

This instrument prepared by & RETURN TO: *EW*

Jonathan James Damonte
Jonathan James Damonte, Chartered
12110 Seminole Boulevard
Seminole, Florida 33778

INST # 98-002293
JAN 6, 1998 3:18PM

PINELLAS COUNTY FLA.
OFF. REC. BK 9954 PG 2112

55.50
TOTAL 55.50
mc

CERTIFICATE OF FILING

CORPORATE RESOLUTION AND BYLAWS
CATALINA COVE HOMEOWNERS' ASSOCIATION, INC.

I, K. Edward Renner, as Secretary of Catalina Cove Homeowners' Association Inc., a Florida not-for-profit corporation (the "Association") do hereby certify that the attached is a true and correct copy of the Corporate Resolution and the Amended and Restated Bylaws for the Association, as adopted by the Board of Directors of the Association on November 19, 1997 and November 21, 1996, respectively. The Bylaws were approved by not less than fifty-one percent (51%) of the Association's members at the annual meeting dated November 21, 1996. I further certify that the Corporate Resolution and Bylaws as attached and approved have not been amended.

REC'D
ACCT 0.45 Dated this 31st day of December, 1997.

CATALINA COVE HOMEOWNERS' ASSOCIATION, INC.

REC
FEES 4.00
NTP 50
PTG
P/C
DOC
INT
TOTAL 4.50

K. Edward Renner
Printed Name: K. Edward Renner
as its Secretary

mc STATE OF FLORIDA
COUNTY OF PINELLAS

The foregoing instrument was acknowledged before me this 31st day of December, 1997, by K. Edward Renner, on behalf of CATALINA COVE HOMEOWNERS' ASSOCIATION, INC., who is personally known to me, or has produced Fl. Driver's License as identification.

Ruth Suzanne Smith
Printed Name: Ruth Suzanne Smith
Notary Public



9

PINELLAS COUNTY FLA.
OFF. REC. BK 9954 PG 2113

CATALINA COVE HOMEOWNERS' ASSOCIATION INC.
Corporate Resolution

BE IT RESOLVED, that the Board of Directors of Catalina Cove Homeowners' Association Inc., on the 19 day of NOVEMBER, 1997, hereby propose to amend the Bylaws of Catalina Cove Homeowners' Association Inc., in the following manner:

Article XI, ASSESSMENTS, is hereby amended to add:

- A. The Association may suspend, for a reasonable period of time, the rights of a member, or a member's tenant, guest or invitee, or both, to use the common areas and facilities and may levy reasonable fines against a member or any tenant, guest, or invitee, for the failure of a member or a member's tenant, guest, or invitee, to comply with any provision of the Association's Articles of Incorporation, Bylaws, Declaration of Covenants, Conditions and Restrictions, or reasonable rules of the Association. No fine shall become a lien against a unit. No fine may exceed \$100.00 per violation. A fine may be levied on the basis of each day of a continuing violation, with a single notice and opportunity for hearing, except that no such fine shall exceed \$1,000.00 in the aggregate.
- B. A fine or suspension may not be imposed without notice of at least 14 days to the person sought to be fined or suspended and an opportunity for a hearing before a committee of at least three members appointed by the board who are not officers, directors, or employees of the association, or the spouse, parent, child, brother, or sister of an officer, director, or employee. If the committee, by majority vote, does not approve a proposed fine or suspension, it may not be imposed.
- C. The foregoing shall not apply to delinquencies in the payment of assessments.
- D. Suspensions of common-area-use rights shall not impair the right of an owner or tenant to have vehicular and pedestrian ingress to and egress from the parcel, including but not limited to the right to park.
- E. The Association may suspend the voting rights of a member for the nonpayment of regular annual assessments that are delinquent in excess of 90 days.

