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# **COVER LETTER**

**TO:** Amendment Section Division of Corporations

NAME OF CORPORATION: Kissimmee Bay Community Association, In
DOCUMENT NUMBER:
The enclosed Articles of Amendment and fee are submitted for filing.
Please return all correspondence concerning this matter to the following:
Patryk Ozim (Name of Contact Person)
(Name of Contact Person)
Martell & OZim, P.A (Firm/Company)
(Firm/ Company)
37 N. Orange Ave. Su. ta 500 (Address)
Orlando, Florida 32801 (City/ State and Zip Code)
(City/ State and Zip Code)
Dozima Markell and Ozim. Com E-mail address: (to be used for future annual report notification)
For further information concerning this matter, please call:
Patryk OZim  (Name of Contact Person)  at (40) 377-0890  (Area Code) (Daytime Telephone Number)
Enclosed is a check for the following amount made payable to the Florida Department of State:
\$35 Filing Fee  \$\Bigcup \\$43.75 Filing Fee  \& \Bigcup \\$43.75 Filing Fee  \& \Bigcup \\$52.50 Filing Fee  \& \Bigcup \\$52.50 Filing Fee  \& \Bigcup \\$52.50 Filing Fee  \& \Bigcup \\$64 Certificate of Status  \\ (Additional copy is enclosed)
Mailing Address Amendment Section  Street Address Amendment Section
Division (Comparison

Amendment Section
Division of Corporations
P.O. Box 6327
Tallahassee, FL 32314

Amendment Section
Division of Corporations
Clifton Building
2661 Executive Center Circle
Tallahassee, FL 32301



CFN 2016023623
Bk 4915 Pss 1371-1373 (3 Pss)
DATE: 02/19/2016 09:54:35 AM
ARMANDO RAMIREZ, CLERK OF COURT
OSCEOLA COUNTY
RECORDING FEES \$27.00

Prepared by and Return to: Patryk Ozim, Esq. MARTELL & OZIM, P.A. 37 N. Orange Ave, Suite 500 Orlando, FL 32801 (407) 377-0890





WHEREAS, Kissimmee Bay Community Association, Inc. (hereinafter "Master Association"), a not for profit corporation, is the governing homeowners' association pursuant to Chapter 720, Florida Statutes, for the real property which is subject to the Master Declaration of Covenants, Conditions, Restrictions, Easements and Reservations For Kissimmee Bay, recorded at Official Records Book 964, Page 48, Public Records of Osceola County, Florida (hereinafter "Declaration"); and

WHEREAS, the Association is governed in part by the Articles of Incorporation of Kissimmee Bay Community Association, Inc. (hereinafter "Articles") which were originally filed on November 13, 1989; and

WHEREAS, pursuant to Section 13.3 of the Articles, the Articles may be amended by not less than a majority of the votes of the membership of each existing class of the Master Association; and

WHEREAS, the membership desires to make certain amendments to the Articles and the requirements for amending the Articles have been satisfied.

NOW, THEREFORE, the Articles of Incorporation of Kissimmee Bay Community Association, Inc. are hereby amended as follows:

- 1. Article VIII, Section 8.1(a) of the Articles of Incorporation is amended as follows to match the language provided for in the Declaration:
  - (a) Class "A". Class "A" Members shall be (i) all Owners, of Residential Units, and (ii) the lessee of the Golf Course Parcel or the party otherwise entitled to possession of the Golf Course Parcel, with the exception of the Declarant. Class "A" Members shall be entitled on all issues to one (1) vote for each Residential Unit in which they hold the interest required for membership, and, in the case of the Golf Course Parcel, the Golf Course Owners shall be entitled to ten (10) votes. one (1) votes.
- 2. Article VIII [sic], entitled Board of Directors, is amended as follows to match the language contained in the Amended and Restated Bylaws:

### Article VIII

### **Board of Directors**

The Association's affairs shall be managed by a Board of Directors. Directors must be Members of the Association. There shall be five (5) members on the Board of Directors. Board Member must be in good standing with the Association. The terms of the Board of Directors shall be staggered. Each Director shall serve for two (2) years. Any Director appointed due to a vacancy shall serve the remainder of the term to ensure that at least one or two positions on the Board of Directors expire on the day of the election. There shall be no limitations on the number of terms a Board Member may serve. The affairs of the Association shall be managed by a Board of three (3) directors who need not be Members. The initial Board shall be comprised of three (3) people, but may be enlarged to as many as nine (9) people by amendment to these Articles; provided that there shall always be an odd number of directorships created. The names and addresses of persons who are to act in the capacity of the director until appointment or election of their successors pursuant to these Articles are:

Name Address

O. Sam Ackley Construction and Development Company, Inc.

227 Bermuda Avenue Kissimmee, Florida 32714

Donald R. Kriz Houston Sports Association, Inc.

Post Office Box 288
Houston, Texas 77003

Laurence C. Hames Winderweedle, Haines, Ward & Woodman, P.A.

Post Office Box 1391

Orlando: Florida 32802-1391

Once the Declarant relinquishes its right to appoint the Board of Directors, the Members shall elect the directors for staggered terms of three (3) years each. To create the staggered terms, on post shall become vacant in one (1) year and a successor directors shall be elected. The second post shall be deemed vacant at the end of the second year, and a successor director shall be elected. The third post shall be deemed vacant at the end of the third year, and a successor director shall be elected. All successor directors shall serve for terms of (3) years each. In the event that the number of people comprising the Board of Directors is changed, such change in number shall be implemented in such a manner as to have as nearly equal in under as possible the number of directors whose terms expire in any given year.

# **CERTIFICATE OF AMENDMENT**

I, Jeri Devore, as President of the Kissimmee Bay Community Association, Inc., hereby certify that this Amendment was adopted by the approval of a majority of the membership at a duly noticed membership meeting held on January 7, 2016.

ASSOCIATION, INC.

KISSIMMEE BAY COMMUNITY

Witnesses:  Witness Signature  Print Name: VESICA Gaw Date:	By: Marie Libre  The Marie De ha as President  c/o Blue Water Management  4735 Old Canoe Creek Rd  St. Cloud, FL 34769
Witness Signature Print Name: Evelow (965+00) Date: i / 19/14	ATTEST: By:  C/O Blue Water Management 4735 Old Canoe Creek Rd St. Cloud, FL 34769 Date:  Date: Partial 30/6
	dedged before me this 19 day of Junuary 2016, by simmee Bay Community Association, Inc., who spersonally known on.  GLENN ELLEN HOWELL MY COMMISSION # FF 235090 EXPIRES: July 15, 2019 Bonded Thru Budget Netary Services
The foregoing instrument was acknowled Hulbur, as Secretary of the Kissimmed or has produced high as identification of the Kissimmed of the Ki	day of Community Association, Inc., who is personally known to me on.  GLENN ELLEN HOWELL  MY COMMISSION # FF 235090  EXPIRES: July 15, 2019  Booked Thru Burdent Matrice Services