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*Krista Bartsch*

KRISTA BARTSCH, County Clerk

Bastrop Texas

May 18, 2023 01:49:46 PM

202307574

FEE: \$46.00  
NOTICE

\*This document is being re-recorded to include Exhibit A, which was inadvertently omitted from the original filing. The was originally recorded under Clerk's File No. 202307561 in the Official Public Records of Real Property of Bastrop County, Texas.

SUPPLEMENTAL NOTICE OF DEDICATORY INSTRUMENTS  
*for*  
CIRCLE D CIVIC ASSOCIATION

THE STATE OF TEXAS     §  
   §  
COUNTY OF BASTROP     §

The undersigned, being the authorized representative of Circle D Civic Association (the "Association"), a property owners' association as defined in Section 202.001 of the Texas Property Code, hereby supplements instruments entitled "Notice of Dedicatory Instruments for Circle "D" Civic Association", "Supplemental Notice of Dedicatory Instruments for Circle D Civic Association" and "Supplemental Notice of Dedicatory Instruments for Circle D Civic Association" recorded in the Official Public Records of Real Property of Bastrop County, Texas under Clerk's File Nos. 201804368, 202110451 and 202215772 (the "Notice") filed of record for the purpose of complying with Section 202.006 of the Texas Property Code.

Additional Dedicatory Instrument. In addition to the Dedicatory Instruments identified in the Notice, the following document is a Dedicatory Instrument governing the Association.


- **Certificate of Secretary of Circle D Civic Association regarding Amendment to Amended and Restated Bylaws of Circle "D" Civic Association.**

A true and correct copy of such Dedicatory Instrument is attached to this Supplemental Notice.

This Supplemental Notice is being recorded in the Official Public Records of Real Property of Bastrop County, Texas for the purpose of complying with Section 202.006 of the Texas Property Code. I hereby certify that the information set forth in this Supplemental Notice is true and correct and that the copy of the Dedicatory Instrument attached to this Supplemental Notice is a true and correct copy of the original.

Executed on this 18<sup>th</sup> day of May, 2023.

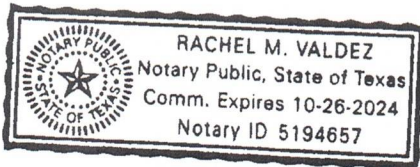
CIRCLE D CIVIC ASSOCIATION

By:   
\_\_\_\_\_  
Christopher L. Trevino,  
Authorized Representative

THE STATE OF TEXAS     §  
  §  
COUNTY OF BEXAR       §

BEFORE ME, the undersigned notary public, on this 18<sup>th</sup> day of May, 2023 personally appeared Christopher L. Trevino, authorized representative of Circle D Civic Association, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purpose and in the capacity therein expressed.

*Rachel M. Valdez*  
\_\_\_\_\_  
Notary Public in and for the State of Texas



CERTIFICATE OF SECRETARY  
of  
CIRCLE D CIVIC ASSOCIATION  
regarding  
AMENDMENT  
to

AMENDED AND RESTATED BYLAWS OF CIRCLE "D" CIVIC ASSOCIATION

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THE STATE OF TEXAS     §  
  §  
COUNTY OF BASTROP     §

I, SONNA GABOUREL, Secretary of Circle D Civic Association (the "Association"), do hereby certify that at the Annual Meeting of the Circle D Civic Association (the "CDCA") duly called and held on the 13th day of May, 2023, with at least a quorum of the CDCA members being present and remaining throughout, and being duly authorized to transact business, the following resolution was duly made and approved by a majority vote of the members of the CDCA:

WHEREAS, the Board determined it would be in the best interest of the Association to amend the Amended and Restated Bylaws of Circle "D" Civic Association, recorded on May 22, 2020, under Clerk's File No. 202008091, in the Official Public Records of Bastrop County, Texas (as amended and/or supplemented, the "Bylaws"); and

WHEREAS, at the May 13<sup>th</sup>, 2023 meeting of the members of the Association, the members voted on and approved, in accordance with Article 14 of the Bylaws, to amend the Bylaws as provided below. The meeting minutes of such approval are attached hereto and incorporated herein as Exhibit "A".

NOW THEREFORE, BE IT RESOLVED, the Bylaws are amended as follows:

1. Article 8, Section 8.4 of the Bylaws, entitled "Special Appointments" is amended and restated to read as follows:

SECTION 8.4: 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.

The Board may appoint individuals to assist the Board as Ex Officio Directors, each of whom shall hold office for a minimum of six (6) months and a maximum of twelve (12) months, as determined by the Board. Ex Officio Directors shall not be members of the Board. Ex Officio Directors shall have such authority, and perform such duties as the Board may, from time to time, determine, in its sole and absolute discretion. Ex Officio Directors may be appointed or removed from office at any time by a majority vote of the Board. Ex Officio Directors shall not count towards

quorum for meetings of the Board, nor be entitled to vote as a Director. Ex Officio Directors shall, however, be entitled to receive notice of and attend Board Meetings. The Board shall have the power to adopt, establish, amend, and modify rules, regulations and policies regarding the powers and duties of Ex Officio Directors.