The Secretary of the Association is hereby directed to submit said bylaws change to the Unit Owners for their written consent to its adoption, consent by not less than a majority of the members to be obtained within sixty (60) days of the date of this Resolution. Upon obtaining the written consent of not less than a majority of the members, the said Bylaw shall become effective and enforceable as an amendment to the Bylaws of Catalina Cove Homeowners' Association Inc.

APPROVED: NOVEMBER 19, 1997

VOTE: 4 of 4 Present

John J. Smith 11/21/97
Secretary

Edward J. ... President
... and *...* Vice President

Robert Pafetto 11-21-97
John ...

John ...
Thomas M. Belluccia

ENCLOSURE 3

9

PINELLAS COUNTY FLA.
OFF. REC. BK 9954 PG 2114

AMENDED AND RESTATED
BYLAWS OF
CATALINA COVE HOMEOWNERS' ASSOCIATION, INC.
A NOT-FOR-PROFIT FLORIDA CORPORATION

ARTICLE I

The name of the corporation is CATALINA COVE HOMEOWNERS' ASSOCIATION, INC., a Florida corporation, not for profit, hereinafter referred to as the "Association." Meetings of members and directors may be held at such places within the State of Florida as may be designated by the Board of Directors from time to time.

ARTICLE II

Definitions

Section 1. "Association" shall mean and refer to CATALINA COVE HOMEOWNERS' ASSOCIATION, INC., a Florida corporation, not for profit, its successors and assigns.

Section 2. "Declaration" shall mean the CLEARWATER COVE DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS, as recorded among the Public Records of Pinellas County, Florida, as the same may be amended from time to time.

Section 3. "Common Areas" shall mean all real property owned by the Association for the sole use and enjoyment of the Owners.

Section 4. "Developer" shall mean CLEARWATER COVE, INC., a Florida corporation, its successors and assigns, provided such successors or assigns acquire more than one (1) undeveloped lot from Developer for the purpose of development. CLEARWATER COVE, INC., shall at all times have the right to assign its interest herein to any successor or nominee.

Section 5. "Lot" shall mean any residential lot shown on the recorded subdivision plat as referred to herein with the exception of the Common Areas.

Section 6. "Unit" shall mean any individual residential structure located on a residential lot, of which more than one may form a contiguous structure defined hereinafter as a quadra-home.

Section 7. "Quadra-home" shall mean a residential structure comprised of multiple contiguous residential units.

Section 8. "Maintenance of Common Areas" shall mean the exercise of reasonable care to keep buildings, roads, landscaping, lighting and other related improvements and fixtures in a condition comparable to their original condition, normal wear and tear excepted. Maintenance of landscaping shall further mean the exercise of generally accepted garden-management practices necessary to promote a healthy, weed-free environment for optimum plant growth.

9

PINELLAS COUNTY FLA.
OFF. REC. BK 9954 PG 2115

Section 9. "Member" shall mean every person or entity who holds membership in the Association by way of ownership of a lot or unit subject hereto.

Section 10. "Owner" shall mean the record Owner whether one or more persons, or entities, of a fee simple title to any lot or unit which is part of the subdivision, but shall not include those holding title merely as a security for performance of an obligation

Section 11. "Subdivision" shall mean the subdivided real property contained within a plat or plats recorded among the public records of Pinellas County, Florida, and which are subject to the Declaration

ARTICLE III

Meetings of Members

Section 1. Annual Meetings. The annual meeting of the members shall be held in the month of November each year, on a day and at a time to be determined in advance by the Board of Directors. The first meeting of the Board of Directors of the Association shall be held immediately succeeding the annual meeting of the members.

Section 2. Special Meetings. Special meetings of the members may be called at any time by the President, the Board of Directors, or upon the written request of members entitled to cast one-third (1/3) of the votes of the entire membership. Business conducted at a special meeting is limited to the purposes described in the notice of the meeting.

