

Prepared by and Return to:  
Leah E. Ellington, Esquire  
Lobeck & Hanson, P.A.  
2033 Main Street, Suite 403  
Sarasota, Florida 34237  
(941) 955-5622 (Telephone)  
(941) 951-1469 (Facsimile)

**CERTIFICATE OF AMENDMENT**

**AMENDED AND RESTATED BYLAWS  
OF  
ENGLEWOOD ISLES PROPERTY OWNERS ASSOCIATION, INC.  
UNITS 4, 5 AND 6**

We hereby certify that the attached amendment to the Bylaws (the Declaration for which was originally recorded at Official Records Book 1202, Page 1591, et seq.; Official Records Book 1267, Page 1256 et seq.; and Official Records Book 1267, Page 1266, et seq., all of the Public Records of Sarasota County, Florida) was approved by the Association Board of Directors at a Special Meeting held on October 27, 2021, which is sufficient for adoption under Article 14 of the Bylaws.

DATED this 13 day of November, 2021.

Signed, sealed and delivered  
in the presence of:

Sign: Susan Callahan

Print: Susan Callahan

Sign: F. L. Collins

Print: FRANK COLLINS

Signed, sealed and delivered  
in the presence of:

Sign: Gary LaFlamme

Print: Gary LaFlamme

Sign: Trisha Smith

Print: Trisha Smith

ENGLEWOOD ISLES PROPERTY  
OWNERS ASSOCIATION, INC.

By: Bill Callahan  
Bill Callahan, President

By: Elizabeth LaFlamme  
Elizabeth LaFlamme, Secretary

(Corporate Seal)



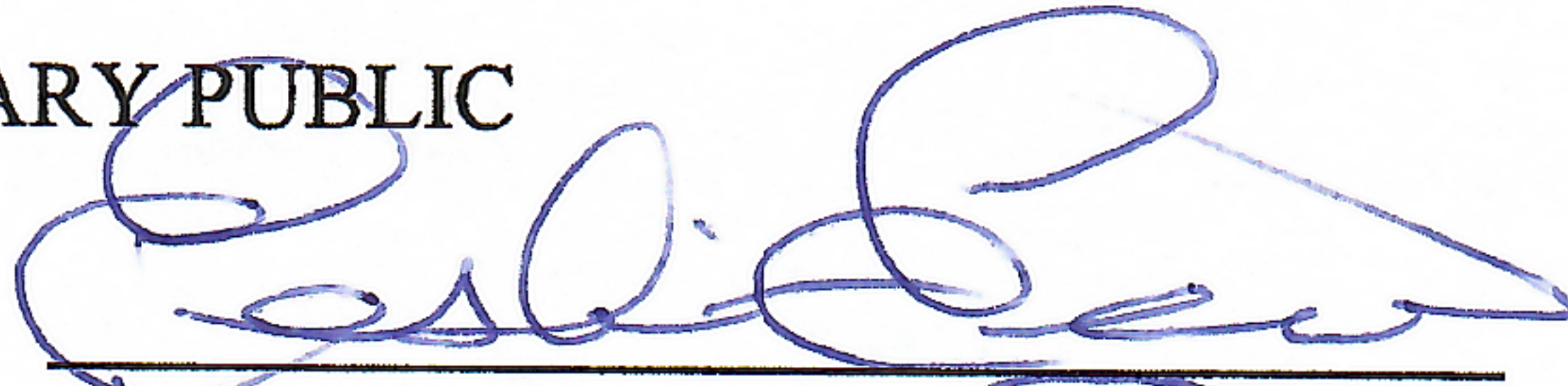
STATE OF FLORIDA  
COUNTY OF SARASOTA

The foregoing instrument was acknowledged before me this 1<sup>st</sup> day of December, 2021, by Bill Callahan, as President of Englewood Isles Property Owners Association, Inc., a Florida corporation, on behalf of the corporation. He is personally known to me or has produced N/A as identification.

