

**AMENDMENT TO THE BY-LAWS OF THE
CIMARRON COMMUNITY IMPROVEMENT ASSOCIATION, INC.
PERMITTING MEETINGS BY REMOTE COMMUNICATION TECHNOLOGY**

WHEREAS, this document amends the By-laws of the Cimarron Community Improvement Association, Inc. ("the Association"), filed of record under Harris County, Texas Clerk's File Number E522070 and as amended under File Number 20120203026 (the By-laws"); and

WHEREAS, this by-law Amendment is applicable to the following property:

Cimarron, Sections 1, 2, 3, 4, 5, 6, 7, 8 and 9, additions in Harris County, Texas, according to the maps or plats thereof recorded in the Map Records of Harris County, Texas, under Clerk's File Nos.: E262339, E363704, E812476, E812477, E994941, F308098, F172811, F316682 and F565838, respectively, along with any amendments, supplements, replats and annexations, and to any other properties subsequently annexed to or brought under the jurisdiction of the Cimarron Community Improvement Association, Inc. (collectively referred to as the "Subdivision"); and

WHEREAS, 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 by-laws to the members; and

WHEREAS, the By-laws were adopted by the initial board of directors of the Association and the amendment did not restrict the procedures for future amendments; and

WHEREAS, Chapter 22.102(c) of the Texas Business Organizations Code provides that the board of directors may amend bylaws; and

WHEREAS, Chapter 22.002 of the Texas Business Organizations Code provides that the Association may conduct meetings by remote technology communications if such are permitted by the Bylaws; and

WHEREAS, in order to comply with governmental orders related to pandemics and other possible future events, it is necessary for the Association to be able to conduct meetings via remote technology; and

WHEREAS, this Amendment to the By-laws has been approved by a majority of the Board in a properly noticed open meeting as certified by the President of the Cimarron Community Improvement Association, Inc. herein below;

NOW THEREFORE, pursuant to the above recitals, the By-laws are hereby amended as follows:

I. Article III, Section 1 had previously read:

Section 1. Annual Meetings. The first annual meeting of the members shall be held within one year from the date of incorporation of the Association, and each subsequent regular annual meeting of the members shall be held on the same day of the same month of each year thereafter, at the hour of 2:00 o'clock P.M. If the day for the annual meeting of

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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.

is hereby amended to read:

Section 1. Annual Meetings. Regular annual meetings of the Members shall be held once a calendar year on a day, at a time and by the method determined by the Board of Directors. Annual meetings may be held at a physical location or by remote communication technology.

II. Article III, Section 4 had previously read:

Section 4. Quorum. The presence at the meeting of members entitled to cast, or of proxies entitled to cast, one-tenth (1/10th) of the votes of each class of membership shall constitute a quorum for any action except otherwise provided in the Articles of Incorporation, the Declaration or these By-laws. If however, such quorum shall not be present or represented at any meeting, the members entitled to vote thereat shall have the power to adjourn the meeting from time to time, without notice other than announcement at the meeting, until quorum as aforesaid shall either present or be represented.

is hereby amended to read:

Section 4. Quorum. The presence at a meeting, in person, attending by remote communication technology when the meeting is being held by remote communication technology, by proxy, by electronic ballot or by absentee ballot, of Members constituting at least ten percent (10%) of the votes of the membership shall constitute a quorum for any action, except as otherwise provided in the Articles of Incorporation, the Declaration or these Bylaws. If however, such quorum shall not be present or represented at any meeting, the members entitled to vote thereat shall have the power to adjourn the meeting from time to time, without notice other than announcement at the meeting, until quorum as aforesaid shall either present or be represented.

III. Article III, Section 1 had previously read:

Section 5. Proxies. At all meetings of members, each member may vote in person or by proxy. All proxies shall be in writing and filed with the secretary. Every proxy shall be revocable and shall automatically cease upon conveyance by the member of his Lot.

is hereby amended to read:

Section 5. Proxies. For all meetings in which a vote is called, any Member may cast a vote in person or by proxy; and, if authorized and established by the Board of Directors, by electronic ballot or absentee ballot as described in 209.00593 of the Texas Property Code.

Every proxy shall be revocable and shall automatically cease upon conveyance by the Member of his Lot.

For an annual meeting held using remote communication technology the Board of Directors shall designate a location at which members may cast a ballot in person and may provide a time frame during which such in person ballots may be cast. Such time frame may have a deadline for a member to cast their vote in person ballot which is prior to the date and time for the remote meeting. Such deadline must not be more than 30 hours prior to the time set for the meeting.

IV. Article V, Section 1 had previously read:

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. 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 of the members, to serve from the close of such 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. Such nominations may be made from among members or non-members.

is hereby amended to read:

Section 1. Nomination. Each Member of the Association is eligible to serve on the Board of Directors unless within the prior twenty years been convicted of a felony or a crime of moral turpitude. Any person may have their name placed into consideration as a candidate to be elected to the board by informing the Association of their desire to be a candidate and following procedures and regulations developed by the Board or required by statute for the election process. Members may vote for any person to serve as a Director without regard as to whether that person's name appears on a ballot.

IN WITNESS HEREOF, this Amendment to the By-laws of the Cimarron Community Improvement Association, Inc. has been enacted as recited above and is executed this the 15th day of September, 2020.

CIMARRON COMMUNITY IMPROVEMENT
ASSOCIATION, INC.

By: 

Print Name: JAMES E. NEBEL

Title: President

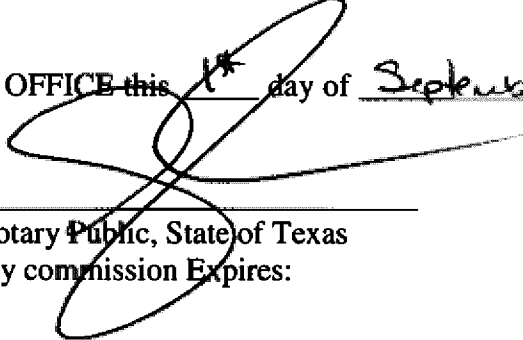
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STATE OF TEXAS §
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COUNTY OF HARRIS §

BEFORE ME, the undersigned authority, on this day personally appeared James E. Knebel III, President of the Cimarron Community Improvement Association, Inc., a Texas non-profit corporation, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that this instrument was executed for the purposes and consideration therein expressed, in the capacity therein stated, and as the act and deed of said corporation.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 11th day of September, 2020.





Notary Public, State of Texas
My commission Expires:

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Pages 5
09/03/2020 04:05 PM
e-Filed & e-Recorded in the
Official Public Records of
HARRIS COUNTY
CHRIS HOLLINS
COUNTY CLERK
Fees \$30.00

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.



COUNTY CLERK
HARRIS COUNTY, TEXAS

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