Section 3. Notice of Meetings. Written notice of each meeting of the members shall be given, by or at the direction of the Secretary or person authorized to call the meeting, by mailing a copy of such notice, postage prepaid, at least fifteen (15) days before such meeting to each member entitled to vote thereat, addressed to the members' addresses last appearing on the books of the Association, or supplied by such member to the Association for the purposes of notice. Such notice shall specify the place, day and hour of the meeting, and in the case of a special meeting, the purpose of the meeting.

Section 4. Quorum. The presence at the meeting of the members entitled to cast votes, or of proxies entitled to cast votes, equal to thirty percent (30%) of all the members entitled to cast votes shall constitute a quorum for any action except as otherwise provided in the Articles of Incorporation, the Declaration, or these By-Laws.

Section 5. Proxies. At all meetings of members, each member has the right to vote in person or by proxy. All proxies shall be in writing and filed with the Secretary. To be valid, a proxy must be dated, must state the date, time, and place of the meeting for which it was given, and must be signed by the authorized person who executed the proxy. A proxy is effective only for the specific meeting for which it was originally given, as the meeting may be lawfully adjourned and reconvened from time to time, and automatically expires

9

PINELLAS COUNTY FLA.
OFF. REC. BK 9954 PG 2116

90 days after the date of the meeting for which it was originally given. Every proxy shall be revocable at any time at the pleasure of the person who executes it and shall automatically cease upon conveyance by a member of his or her lot or unit. If the proxy form so provides, any proxy holder may appoint, in writing, a substitute to act in his or her place.

Section 6. Vote Required. At every meeting of the members, the owner or owners of each lot or unit, either in person or by proxy, shall have the right to cast one vote, as set forth in the Declaration. The vote of the majority of those present, in person or by proxy, shall decide any question brought before such meeting, unless the question is one upon which, by express provision of the Declaration, the Articles of Incorporation, or of these By-Laws, a different vote is required, in which case the express provisions shall govern and control.

Section 7. Order of Business. The order of business at all annual or special meetings of the members shall be as follows:

- A. Roll Call
- B. Proof of notice of meeting or waiver of notice
- C. Reading of minutes of previous meeting
- D. Reports of officers
- E. Reports of committees
- F. Election of officers or directors (if election to be held)
- G. Unfinished business
- H. New business
- I. Adjournment

ARTICLE IVBoard of Directors: Selection - Term of Office

Section 1. Number. The affairs of this Association shall be managed and governed by a Board of Directors composed of five (5) members.

Section 2. Term of Office. Each member of the Board shall serve for a term of one (1) year until the next annual meeting, or until such time as his successor is chosen. All members of the Association shall be eligible to serve on the Board of Directors, and a member may nominate himself or herself as a candidate for the Board at a meeting where the election is to be held. The eligibility of a member to be elected for more than one (1) term shall not be bridged.

Section 3. Removal. Any director may be removed from the Board with or without cause, by a majority of the members of the Association. In the event of death, resignation or removal of a director, his successor



PINELLAS COUNTY FLA.
OFF. REC. BK 9954 PG 2117

shall be selected by the remaining members of the Board of Directors and he shall serve for the unexpired term of his predecessor.

Section 4. Compensation. No director shall receive compensation for any service he or she may render to the Association. However, any director may be reimbursed for his or her actual expenses incurred in performance of his or her duties.

Section 5. Meetings. All meetings of the Board of Directors must be open to all members, except for meetings between the Board and its attorney with respect to proposed or pending litigation where the contents of the discussion would otherwise be governed by the attorney-client privilege. Directors may not vote by proxy or by secret ballot at Board meetings, except that secret ballots may be used in the election of officers. This section also shall apply to the meetings of any committee or other similar body, including any body vested with the power to approve or disapprove architectural decisions with respect to a specific parcel of residential property owned by a member of the community.

Section 6. Notice. Notices of all Board meetings must be posted in a conspicuous place in the community at least 48 hours in advance of a meeting, except in an emergency. In the alternative, if notice is not posted in a conspicuous place in the community, notice of each Board meeting must be mailed or delivered to each member at least seven (7) days before the meeting, except in an emergency. An assessment may not be levied at a Board meeting unless the notice of the meeting includes a statement that assessments will be considered and the nature of the assessments. This section also shall apply to the meetings of any committee or other similar body, including any body vested with the power to approve or disapprove architectural decisions with respect to a specific parcel of residential property owned by a member of the community.

