

**AMENDED AND RESTATED
ARTICLES OF INCORPORATION
OF
FOREST LAKES OF COCOA CONDOMINIUM ASSOCIATION, INC.**

We, the undersigned, hereby associate ourselves together for the purpose of forming a non-profit corporation under the Laws of the State of Florida, pursuant to Florida Statutes 617, *Et. Seq.*, and certify as follows:

ARTICLE I.

The name of this Corporation shall be: FOREST LAKES OF COCOA CONDOMINIUM ASSOCIATION, INC.

ARTICLE II.

The general purpose of this non-profit corporation shall be as follows: To be the "Association" (as defined in the Condominium Act of the State of Florida, Chapter 718, Florida Statutes) for condominium properties that have been or will be constructed on certain real property in Brevard County, Florida, and as that Association, to operate and administer said Condominium, and carry out the functions and duties of said Condominium, as set forth in the Declaration of Condominium established for said Condominium. The By-Laws of this Association shall be attached to and made a part of said Declaration of Condominium. The legal description of the aforesaid real property is set forth in the Declaration of Condominium of FOREST LAKES OF COCOA, a Condominium, Phase I.

ARTICLE III

Members of the corporation shall be the owners of condominium parcels which are owned by fee title.

ARTICLE IV.

This Corporation shall have perpetual existence.

ARTICLE V.

The names and residences of the subscribers to these Articles of Incorporation are as follows:

<u>NAME</u>		<u>ADDRESS</u>
ROBERT N. WILLEKE, JR.		#5 Staff Drive Rockledge, Florida 32955
TONI M. WILLEKE		#5 Staff Drive Rockledge, Florida 32955
ROBERT T. BURGER		731 Verbenia Drive

		Satellite Beach, Florida 32937
H.L. CLARK, III		3700 Riverside Drive Indialantic, Florida 32903
L. RONALD DALEY		517 S. River Oaks Drive Indialantic, Florida 32903
<u>PHYLLIS HOLMES</u>		<u>3903 Silkoak Court Cocoa, Florida 32926</u>
<u>MICHAEL MORGAN</u>		<u>3905 Sugarberry Place Cocoa, Florida 32926</u>
<u>CATHERINE STALLINGS</u>		<u>121 Rosewood Drive Cocoa, Florida 32926</u>
<u>CATHY ERWIN</u>		<u>301 Buttonwood Court Cocoa, Florida 32926</u>
<u>DEBBIE RISSLER</u>		<u>306 Bottlebrush Court Cocoa, Florida 32926</u>

ARTICLE VI.

Section 1. The affairs of the Corporation shall be managed and governed by a Board of Directors composed of not less than five (5) nor more than the number specified by the By-Laws, and in the exact number of persons as specified in said By-Laws. The elected at the annual meeting of the membership, for a term of three (3) years, or until their successors shall be elected and shall qualify; except, however, the Directors elected at the first corporate meeting shall be elected for the terms prescribed in the By-Laws. Provisions for such election, and provisions respecting the removal, disqualification and resignation of Directors, and for filling vacancies on the Directorate, shall be established by the By-Laws.

Section 2. The initial principal officers of the Corporation ~~shall be~~ were:

President: ROBERT N. WILLEKE, JR.
Vice President: H.L. CLARK, III
Secretary: ROBERT T. BURGER
Treasurer: L. RONALD DALEY

(the last two (2) offices may be combined), who shall be elected from time to time, in the manner set forth in the By-Laws adopted by the Corporation.

ARTICLE VII.

The names of the **initial** Officers who ~~are to~~ served until the first election of officers, pursuant to the terms of the Declaration of Condominium and By-Laws, ~~are~~ were as follows:

ROBERT N. WILLEKE, JR., President
H. L. CLARK, III, Vice-President
ROBERT T. BURGER, Secretary
L. RONALD DALEY, Treasurer

ARTICLE VIII.

The following persons shall constitute the **first current** Board of Directors and shall serve until the **first next** election of the Board of Directors at **a duly noticed annual** ~~the first regular~~ meeting of the membership.

