting August 3, 2011

Mr. Schilsky made the motion to approve the Minutes as written; seconded by Mr. Kinney. Motion carried on roll-call vote 7-0.

PUBLIC PARTICIPATION

In accordance with the City Commission Resolution #11-89, a three-minute limitation will be imposed unless otherwise granted by the CRA Commissioners.

Hearing none, Mr. Kosmas closed the Public Participation of the meeting.

Ms. Soulie asked to read into record the FORMS 8B MEMORANDUM OF VOTING CONFLICT from the August 3rd, 2011 CRA meeting from Commissioners Peterson and Schilsky. Commissioner Peterson had abstained from voting on the Grants and Aids application item for Canal Street Historic District and Commissioner Schilsky had abstained from voting on the Grants and Aids application item for the Merchants of Flagler Hospitality Group (forms attached to Minutes).

OLD BUSINESS

A. Large Grant Application Amendment: Dolphin View Restaurant: Request for grant budget change

49 Mr. Otte stated that the CRA had previously approved a Large Grant application for this
50 applicant for the conversion of a storage area to provide indoor restaurant seating to make
51 the restaurant less reliant upon the weather. Mr. Otte continued that the applicant had
52 contacted staff and stated that the original plan was to be under construction for the
53 approved project scope by mid August; however, the Volusia County Health Department
54 had made stipulations related to the restaurant's River Cruise operations that necessitated
55 revisions to the approved plan. The changes include an awning, additional HVAC and
56 electrical work, a range hood and general construction items.

57
58 Mr. Otte stated that the cost of the revisions is estimated at \$37,180, bringing the total
59 project cost to \$103,167.00. The additional amount of CRA funding requested is
60 \$17,006.38, which added to the previously awarded amount of \$32,993.62 brings total CRA
61 funding to \$50,000.

62
63 Mr. Otte continued that the applicant is also requesting a ninety-day extension to the
64 original construction start date, changing the date from September 28, 2011 to December 27,
65 2011.

66
67 Mr. Williams stated that he would abstain from voting on this item as he is the Engineer of
68 record for this project.

69
70 A brief discussion ensued about what constitutes a project as having commenced and the
71 requirement of getting two (2) estimates for a project if there is already a contractor of
72 record.

73
74 **Mr. Hodson made the motion to approve the grant amendment and the time extension;**
75 **seconded by Mr. Schilsky. Motion carried on roll-call vote 6-0. Mr. Williams**
76 **abstained.**

- 77
78
79 B. Gateway Landscaping and Beautification Capital Project:
80 1. Review and Recommendation of Conceptual Drawings for the NW and SW
81 corners of US 1 and W. Canal St
82 2. Recommendation for the budget allocation
83

84 Mr. Otte asked that these items be discussed at a later time in the meeting, as the Consultant
85 had not arrived yet.

86
87
88 **NEW BUSINESS**

- 89 A. Commercial Exterior Property Improvement Grant – 201 S. Orange Street
90

91 Mr. Otte stated that the applicant contacted CRA staff in July for a potential grant under the
92 existing Exterior Property Improvement Grant program. The CRA, at their August 3, 2011
93 meeting authorized staff to assist the applicant with the application process for a property
94 improvement grant to sod connected areas of three (3) church-owned buildings located
95 along the recently completed streetscape project for S. Orange Street.

96
97 Mr. Otte continued that the application had received the necessary points to qualify for
98 consideration and that staff recommends approval under the "old" grant guidelines as staff

99 considers this application to have been in the “pipeline” prior to the Combined Grant
100 guidelines being approved, which only allow properties that contribute real property taxes to
101 be eligible to apply. This application is scheduled to go before the City Commission at their
102 September 13, 2011 meeting.

103
104 **Mr. Peterson made the motion to approve the grant application as submitted;**
105 **seconded by Mr. Schilsky. Motion carried on roll-call vote 7–0.**

106
107 **B. Combined Grant Program Applications:**

108
109 1. 193 North Causeway (Merk’s)

110
111 Mr. Otte stated that this applicant is proposing to upgrade both the men’s and women’s
112 restrooms to comply the current building codes for an estimated cost of \$48,500 in eligible
113 expenses. (CRA funding request is \$20,000).