ARTICLE V

Nomination and Election of Directors

Section 1. Nomination. Nomination for election to the Board of Directors shall be made by a Nominating Committee. Nominations may also be made from the floor at the annual meeting or at a special meeting. The nominating Committee shall consist of a Chairman, who shall be a member of the Board of Directors, and two or more members of the Association. The Nominating Committee shall be appointed by the Board of Directors prior to each annual meeting until the close of the next annual meeting and such appointment shall be announced at each annual meeting. The Nominating Committee shall make as many nominations for election to the Board of Directors as it shall in its discretion determine, but not less than the number of vacancies that are to be filled.

Section 2. Election. Election to the Board of Directors shall be by secret written ballot. At such election the members or their proxies may cast, in respect to each such vacancy, as many votes as they are entitled to

9

PINELLAS COUNTY FLA.
OFF. REC. BK 9954 PG 2118

exercise under the provisions of the Declaration.. The persons receiving a majority of the votes cast for that office shall be elected. Cumulative voting is not permitted.

ARTICLE VII

Powers and Duties of the Board of Directors

Section 1. Powers. The Board of Directors shall have the power to:

A. Adopt and publish rules and regulations governing the use of the Common Areas and the personal conduct of the members and their guests thereon, and to establish penalties for the infraction thereof.

B. Suspend the right to use of the Common Areas by a member during any period in which such member shall be in default or excused from the payment of any assessments levied by the Association. Such right to use of the Common Areas may also be suspended, after notice and hearing, for a period not to exceed sixty(60) days for infraction of published rules and regulations. A fine or suspension may not be imposed without notice of at least 14 days to the person sought to be fined or suspended and an opportunity for a hearing before a committee of at least three (3) members appointed by the Board who are not officers, directors, or employees of the Association, or the spouse, parent, child, brother or sister of an officer, director, or employee. If the committee, by majority vote, does not approve a proposed fine or suspension. Suspension of common area use rights shall not impair the right of an owner or tenant of a parcel to have vehicular and pedestrian ingress to and egress from the parcel, including, but not limited to, the right to park;

C. Exercise for the Association all powers, duties and authority vested in or delegated to this Association and not reserved to the membership by other provisions of these by-laws, the Articles of Incorporation, or the Declaration;

D. Declare the office of a member of the Board of Directors to be vacant in the event such member shall be absent from three (3) consecutive regular meetings of the Board of Directors;

E. Employ a manager, management company, an independent contractor and/or such other employees as the Board deems necessary and to prescribe the duties to be undertaken and the compensation therefore, and authorize the purchase of necessary supplies and equipment and to enter into contracts with regard to the foregoing items and services;

F. Accept such other functions or duties with respect to the property hereunder, including Architectural Control, in addition to maintenance responsibilities, as are determined from time to time to be proper by the majority of the Board of Directors; and

G. Delegate to and contract with a financial institution for collection of the assessments of the Association.

Section 2. Duties. It shall be the duty of the Board of Directors:

9

PINELLAS COUNTY FLA.
OFF. REC. BK 9954 PG 2119

A. To cause to be kept a complete record of all of its acts and corporate affairs and to present a statement thereof to the members at the annual meeting of the members, or at any special meeting when such statement is required in writing by fifty-one percent (51%) of all the members, notwithstanding the provisions of Article III hereof;

B. To supervise all officers, agents and employees of this Association and to see that their duties are properly performed;

C. To fix the amount of the annual assessment against each lot or unit at least thirty (30) days in advance of each annual assessment period and to send written notice of each assessment to every Owner subject thereto at least thirty (30) days in advance of each annual assessment period; and in relation thereto, to establish the Annual Budget as provided in the Declaration described hereinabove;

