

N24881

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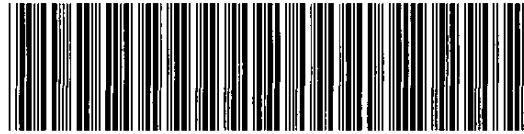
(Business Entity Name)

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SECRETARY OF STATE
TALLAHASSEE, FLORIDA

Amend

G. Gossiano DEC 05 2007

BECKER & POLIAKOFF

630 South Orange Avenue
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Sarasota, Florida 34236-7504
Phone: (941) 366-8826 Fax: (941) 952-1481
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November 5, 2007

Reply To:
Sarasota
Kevin L. Edwards, Esq.
Direct dial: (941) 953-7404
kedwards@becker-poliakoff.com

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

Re: Articles of Amendment/Amberlea Owners Association, Inc.
Client/Matter No. A00438-078638

Dear Sir/Madam:

Enclosed please find the original and one copy of the Articles of Amendment to the Articles of Incorporation of Amberlea Owners Association, Inc. A check for \$35.00 is also enclosed for the filing fee.

Please file and return a copy to my attention. A self-addressed stamped envelope is enclosed for your convenience.

Please feel free to call me should you have any questions regarding this matter.

Sincerely yours,


KEVIN L. EDWARDS

KLE/ms
Enclosure (as stated)

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FLORIDA DEPARTMENT OF STATE
Division of Corporations

November 14, 2007

BECKER & POLIAKOFF
KEVIN EDWARDS
630 SOUTH ORANGE AVE., 3RD FLOOR
SARASOTA, FL 34236-7504

SUBJECT: AMBERLEA OWNERS ASSOCIATION, INC.
Ref. Number: N24881

We have received your document for AMBERLEA OWNERS ASSOCIATION, INC. and check(s) totaling \$35.00. However, the enclosed document has not been filed and is being returned to you for the following reason(s):

If there are MEMBERS ENTITLED TO VOTE on a proposed amendment, the document must contain: (1) the date of adoption of the amendment by the members and (2) a statement that the number of votes cast for the amendment was sufficient for approval.

If there are NO MEMBERS OR MEMBERS ENTITLED TO VOTE on a proposed amendment, the document must contain: (1) a statement that there are no members or members entitled to vote on the amendment and (2) the date of adoption of the amendment by the board of directors.

Please return your document, along with a copy of this letter, within 60 days or your filing will be considered abandoned.

If you have any questions concerning the filing of your document, please call (850) 245-6903.

Cheryl Coulliette
Regulatory Specialist II

Letter Number: 307A00065819

RECEIVED
2007 DEC -5 AM 8:00
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

Amberlea Owners Association, Inc.

N24881

(Attach additional pages if necessary)
(continued)

The date of adoption of the amendment(s) was: October 24, 2007

Effective date if applicable: _____
(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 _____ Please see attached Articles of Amendment for 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.)

Frances J. Beard
(Typed or printed name of person signing)

President
(Title of person signing)

FILING FEE: \$35

THIS INSTRUMENT PREPARED BY
AND RETURN TO:
DAVID G. MULLER, ESQ.
BECKER & POLIAKOFF, P.A.
630 S. ORANGE AVENUE
SARASOTA, FL 34236

**ARTICLES OF AMENDMENT
TO THE
ARTICLES OF INCORPORATION
OF
AMBERLEA OWNERS ASSOCIATION, INC.**

The undersigned officer of Amberlea Owners Association, Inc., a not for profit corporation organized and existing under the laws of the State of Florida to operate and maintain Amberlea Owners Association, Inc., according to the Articles of Incorporation thereof as originally recorded in O.R. 2018, page 0602, et seq. of the public records of Sarasota County, Florida, hereby certifies that the following amendment to its Articles of Incorporation was approved at a meeting held on October 24, 2007 and that the number of votes cast in favor of the adoption of the amendment was sufficient for approval under the terms of the Articles of Incorporation and applicable law.

(Additions indicated by underlining, deletions by ~~strike-through~~)

1. **Amendment to Article VI entitled "BOARD OF DIRECTORS", to read as follows:**
 - A. The affairs of the Association shall be managed by a Board of Directors consisting ~~initially~~ of ~~three~~ not less than five (5) ~~nor more than nine (9)~~ Directors, ~~the exact number to be determined by a majority of the Board, who shall serve staggered terms of two (2) years. At the first election subsequent to the effective date of this amendment, the three (3) Directors receiving the highest number of votes shall serve for a term of two (2) years and the remaining Directors shall serve for a term of one (1) year. Thereafter, all Directors shall serve for a term of two (2) years. The number of Directors comprising succeeding Boards of Directors shall be provided from time to time in the Bylaws of the Association, but in no event shall there be less than three or more than nine directors. The directors may, but need not~~ must be, members of the Association and but need not be residents of the State of Florida.
 - B. ~~All directors shall be appointed by and shall serve at the pleasure of HOMESITE, LTD., a Florida Limited Partnership, its successors or assigns (hereinafter referred to as the "Developer") until the annual meeting of members in the year 1990. Commencing with the annual meeting of members in 1990 until the annual meeting in 1999, Developer shall have the right to appoint a majority of the Board of Directors. Commencing with said 1999 annual meeting of the members, all directors shall be elected by the members.~~
 - C. ~~All directors who are not subject to appointment by Developer shall be elected by the members. Elections shall be by plurality vote.~~

~~D. C.~~ All directors, whether appointed or elected, shall serve for terms of ~~one year~~ in accordance with the provisions of the Bylaws. Any elected director may be removed from office with or without cause by a majority vote of the members but not otherwise. ~~Similarly, in no event may a board member appointed by Developer be removed except by action of Developer.~~

~~E. The names and address of the members of the first Board of Directors who shall hold office until the first annual meeting of members to be held in the year 1988 and until their successors are elected or appointed and have qualified are as follows:~~

~~M. Pete McNabb — 260 North Albee Road, Nokomis, Florida 34275~~

~~Kenneth Crews — 1373 Georgetown Circle, Sarasota, Florida 34232~~

~~Elaine J. Brustad — 5360 Myakka Valley Trail, Sarasota, Florida 34241~~

AMBERLEA OWNERS ASSOCIATION, INC.

By: Frances J. Beard

Frances J. Beard, President

Rebecca T. Milburn
Witness Signature

REBECCA T. MILBURN
Printed Name

James M. Faix
Witness Signature

JAMES M. FAIX
Printed Name

STATE OF FLORIDA
COUNTY OF SARASOTA

The foregoing instrument was acknowledged before me this 2nd day of NOVEMBER 2007 by Frances J. Beard, as President of AMBERLEA OWNERS ASSOCIATION, INC., a Florida corporation, on behalf of the corporation. Frances J. Beard is personally known to me or has produced _____ as identification. If no type of identification is indicated, the above-named person is personally known to me.

James M. Faix
Notary Public

JAMES M. FAIX
Printed Name

State of Florida

My Commission Expires

SAR_DB: 153886_1



James M. Faix
Commission #DD319581
Expires: Jun 29, 2008
Bonded Thru
Atlantic Bonding Co., Inc.