N09830

MEMO

To: Florida Department of State

From: Barb Miller, Treasurer *Barb Miller*
Collier County Sheriff's Office Benefit Fund Committee

Subject: CCSO Benefit Fund Committee, Inc. Documents
Re. Number: N09830

Date: September 24, 2001

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****35.00 ****35.00

Enclosed are the original signed documents which you had requested. There is also a check for $35 for the filing fee.

If you need further assistance, please contact our Fund president, Tony Lauer at home (941)-352-5582 or his office phone (941)-394-5129.

cc: Treasurer's file

Sheriff Don Hunter
Collier County Govt. Complex Bldg. - J
3301 Tamiami Trail, East, Naples, FL 34112

FILED
01 SEP 27 PM 3: 50
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

Restated

T BROWN OCT - 4 2001

FLORIDA DEPARTMENT OF STATE
Katherine Harris
Secretary of State

September 14, 2001

COLLIER COUNTY SHERIFF'S OFFICE BENEFIT FUND COMMITTEE
3301 East Tamiami Trail, Bldg., J
Naples, FL 34112

SUBJECT: COLLIER COUNTY SHERIFF'S DEPARTMENT BENEFIT FUND COMMITTEE, INCORPORATED
Ref. Number: N09830

This will acknowledge receipt of your correspondence which is being returned for the following reason(s):

The document must have original signatures.

The fee to file articles of amendment is $35. Certified copies are optional and are $8.75 for the first 8 pages of the document, and $1 for each additional page, not to exceed $52.50.

We regret that we were unable to contact you by phone. Please return the corrected document with a letter providing us with a telephone number where you can be reached during working hours.

If you have any questions concerning this matter, please either respond in writing or call (850) 245-6910.

Louise Flemming-Jackson
Corporate Specialist Supervisor

Letter Number: 601A00051732

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SECRETARY OF STATE
TALLAHASSEE, FLORIDA

RESTATED

ARTICLES OF INCORPORATION

Of

COLLIER COUNTY SHERIFF'S DEPARTMENT BENEFIT FUND COMMITTEE, INCORPORATED

The undersigned, ~~for the purpose of forming a corporation not for profit hereby adopt the following articles of incorporation:~~ *members of the Corporation's Board of Directors, for the purpose of amending and restating the Articles of Incorporation, hereby adopt these Amended and Restated Articles of Incorporation for the Collier County Sheriff's Office Benefit Fund Committee, Incorporated, pursuant to Section 617.1007 of the Florida Not For Profit Corporation Act:*

ARTICLE ONE

NAME

The name of the corporation is Collier County Sheriff's ~~Department~~ *Office* Benefit Fund Committee, Incorporated.

ARTICLE TWO

DURATION

The term of existence of the corporation is perpetual.

ARTICLE THREE

PURPOSE

The purpose*s* for which the corporation is organized ~~is~~ *are*:

1. To provide emergency financial support to active, full-time and part time participating employees and Auxiliary Officers of the Collier County Sheriff's Office, including the participants spouse and minor children that are living under the same roof. Said financial support shall be in the form of zero-interest loans to the membership and further governed by such provisions that are included in the Bylaws.

~~1. To provide support, guidance, monetary aid or other compensation, or other aid, to the active full time participating employees and auxiliary officers of the Collier County Sheriff's Department, including the participant's spouse and minor children that are living under the same roof. At the discretion of the Board of Trustees, additional aid and support may be provided on a case-by-case basis to dependents of participants that are not living under the same roof as the participant. The aid and financial support shall be provided, in the discretion of the Board of Trustees, in cases of death, serious in jury, illness or other circumstances arising out of the line of duty or off duty activity. The provisions in this section shall be enforced by the officers of this corporation. The Bylaws of this corporation and Resolutions of the Board of Trustees shall be dertminative as to how these purposes are carried out.~~

~~2. To perform any other lawful purpose or function not otherwise inconsistent with the other provisions herein.~~

~~3. Although the assets and net earnings of the corporation shall inure to the Benefit of or be distributable to its members, trustees, or officers, the purpose For which this corporation is organized is strictly charitable.~~

2. No member, trustee, or officer shall have any right to receive, demand or otherwise be distributed assets or net earnings. The corporation shall not devote any substantial part of its activities to the carrying on of propaganda, attempting to influence legislation, or participation or intervention in any political campaign on behalf of any candidate for public office, including the publishing or distribution of statements. It is the intent that this corporation shall qualify for exemptions from Federal Income Tax under ~~Section 501 (c)(3)~~ *Section 501 (c)(9)* ~~and Section 501 (c)(7)~~ of the Internal Revenue Code of ~~1954~~ *1986* or the corresponding provision of any future United Stated Internal Revenue Law. ~~and to qualify as a corporation whose contributions are deductible under Section 170 (c)(2) of the Internal Revenue Code of 1954 or the corresponding provision of any future United States Internal Revenue Law.~~