114
115 Mr. Otte stated that the application has received the necessary points to qualify for
116 consideration and staff recommends approval.

117
118 Mr. Williams stated that he would abstain from voting on this item as he is the Engineer of
119 record for this project.

120
121 **Mr. Hodson made the motion to approve the grant as submitted; seconded by Mr.**
122 **Kinney. Motion carried on roll-call vote 6–0. Mr. Williams abstained.**

123
124
125 2. 200 Magnolia Street (Vogue Cleaners)

126
127 Mr. Otte stated that this applicant is proposing improvements to the store’s front/side
128 entrances and handicap ramp; replacement of awning fabric; wiring and installation of
129 motion lights; signage lettering and gutters for an estimated total of \$20,050.75. (CRA
130 funding request \$10,025.38).

131
132 Mr. Otte continued that the application has received the necessary points to qualify for
133 consideration and staff recommends approval.

134
135 **Mr. Hodson made the motion to approve the grant application as submitted; seconded**
136 **by Mr. Williams. Motion carried on roll-call vote 7–0.**

137
138
139 3. 407 Downing Street (Duplex Building)

140
141 Mr. Otte stated that this applicant is proposing to convert the first floor of the existing
142 residential duplex building into a professional office space. The second floor will remain as
143 a residential space.

144
145 Mr. Otte continued that per the applicant’s letter, extensive upgrades were started prior to
146 their decision to convert the building to commercial space and that the items submitted for
147 consideration are for exterior and interior work to include parking; landscape and irrigation;

148 screening for A/C and trash receptacles; underground electrical services and design/impact
149 fees for work that has not commenced yet.
150
151
152 Mr. Otte continued that the estimate for the scopes of work totals **\$60,289**. (CRA funding
153 request \$20,000).
154
155 Mr. Otte stated that the application has received the necessary points to qualify for
156 consideration and staff recommends approval.
157
158 Mr. Kosmas questioned the fact that the project had commenced as the CRA guidelines
159 stated that no work shall begin prior to CRA approval.
160
161 Ms. Soulie stated that she was under the impression that this stipulation pertained only to the
162 portion of the work for which grant funding is sought and not the entire project.
163
164 A brief discussion ensued about when a project is considered as having commenced and that
165 staff should come up with verbiage that would more clearly define this issue.
166
167 Mr. Reid Hadley, representative for 407 Downing was available for questions and stated
168 that the applicant had applied for a permit for the entire project.
169
170 The CRA had some additional questions about the required second estimate that the
171 applicant was unable to obtain and recommended that he withdraw the grant application.
172 The CRA suggested that he get with staff to find a potential way to resubmit the application.
173
174 The applicant agreed and withdrew his application.
175
176 4. 738 Canal Street (former bicycle shop)
177
178 Mr. Otte stated that the applicant is proposing replacement of window panes at the property
179 at 738 Canal Street that have become unsightly for an estimated cost of \$1,995.68 with CRA
180 funding requested in the amount of \$997.84. This property, 738 Canal Street, shares a Parcel
181 ID number with the primary address of 736 Canal Street.
182
183 Mr. Otte continued that the application has received the necessary points to qualify for
184 consideration and staff recommends approval.
185
186 Mr. Peterson felt that this application would qualify for approval under the Small-Scale
187 Improvement program. The CRA agreed.
188
189 Mrs. Lois Tipton and Mr. Tom Tipton were present and stated that they would have no
190 objections converting from the Combined Grant program to the Small-Scale program.
191
192 Mr. Kosmas asked that the windows be clear for better visibility and a more inviting
193 atmosphere as suggested in the CRA Master Plan update.
194
195 **Mr. Williams made the motion to approve the grant application in the amount of**
196 **\$1,995.68 under the Small-Scale Improvement Grant Program; seconded by Mr.**
197 **Peterson. Motion carried on roll-call vote 7-0.**

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C. Large Grant Application – 545 Washington Street (residential)

Mr. Otte stated that at their August 3, 2011 meeting the CRA authorized staff to meet with the applicant to assist him with the application process for a Large Grant application pertaining to the project at 545 Washington Street. This project entails the rehab of an existing structure and the construction of up to three (3) new cottages.