D. To foreclose the lien against any property for which assessments are not paid or to bring an action at law against the Owner personally obligated to pay the same, at the election of the Board of Directors;

E. To issue or cause to be issued by an appropriate officer, upon demand by any person, a certificate setting forth whether or not any assessment has been paid. A reasonable charge may be made by the Board for the issuance of these certificates. If a certificate states an assessment has been paid, such certificate shall be conclusive evidence of such payment;

F. To procure and maintain adequate liability insurance on property owned by the Association, and such other insurance which in the opinion of a majority of the directors may be necessary or desirable for the Association in addition to the insurance required to be carried by the Association as set forth in the Declaration as the same may be amended from time to time, the policies and limits to be reviewed at least annually and increased and decreased at the discretion of the majority of the members of the Board of Directors;

G. To fix and determine the amount of special assessments for capital improvements as set forth in the Declaration described hereinabove, to send written notice of each special assessment to every owner subject thereto at least thirty (30) days in advance of the due date thereof, and to collect or cause to be collected such sum or sums as are deemed to be due by virtue of said special assessment.

Section 2.7. Late Charges. A late fee of \$10.00 for assessments not paid by the 10th of the month shall become effective January 1, 1994 and thereafter.

Section 3. Special Appointments and Committees.

A. Special Appointments. The Board may elect such other officers as the affairs of the Association may require, each of whom shall hold office for such period, have such authority, and perform such duties as the Board may, from time to time, determine in its discretion.

9

PINELLAS COUNTY FLA.
OFF. REC. BK 9954 PG 2120

B. Committees. The Board shall appoint such standing committees as are required under the Declaration, the Articles or these By-laws, as well as such other committees as are necessary or desirable from time to time, which committees shall exist for such period of time, have such authority, and perform such duties as the Board may, from time to time, determine, in its discretion.

ARTICLE VIII

Officers and Their Duties

Section 1. Enumeration of Officers. The officers of this Association shall be a president and vice-president, who shall at all times be members of the Board of Directors; a secretary and a treasurer, and such other officers as the Board may from time to time by resolution create.

Section 2. Election of Officers. The election of officers shall take place at the first meeting of the Board of Directors which shall immediately follow any meeting at which members of the Board of Directors were elected

Section 3. Term. The officers of this Association shall be elected annually by the Board and each shall hold office for one (1) year unless he shall sooner resign, or shall be removed or otherwise disqualified to serve.

Section 4. Resignation and Removal. Any officer may be removed from office with or without cause by the Board. Any officer may resign at any time by giving written notice to the Board, the president or the secretary. Such resignation shall take effect on the date of receipt of such notice or at any later time specified therein, and unless otherwise specified therein, the acceptance of such resignation shall not be necessary to make it effective.

Section 5. Vacancies. A vacancy in any office may be filled by appointment by a majority vote of the Board. The officer appointed to fill such vacancy shall serve for the remainder of the term of the officer he replaces.

Section 6. Multiple Officers. The offices of president and secretary may not be held by the same person.

Section 7. Duties. The duties of the officers are as follows:

A. President: The president shall preside at all meetings of the Board of Directors; see that orders and resolutions of the Board are carried out; shall sign all leases, mortgages, deeds and other written instruments and shall co-sign all checks and promissory notes.

B. Vice President: The vice president shall act in the place and stead of the president in the event of his or her absence, inability or refusal to act, and shall exercise or discharge such other duties as may be required of him or her by the Board of Directors.

9

PINELLAS COUNTY FLA.
OFF. REC. BK 9954 PG 2121

C. Secretary: The secretary shall record the votes and keep the minutes of all meetings and proceedings of the Board of Directors and of the members; keep the corporate seal of the Association and affix it on all papers requiring said seal; serve notice of meetings of the Board of Directors and of the members; keep appropriate current records showing the members of the Association together with their addresses; and shall perform such other duties as may be required by the Board of Directors. Minutes of all meetings of the members of the Association and of the Board of Directors of the Association must be maintained in written form or in another form that can be converted into written form within a reasonable time. A vote or abstention from voting on each matter voted upon for each director present at a board meeting must be recorded in the minutes.