3. Upon dissolution of this corporation, all of its assets remaining after the payment of all costs and expenses of said dissolution shall be distributed ~~to organizations which qualify for exemption under Section 501(c)(3) or Section 501 (c)(7), or both, of the Internal Revenue Code, or the corresponding provision of any future United Stated Internal Revenue Law, or to the Federal Government or to a state or local government, for a public purpose,~~ *equally between the Collier County Sheriff's Office Junior Deputy League and the*

*Collier County Sheriff's Office Explorers, which are organizations that qualify for exemption under applicable United Stated Internal Revenue Laws, if both organizations are in existence and if only one is in existence to the entity existing at such time. If neither organization is in existence to any organization which qualifies for exemption under Section 501(c)(3) of the Internal Revenue Code, or the corresponding provision of any future Internal Revenue Code or to a state or local government for a public purpose. N*one of the assets shall be distributed to any member, officer, trustee, or director of this corporation or to any private person.

ARTICLE FOUR

MEMBERS

SECTION 1: QUALIFICATION – The members of this corporation shall be active, full-time *and part-time* participating employees and auxiliary officers of the Collier County Sheriff's ~~Department~~ *Office*. ~~The initial members shall be the subscribers to these articles.~~ New members shall be proposed by any member, officer or member of the ~~Board of Trustees~~ *Executive Board* and *shall become members upon* ~~approved~~ *approval* by a majority of the *members of the Executive Board, or as provided for in the bylaws. New hires/appointees may initiate membership status during the orientation process for new hires/appointees foregoing the above mentioned process.*

SECTION 2: DUES –

A. Upon approval for membership, each new member shall pay a dues of a minimum of one dollar ($1.00) per pay period via payroll deduction*, or as provided for in the Bylaws.*

B. The Board of Trustees shall be authorized to change the minimum dues from time to time as they, in their discretion, deem appropriate.

SECTION THREE: TERM –

A. Members shall maintain their membership from year to year upon payment of their annual dues.

B. Membership may be terminated as follows:

(1) death of a member;

(2) voluntary termination by a member in writing;

(3) for cause by a majority vote of the Board of Trustees (cause shall include non-payment of dues, as well as activities inconsistent with membership in this corporation).

ARTICLE FIVE

REGISTERED OFFICE

The street address of the ~~initial~~ registered office of the corporation is 3301 E. Tamiami Trail, Building J, Naples, FL *and shall remain so unless changed by the Executive Board.*

ARTICLE SIX

REGISTERED AGENT

The ~~initial~~ Registered Agent ~~is Richard J. Aaron whose address is 720 Goodlette Road, Naples, FL~~ *of the corporation shall be Anthony P. Lauer and his address is 3301 E. Tamiami Trail, Building J, Naples, FL, and he will remain the Registered Agent until such time as he is duly replaced as such by the Board of Trustees.*

~~ARTICLE SEVEN~~

~~INCORPORATORS~~

~~The names and addresses of the incorporators are:~~

~~Lawrence R.~~ Vanston
~~395 21st Ave. S.~~
~~Naples, FL~~ 33940

~~Stephen E. Horrom~~
~~263 Washington Ave.~~
~~Naples, FL 33962~~

~~Joanne F. Mandeville~~
~~1251 Cypress Woods Drive~~
~~Naples, FL 33940~~

ARTICLE ~~EIGHT~~ *SEVEN*

TRUSTEES

The business of the corporation shall be managed, and its corporate powers shall be exercised by its Board *of Directors which shall hereinafter be referred to as the Board of* Trustees, which shall consist of not less than three (3) members, with a maximum of seventeen members, unless a larger number is allowed in the Bylaws.

The ~~Board of Trustees~~ *Executive Board* shall be elected by the membership at the annual membership meeting *or as provided for in the Bylaws.*

~~The names and addresses of the initial Board of Trustees who shall serve until the first meeting are:~~