The total estimated construction cost based on the selected bid is \$150,364 with CRA funding requested in the amount of \$50,000. The applicant still needs to go through the siteplan process, which will determine how many cottages are allowed on the property.

Mr. Otte continued that the application has received the necessary points to qualify for consideration and staff recommends approval. The applicant is aware that the application would also have to be approved by the City Commission, as the dollar amount exceeds \$25,000.

A brief discussion ensued about the proposed project and the CRA agreed that this will greatly enhance this parcel.

Mr. Schilsky made the motion to approve the Large Grant application as submitted; seconded by Mr. Hodson. Motion carried on roll-call vote 7–0.

D. Small Scale Improvement Grant Application – 399 Canal Street (the Arcade Bldg)

Mr. Otte stated that the applicant is proposing improvements to the side wall of his building that was exposed after a recent demolition of a neighboring structure.

The application has received the necessary points to qualify for consideration and staff recommends approval in the amount of \$2,500.

NOTE: As of date of this memo there are two (2) eligibility requirement issues with this application. The applicant has been advised that approval of his grant application is contingent upon rectification of these issues. The applicant is aware that any funds awarded under the Small-Scale Improvements Grant program will be deducted from any future grant requests.

Mr. Williams made the motion to approve the grant application in the amount of \$2,500 under the Small-Scale Improvement Grant; seconded by Mr. Hodson. Motion carried on roll-call vote 6–0. Mr. Kinney was absent for this vote.

E. Change in Grants and Aids Guidelines to allow single event funding for marketing

Mr. Otte stated that the CRA program entitled “Grants and Aids” is intended to fund the promotional expenses for special events. In the past this program has been the source of “promotional expense” funding for a series of events over the course of a fiscal year.

247 Mr. Otte continued that recently the CRA awarded promotional material funding to single
248 events and that CRA staff continues to receive requests for single event funding.

249

250 Mr. Otte stated that CRA staff suggests allowing such requests to be considered under the
251 Grants and Aids program in the future and proposed language which would allow for the
252 first such request to be considered at any CRA meeting, but future requests would be
253 considered under the existing Grants and Aids program guidelines. Mr. Otte felt that this
254 would allow for a more accurate budget projection for event funding.

255 A brief discussion ensued about applicants being able to come back before the CRA to
256 request a modification to their funding amount. Staff stated that applicants are currently
257 allowed to submit change orders for CRA approval.

258

259 **Mr. Williams made the motion to allow single events as proposed by staff with the**
260 **addition of being able to apply for funding modification; seconded by Mr. Kinney.**
261 **Motion carried on roll-call vote 7-0.**

262

263 1. Funding Request – “Florida Harmonica Championship”

264

265 Mr. Otte stated that staff was approached by the applicant about possible funding assistance
266 for an event called The Florida Harmonica Championships to be held October 16, 2011. Mr.
267 Otte continued that the total project cost is estimated at \$17,500 with \$8,000 being used for
268 advertising.

269

270 Mr. Farley Palmer, organizer, gave a brief description of the event.

271

272 Mr. Kosmas inquired if he should abstain, as he had made a donation under his Law office
273 to this event. Mr. Hall stated that he should.

274

275 **Mr. Kinney made the motion to approve the funding request; seconded by Ms. Latty.**
276 **Motion carried on roll-call vote 6-0. Mr. Kosmas abstained.**

277

278

279 2. Funding Request – “Cuda Red and Black Homecoming”

280

281 Mr. Otte stated that staff was approached by the applicant about possible funding assistance
282 for the event called Cuda ~ Red and Black Homecoming to be held on November 11th and
283 12th, 2011. The total project cost is estimated at \$54,233 with \$6,000 being used for
284 advertising.

285

286 Mr. Frank DeMarchi, representative for the event, stated that the organizers feel that this
287 event will provide a unique opportunity for economic development with thousands of
288 alumni returning to town, which could serve as a natural business recruitment, relocation
289 and expansion prospect pool to benefit the CRA district and the City.

