

ND50000008197

(Requestor's Name)

Robert J. Batson
13843 Pine Villa Lane
Fort Myers, FL 33912

(Address)

(City/State/Zip/Phone #)

☐ PICK-UP

☐ WAIT

☐ MAIL

(Business Entity Name)

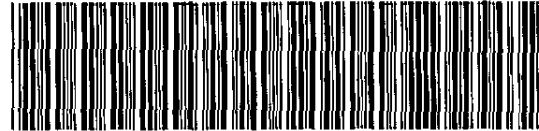
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Gave OK to
-Title Amended
-Res-lated Articles



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SEC. OF STATE
TALLAHASSEE, FLORIDA

Amended + Res-lated
Articles

SF/LS

11/18/05

Dear Sir or Madam,

Please accept this amendment and confirm as soon as possible. The Internal Revenue Service has given us until December 1, 2005 to amend our By-Laws and provide them a copy approved by the State of Florida.

Thank You


Bob Batson

239-470-1147
coachrjb@gate.net

COVER LETTER

TO: Amendment Section
Division of Corporations

NAME OF CORPORATION: SOUTH FORT MYERS HIGH SCHOOL
ATHLETIC BOOSTER CLUB, INCORPORATED

DOCUMENT NUMBER: NO5000008197

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

Please return all correspondence concerning this matter to the following:

ROBERT J BATSON

(Name of Contact Person)

(Firm/ Company)

13843 PINE VILLA LANE

(Address)

FORT MYERS, FL 33912

(City/ State and Zip Code)

For further information concerning this matter, please call:

ROBERT J BATSON

(Name of Contact Person)

at (239) 470-1147

(Area Code & Daytime Telephone Number)

Enclosed is a check for the following amount:

- | | | | |
|---|--|---|--|
| <input checked="" type="checkbox"/> \$35 Filing Fee | <input type="checkbox"/> \$43.75 Filing Fee &
Certificate of Status | <input type="checkbox"/> \$43.75 Filing Fee &
Certified Copy
(Additional copy is
enclosed) | <input type="checkbox"/> \$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
Clifton Building
2661 Executive Center Circle
Tallahassee, FL 32399

AMENDED AND RESTATED ARTICLES OF INCORPORATION
OF
SOUTH FORT MYERS HIGH SCHOOL ATHLETIC BOOSTER CLUB

ARTICLE I
NAME

Section 1. The name of the organization shall be South Fort Myers High School Athletic Boosters Club Incorporated.

ARTICLE II
PRINCIPAL PLACE OF BUSINESS

Section 1. The principal place of business and mailing address of the Corporation shall be 14020 Plantation Road, Fort Myers, FL 33912.

ARTICLE III
MEMBERSHIP

- Section 1. All parents and guardians of athletes and cheerleaders are eligible to be members of the South Fort Myers High School Athletic Booster Club.
- Section 2. Any individual sincerely interested in the development of the South Fort Myers High School athletic program may become a member.
- Section 3. Each sport must have a representative to become a Booster member and represent their sport at regular booster meetings and fundraisers.

ARTICLE IV
NATURE AND OBJECT

Section 1.

- 1) The objective of this organization shall be to support financially and otherwise the athletic program of South Fort Myers High School. This organization is organized exclusively for charitable, religious, scientific and educational purposes, the making of distributions to organizations that qualify as exempt organizations under section 501 (c) (3) of the Internal Revenue Code or corresponding section of any future federal tax code.
- 2) No part of the net earnings of the organization shall inure to the benefit of, or be distributable to its members, trustees, officers or other private persons, except that the organization shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purposes set forth above. No substantial part of the activities of the organization shall be the carrying on of propaganda, or otherwise attempting

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TALLAHASSEE, FLORIDA

to influence legislation, and the organization shall not participate in, or intervene in (including the publishing or distribution of statements) any political campaign on behalf of any candidate for public office. Notwithstanding any other provision of this document, the organization shall not carry on any other activities not permitted to be carried on (a) by an organization exempt from federal income tax under section 501 (c) (3) of the internal revenue code, or corresponding section of any future federal tax code, or (b) by an organization, contributions to which are deductible under section 170 (c) (2) of the Internal Revenue Code or corresponding section of any future federal tax code.

