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**COVER LETTER**

**TO:** Amendment Section  
Division of Corporations

**NAME OF CORPORATION:** Gloria and Herb Barker Foundation Inc

**DOCUMENT NUMBER:** ~~N16000003047~~ N16000003407

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

Please return all correspondence concerning this matter to the following:

MARTIN J. KURTZ, CPA

(Name of Contact Person)

Gloria and Herb Barker Foundation, Inc.

(Firm/ Company)

2110 N Ocean Boulevard, #703

(Address)

Fort Lauderdale, FL 33305

(City/ State and Zip Code)

mkurtzcpa@outlook.com

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

For further information concerning this matter, please call:

MARTIN J. KURTZ, CPA

954-

914 - 9788

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:

- |  |  |   |   |
|--|--|---|---|
| <input type="checkbox"/> \$35 Filing Fee | <input type="checkbox"/> \$43.75 Filing Fee &<br>Certificate of Status | <input type="checkbox"/> \$43.75 Filing Fee &<br>Certified Copy<br>(Additional copy is<br>enclosed) | <input checked="" type="checkbox"/> \$52.50 Filing Fee<br>Certificate of Status<br>Certified Copy<br>(Additional Copy is<br>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 32301

Articles of Amendment  
to  
Articles of Incorporation  
of

Gloria and Herb Barker Foundation, Inc.

FILED

2017 SEP 15 AM 10:43

(Name of Corporation as currently filed with the Florida Dept. of State)

~~N16000003047~~

N16000000 3487 FLORIDA

(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:

**A. If amending name, enter the new name of the corporation:**

NA

*The new name must be distinguishable and contain the word "corporation" or "incorporated" or the abbreviation "Corp." or "Inc." "Company" or "Co." may not be used in the name.*

**B. Enter new principal office address, if applicable:**

NA

*(Principal office address **MUST BE A STREET ADDRESS**)*

**C. Enter new mailing address, if applicable:**

*(Mailing address **MAY BE A POST OFFICE BOX**)*

**D. If amending the registered agent and/or registered office address in Florida, enter the name of the new registered agent and/or the new registered office address:**

Name of New Registered Agent:

NA

New Registered Office Address:

*(Florida street address)*

*(City)*

Florida

*(Zip Code)*

**New Registered Agent's Signature, if changing Registered Agent:**

*I hereby accept the appointment as registered agent. I am familiar with and accept the obligations of the position.*

*Signature of New Registered Agent, if changing*

**If amending the Officers and/or Directors, enter the title and name of each officer/director being removed and title, name, and address of each Officer and/or Director being added:**

*(Attach additional sheets, if necessary)*

*Please note the officer/director title by the first letter of the office title:*

*P = President; V= Vice President; T= Treasurer; S= Secretary; D= Director; TR= Trustee; C = Chairman or Clerk; CEO = Chief Executive Officer; CFO = Chief Financial Officer. If an officer/director holds more than one title, list the first letter of each office held. President, Treasurer, Director would be PTD.*

*Changes should be noted in the following manner: Currently John Doe is listed as the PST and Mike Jones is listed as the V. There is a change, Mike Jones leaves the corporation, Sally Smith is named the V and S. These should be noted as John Doe, PT as a Change, Mike Jones, V as Remove, and Sally Smith, SV as an Add.*

Example:

<input checked="" type="checkbox"/> Change	<u>PT</u>	<u>John Doe</u>
<input checked="" type="checkbox"/> Remove	<u>V</u>	<u>Mike Jones</u>
<input checked="" type="checkbox"/> Add	<u>SV</u>	<u>Sally Smith</u>

<u>Type of Action</u> (Check One)	<u>Title</u>	<u>Name</u>	<u>Address</u>
1) <input type="checkbox"/> Change	_____	_____	_____
<input type="checkbox"/> Add	_____	_____	_____
<input type="checkbox"/> Remove	_____	_____	_____
2) <input type="checkbox"/> Change	_____	_____	_____
<input type="checkbox"/> Add	_____	_____	_____
<input type="checkbox"/> Remove	_____	_____	_____
3 ) <input type="checkbox"/> Change	_____	_____	_____
<input type="checkbox"/> Add	_____	_____	_____
<input type="checkbox"/> Remove	_____	_____	_____
4) <input type="checkbox"/> Change	_____	_____	_____
<input type="checkbox"/> Add	_____	_____	_____
<input type="checkbox"/> Remove	_____	_____	_____
5) <input type="checkbox"/> Change	_____	_____	_____
<input type="checkbox"/> Add	_____	_____	_____
<input type="checkbox"/> Remove	_____	_____	_____
6) <input type="checkbox"/> Change	_____	_____	_____
<input type="checkbox"/> Add	_____	_____	_____
<input type="checkbox"/> Remove	_____	_____	_____

**E. If amending or adding additional Articles, enter change(s) here:**

*(attach additional sheets, if necessary). (Be specific)*

Article XII is amended to read as follows: The Corporation reserves the right to amend or repeal any provision contained in the Articles of Incorporation, except for those provisions contained in the newly adopted Article XIV. It will have the right to merge or consolidate this Corporation with any other non-profit corporation in the manner now or hereafter prescribed provided, however, that such merger will not impact detrimentally on the centrality and significance of the Barker Collection, and will serve to advance the objects and purposes for to which this corporation is formed and all rights herein conferred or granted shall be subject to this reservation.