NOTARY PUBLIC

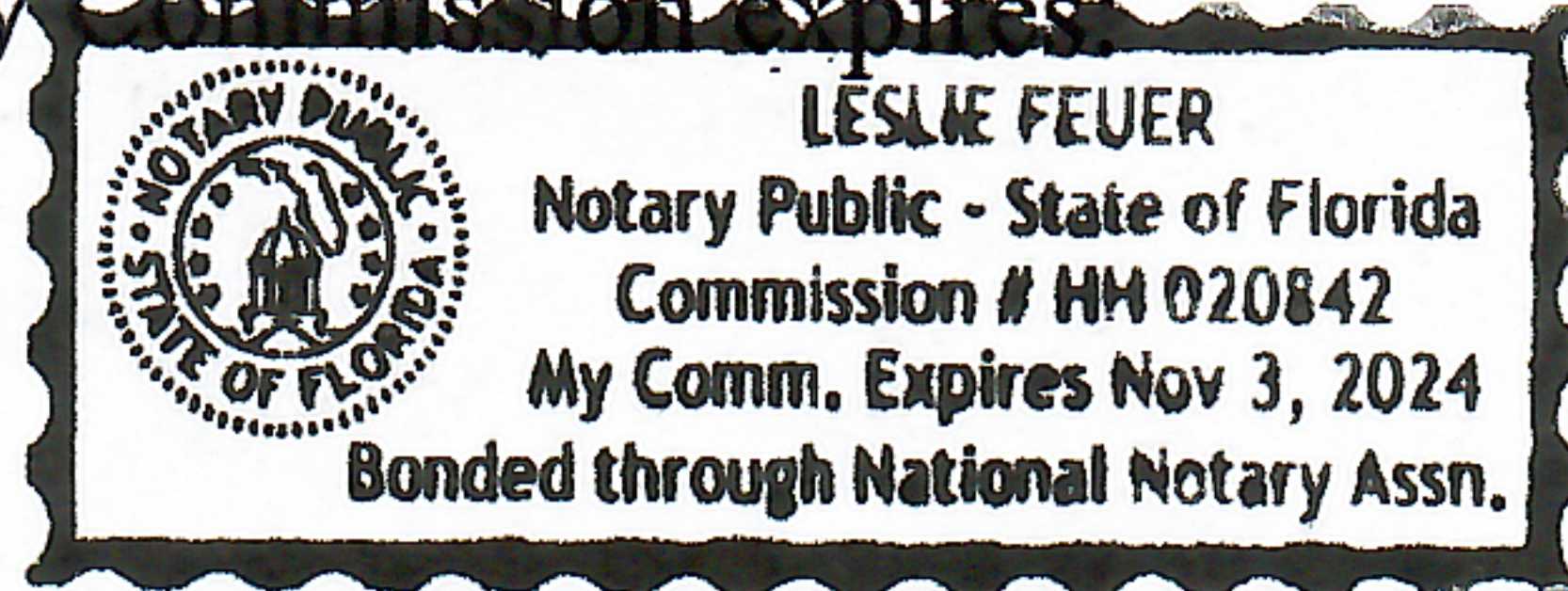
Sign:

Print:

  
Leslie Feuer

State of Florida at Large (Seal)

My Commission expires:



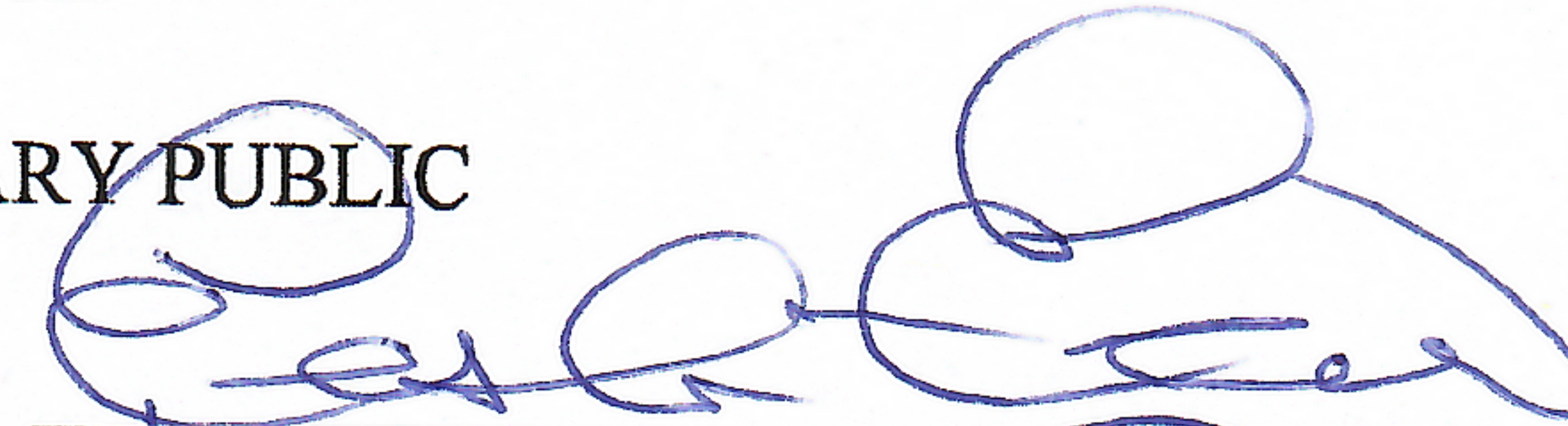
STATE OF FLORIDA  
COUNTY OF SARASOTA

The foregoing instrument was acknowledged before me this 1<sup>st</sup> day of December, 2021, by Elizabeth LaFlamme, as Secretary of Englewood Isles Property Owners Association, Inc., a Florida corporation, on behalf of the corporation. She is personally known to me or has produced NO as identification.

NOTARY PUBLIC

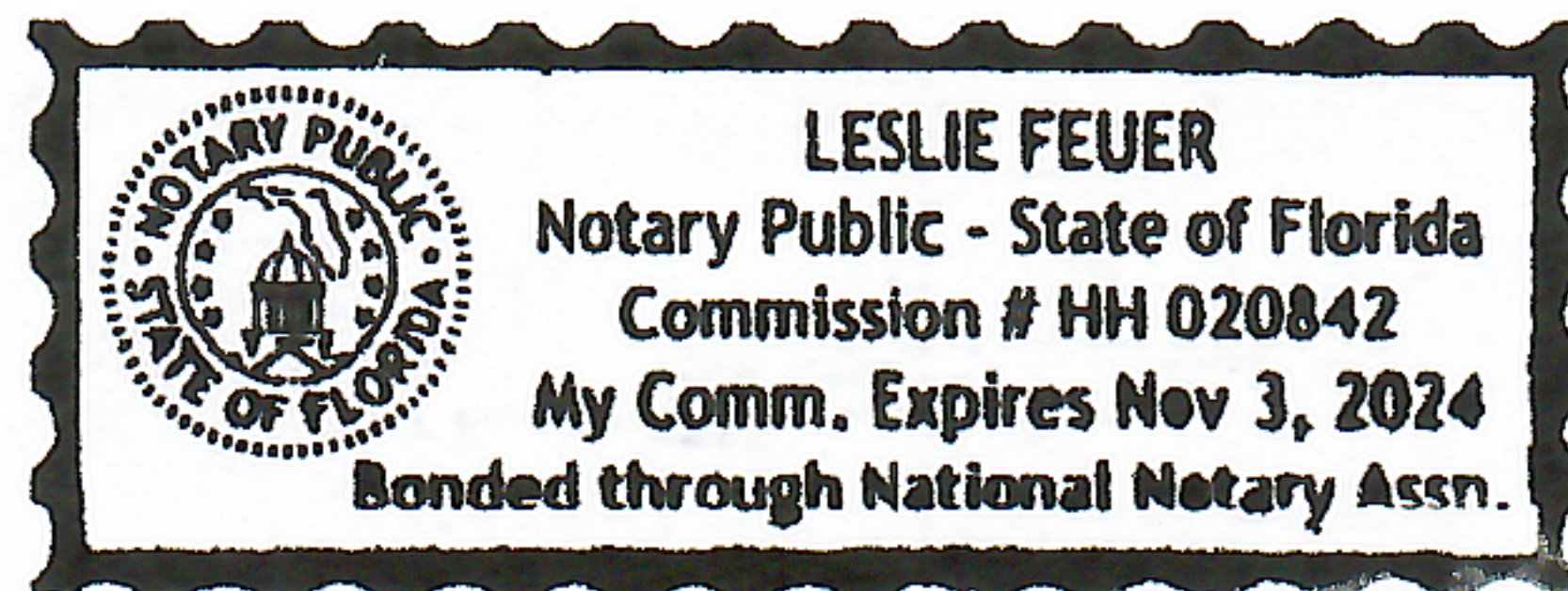
Sign:

Print:

  
Leslie Feuer

State of Florida at Large (Seal)

My Commission expires:





## AMENDMENT

### AMENDED AND RESTATED BYLAWS OF ENGLEWOOD ISLES PROPERTY OWNERS ASSOCIATION, INC. UNITS 4, 5 AND 6

*[Additions are indicated by underline; deletions by ~~strike-through~~]*

#### ARTICLE 6: MEMBERSHIP VOTING

**6.1 General Voting Procedure.** Any determination of requisite majorities and quorums for all purposes under the Declaration of Covenants, the Articles of Incorporation and these Bylaws shall be made by reference to the number of lots owned by Members entitled to vote. Decisions of the Association shall be made by a simple majority of votes entitled to be cast by Members represented at a meeting at which a quorum is present, unless a greater percentage is required by the Declaration of Covenants, the Articles of Incorporation, or these Bylaws.

~~**6.2 Eligibility to Vote.** The Owner(s) of each Lot in Englewood Isles Subdivision is automatically a member of the Association and is entitled to one vote. Each member whose voting rights have not been suspended for reason of being 90 days or more delinquent in payment of any monetary obligation to the Association is entitled to vote at membership meetings. Members who own multiple Lots will be entitled to multiple votes based on the number of Lots they own within the Englewood Isles Subdivision.~~

~~**6.3 Ballot Questions.** All ballot questions to be presented to the membership at the Annual Membership Meeting or any special meeting calling for a membership vote will be approved by a majority vote of the Board of Directors at the Board of Directors meeting one (1) month prior to the meeting when a resident vote is required. All approved questions will be immediately posted on the Association website and sent to members via the email database and US Postal Service. Ballot questions can take the form of an opinion poll or survey or they may be used as a binding vote by the membership on a specific issue. Ballots statements must be clearly marked as a non-binding survey or a binding issue vote.~~

**6.2 6.4 Method of Voting.** Subject to the provisions of the Declaration of Covenants, voting may be by roll call, voice vote or by written ballot; provided, however, that whenever written approval is required by the Declaration of Covenants, these Bylaws or by law, the voting shall be by written ballot. Routine matters such as approval of minutes, adjournment, acceptance of reports, parliamentary questions and social business may be determined by "yeas" and "nays;" provided, that any five voting members, or the meeting chairman, may require a roll call vote or vote by written ballot.

**6.3 6.5 Proxies.** Votes may be cast in person or by ~~limited~~ proxy. A ~~limited~~ proxy shall be in writing and signed by the member. A proxy shall be valid only for the particular



meeting designated in the proxy, and must be filed with the Secretary of the Association before the appointed time of the meeting or any adjournments thereof. A properly executed and delivered proxy may be revoked by a writing delivered to the Secretary, prior to the appointed time of the meeting or any adjournments thereof, or by the attendance in person of the persons executing said proxy at any meeting or adjournment thereof. In no event shall a proxy be valid for a period longer than ninety (90) days after the date of the first meeting for which it was given.