- 3) Upon the dissolution of the organization, assets shall be distributed for one or more exempt purposes within the meaning of section 501 © (3) of the Internal Revenue Code, or corresponding section of any future federal tax code, or shall be distributed to the federal government, or to a state or local government, for a public purpose. Any such assets not disposed of shall be disposed of by the Court of Common Pleas of the county in which the principal office of the organization is then located, exclusively for such purposes or to such organization or organizations, as said Court shall determine, which are organized and operated exclusively for such purposes.

ARTICLE V MEETINGS

- Section 1. Meetings of the membership shall be held on the second Monday of each month at 7:00 p.m., unless otherwise specified by the elected officer in charge.
- Section 2. The Board of Directors will meet at 6:30 p.m., before regularly scheduled meeting, if needed.
- Section 3. Special meetings may be called by the President or by a majority of the other elected officers.
- Section 4. At any meeting, a quorum shall consist of six (6) or more members in good standing. A majority of the elected officers present shall constitute a quorum.
- Section 5. Special meetings of elected officers may be called by the President of by the majority of the other elected officers present.

ARTICLE VI OPERATING POLICIES

- Section 1. All requests for funds shall be in writing (on a Boosters request form) and presented to the school's Athletic Director. The A.D. is responsible for presenting requests to the Booster Club Members at their regular meeting.

- Section 2. All requests for funds will be approved by the Booster Club Members, keeping equity between male and female sports.
- Section 3. The Booster budget will be presented prior to June 30th of each year.
- Section 4. No fundraising project may be held on behalf of the Booster Club without club participation and involvement.
- Section 5. All checks will require the signature of two officers.
- Section 6. The Board of Directors and Booster Club Members will work closely with school administration and the Athletic/Activities Director to coordinate efforts.
- Section 7. The Board of Directors and Booster Club Members may approve various committees from time to time. It is anticipated that the Booster Club Committees will meet on a regular basis.
- Section 8. All athletic expenses must be approved by a majority of the quorum, of the registered members at any regular meeting.

ARTICLE VII OFFICERS

- Section 1. Officers will be as follows:
President/Director
Vice-President/Director
Secretary/Director
Treasurer/Director
- Section 2. Duties of the Officers
- A. The President/Director shall preside at all meetings of the membership and officers; enforce observance of and adherence to the Constitution and By-laws; offer for consideration all motions properly made, appoint all committees and perform such other duties as the officer shall require. He/she shall introduce no motions while serving as President nor shall he/she vote on any questions except in case of a tie vote.
- B. The Vice-President/Director shall, in the absence of the President, preside at meetings of the membership and officers. He/she shall perform such other duties as designated by the President.

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- C. The Secretary/Director shall attend all meetings of the membership and officers. He/she shall record and keep the minutes and votes of said meetings: keep an up-to-date roll of membership and have custody of the organization's records.
- D. The Treasurer/Director shall keep a record of all monies, debts and obligations belonging to the organization. He/she shall receive all monies of the organization or its officers... all checks, drafts, and notes or other orders for payment of money shall be signed in the name of the organization by the Treasurer. The Treasurer shall be prepared to give a report of the financial status of the organization at each meeting.

ARTICLE VIII ELECTIONS

Section 1. Elections of new officers/directors shall be held at the May meeting. Newly elected officers shall be installed at the next regular meeting, to serve for one year.

Section 2. All elections of officers/directors shall be by ballot of members present and determined by a majority of all votes cast.

Section 3. Officers/Directors may be elected from names presented by a nomination committee or by nominations from the floor. Unexpired terms will be determined by election of the officers/directors.

ARTICLE IX REGISTERED AGENT

Section 1. The registered agent shall be the Athletic Director of South Fort Myers High School. The initial registered agent shall be Mark Marsala, Athletic Director, South Fort Myers High School, 14020 Plantation Road, Fort Myers, Fl. 33912.

ARTICLE X RULES OF ORDER

Section 1. Robert's Rules of Order shall be used in conducting all regular and special meetings and shall apply in situations not covered by the By-laws.