D. Treasurer: The treasurer shall receive and deposit in appropriate bank accounts all monies of the Association and shall disburse such funds as directed by resolution of the Board of Directors; shall sign all checks and promissory notes of the Association along with the president; keep proper books of account; cause an annual audit of the Association books to be made by a public accountant at the completion of each fiscal year; and shall prepare an annual budget and a statement of income and expenditures to be presented to the membership at its regular annual meeting, and deliver a copy of each to the members.

ARTICLE IX

Architectural Committee

The Board of Directors shall appoint a Committee to be known as the Architectural Committee. Such Committee shall consist of three (3) or more members of the Association, subject to the provisions of the Declaration relating to the Developer's right to appoint the Architectural Committee, who shall serve at the pleasure of the Board. The duties of this committee shall be performed pursuant to the guidelines set forth in the Declaration.

ARTICLE X

Books and Records

The books, records and papers of the Association shall at all times, during reasonable business hours, be subject to inspection and photocopying by any member within ten (10) business days after receipt of a written request for access. The Declaration, the Articles of Incorporation, and the By-laws of the Association shall be available for inspection by any member at the principal office of the Association, or such other address as the Board of Directors may from time to time designate, and copies may be purchased at actual cost for reproduction at such address. The Association shall maintain each of the following items, when applicable, which constitute the official records of the Association:

9

PINELLAS COUNTY FLA.
OFF. REC. BK 9954 PG 2122

- A. Copies of any plans, specifications, permits, and warranties related to improvements constructed on the common areas or other property that the Association is obligated to maintain, repair, or replace;
- B. A copy of the Articles of Incorporation of the Association and of each amendment thereto;
- C. A copy of the Declaration of covenants and a copy of each amendment thereto;
- D. A copy of the current rules of the Association;
- E. The minutes of all meetings of the Board of Directors and of the Members, which minutes must be retained for at least seven (7) years.
- F. A current roster of all members and their mailing addresses and parcel identification numbers.
- G. All of the Association's insurance policies or a copy thereof, which policies must be retained for at least 7 years.
- H. A current copy of all contracts to which the Association is a party, including, without limitation, any management agreement, lease, or other contract under which the Association has any obligation or responsibility. Bids received by the Association for work to be performed must be considered official records and must be kept for a period of one (1) year.
- I. The financial and accounting records of the Association, kept according to good accounting practices. All financial and accounting records must be maintained for a period of at least seven (7) years. The financial and accounting records must include:
 - a. accurate, itemized, and detailed records of all receipts and expenditures;
 - b. a current account and periodic statement of the account for each member, designating the name and current address of each member who is obligated to pay assessment, the due date and amount of each assessment or other charge against the member, the date and amount of each payment on the account, and the balance due.
- J. All tax returns, financial statements, and financial reports of the Association, and any other records that identify, measure, record, or communicate financial information.

ARTICLE XI

Assessments

As more fully provided in the Declaration, each member is obligated to pay to the Association annual and special assessments which are secured by a continuing lien upon the property against which the assessment is made and are a personal obligation to the member.

ARTICLE XII

Corporate Seal

The Association shall have a seal in circular form, having within its circumference the words:

9

PINELLAS COUNTY FLA.
OFF. REC. BK 9954 PG 2123

CATALINA COVE HOMEOWNERS' ASSOCIATION, INC.
A Florida Corporation, not for profit, 1979

ARTICLE XIII

Amendments

Section 1. Requirements to Amend. These By-laws may be amended at a regular or special meeting of the members by a vote of fifty-one percent (51%) of the members entitled to vote, either present in person or by proxy.