<u>NAME</u>		<u>ADDRESS</u>
ROBERT N. WILLEKE, JR.		#5 Staff Drive Rockledge, Florida 32955
TONI M. WILLEKE		#5 Staff Drive Rockledge, Florida 32955
ROBERT T. BURGER		731 Verbenia Drive Satellite Beach, Florida 32937
H.L. CLARK, III		3700 Riverside Drive Indialantic, Florida 32903
L. RONALD DALEY		517 S. River Oaks Drive Indialantic, Florida 32903
PHYLLIS HOLMES		3903 Silkoak Court Cocoa, Florida 32926
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CATHY ERWIN		301 Buttonwood Court Cocoa, Florida 32926
DEBBIE RISSLER		306 Bottlebrush Court Cocoa, Florida 32926

ARTICLE IX.

The By-Laws of the Corporation shall ~~initially~~ be made, ~~and~~ adopted and amended ~~by its first Board of Directors~~ by the Association pursuant to the amendment provision contained within said Bylaws.

~~Prior to the time the property described in Article II above has been submitted to condominium ownership by the filing of the Declaration of Condominium, said first Board of Directors shall have full power to amend, alter or rescind said By-Laws by a majority vote.~~

~~After the property described in Article II has been submitted to condominium ownership by the filing of Declaration of Condominium, the By-Laws may be amended, altered supplemented or modified by the membership at the annual meeting, or at a duly convened special meeting of the membership, attended by a majority of the membership, by vote, as follows:~~

~~A. If the proposed change to the By-Laws has received the unanimous approval of the Board of Directors then it shall require only a majority vote of the membership to be adopted.~~

~~B. If the proposed change has not been approved by the unanimous vote of the Board of Directors, then the proposed change must be approved by a two-thirds (2/3) vote of the membership provided, however, that (1) prior to the first annual meeting of the membership, the By-Laws may not be amended without a prior resolution requesting said amendment by the Board of Directors; (2) subsequent to the first annual meeting of the membership, the By-Laws may not be amended without the approval of the Board of Directors, unless the proposed amendment shall be filed in writing with the Secretary or President, not less than ten (10) days prior to the membership meeting at which such amendment is to be voted upon.~~

ARTICLE X.

Amendments to these Articles of Incorporation may be proposed by any member or director, and shall be adopted upon the vote and approval of a majority of the membership that is present at a membership meeting where a quorum has been obtained in the same manner as is provided for the amendment of the By-Laws, as set forth in Article IX above. Said amendment(s) shall be effective when a copy thereof, together with an attached certificate of its approval sealed with the Corporate Seal, signed by the Secretary or an assistant secretary, and executed and acknowledged by the President or Vice-President, has been filed with the Secretary of State, and all filing fees paid.

ARTICLE XI.

This Corporation shall have all of the powers set forth in Chapter 617.021, Florida Statutes, as amended, and all of the powers set forth in the Condominium Act of the State of Florida, and all powers granted to it by the Declaration or Condominium and Exhibits annexed thereto, to which the By-Laws of this Corporation are attached and made a part thereof.

ARTICLE XII.

There shall be no dividends paid to any members, nor shall any part of the income of the Corporation be distributed to its Board of Directors or Officers. In the event there are any excess receipts over disbursements, as a result of performing services, such excess shall be applied against future

expenses, etc. The Corporation may pay compensation in a reasonable amount to its members, directors and officers, for services rendered, may confer benefits upon its members in conformity with its purposes, and upon dissolution or final liquidation, may make distribution to its members as is permitted by the Court having jurisdiction thereof, and no such payment, benefit or distribution shall be deemed to be a dividend or distribution of income.

This Corporation shall issue no shares of stock of any kind or nature whatsoever. Membership in this Corporation and the transfer thereof, as well as the number of members, shall be upon such terms and conditions as provided for in the Declaration of Condominium of FOREST LAKES OF COCOA, a Condominium, and By-Laws. The voting rights of the owners of parcels in said Condominium property shall be as set forth in the Declaration of Condominium and/or By-Laws.

ARTICLE XIII.

The name and street address of the ~~initial~~ current registered agent office of this corporation is ~~1901-6 Highway A1A, Indian Harbour Beach, Florida 32937, and the name of the initial registered agent of this corporation at that address is ROBERT T. BURGER~~ WHYNOT LAW FIRM, 1280 Seminola Blvd., Casselberry, Florida 32707.

IN WITNESS WHEREOF, the subscriber/incorporator has hereto affixed his signature on this
day of _____, 2022.

FOREST LAKES OF COCOA CONDOMINIUM
ASSOCIATION, INC

By: _____

Its: President _____