ARTICLE XI
AMENDEMENTS

Section 1. These By-laws may be amended, rescinded, or changed after thirty (30) days written notice, where such changes are outlined at any regular or special meeting of the general membership and then by two-thirds vote of all present

Section 2. The By-laws shall take effect immediately upon adoption.

ARTICLE XII
INCORPORATOR

Section 1. The original incorporator is Mark Marsala, Athletic Director, South Fort Myers High School, 14020 Plantation Road, Fort Myers, Fl. 33912

Articles of Amendment
to
Articles of Incorporation
of

SOUTH FORT MYERS HIGH SCHOOL ATHLETIC BOOSTER CLUB INCORPORATED
(Name of corporation as currently filed with the Florida Dept. of State)

NO5000008197

(Document number of corporation (if known))

Pursuant to the provisions of section 617.1006, Florida Statutes, this **Florida Not For Profit Corporation** adopts the following amendment(s) to its Articles of Incorporation:

NEW CORPORATE NAME (if changing):

(must contain the word "corporation," "incorporated," or the abbreviation "corp." or "inc." or words of like import in language; "Company" or "Co." may not be used in the name of a not for profit corporation)

AMENDMENTS ADOPTED- (OTHER THAN NAME CHANGE) Indicate Article Number(s) and/or Article Title(s) being amended, added or deleted: (**BE SPECIFIC**)

1) AMENDING ARTICLE IV

DELETE EXISTING LANGUAGE

ADD - NEW LANGUAGE

2) OFFICERS ARE ARTICLE VII - SECTION 1

PRESIDENT - Beverly CATTANACH 14020 PLANTATION RD, FT MYERS, FL 33912

V.P. / SEC'y - JENNIFER SIMMONS 14020 PLANTATION RD, FT MYERS, FL 33912

TREAS - ROBERT J BAYSON 14020 PLANTATION RD, FT MYERS, FL 33912

Amendment to Article IV, Nature and Subject.

The article is amended to read as follows:

- 1) The objective of this organization shall be to support financially and otherwise the athletic program of South Fort Myers High School. This organization is organized exclusively for charitable, religious, scientific and educational purposes, the making of distributions to organizations that qualify as exempt organizations under section 501 © (3) of the Internal Revenue Code or corresponding section of any future federal tax code.
- 2) No part of the net earnings of the organization shall inure to the benefit of, or be distributable to its members, trustees, officers or other private persons, except that the organization shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purposes set forth above. No substantial part of the activities of the organization shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and the organization shall not participate in, or intervene in (including the publishing or distribution of statements) any political campaign on behalf of any candidate for public office. Notwithstanding any other provision of this document, the organization shall not carry on any other activities not permitted to be carried on (a) by an organization exempt from federal income tax under section 501 (c) (3) of the internal revenue code, or corresponding section of any future federal tax code, or (b) by an organization, contributions to which are deductible under section 170 (c) (2) of the Internal Revenue Code or corresponding section of any future federal tax code.
- 3) Upon the dissolution of the organization, assets shall be distributed for one or more exempt purposes within the meaning of section 501 © (3) of the Internal Revenue Code, or corresponding section of any future federal tax code, or shall be distributed to the federal government, or to a state or local government, for a public purpose. Any such assets not disposed of shall be disposed of by the Court of Common Pleas of the county in which the principal office of the organization is then located, exclusively for such purposes or to such organization or organizations, as said Court shall determine, which are organized and operated exclusively for such purposes.

The date of adoption of the amendment(s) was: NOVEMBER 7, 2005

Effective date if applicable: NOVEMBER 7, 2005
(no more than 90 days after amendment file date)

Adoption of Amendment(s) **(CHECK ONE)**

- ☒ The amendment(s) was (were) adopted by the members and the number of votes cast for the amendment was sufficient for approval.
- ☐ There are no members or members entitled to vote on the amendment. The amendment(s) was (were) adopted by the board of directors.

Signature

[Signature] [Signature]
(By the chairman or vice chairman of the board, president or other officer- if directors have not been selected, by an incorporator- if in the hands of a receiver, trustee, or other court appointed fiduciary, by that fiduciary.)

ROBERT J BATSON
(Typed or printed name of person signing)

MARK MARALA

TREASURER / DIRECTOR
(Title of person signing)

INCORPORATOR

FILING FEE: \$35