The Following Article XIV is adopted and added to the Articles of Incorporation:

Article XIV: Detailed Description of Purposes, Methods and the Status of the Barker Collection.

A. Specific Purposes. Without detracting from any of the powers set out for this corporation in previous sections, it is further specified that this corporation is founded exclusively for charitable, educational and social purposes within the meaning of the IRS Code sec 501 (c)(3) Namely: To educate children and adults about the experiences of children in previous times in American History; To bring about greater harmony between the generations; To promote the appreciation of comic books, caricatures, children's drawings, and animation as important art forms; To lessen prejudice and social tension by allowing diverse people to understand the universal human aspects of childhood experience everywhere; To promote human and civil rights by helping people of all ages and backgrounds to reconnect with their own "inner children"; To provide training to disadvantaged children and young adults in the use of digital media to create animations, sound tracks, video clips and other creative projects; To carry out any legitimate activity deemed in the eyes of the Directors and the Officers to be in harmony with the aforementioned goals.

B. Methods. This corporation will accomplish these goals by hosting and presenting to the general public, young and old the outstanding collection of childhood related objects, artifacts, memorabilia, comic art, caricatures, sketches and animation amassed by Herb and Gloria Barker known as The Barker Collection (see attached papers for continuation..)

along with explanations, guided tours, information, lectures, presentations, workshops and all other educational and awareness raising activities for bringing about the goals mentioned previously. It will provide guided tours, travelling exhibits, courses and activities for persons of all ages, where the presentation of the Barker Collection or elements of it will bring about positive changes in families and in society in general as outlined above.

**C. Powers.** This corporation will be empowered 1) To receive the Barker Collection as a donation given by Herb and Gloria barker and to acquire and maintain a location for the presentation of the Barker collection; 2) To hire, pay and supervise guides, lecturers teachers, researchers and counselors to implement the tours, workshops, classes and awareness raising and socially beneficial activities listed above; 3) To foster research into the historical contexts of the collection's artifacts and promote new understanding of how childhood experience has changed and evolved during the historical periods referred to above; 4) To publish and make available these insights for the purpose of helping today's children overcome the challenges they face at home, in school and in society; and 5) to perform any and all additional actions that are deemed by the Directors or Officers to be useful in fulfilling the aforementioned purposes of this corporation.

**D. The Barker Collection:**

**1. General.** Herb and Gloria Barker will present the Barker Collection to this corporation. This corporation will have

exclusive rights to house, display and transport the collection or elements of it, while insuring that all reasonable measures have been carried out for the protection and security of the collection.

**2. Integrity and Centrality of the Collection.** The Directors and Officers of the corporation are obligated to maintain the integrity of the Barker Collection as a unified whole. The Barkers themselves will determine which items are integral to the Barker collection at the time they donate said items.

**3. The Collection in the Event of Dissolution.** In the event of the corporation's dissolution, the directors will make every effort to present the collection as a single entity to another 501c3 recognized charitable organization who will agree to display it in its entirety. If, after having made a sincere effort to accomplish this, the directors do not succeed, the directors will be permitted to divide the collection between several recognized 501c3 charitable organizations for the purpose of displaying the items to the general public. If the directors do not succeed in accomplishing even this, after making a sincere effort to do so, they will be permitted to sell the collection. Once sold, the proceeds from the Barker Collection will be subject to the corporation's general dissolution clause as would any ordinary asset of the corporation.

**4. Additional Provisions for Protecting the Barker Collection** will be spelled out in the bylaws.

**E. Unalterability.** This Article XIV is fundamental to the functioning of this corporation. The Directors of this corporation have unanimously accepted it in its entirety as

binding upon themselves. Its acceptance is likewise a prerequisite for the appointment of any Directors or Officers in the future. Therefore, this Article and all its parts cannot be rescinded or amended.

The date of each amendment(s) adoption: \_\_\_\_\_, if other than the date this document was signed.

Effective date if applicable: \_\_\_\_\_  
(no more than 90 days after amendment file date)

**Note:** If the date inserted in this block does not meet the applicable statutory filing requirements, this date will not be listed as the document's effective date on the Department of State's records.


Adoption of Amendment(s) (CHECK ONE)

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

Dated

9/15/17

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)

Herbert Barker.

(Typed or printed name of person signing)

Director and President

(Title of person signing)