290

291 The CRA asked that the current grant programs and incentives offered by the CRA be
292 advertised during this event. Mr. DeMarchi recommended having volunteers pass out flyers
293 with that information.

294

295 **Mr. Hodson made the motion to approve the funding request; seconded by Ms. Latty.**
296 **Motion carried on roll-call vote 7-0.**

297

298 **F. Discussion:**

299

300 1. Request to add 177 N. Causeway to Opportunity Site list

301

302 Mr. Otte stated that CRA staff was approached by the potential applicants who are
303 proposing to develop the property at 177 N. Causeway into a restaurant concept called
304 “Kahuna Lagoon Tiki Bar and Grill, a value-priced, casual themed, “Florida Keys” –style
305 restaurant specializing in serving fresh seafood and innovative continental cuisine.

306

307 The applicant is asking for consideration under the Opportunity Site program, since this
308 property does not qualify for a Large Grant (\$50,000) as the N. Causeway is not within the
309 qualifying area for this program.

310

311 Mr. Otte continued that staff is recommending that the CRA consider this property under the
312 Large Grant program instead of the Opportunity site program and that staff further
313 recommended the CRA revisit the boundaries for the Large Grant program and to make
314 them coterminous with the CRA district boundaries.

315

316 Mr. and Mrs. Byers, applicants and Larry Gross, property owner were present.

317

318 A brief discussion ensued about what is considered an Opportunity site and that there have
319 been studies done on the N. Causeway.

320

321 Mr. Peterson asked the applicant about the estimated project budget. Mr. Byers stated that
322 they have estimated that the project would cost around \$1,000,000 and create gainful
323 employment for approximately seventy (70) staff members.

324

325 **Mr. Peterson made the motion to recommend to the City Commission that the**
326 **property be added to the Opportunity Site list; seconded by Mr. Hodson. Motion**
327 **carried on roll-call vote 6-1, with Mr. Kosmas casting the dissenting vote.**

328

329 A brief discussion ensued about the purpose and original intent of the Large Grant
330 boundaries.

331

332 **Mr. Hodson made the motion to recommend to the City Commission that the**
333 **boundaries for the Large Grant program be extended to the entire CRA district;**
334 **seconded by Mr. Kinney. Motion carried on roll-call vote 6-1, with Mr. Peterson**
335 **casting the dissenting vote.**

336

337

338 2. Request to add 431 Canal Street to Opportunity Site list

339

340 Mr. Otte stated that CRA Staff was approached by the potential applicants who are
341 proposing to develop the property at 431 Canal Street into a two-story structure to include
342 retail and business offices running along Orange Street and potentially a second level
343 Assisted Living Facility, accessible by elevator.

344

345 Mr. Otte continued that the owners are asking for direction if the CRA would consider 431
346 Canal Street as an Opportunity Site, however, staff is recommending that this property be
347 considered under the Large Grant program.

348

349 Mrs. Simpson, owner, was present and gave a brief history about the building in question
350 and a description of what they are envisioning for this project.

351

352 Mr. Peterson stated that he would abstain from voting on this subject.

353 A brief discussion ensued about the fact that the CRA could approve this request as an
354 opportunity site, since each application would be evaluated on its own merits. Mr. Schilsky
355 felt that the CRA was possibly getting away from the original intent of what the Opportunity
356 Site program was developed for.

357

358 Mr. Williams felt that this project was comparable to the ones already listed on the
359 Opportunity Site.

360

361 **Mr. Williams made the motion to recommend to the City Commission that the**
362 **property be added to the Opportunity Site list; seconded by Ms. Latty. Motion failed**
363 **on roll-call vote 3–3, with Mr. Kosmas, Mr. Schilsky and Mr. Kinney casting the**
364 **dissenting votes. Mr. Peterson abstained.**

365

366 The CRA felt that this was a worthwhile project and recommended that Mrs. Simpson get
367 with staff about applying under the Large Grant Program.

