

This instrument prepared by  
Curtis D. Hamlin, Esquire  
Porges, Hamlin, Knowles & Hawk, P.A.  
Post Office Box 9320  
Bradenton, Florida 34206  
File No. 12740- 02

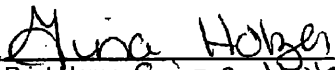
**CERTIFICATE OF AMENDMENT  
TO  
BY-LAWS  
OF  
KINGS GATE HOMEOWNERS' ASSOCIATION, INC.**

The undersigned officers of KINGS GATE HOMEOWNERS' ASSOCIATION, INC., a not-for-profit Florida corporation, ("Association") being the entity responsible for the operation and maintenance of a residential community known as KINGS GATE in Charlotte County, Florida, pursuant to the Declaration of Restrictive Covenants for Kings Gate Subdivision as recorded in O. R. Book 1584, Page 1067, et. seq. of the Public Records of Charlotte County, Florida, as the Declaration may have been amended through the date hereof, hereby certify that the following Amendment to the By-Laws of the Association were duly adopted on October 11, 2018 at a Special Meeting of the Members of the Association in the manner provided in Article IX of the By-Laws of the Association by the requisite vote of not less than seventy-five percent (75%) of all Members present, in person or by proxy, and voting after a quorum had been obtained at the meeting. The undersigned further certify that the amendments were proposed and adopted in accordance with the By-Laws of the Association, and applicable law.


IN WITNESS WHEREOF, the Association has caused this instrument to be executed by its authorized officers this 31<sup>st</sup> day of October, 2018.

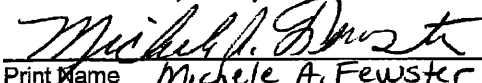
Witnesses:

  
Print Name Bladen Jones


  
Print Name Gina Holzer

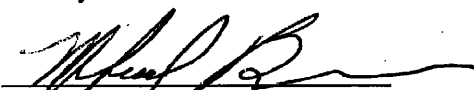
Witnesses:

  
Print Name Mary Longares

  
Print Name Michele A. Fewster

KINGS GATE HOMEOWNERS'  
ASSOCIATION, INC.

By:   
Stephen Scalione, as its President

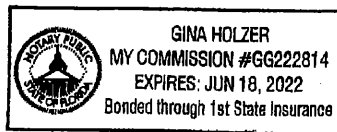
Attest:   
Michael Bierman, as its Secretary

[CORPORATE SEAL]

STATE OF FLORIDA

COUNTY OF Manatee

The foregoing instrument was sworn to, subscribed and acknowledged before me this 26<sup>th</sup> day of October, 2018 by Stephen Scalione, as President of KINGS GATE HOMEOWNERS' ASSOCIATION, INC., a Florida not-for-profit corporation, on behalf of said Corporation and who acknowledged before me that the execution thereof is their free act and deed. Who is [☒] personally known to me or who [☐] has produced \_\_\_\_\_ (type of identification) as identification and who did take an oath.



(Affix Notary seal)

Gina Holzer  
Notary Public  
Gina Holzer  
(Type or Print Notary Name Here)  
GG222814  
Notary Commission Number  
My commission expires: 6/18/2022

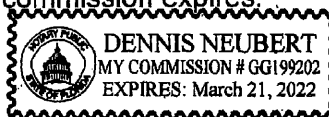
STATE OF FLORIDA

COUNTY OF Charlotte

The foregoing instrument was sworn to, subscribed and acknowledged before me this 31<sup>st</sup> day of October, 2018 by Michael Bierman, as Secretary of KINGS GATE HOMEOWNERS' ASSOCIATION, INC., a Florida not-for-profit corporation, on behalf of said Corporation and who acknowledged before me that the execution thereof is their free act and deed. Who is [☒] personally known to me or who [☐] has produced \_\_\_\_\_ (type of identification) as identification and who did take an oath.

DENNIS NEUBERT  
Notary Public  
ACKNOWLEDGEMENT  
(Type or Print Notary Name Here)  
GG199202  
Notary Commission Number  
My commission expires:

(Affix Notary seal)



**AMENDMENTS  
TO  
BY-LAWS  
OF  
KINGS GATE HOMEOWNERS' ASSOCIATION, INC.**

(Words in ~~strike through~~ type are deletions from existing text; words in underscore type are additions. Where substantial revisions are made, no strike through or underscore type will be used and reference should be made to the existing text)

I. Article V, Board of Directors, Section 1. Number and Term of the By-Laws is amended to add a new Subsection (a) Nomination of Directors, which shall read as follows:

(a) Nomination of Directors. At least 60 days before a scheduled election, the Association shall mail, deliver, or electronically transmit, by separate Association mailing or included in another association mailing, delivery, or transmission, to each Member entitled to a vote, a first notice of the date of the election of the Board of Directors. A Member or other eligible person desiring to be a candidate for the Board of Directors must give written notice of his or her intent to be a candidate to the Association at least 40 days before a scheduled election. Together with a written Notice of Meeting and agenda, the Association shall mail, deliver, or electronically transmit a second notice of the election to all unit owners entitled to vote not less than 14 days before the meeting at which the election will be held, together with a ballot that lists all candidates. Upon request of a candidate, an information sheet, no larger than 8 1/2 inches by 11 inches, which must be furnished by the candidate at least 35 days before the election, must be included with the mailing, delivery, or transmission of the ballot, with the costs of mailing, delivery, or electronic transmission and copying to be borne by the Association. The Association is not liable for the contents of the information sheets prepared by the candidates. In order to reduce costs, the association may print or duplicate the information sheets on both sides of the paper. The Board of Directors may adopt policies and procedures for campaigning.

II. Article V, Board of Directors, Section 1. Number and Term of the By-Laws is amended to add a new Subsection (b) Procedure for Election of Directors, which shall read as follows:

(b) Procedure for Election of Directors. Elections shall be by sealed ballot cast after all nominations to the Board of Directors are closed. Since the election process allows candidates to be nominated in advance of the meeting, the Association shall not allow nominations to be made at the meeting at which the election is conducted. The ballots of all Members who are not in attendance at the meeting of the members held for the purpose of conducting the election of directors must be placed in an inner envelope with no identifying markings and mailed or delivered to the Association in an outer envelope bearing identifying information reflecting the name of the Member, the Lot for which the vote is being cast, and the signature of the Lot Owner casting that ballot. If the eligibility of the Member to vote is confirmed and no other ballot has been submitted for that Lot, the inner envelope shall be removed from the outer envelope bearing the identification information, placed with the ballots which were personally cast at the meeting, and opened when the ballots are counted. The ballots of Members who are in attendance at the meeting held for the purpose of conducting the election of directors may, but shall not be required to, be handled in the same manner as the ballots for members who are not in attendance at the meeting utilizing the same inner envelope/outer envelope procedures described above. If more than one ballot is submitted for a Lot, the ballots for that Lot or parcel shall be disqualified. Any vote by ballot received after the closing of the balloting may not be considered. Ballots shall be tallied at the meeting. Elections shall be decided by a plurality of ballots cast. Any election dispute between a Member and the Association shall be submitted to binding arbitration in accordance with Florida law.