Section 2. Control of Conflict. In the case of any conflict between the Articles of Incorporation and these By-laws, the Articles shall control, and in the case of any conflict between the Declaration and these By-laws, and the Articles of Incorporation, the Declaration shall control.

ARTICLE XIV

Section 1. Fiscal Year. The fiscal year of the Association shall begin on the first day of January and end on the 31st day of December of each year, except that the first fiscal year shall begin on the date of incorporation of the Association.

Section 2. Indemnification. Every director and officer of the Association, and every member of the Association serving the Association at its request, shall be indemnified by the Association against all expenses and liabilities, including counsel fees, reasonably incurred by or imposed upon him in connection with any proceeding or any settlement of any proceeding to which he or she may be a party or in which he or she may become involved by reason of his or her being or having been a director or officer of the Association or by reason of his or her serving or having served the Association at its request, whether or not he or she is a director or officer or is serving at the time the expenses or liabilities are incurred; provided that in the event of a settlement before entry of judgment, and also when the person concerned is adjudged guilty of willful misfeasance or malfeasance in the performance of his or her duties, the indemnification shall apply only when the Board of Directors approves the settlement and reimbursement as being for the best interests of the Association. The foregoing right of indemnification shall be in addition to and not exclusive of all other rights to which that person may be entitled.

Section 3. Insurance. The Board of Directors may, but is not required to, elect to carry a policy of officers and directors liability insurance, insuring the officers and directors against any claims made against them whatsoever, except claims of willful negligence and misfeasance of office.

Section 4. Budget. The Association shall prepare an annual budget. The budget must reflect the estimated revenues and expenses for that year and the estimated surplus or deficit as of the end of the current year. The budget must set out separately all fees or charges for recreational amenities, whether owned by the

9

PINELLAS COUNTY FLA.
OFF. REC. BK 9954 PG 2124

Association, the Developer, or another person. The Association shall provide each member with a copy of the annual budget or a written notice that a copy of the budget is available upon request at no charge to the member. Upon request, a copy must be provided to a member within ten (10) business days.

Section 5. Financial Statements. The Association shall prepare an annual financial report within 60 days after the close of the fiscal year. The Association shall, within ten (10) business days of completion of the report, provide each member with a copy of the annual financial report or a written notice that a copy of the financial report is available upon request at no charge to the member. The financial report must consist of either:

- A. Financial statements presented in conformity with generally accepted accounting principles; or
- B. A financial report of actual receipts and expenditures, cash basis, which report must show:
 1. The amount of receipts and expenditures by classification; and
 2. The beginning and ending cash balances of the Association.

ADOPTED and APPROVED BY THE BOARD OF DIRECTORS *November 21*, 1996

ADOPTED and APPROVED BY THE MEMBERSHIP *November 21*, 1996

CATALINA COVE HOMEOWNERS' ASSOCIATION, INC.

John P. Sanders
Secretary

W:\Homeowners' Association\Catalina Cove\Bylaws clean copy rev 9-96.wpd

10091249 JAG	01-06-1996	13:45:17
01 CRT-CATALINA COVE		
RECORDING	1	\$55.50
	TOTAL:	\$55.50
CHECK AMT. TENDERED:		\$55.50
CHANGE:		\$1.00

70094754 MWK	01-06-1996	14:49:38
11 3010 - 00000045		
FOR-CATALINA COVE		
RECORD FEES	9	\$4.00
NOB TRUST FUND	10	\$1.50
	TOTAL:	\$4.50
CHARGE AMOUNT:		\$4.50

May 1985

O.R. 6232 PAGE 874

RESOLUTION AMENDING BY-LAWS
OF
CATALINA COVE HOMEOWNERS' ASSOCIATION, INC.

