

1728793

(Requestor's Name)

(Address)

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(City/State/Zip/Phone #)

☐ PICK-UP

☐ WAIT

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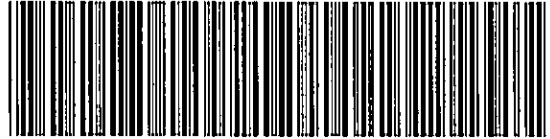
(Business Entity Name)

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2020 JUL 14 AM 9:02

cc
Amended
Restated

JUL 14 2020

I ALBRITTON

COVER LETTER

TO: Amendment Section
Division of Corporations

NAME OF CORPORATION: Imperial Point Condominium VI Association, Inc.

DOCUMENT NUMBER: 728793

The enclosed *Articles of Amendment* and fee are submitted for filing.

Please return all correspondence concerning this matter to the following:

Ashley Eames

(Name of Contact Person)

Rabin Parker Gurley, P.A.

(Firm/ Company)

28059 U.S. Highway 19 North Suite 301

(Address)

Clearwater, Florida 33791

(City/ State and Zip Code)

Monique@rabinparker.com

E-mail address: (to be used for future annual report notification)

For further information concerning this matter, please call:

Ashley Eames

727

475-5535

at

(Name of Contact Person)

(Area Code)

(Daytime Telephone Number)

Enclosed is a check for the following amount made payable to the Florida Department of State:

☒ ~~\$35 Filing Fee~~

☐ \$43.75 Filing Fee &
Certificate of Status

☒ \$43.75 Filing Fee &
Certified Copy
(Additional copy is
enclosed)

☐ \$52.50 Filing Fee
Certificate of Status
Certified Copy
(Additional Copy is
Enclosed)

Mailing Address

Amendment Section
Division of Corporations
P.O. Box 6327
Tallahassee, FL 32314

Street Address

Amendment Section
Division of Corporations
The Centre of Tallahassee
2415 N. Monroe Street, Suite 810
Tallahassee, FL 32303



7228.11 - 1.11.20 7:05

FLORIDA DEPARTMENT OF STATE
Division of Corporations

May 4, 2020

ASHLEY EAMES
RABIN PARKER GURLEY, P.A.
28059 U.S. HIGHWAY 19 NORTH - STE. 301
CLEARWATER, FL 33791

SUBJECT: IMPERIAL POINT CONDOMINIUM VI ASSOCIATION, INC.
Ref. Number: 728793

We have received your document for IMPERIAL POINT CONDOMINIUM VI ASSOCIATION, INC. and your check(s) totaling \$43.75. However, the enclosed document has not been filed and is being returned for the following correction(s):

You have submitted an Amendment with Amended and Restated Articles attached. We can not file the amendment with the Amended and Restated attached.

The name on the Amendment is different from the name listed on the Certificate and the Amended and Restated Articles.

Please file the document as either Articles of Amendment or Restated Articles of Incorporation pursuant to applicable Florida Statutes.

Please return your document, along with a copy of this letter, within 60 days or your filing will be considered abandoned.

If you have any questions concerning the filing of your document, please call (850) 245-6050.

Irene Albritton
Regulatory Specialist II

Letter Number: 120A00009153



FLORIDA DEPARTMENT OF STATE
Division of Corporations

June 9, 2020

ASHLEY EAMES
RABIN PARKER GURLEY, P.A.
28059 U.S. HIGHWAY 19 NORTH - STE. 301
CLEARWATER, FL 33791

SUBJECT: IMPERIAL POINT CONDOMINIUM VI ASSOCIATION, INC.
Ref. Number: 728793

We have received your document for IMPERIAL POINT CONDOMINIUM VI ASSOCIATION, INC. and your check(s) totaling \$43.75. However, the enclosed document has not been filed and is being returned for the following correction(s):

You failed to make the correction(s) requested in our previous letter.

Please file the document as either Articles of Amendment or Restated Articles of Incorporation pursuant to applicable Florida Statutes.

Please return your document, along with a copy of this letter, within 60 days or your filing will be considered abandoned.

If you have any questions concerning the filing of your document, please call (850) 245-6050.