368

369 G. Review: CRA Budget, FY 2012

370

371 Mr. Otte stated that the Draft Proposed CRA Budget for FY 2011-2012 would have several
372 changes prior to final adoption at the September 27, 2011 City Commission meeting. These
373 changes will include the addition of a Capital Improvements Plan Manager position of
374 which 50% would be funded by the CRA, as well as the “adding-back-in” of the Gateway
375 Project Landscaping and Beautification project, which will provide funding for one
376 intersection (the west side of US 1 and Canal St) and perhaps other Gateway locations.

377

378 Mr. Otte stated that two (2) Public hearings will be held on September 14 and September 27,
379 2011 pertaining to the budget. Mr. Otte gave a brief update of the capital projects including
380 the proposed Chamber of Commerce Building Phase II interior restoration.

381

382 Mr. Otte continued that this item is only informational and no formal action was required of
383 the CRA.

384

385 ***

386

387 Mr. Kosmas recognized Mr. Rick Tausher with the New Smyrna Beach Athletic Club at 401
388 Canal Street, in the audience and asked for him to come to the podium. Mr. Kosmas realized
389 that Mr. Tausher did not get a chance to speak during the Public Participation portion of the
390 meeting.

391 Mr. Tausher stated that the Athletic Club has been serving this community for many years
392 and elaborated on what he felt were the benefits its existence offered to the merchants on

393 Canal Street and the surrounding area. Mr. Tausher commented on some recent hardships
394 and asked if the CRA could assist with incentives to assure that the Athletic Club can
395 remain on Canal Street.

396 The CRA recommended that Mr. Tausher get with CRA staff to determine if any incentives
397 are available.

398 **REPORTS AND COMMUNICATIONS**

399 A. Director's Report

400

401 Mr. Otte stated that presentation to the County Council pertaining to CRA budget and
402 activities in 2010 that was scheduled for August 18, 2011 has been tentatively postponed to
403 November.

404

405 A special City Commission meeting is scheduled for October 11, 2011 pertaining to the
406 Flagler parking study that is being prepared by staff.

407

408 CRA Attorney's Report

409

410 Mr. Hall stated he had no comments, but was available for any questions the Commissioners
411 may have.

412

413 Commissioners Report

414

415 Mr. Williams asked to comment on the US 1/Canal Street Gateway project postponed earlier
416 in the meeting and felt that the costs for the proposed landscape concepts were rather high.

417

418 Mr. Otte updated the CRA that he had been contacted by FDOT who continues to move
419 forward with their improvement plans for this intersection to include the sale of the property
420 to be used for the proposed turning lane.

421

422 Mr. Kosmas suggested hearing all Commissioners' comments before continuing to discuss
423 the Gateway project item. All agreed.

424

425 Mr. Peterson felt that the CRA needed to revisit the two-estimate requirement and the no-
426 "sweat equity" stipulation. A brief discussion ensued about construction costs and that staff
427 should bring this topic (to include change orders; sweat-equity and estimates) back as an
428 agenda item at a future CRA meeting.

429

430 Mr. Hodson informed the CRA that the closing on the Badcock building may be coming
431 close to fruition.

432

433 Mr. Kosmas felt that the new hotel will be a legacy to the redevelopment of New Smyrna
434 Beach. Mr. Kosmas further asked that staff notify the CRA Commissioners of upcoming
435 events.

436

437 Mr. Schilsky stated that he would like to get a copy of the list of potential sites to be leased
438 or purchased in conjunction with the Flagler Ave. Parking study that staff was performing.
439 Mr. Otte commented on some of the options staff was considering and stated that he would
440 present the draft study at the next CRA meeting.

