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### COVER LETTER

Department of State **Division of Corporations** P. O. Box 6327 Tallahassee, FL 32314

**SUBJECT:** (PROPOSED CORPORATE NAME-MUST INCLUDE SUFFIA)

960 ON SEVENTH CONDOMINUM Association Inc

Enclosed is an original and one (1) copy of the Articles of Incorporation and a check for:

\$70.00 Filing Fee

Status

Filing Fee

& Certified Copy

\$87.50

Filing Fee, Certified Copy

& Certificate

ADDITIONAL COPY REQUIRED

3080 TAMIAMI FIAIL East

NAJIES, Ha 34117

239-298-8385

Daytime Telephone number

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

NOTE: Please provide the original and one copy of the articles.

#### ARTICLES OF INCORPORATION

#### 960 on Seventh Condominium Association Inc.

A Florida Corporation Not For Profit

The undersigned hereby submits these Articles for the purpose of forming a corporation not for profit under Chapter 617, Florida Statutes, and certifies as follows:

## ARTICLE I Name and Principle Office

The name of the corporation shall be **960 on Seventh Condominium Association Inc.** which corporation shall herein be referred to as the "Association", and whose principal place of business and mailing address shall be 10081 NW 7<sup>th</sup> Street, Plantation, Florida 33324.

## ARTICLE II Purpose

The purpose for which the corporation is organized is for the operation and management of condominium building and common elements for the use and benefit of the Owners of the Condominium Units located in Naples, Collier County, Florida, known as "960 on Seventh Condominium," and any other purpose permitted under Florida law.

## ARTICLE III Powers

The Association shall have all of the common law and statutory powers of a corporation not for profit under the laws of Florida that are not in conflict with the provisions of these Articles, the Declaration, the Bylaws or the Act.

The Association is organized and shall exist on a non-stock basis as a nonprofit corporation under the laws of the State of Florida, and no portion of any earning of the Association shall be distributed or inure to the private benefit of any member, director, or officer of the Association. For the accomplishment of its purposes, the Association shall have all of the common law and statutory powers and duties of an association not for profit under Florida Law, except as limited or modified by these Articles, the Bylaws of the Association, or the Declaration of Covenants, Conditions or Restrictions for 960 on Seventh Condominium ("The "Declaration"), and it shall have all of the powers and duties reasonably necessary to operate the 960 on Seventh Condominium pursuant to the Declaration as it may hereinafter be amended.

Except as provided herein, all funds and title to all property acquired by the Association shall be held for the benefit of the members in accordance with the provisions of the Declaration, these Articles of Incorporation, and the Bylaws.

### ARTICLE IV Existence

This Association shall continue to exist so long as the Condominium shall existence.

## shall be

### ARTICLE V Directors

- 1. The business of this Association shall be conducted by a Board of Directors having not less than three (3) nor more than seven (7) Directors as shall be determined by the Bylaws. The initial Board of Directors shall consist of the following three (3) members and while the Developer is in control of the Association, the number of Directors shall be three (3): Joseph O'Neill with an address of 10081 NW 7<sup>th</sup> Street, Plantation, Florida 33324; Michael Horikawa, with an address of 10081 NW 7<sup>th</sup> Street, Plantation, Florida 33324; and Ione O'Neill, with an address of 10081 NW 7<sup>th</sup> Street, Plantation, Florida 33324
- 2. The election or appointment of the Directors, their removal, and the filing of vacancies on the Board of Directors shall be as stated in the Bylaws of the Association.
- 3. The Officers and Directors of the Association shall have a fiduciary relationship with the Owners of Condominium Units.

### ARTICLE VI Indemnification

To the fullest extent permitted by Florida law, the Association shall indemnify and hold harmless every Director and officer of the Association against all expenses and liabilities, including attorney's fees, actually and reasonably incurred by or imposed on him in connection with any legal proceeding (or settlement or appeal of such proceeding) to which he may be a party because of his being or having been a director or officer of the Association. The foregoing right of indemnification shall not be available if a judgment or other final adjudication established that his actions or omissions to act were material to the cause adjudicated and involved: (a) willful misconduct or a conscious disregard for the best interest of the Association, in a proceeding by or in the right of the Association to procure a judgment in its favor; (b) a violation of criminal law, unless the director or officer had no reasonable cause to believe his action was unlawful or had reasonable cause to believe his action was lawful; (c) a transaction from which the director or officer derived an improper personal benefit; or (d) wrongful conduct by directors or officers appointed by the Developer, in a proceeding brought by or on behalf of the Association.

In the event of a settlement, the right to indemnification shall not apply unless the Board of Directors approved such settlement as being in the best interest of the Association. The foregoing rights of indemnification shall be in addition to and not exclusive of all other rights to which a director or officer may be entitled.

## ARTICLE VII Membership

The Owners of Condominium Units shall be members of the Association and their rights and obligations shall be as stated in the Bylaws of the Association. Members do not have any authority to act for the Association by virtue of being a Unit Owner or member.

## ARTICLE VIII Registered Agent and Incorporator

The name and address of the corporation's initial registered agent shall be Chris Cona Esq, Treiser & Collins, PL, located at 3080 Tamiami Trail East, Naples, FL 34112.

## ARTICLE IX Incorporator

The name and address of the Incorporator of these Articles of Incorporation shall be Chris Cona Esq, Treiser Collins PL, located at 3080 Tamiami Trail East, Naples, FL 34112.

IN WITNESS WHEREOF, the subscriber, being the undersigned person, named as incorporator, has executed these Articles this  $2/\sqrt{10}$  day of  $\sqrt{10}$  day of  $\sqrt{10}$ , 2012.

Chris Cona, Incorporator

ACKNOWLEDGMENT

STATE OF FLORIDA COUNTY OF COLLIER

The foregoing Articles of Incorporation were acknowledged before me this day of November, 2012, by Chris Cona Esq, as Incorporator of 960 on Seventh Condominium Association Inc., a Florida corporation not for profit. The individual is personally known to me or has provided as identification.

Notary Public Print Name:

My Commission Expires:



## CERTIFICATE DESIGNATING PLACE OF BUSINESS OR DOMICILE FOR SERVICE OF PROCESS WITHIN FLORIDA, NAMING AGENT UPON WHOM PROCESS MAY BE SERVED

In compliance with Sections 48.091 and 617.0505, Florida Statutes, the following is submitted:

That **960 on Seventh Condominium Association Inc.**, desiring to organize or qualify under the laws of the State of Florida, with its principal place of business in Collier County, Florida, has named the following agent to accept service of process within Florida:

Chris Cona Esq Treiser & Collins, PL 3080 Tamiami Trail East Naples, FL 34112

Having been named to accept service of process for the above-stated corporation; at the place designated in this Certificate, I hereby agree to act in this capacity, and I further agree to comply with the provisions of all statutes relative to the proper and complete performance of my duties.

**REGISTERED AGENT:** 

Treiser & Collins, PL

By: Chris Cona Esq.