All other provisions of the Bylaws of the Association remain in full force and effect.

I hereby certify that I am the duly elected, qualified and acting Secretary of the Association and that the foregoing resolution was approved by a majority vote of the Board of Directors as set forth above and now appears in the books and records of the Association.

TO CERTIFY which witness my hand this the 13 day of May, 2023.

CIRCLE D CIVIC ASSOCIATION

By: \_\_\_\_\_

Printed: \_\_\_\_\_

Its: \_\_\_\_\_

Secretary

STATE OF TEXAS

§

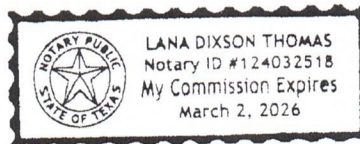
COUNTY OF Bastrop

§

§

This instrument was acknowledged before me on 13 day of May, 2023 by Sanna Babouri, Secretary of Circle D Civic Association on behalf of said corporation.

Lana Thomas  
Notary Public in and for the State of Texas





# EXHIBIT A

## **Circle D Civic Association Annual Meeting Minutes Hampton Inn, 240 S. Hasler Blvd. Bastrop, Tx 78602 Saturday, May 13, 2023**

**9:30 AM – Continental Breakfast/Browse exhibits/Visit with neighbors.**

**10:30 AM – Meeting Begins**

**Call to Order, Roll Call, and Confirm Quorum:** The meeting was called to order at 10:30a.m. by Judy Everett, President. Present: Don Aylesworth, Vice President, Jim Stephens, Treasurer, Sonna Gabourel, Secretary, Kathy Kincheloe and Mark McNeese, Directors. A quorum was established by Judy Everett.

**President's Statement:** Judy thanked the members who contributed pictures of Circle D for the PowerPoint presentation and to Kathy Kincheloe for putting it all together. Judy pointed out the displays at the back of the room – original plat maps from 1969, large map of Circle D showing all lots by numbers, Volunteer table for members to sign up for Committees, display of minutes and financial reports from 1989. Guest Speakers also have information to share as well. She reminded people to get a raffle ticket. She stated that the Board attorney was unable to come to the meeting due to an illness in his family but is available by phone if needed. He will work with the accountants to handle the election.

**Approve Agenda for May 13, 2023:** Kathy Kincheloe made a motion to approve the agenda for the meeting with no changes. Jim Stephens seconded the motion. The Board voted unanimously to approve the agenda.

**Approve Minutes – May 14, 2022:** JP Kessie made a motion to approve the minutes from last year's Annual meeting. A second to the motion came from the floor. The membership voted unanimously to approve the minutes.

**Election:** Judy Everett introduced the 6 candidates running for the Board elections and had each one stand and share their reasons for wanting to be on the Board. Jillian Stevenson, Matt Rainey, Adrian Munoz, Julie Livengood, Mark Hewitty and Mary Beth Farrar.

**Explanation of Amendment to Bylaws:** Jim Stephens explained the purpose of the Bylaws Amendment to allow a previous Board member to serve as Ex Officio since there are 5 new Board members this year. After some discussion and questions from the floor, the members were released to go and submit their ballots to the accountants.

**Financial Report:** Jim Stephens presented the financial reports: Assets as of December 31, 2022, Profit & Loss Statement, 2022 Budget Report and Explanation of all Miscellaneous income and expense items.

**Discussions:**

**Annual Fees** – Jim Stephens used a PowerPoint presentation to present the idea of a possible increase in annual fee. Discussion from the floor brought up questions and concerns. The Board will vote on the 2024 annual fee at the November Board meeting.

**Online voting** – Kathy Kincheloe discussed the Online Voting handout explaining this came up after the Restriction Changes proposed last year did not pass. One of the reasons people suggested to make it easier to vote using an online system. Kathy requested people fill out the form and drop it in the box at the back to give input into this issue.

**Guest Speakers** – Judy Everett introduced the guest speakers:

Andy Wier, board member of SAWDF (Simsboro Aquifer Water Defense Fund)

Elvis Hernandez, board member of LPGCD (Lost Pines Groundwater Conservation District)

Kayla Cormack (Reforestation Coordinator, TreeFolks)

**Volunteer and Join a Committee** – Don Aylesworth encouraged members to participate and volunteer to join a committee, especially the Compliance Committee and the Architectural Control Committee.

**Drawing for One Year Membership Maintenance Fee & Gift cards** – Jim Stephens drew numbers to award four gift cards of \$25 and one 2024 Paid membership dues.

**Announcement of Election Results** – Judy Everett got the results of the elections from the accountants and the lawyer: The Bylaws Amendment passed 91 votes for and 32 votes against. Adrian Munoz – 107 votes; Matt Rainey – 104 votes; Mary Beth Farrar – 86 votes; Jillian Stevenson – 76 votes; Mark Hewitty – 51 votes and Julie Livengood – 47 votes. The top four vote getters are the New Board members. If a Board position comes open due to a resignation, the last two vote getters can be approached to fill an empty position.

**Adjournment** – Judy Everett made a motion to adjourn the meeting. Don Aylesworth seconded the motion. The membership voted unanimously to adjourn at 12:46p.m.