441
442 Mr. Williams complimented the CRA Chair on his great speech at the Hotel
443 Groundbreaking ceremony. Mr. Kosmas appreciated the accolades.
444
445 Mr. Kinney and Ms. Latty had no comments at this time.
446 Mr. Kosmas directed the meeting back to the Gateway Landscaping and Beautification
447 Capital Project.
448
449 Mr. Kosmas commented on the purchase of the former Dunn Lumber site and what he
450 thought the CRA had intended with that purchase. He also felt that the proposed landscape
451 concepts were too high.
452
453 A brief discussion ensued about Right-of-way (ROW) appraisals and if the CRA could
454 recoup some or all of the purchase price with the sale of the proposed ROW section to
455 FDOT. Mr. Otte informed the CRA that FDOT had monies allotted for the purchase of the
456 ROW and that this money could be used towards the amenities for the lot.
457
458 Mr. Otte stated, on behalf of the consultant, that prior conversations alluded to the fact that
459 the consultant was trying to come up with some temporary uses for this property until the
460 economy improves and that he was asking the CRA to give him direction.
461
462 Mr. Williams commented on work performed by a local architect several years ago in
463 regards to a landscape lease being negotiated with the FEC for the south side of Canal Street
464 and would like to get connectivity for east and west Canal Street.
465
466 Ms. Flare Elliot, 421 Canal Street was present and gave a brief update about the signed FEC
467 landscape lease that covers the southwest corner of Canal Street. Ms. Elliott asked for the
468 CRA to keep in mind the importance of this particular intersection as the Gateway into the
469 Downtown and gave a few suggestions for use of the former Dunn Lumber site.
470
471 Mr. Kosmas was not opposed to spending money on beautification for the former Dunn
472 Lumber site, but felt that it needed to be ascertained first how much of the property would
473 be left after FDOT purchases the ROW for their proposed turning lane.
474
475 Mr. Otte will bring back additional information at a future CRA meeting.
476
477 Hearing no comments, Mr. Kosmas entertained a motion to adjourn.
478
479 **ADJOURNMENT**
480
481 **A motion was made to adjourn; all agreed. Meeting adjourned at 5:08 pm.**

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

LAST NAME—FIRST NAME—MIDDLE NAME <i>Schilsky Cloud Michael</i>	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE <i>CBA</i>
MAILING ADDRESS <i>103 S. Pine St.</i>	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
CITY COUNTY <i>New Smyrna Beach, FL Volusia</i>	NAME OF POLITICAL SUBDIVISION: <i>Community Redevelopment Agency</i>
DATE ON WHICH VOTE OCCURRED <i>8/3/11</i>	MY POSITION IS: <input type="checkbox"/> ELECTIVE <input checked="" type="checkbox"/> APPOINTIVE

WHO MUST FILE FORM 8B

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

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting on a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

* * * * *

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

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

* * * * *

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you otherwise may participate in these matters. However, 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. (Continued on other side)

APPOINTED OFFICERS (continued)

- 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, Chad Schitsky, hereby disclose that on August 3rd, 2011:

(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 _____, 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:

Grants + Aids for Special Events budget for the Hospitality Group of Flagler Ave. I am a member of the hospitality group, as well as a business owner in which participates in these events.

8/17/11
Date Filed

Chad Schitsky
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.

APPOINTED OFFICERS (continued)

- 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, James C. Peterson, hereby disclose that on August 3, 20 11 :

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

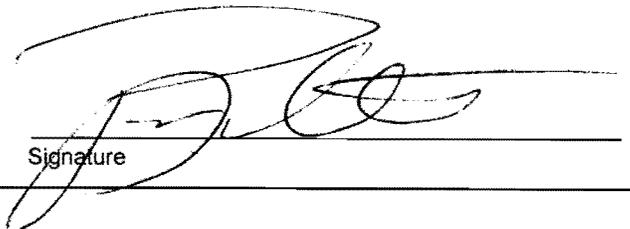
- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, _____;
- inured to the special gain or loss of my relative, Debbie Peterson _____;
- inured to the special gain or loss of _____, by whom I am retained; or
- inured to the special gain or loss of _____, which is the parent organization or subsidiary of a principal which has retained me.

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

Event funding for the events held by the Canal Street Historic District, including Christmas on Canal, an event which was founded in part by my mother, Debbie Peterson, and in which she continues to actively participate in its planning and operation.

Although there may not be a special pecuniary gain or loss to my mother as a result of the CRA contributing to funding the event, and although CRA commissioners are not statutorily prohibited from voting when such conflict arises, out of an abundance of caution and at the direction of the CRA attorney, I chose to abstain from voting in the measure which was before the CRA on August 3, 2011.

8/16/11
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.