RESOLVED, that Article III, Section 1, which
currently read as follows:

"SECTION 1. Annual Meetings. The first annual
meeting of the members shall be held within one (1) year
from the date of incorporation of the Association, and
each subsequent annual meeting of the members shall be held
on the same day of the same month of each year thereafter,
at the hour of 7:30 o'clock p.m. If the day for the annual
meeting of the members is a legal holiday, the meeting will
be held at the same hour on the first day following which is
not a legal holiday. The first meeting of the Board of
Directors of the Association shall be immediately succeeding
the annual meeting of the members."

is hereby amended to read as follows:

"SECTION 1. Annual Meetings. The annual meeting
of the members shall be held in the month of July of each
year, on a day and at a time to be determined in advance by
the Board of Directors. The first meeting of the Board of
Directors of the Association shall be immediately succeeding
the annual meeting of the members."

Dated this 20th day of May, 1985.

CATALINA COVE HOMEOWNERS'
ASSOCIATION, INC.

By: [Signature]
President

Attest: [Signature]
Secretary

Sept 1986

RESOLUTION AMENDING BY-LAWS
OF
CATALINA COVE HOMEOWNERS' ASSOCIATION, INC.

BE IT RESOLVED, that Section 1 of Article XIV of the By-Laws of
CATALINA COVE HOMEOWNERS' ASSOCIATION, INC., which currently reads as follows:

SECTION 1. Fiscal Year. The fiscal year of the Association shall
begin on the first day of January and end on the 31st day of December
of each year, except that the first fiscal year shall begin on the date
of incorporation of the Association."

is hereby amended to read as follows:

SECTION 1. Fiscal Year. The fiscal year of the Association shall
be as determined by the Board of Directors."

Dated this 28 day of September 1986.

CATALINA COVE HOMEOWNERS ASSOCIATION, INC.

By: June Martin
President

Attest: June M. Washburn
Secretary

1/cove-res-b

*State of Florida
County of Pinellas*

*The above appeared before me September
28th, 1986.*

Anta M. Sellers

NOTARY PUBLIC, STATE OF FLORIDA
MY COMMISSION EXPIRES APRIL 25, 1990.
BONDED THRU NOTARY PUBLIC UNDERWRITERS

EXHIBIT "A"

1990

6

INST # 93-295498
OCT 12, 1993 1:09PM

PINELLAS COUNTY FLA.
OFF REC BK 8433 PG 734

RESOLUTION AMENDING BY-LAWS
OF
CATALINA COVE HOMEOWNERS ASSOCIATION, INC.

BE IT RESOLVED, that Section 1 of Article V of the By-Laws CATALINA COVE HOMEOWNERS ASSOCIATION, INC., which currently reads as follows:

"SECTION 1. Nomination. Nomination for election to the Board of Directors shall be made by nominating Committee. Nominations may also be made from the floor at the annual meeting or at a special meeting".

is hereby amended to read as follows:

"SECTION 1. Nomination. Nomination for election to the Board of Directors shall be made by a Nominating Committee.

"SECTION 2. Election. Election to the Board of Directors shall be by secret written ballot. At such election the members or their proxies may cast, in respect to each such vacancy, as many votes as they are entitled to exercise under the provisions of the Declaration. The persons receiving a majority of the votes cast for that office shall be elected. Cumulative voting is not permitted.


is hereby amended to read as follows:

"SECTION 2. Election. Election to the Board of Directors shall be by written ballot. At such election the members or their proxies may cast as many votes as they are entitled to exercise under the provisions of the Declaration. The persons receiving a majority of the votes cast for that office shall be elected. Cumulative voting is not permitted.

Dated this 4TH day of September, 1990.

CATALINA COVE HOMEOWNERS ASSOCIATION, INC.

By: 
President EDWARD J. JAROTZ

Attest: 
Secretary - JUNE I. MARVIN

Prepared by:
NUGENT WALSH, ATTORNEY
2123 N. E. COACHMAN RD-B
CLEARWATER, FL 34625

RETURN TO

KARLEEN F. DEBLAKER, CLERK
RECORD VERIFIED BY: X

RECORDING
REC 1500
DS _____
INT _____
FEES _____
MTF _____
P/C _____
REV _____
TOTAL 1500