## **6.6 — Ballots.**

~~6.6.1 — Votes may be cast in person, by limited proxy or by ballot. A ballot shall be in writing, must have the members address (in Englewood Isles) and signed by the member.~~

~~6.6.2 — Members unable to attend the annual meeting may vote by signing, completing, and returning their limited proxy or written ballot to the Association. The deadline for receipt is noon on the date of the membership meeting.~~

~~6.6.3 — Upon receipt of the absentee ballot the envelope will remain sealed until the meeting date of the vote.~~

~~6.6.4 — A ballot shall be valid only for the meeting designated on the ballot and must be filed with the Secretary of the Association before the appointed time of the meeting or any adjournments thereof. A properly executed and delivered ballot may be revoked by writing delivered to the Secretary of the Association, prior to the appointed time of the meeting or any adjournments thereof, or by the attendance in person of the persons executing said ballot at any meeting or adjournment thereof. In no event shall a ballot be valid for a period longer than ninety (90) days after the date of the first meeting for which it was given. The Secretary will keep a spreadsheet record of all ballots mailed in and that spreadsheet will also be used at the meeting to document all attendees.~~

## **6.7 — Election Timelines.**

~~6.7.1 — The President shall appoint a nominating committee of three (3) members during a Board meeting in October of each year. The committee will consist of one Board member to chair the committee and two volunteer non-Board members. The nominating committee shall research the membership for Director nominees and submit its report at the December Board meeting.~~

~~6.7.2 — The President will contact all Board members with non-expiring terms to assess their commitment to continue to actively serve for the next year. The President contacts all Board members with expiring terms to assess their intention to run for re-election. This information will be entered into the following Board meeting minutes. The President will present a confirmed list of all Board openings to the membership by the November Board meeting, and post this on the website, and send out on the email database to those members who have consented to receiving official Association notices via email.~~



~~Those residents without a valid email address and who have not consented to receiving notices via email will be sent a notice by mail.~~

~~6.7.3 Candidates for the Board of Directors shall submit a written notification to the President that he/she will to run as a candidate for the Board of Directors and intends to serve a full 3-year term. He/she will also submit a brief biography or personal statement for publication to the membership via the email database and website. The deadline for submission of candidacy is the second Monday of December.~~

~~6.7.4 A sample ballot that will include any candidates for the Board, must be approved by Board at December meeting.~~

~~6.7.5 All sample election ballots and questions to be placed before the membership will be posted on the website no later than the third week of December.~~

~~6.7.6 Ballots will be personalized, printed, transmitted to the members using the most recent contact information submitted to the Association database.~~

#### ~~6.8 Voting Process and Tabulation of Results.~~

~~6.8.1 Ballots and limited proxies are required to be completed according to the instructions and then may be sent to the Secretary of the Association in advance of the meeting for which a vote has been called for or may be personally turned into the Secretary prior to the start of the meeting for which a vote has been called for.~~

~~6.8.2 Only one member who is listed on the deed of the property may submit a ballot or proxy. Ballots and proxies will not be accepted from anyone other than the registered member of the Association.~~

~~6.8.3 Ballots and limited proxies that are sent to the Secretary of the Association in advance of the meeting that are not completed according to the instructions will be marked void and will not count toward the vote in question. If an error is made the Secretary may attempt to contact the member to receive a properly completed ballot or proxy if time permits.~~

~~6.8.4 The President of the Association will appoint a four-member tabulation committee at the Board of Directors meeting in December of the previous year. No Board member or candidate for election is eligible to serve on this committee.~~

~~6.8.5 Multiple sign-in desks will be used to register each member attending the meeting. Picture identification will be required for those members turning in a ballot or a proxy.~~

~~6.8.6 Each member who has not voted by absentee ballot or proxy will be given a new copy if they have lost the one sent to their residence.~~



~~6.8.7 All ballots will be deposited into a sealed box. Votes will be tabulated in full view of the membership with results posted on a presentation flip chart.~~

~~6.8.8 All ballot materials will be collected and stored by the Board Secretary for a one-year period.~~