## 161743

| (Re                     | equestor's Name)   |           |
|-------------------------|--------------------|-----------|
| (Ac                     | ldress)            |           |
| (Δς                     | ldress)            |           |
| (110                    | idicaay            |           |
| (Ci                     | ty/State/Zip/Phone | ;#)       |
| PICK-UP                 | ☐ WAIT             | MAIL      |
| (Bı                     | usiness Entity Nan | 1е)       |
| (D:                     | ocument Number)    |           |
| <i>(OC</i>              | cument Number)     |           |
| Certified Copies        | _ Certificates     | of Status |
| Special Instructions to | Filing Officer:    |           |
|                         |                    |           |
|                         |                    |           |
|                         |                    | :         |
|                         |                    |           |
|                         |                    |           |

Office Use Only



600258372736

04/07/14--01036--008 \*\*43.75

MERITARY PHILLIP



## Siegfried • Rivera • Hyman • Lerner De La Torre • Mars • Sobel



SRHL-LAW.COM

LAURA M. MANNING-HUDSON EMANNING@SRILLAW.COM

REPLY TO WEST PALM BEACH OFFICE

April 4, 2014

## **VIA FEDERAL EXPRESS**

Secretary of State Amendment Section Division of Corporations 2661 Executive Center Circle Tallahassee, FL 32301

Re: Old Port Cove Lake Point Tower Condominium Association, Inc. ("Association")

Dear Sir/Madam:

Enclosed please find the Articles of Amendment for the Association's Articles of Incorporation, which were filed on February 4, 1982. In addition, enclosed please find check number 1017093 made payable to the Florida Department of State, in the amount of \$43.75, representing the fee for filing the Articles of Amendment and obtaining a certified copy of same. Please mail a certified copy of the Articles of Amendment in the enclosed self-addressed stamped envelope.

Thank you for your attention to this matter. Should you have any questions, please do not hesitate to contact our office.

Sincerely yours,

SIEGFRIED, RIVERA, HYMAN, LERNER,

DE LA TORRE, MARS & SOBEL, P.A.

Laura M. Manning-Hudson, Esq.

LMH/kmr

H:\LIBRARY\CASES\5381\2080090\2Y42045.DOC

## ARTICLES OF AMENDMENT TO THE ARTICLES OF INCORPORATION OF OLD PORT COVE LAKE POINT TOWER CONDOMINIUM ASSOCIATION, INC.

- 1. The Articles of Incorporation of Old Port Cove Lake Point Tower Condominium Association, Inc., a Florida corporation not-for-profit (the "Association"), created pursuant to Chapter 617, Florida Statutes, were filed on February 4, 1982, and assigned Florida document number 761743.
- 2. Pursuant to the provisions of Section 617.1006, Florida Statutes, the Association adopts the following Articles of Amendment to its Articles of Incorporation.
- New Language is indicated by <u>underscored</u> type.
   Deleted language is indicated by <del>struck through</del> type.
- 4. Article VII of the Articles of Incorporation, entitled "Indemnification," is hereby amended as follows:

Every Governor and every officer of the Association shall be indemnified by the Association against all expenses and liabilities, including attorneys' fees, compensatory damages and punitive damages incurred by or imposed upon him in connection with any claim or proceeding or any settlement of any claim or proceeding to which he may be a part or in which he may become involved by reason of his being or having been a Governor or officer of the Association, whether or not he is a Governor or officer at the time such expenses or liabilities are incurred, except when the Governor or officer is adjudged by a judgment no longer subject to appeal to be guilty of committing fraudulent or dishonest acts, found to have received unlawful profit or remuneration as a Governor or officer of the Association, or is adjudged guilty of intentionally or maliciously committing a criminal, immoral or dishonest act willful malfeasance in the performance of his duties, provided that, in the event of a settlement by such Governor or officer, the indemnification shall apply to such settlement only when the Board of Governors approves such settlement as being in the best interests of the Association. The Board of Governors shall have the duty to make and collect such assessments against the members as may be required to provide such indemnification. The foregoing right of indemnification shall be in addition to and not exclusive of all other rights to which such "Governor or officer may be entitled. Such Governor or officer shall also have the right to be reimbursed for such expenses listed above as they are incurred on an ongoing basis, without the necessity of a judicial determination or settlement of any claims. Any Governor or officer so reimbursed shall, as a condition precedent to the reimbursement, enter into a written agreement with the Association whereby it is agreed that the Governor or officer shall immediately repay to the Association all sums advanced for the indemnification provided herein if the Governor or officer is adjudged guilty of committing fraudulent or dishonest acts, found to have received unlawful profit or remuneration as a Governor or officer of the Association, or is adjudged guilty of willful malfeasance intentionally or maliciously committing a criminal illegal, immoral or dishonest act in the performance of his duties. In the event that a Governor or officer is adjudged guilty of committing fraudulent or dishonest acts, found to have received unlawful profit or remuneration as a Governor or officer of the Association or is adjudged guilty of willful malfeasance intentionally or maliciously committing a criminal illegal, immoral or dishonest act in the performance of his duties, then such Governor or officer shall immediately thereafter repay to Association all sums advanced by Association to such Governor or officer if that Governor or officer has received any ongoing reimbursements as described above.

4 APR -7 PH 11: 47

5. Pursuant to Section 617.1002, Florida Statutes, the foregoing amendment to the Articles of Incorporation were proposed and approved by the affirmative vote of a majority of the voting interests of the corporation at a duly called meeting of the membership held on March 4, 2014.

| IN WITNESS WHEREOF, the undersigned Articles of Amendment this 1 day of   | President and Secretary of this corporation have executed these, 2014.  |
|---|---|
| Print Name: Kenneth Weiss   | OLD PORT COVE LAKE POINT TOWER CONDOMINIUM ASSOCIATION, INC., a Florida corporation not for profit  By:  David Gregg, President |
| Print Name: Pamela Patterson  Robert Chappell  Print Name: Robert Chappell  STATE OF FLORIDA  COUNTY OF PALM BEACH) | By: <u>Myna</u> La Monte.<br>Chyna LaMonte, Secretary   |
| Inc., a Florida corporation not-for-profit, on behalf of  | Ad before me this 2 day of  |
|   | ANDY ROMERO   |