Irene Albritton
Regulatory Specialist II

Letter Number: 120A00011394

Prepared by and return to:
Monique E. Parker
Rabin Parker, P.A.
28059 U.S. 19 North, Suite 301
Clearwater, Florida 33761

2020 MAR 12 PM 9:02

CERTIFICATE OF AMENDMENT TO THE ARTICLES OF
INCORPORATION OF IMPERIAL POINT CONDOMINIUM VI
ASSOCIATION, INC.

I hereby certify that at a duly called meeting of the members of Imperial Point Condominium VI Association, Inc., held on February 27, 2020, in accordance with the requirements of the applicable Florida Statutes and the governing documents, the Amended and Restated Articles of Incorporation of Imperial Point Condominium VI Association, Inc., attached hereto as EXHIBIT A, were duly adopted by the membership. The Articles of Incorporation of Imperial Point Condominium VI Association, Inc., were originally recorded as Exhibit B of the Declaration for the Creation and Establishment of Imperial Point Condominium VI, Official Records Book 4251, Page 1900, and subsequently amended, within the Public Records of Pinellas County, Florida.

IN WITNESS WHEREOF, the Imperial Point Condominium VI Association, Inc., has caused this instrument to be signed by its duly authorized officer on this 19th day of March, 2020.

Bonnie Cozine
(Signature of Witness #1)
Bonnie Cozine
(Printed Name of Witness #1)
Kellen Cook
(Signature of Witness #2)
Kellen Cook
(Printed Name of Witness #2)

IMPERIAL POINT CONDOMINIUM VI
ASSOCIATION, INC.

By: Maureen M. Allen
(Signature)
MAUREEN M. ALLEN
(Printed Name and Title) (President)

STATE OF FLORIDA)
COUNTY OF PINELLAS)

The foregoing instrument was acknowledged before me by means of ☒ physical presence or ☐ online notarization, this 19 day of MARCH, 2020, by MAUREEN ALLEN as PRESIDENT of Imperial Point Condominium VI Association, Inc., on behalf of the corporation, and ☒ is personally known to me or ☐ has produced _____ as identification.



Linda L. Loud
NOTARY PUBLIC - State of Florida at Large

EXHIBIT "A"

AMENDED AND RESTATED
ARTICLES OF INCORPORATION OF
IMPERIAL POINT CONDOMINIUM VI ASSOCIATION, INC.
(a corporation not for profit)

*Substantial rewording of the Articles of Incorporation.
Please see existing Articles of Incorporation for present text.*

This document restates, supersedes, replaces and amends, the previously recorded Articles of Incorporation of Imperial Point Condominium VI Association, Inc., which were originally filed with State of Florida, Department of State, on February 11, 1974 and recorded in Pinellas County, Florida Official Records Book 4251, page 1924.

ARTICLE 1. NAME AND ADDRESS. The name of this corporation is Imperial Point Condominium VI Association, Inc., hereinafter "Association." The principal place of business shall be designated from time to time by the Board of Directors.

ARTICLE 2. DEFINITIONS. The terms used herein shall be as defined in Chapter 718 of the Florida Statutes, hereinafter referred to as the "Condominium Act," and the Declaration of Condominium of Imperial Point Condominium VI.

ARTICLE 3. PURPOSE. The purpose for which the Association is organized is to provide an entity for the operation of the condominium property known as Imperial Point Condominium VI, created pursuant to the Condominium Act; to transact all business necessary and proper in connection with the operation of the condominium property for the mutual benefit of its members; to operate said condominium property for the sole use and benefit of its members; to perform any other act for the well-being of its members; and to perform any other act in maintaining an atmosphere of community and high standard of occupancy by and for its members. The Association shall also have such power and authority to do and perform every act and thing necessary and proper in the conduct of its business for the accomplishment of its purposes as set forth herein and as permitted by Florida Statutes, Chapter 617, the "Florida Not-for-Profit Corporation Act" and the Condominium Act, both as amended from time to time. The Association shall not be operated for profit, no dividends shall be paid, and no part of the income of the Association shall be distributed to its members, directors, or officers.