~~LAWRENCE R. VANSTON~~
~~395 21st Ave. S.~~
~~Naples, FL 33940~~

~~STEPHEN E. HORROM~~
~~2273 Washington Ave~~
~~Naples, FL 33962~~

~~KRISTIAN BROMMELAND~~
~~3532 Balboa Circle~~
~~Naples, FL 33942~~

~~JOHN D. MAGUIRE~~
~~Tahitian Gardens #7~~
~~Marco Island, FL 33937~~

~~PETER FORTUNATO~~
~~10 East Broadway~~
~~Everglades, FL 33929~~

~~JAMES L. HANSEN~~
~~857 Roseate Drive~~
~~Naples, FL 33962~~

~~JACKIE L. KLINE~~
~~4360 5th Avenue, N.W.~~
~~Naples, FL 33999~~

~~JOHN J. DALY~~
~~4413 17th Place, S.W.~~
~~Naples, FL 33999~~

~~JAMES W. VICKERY~~
~~1225 26th Avenue, N.~~
~~Naples, FL 33940~~

~~JOANNE F. MANDEVILLE~~
~~1251 Cypress Woods Drive~~
~~Naples, FL 33940~~

~~KENNETH MULLING~~
~~2850 68th Street, SW~~
~~Naples, FL 33999~~

~~WILLIAM C. STEISS~~
~~2730 13th Street N.~~
~~Naples, FL 33940~~

~~WILLIAM D. McDANIEL~~
~~23007 Phyllis Lane~~
~~Immokalee, FL 33934~~

~~STEPHEN L. BURGESS~~
~~6185 Whittaker Road~~
~~Naples, FL 33962~~

~~DONALD C. HUNTER~~
~~825 5th Street, N.W.~~
~~Naples, FL 33999~~

~~RAYMOND C. GREEN~~
~~33 Antique Court~~
~~Naples, FL 33962~~

~~FAYE A. DeVOGT~~
~~4930 Barcelona Circle~~
~~Naples, FL 33962~~

~~Any vacancy occurring on the Board of Trustees prior to the first annual meeting of the membership shall be filled by the remaining trustees, and any vacancies occurring after the first annual meeting shall be filled in accordance with the Bylaws.~~

~~The annual meeting of the Board of Trustees shall be held within two (2) weeks after the membership meeting of each calendar year~~

The annual meeting of the membership shall be at a time and place designated each year by the President of the corporation or his/her designee. Special meetings of the ~~Board of Trustees~~ *Executive Board or the membership* may be called by the ~~Chairman of the Board,~~ *President or his/her designee,* or upon a majority of the ~~trustees~~ *Executive Board* taking such action or as the Bylaws provide.

ARTICLE ~~NINE~~ *EIGHT*

OFFICERS

The management of the day-to-day affairs of the corporation shall be administered by ~~its corporate officers~~ the Executive Board. The Executive Board shall ~~who shall be a~~ include the President, a Secretary, a Treasurer, and such Vice Presidents as may be determined by the Board of Trustees at its discretion. *The Board of Trustees shall at its annual meeting elect the members of the Executive Board.*

Any vacancy appearing in any office shall be filled by action of the Board of Trustees at its annual *or other meetings,* or at a special meeting called for such purpose, *or as provided for in the Bylaws.*

ARTICLE ~~TEN~~ *NINE*

BYLAWS

~~The Bylaws of this corporation shall be formulated, approved, altered and/or rescinded by the Board of Trustees of this corporation up and until the first annual~~

~~meeting of the membership, after which the~~ *The Bylaws may be adopted by the majority vote of the members of the Board of Trustees and may be amended by the Board of Trustees without member approval.*

ARTICLE ~~ELEVEN~~ *TEN*

AMENDMENTS TO THE ARTICLE OF INCORPORATION

Amendments to the Articles of Incorporation may be proposed by any member and may be considered at the annual or any regular meeting of the membership, or any special meeting called for such purpose, provided the written notice of any such amendment or amendments shall be given in writing to all members at least fourteen (14) days prior to the meeting which such amendment or amendments is to be considered.

Amendments shall be adopted by a two-thirds majority vote of the members voting, providing that a quorum is present.

The above Restated Articles of Incorporation was adopted by a two-thirds majority of the members voting at a duly constituted meeting of the Corporation held on ***November 17, 2000*** *at which a quorum of the members was present and shall be effective on the date of filing. Such vote was sufficient for approval.*

Dated this 17th day of November, 2000.

Executive Board

Anthony P. Lauer, President

Janelle Dunfee, Vice-President

Linda Hunt, Secretary

Barbara Miller, Treasurer

Board of Trustees

Scott Anderson	Mark Baker
John Bartis	Linda Boughman
Lesa Branham	Karen Day
Dianne Flanagan	Ernie Gangle
Karen Hebebrand	Dave Johnson
Herman Lambert	Robert Melin
Kevin Pearson	John Rossi

Having been named as registered agent and to accept service of process for the above stated corporation at the place designated in this certificate, I hereby accept the appointment as registered agent and agree to act in this capacity. I further agree to comply with the provisions of all statutes relating to the proper and complete *performance of my duties, and I am familiar with and accept the obligations of my position as registered agent.*

Anthony P. Lauer Date: NOV. 17, 2000

Anthony P. Lauer, Registered Agent