# AMENDMENT TO THE BYLAWS OF SHEFFIELD HOMEOWNERS ASSOCIATION, INC.

STATE OF TEXAS

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COUNTY OF HARRIS

WHEREAS, Sheffield Homeowners Association, Inc., (the "Association"), is the governing entity for Sheffield, Section 1, and Sheffield Estates, Sections 2, 3, and 4, additions in Harris County, Texas, according to the maps or plats thereof, recorded in the Map Records of Harris County, Texas, under Clerk's Film Code Nos. 441129, 493016, 537014, and 530002, respectively, along with any amendments, and replats thereof (the "Subdivision"); and

WHEREAS, the Association Bylaws are recorded in the Real Property Records of Harris County, Texas, under Clerk's File No. U712379, along with any amendments or supplements thereto (the "Bylaws"); and

WHEREAS, Chapter 22.102(c) of the Texas Business Organizations Code provides that the Board of Directors may amend the Bylaws; and

WHEREAS, the members have never passed an amendment to the Bylaws which expressly prohibits the Board of Directors from amending any provision of the Bylaws, and the Articles of Incorporation of the Association vest the management of the Association in the Board of Directors and do not reserve the right to amend bylaws to the members;

NOW THEREFORE, pursuant to the foregoing, and as evidenced by the certification hereto, the Association, through its Board of Directors, hereby amends the Bylaws as follows:

## Article VI, Section 6.1 entitled "Number", which had previously read:

<u>6.1.</u> Number. The affairs of the Association shall be managed by a Board of at least 3 but no more than 5 directors, who need not be Members of the Association. The initial Board of Directors shall consist of 3 persons.

### Is hereby amended to read as follows:

<u>6.1.</u> Number. The affairs of the Association shall be managed by a Board of 3 directors, who shall be Members of the Association.

## Article VI, Section 6.2 entitled "Selection", which had previously read:

6.2. Selection. The initial directors shall be those individuals named in the Articles of Incorporation, and the Declarant shall retain the exclusive right to appoint and remove Members of the Board of Directors of the Association until ninety (90) days after the termination of Class B Membership status of Declarant, or the Declarant has surrendered its authority to appoint and remove directors by an express amendment to the Declaration executed and recorded by Declarant. Thereafter, a meeting of the Association shall be called for the express purpose of electing a new Board of Directors. At such meeting, the Members shall elect one (1) director for a term of one (1)

year; one (1) director for a term of two (2) years; and one (1) director for a term of three (3) years; and at each annual meeting thereafter the Members shall elect the director(s) for a term of three (3) years to fill each expiring term. In the event that the Membership elects to expand the Board of Directors to five (5) Members, then the Membership shall elect two (2) directors for a term of one (1) year; two directors for a term of two (2) years and one (1) director for a term of three (3) years, and thereafter the Members shall elect the directors for a term of three (3) years to fill each expiring term.

### Is hereby amended to read as follows:

6.2. Selection. Upon the effective date of this Bylaw Amendment, at the 2019 annual meeting of Members, there will be three (3) Directors whose initial terms have not expired, and the Board shall consist of those Directors. At the 2020 annual meeting, one (1) position will expire, and the Members shall elect one (1) Director for an initial term of two (2) years. At the 2021 annual meeting, two (2) positions will expire, and the Members shall elect two (2) Directors, the candidate receiving the most votes shall serve for an initial term of three (3) years, and the other elected candidate shall serve for an initial term of two (2) years. At each annual meeting thereafter the Members shall elect the directors for a term of three (3) years to fill the expiring term(s). The result being that only one (1) Director's term shall expire each year.

#### **CERTIFICATION**

"I, the undersigned, being President of Sheffield Homeowners Association, Inc., hereby certify that the foregoing Instrument was approved by at least a majority of the Association's Board of Directors at an open meeting of the Board of Directors, properly noticed to the Members, at which a quorum of the board was present."

By:	WYSCHULL	, President
Print Name: Da	ebbie Kirschke	
STATE OF TEXAS	<b>§</b>	
COUNTY OF HARRIS	§ §	

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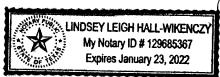
BEFORE ME, the undersigned notary public, on this day personally appeared Debbie Kirschle , the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he/she executed the same for the purpose in the capacity and with the authority therein expressed, as the act and deed of the corporation.

SUBSCRIBED AND SWORN TO BEFORE ME on this the 3<sup>21</sup> 2019, to certify which witness my hand and official seal.

Mic for the State of Texas

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AFTER RECORDING RETURN TO: Holt & Young, P.C. 9821 Katy Freeway, Suite 350 Houston, Texas 77024



RP-2019-443447

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e-Filed & e-Recorded in the
Official Public Records of
HARRIS COUNTY
DIANE TRAUTMAN
COUNTY CLERK
Fees \$20.00

RECORDERS MEMORANDUM
This instrument was received and recorded electronically and any blackouts, additions or changes were present at the time the instrument was filed and recorded.

Any provision herein which restricts the sale, rental, or use of the described real property because of color or race is invalid and unenforceable under federal law.

THE STATE OF TEXAS
COUNTY OF HARRIS
I hereby certify that this instrument was FILED in File Number Sequence on the date and at the time stamped hereon by me; and was duly RECORDED in the Official Public Records of Real Property of Harris County, Texas.

OF HARRIS COUNTY, ITALIAN OF SHARRIS COUNTY, ITA

COUNTY CLERK HARRIS COUNTY, TEXAS