ARTICLE 4. POWERS. The corporation shall have all of the common law and statutory powers of a corporation not-for-profit, and all of the powers of condominium associations under the Condominium Act, and all of the powers reasonably necessary to implement the purposes of the corporation, which are not in conflict with the terms of these Articles, the Declaration of Condominium, and the Bylaws of this corporation, all as amended from time to time.

ARTICLE 5. EXISTENCE. The Association shall have perpetual existence.

ARTICLE 6. BOARD OF DIRECTORS.

6.1 The affairs of the Association shall be managed by a Board of Directors. The number of Directors shall be as set forth in the Bylaws of the Association.

6.2 The Board of Directors shall be elected at the annual meeting of members in the manner determined by the Bylaws of the Association and applicable Florida Statutes.

ARTICLE 7. INDEMNIFICATION. Every director and every officer of the Association shall be indemnified by the Association against all expenses and liabilities, including counsel fees, reasonably incurred by or imposed upon such director or officer in connection with any proceeding or the settlement of any proceeding to which such director or officer may be a party, or may be involved by reason of being or having been a director or officer of the Association, whether or not such individual is a director or officer at the time such expenses are incurred, except when the director or officer is adjudged guilty of gross negligence or willful misfeasance in the performance of his or her duties, or in such cases where the proceeding arose out of actions taken outside the scope of the duties or office of the person involved. In the event of a settlement, the Board of Directors is entitled to make the determination of whether indemnification taken under this section is appropriate. The foregoing right of indemnification shall be in addition to and exclusive of all other rights and remedies to which such director or officer may be entitled.

ARTICLE 8. MEMBERS.

8.1 The members of the Association shall consist of all owners of units within Imperial Point Condominium VI.

8.2 Membership shall be acquired by recording in the Public Records of Pinellas County, Florida, a deed or other instrument establishing record title to a condominium unit. The unit owner(s) designated in such deed or other instrument shall thereupon become member(s) of the Association, and the membership of the prior owner(s) of the unit shall be terminated.

8.3 The share of a member in the funds and assets of the Association cannot be assigned, hypothecated, or transferred in any manner except as an appurtenance to a unit.

8.4 The total number of votes ("voting interests") is equal to the total number of units in the Imperial Point Condominium VI and is not divisible.

8.5 Voting. Unit owners are entitled to one (1) vote for each unit owned. If a unit is owned by one (1) natural person, individually or as trustee, the right to vote shall be established by the record title to the unit. If a unit is owned jointly by two (2) or more persons, that unit's vote may be cast by any of the owners provided only one (1) vote shall be cast. If multiple owners of a unit cannot agree how to vote, and attempt to cast votes which are in conflict with those cast by another owner, the vote for that unit will not be counted. The vote of a unit owner who is not a natural person, shall be cast by any officer of a corporation, or any partner or managing agent of another type of entity.

8.6 There shall be no cumulative voting.

8.7 Any matter of controversy or dispute between members or between a member and the Association shall be settled in accordance with applicable Florida Statutes.

8.8 The members of this Association shall be subject to all of the covenants, conditions, and restrictions contained in the Declaration of Condominium, these Articles of Incorporation, the Bylaws of the Association, and rules and regulations, as may be amended from time to time.

ARTICLE 9. BYLAWS. The operation of the Association shall be defined in the Bylaws.

ARTICLE 10. AMENDMENTS. Amendments may be proposed by the Board of Directors or by a petition signed by at least twenty-five percent (25%) of the unit owners, provided that any amendment proposed by unit owners is subject to editing as to form and legality by legal counsel for the corporation. Amendments must be approved by at least two-thirds (2/3) of the eligible voting members who participate in the voting in person or by proxy at a meeting at which a quorum is attained. As to any amendments which are approved, a Certificate of Amendment signed by the president or vice president, with two witnesses and a notary, will be recorded in the public records along with the approved amendments.

ARTICLE 11. REGISTERED AGENT. The registered agent of the Association shall be determined by the Board of Directors from time to time, and shall be on file with the Florida Secretary of State.

END OF AMENDED AND RESTATED ARTICLES OF INCORPORATION