

Office of the Secretary of State

July 30, 2018

Certificate of Amendment Filed

Article VI

Article VIII

Article XIII

Corporations Section
P.O.Box 13697
Austin, Texas 78711-3697



Rolando B. Pablos
Secretary of State

Office of the Secretary of State

July 30, 2018

Gary W. Coker, Germer PLLC
550 Fannin Ste 400
Beaumont, TX 77701 USA

RE: CITY OF PORT ARTHUR SECTION 4A ECONOMIC DEVELOPMENT CORPORATION
File Number: 139101601

It has been our pleasure to file the Certificate of Amendment for the referenced entity. Enclosed is the certificate evidencing filing. Payment of the filing fee is acknowledged by this letter.

If we may be of further service at any time, please let us know.

Sincerely,

Corporations Section
Business & Public Filings Division
(512) 463-5555

Enclosure



Office of the Secretary of State

**CERTIFICATE OF FILING
OF**

**CITY OF PORT ARTHUR SECTION 4A ECONOMIC DEVELOPMENT
CORPORATION
139101601**

The undersigned, as Secretary of State of Texas, hereby certifies that a Certificate of Amendment for the above named entity has been received in this office and has been found to conform to the applicable provisions of law.

ACCORDINGLY, the undersigned, as Secretary of State, and by virtue of the authority vested in the secretary by law, hereby issues this certificate evidencing filing effective on the date shown below.

Dated: 07/19/2018

Effective: 08/05/2018



A handwritten signature in black ink, appearing to read "R. Pablos".

Rolando B. Pablos
Secretary of State

Corporations Section
P.O.Box 13697
Austin, Texas 78711-3697



Rolando B. Pablos
Secretary of State

Office of the Secretary of State
Packing Slip

July 30, 2018
Page 1 of 1

Gary W. Coker, Germer PLLC
550 Fannin Ste 400
Beaumont, TX 77701

Batch Number: 82657219
Client ID: 585741848

Batch Date: 07-19-2018
Return Method: Mail

Document Number	Document Detail	Number / Name	Page Count	Fee
826572190002	Certificate of Amendment	CITY OF PORT ARTHUR SECTION 4A ECONOMIC DEVELOPMEN	0	\$25.00
			Total Fees:	\$25.00
Payment Type	Payment Status	Payment Reference	Amount	
Credit Card	Received	*****3455	\$25.00	
			Total:	\$25.00
			Total Amount Charged to Client Account:	\$0.00
(Applies to documents or orders where Client Account is the payment method)				

Note to Customers Paying by Client Account: This is not a bill. Payments to your client account should be based on the monthly statement and not this packing slip. Amounts credited to your client account may be refunded upon request. Refunds (if applicable) will be processed within 10 business days.

There is a 2.7% convenience fee on credit card payments. This additional amount will be computed and shown on your credit card statement when the credit card transaction is settled.

User ID: JVEGA

Form 424
(Revised 05/11)
Submit in duplicate to:
Secretary of State
P.O. Box 13697
Austin, TX 78711-3697
512 463-5555
FAX: 512/463-5709
Filing Fee: See instructions



Certificate of Amendment

This space reserved for office use.

FILED
In the Office of the
Secretary of State of Texas
JUL 19 2018
Corporations Section

Entity Information

The name of the filing entity is:

City of Port Arthur Section 4A Economic Development Corporation

State the name of the entity as currently shown in the records of the secretary of state. If the amendment changes the name of the entity, state the old name and not the new name.

The filing entity is a: (Select the appropriate entity type below.)

☐ For-profit Corporation

☐ Professional Corporation

☒ Nonprofit Corporation

☐ Professional Limited Liability Company

☐ Cooperative Association

☐ Professional Association

☐ Limited Liability Company

☐ Limited Partnership

The file number issued to the filing entity by the secretary of state is: 139101601

The date of formation of the entity is: March 4, 1996

Amendments

1. Amended Name

(If the purpose of the certificate of amendment is to change the name of the entity, use the following statement)

The amendment changes the certificate of formation to change the article or provision that names the filing entity. The article or provision is amended to read as follows:

The name of the filing entity is: (state the new name of the entity below)

N/A

The name of the entity must contain an organizational designation or accepted abbreviation of such term, as applicable.

2. Amended Registered Agent/Registered Office

The amendment changes the certificate of formation to change the article or provision stating the name of the registered agent and the registered office address of the filing entity. The article or provision is amended to read as follows:

Registered Agent

(Complete either A or B, but not both. Also complete C.)

☐ A. The registered agent is an organization (cannot be entity named above) by the name of:

OR

☒ B. The registered agent is an individual resident of the state whose name is:

First Name

M.I.

Last Name

Suffix

The person executing this instrument affirms that the person designated as the new registered agent has consented to serve as registered agent.

C. The business address of the registered agent and the registered office address is:

501 Procter Street

Port Arthur

TX 77640

Street Address (No P.O. Box)

City

State Zip Code

3. Other Added, Altered, or Deleted Provisions

Other changes or additions to the certificate of formation may be made in the space provided below. If the space provided is insufficient, incorporate the additional text by providing an attachment to this form. Please read the instructions to this form for further information on format.

Text Area (The attached addendums, if any, is incorporated herein by reference.)

☐ Add each of the following provisions to the certificate of formation. The identification or reference of the added provision and the full text are as follows:☒ Alter each of the following provisions of the certificate of formation. The identification or reference of the altered provision and the full text of the provision as amended are as follows:

Article VI is amended to read as follows: See attachment.

Article VIII is amended to read as follows: See attachment.

Article XIII is amended to read as follows: See attachment.

☐ Delete each of the provisions identified below from the certificate of formation.

Statement of Approval

The amendments to the certificate of formation have been approved in the manner required by the Texas Business Organizations Code and by the governing documents of the entity.

Effectiveness of Filing (Select either A, B, or C.)

- A. ☐ This document becomes effective when the document is filed by the secretary of state.
- B. ☐ This document becomes effective at a later date, which is not more than ninety (90) days from the date of signing. The delayed effective date is: _____
- C. ☒ This document takes effect upon the occurrence of a future event or fact, other than the passage of time. The 90th day after the date of signing is: August 5, 2018

The following event or fact will cause the document to take effect in the manner described below:

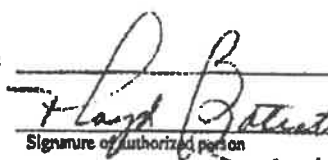
Approval by City Council of City of Port Arthur, Texas

Execution

The undersigned signs this document subject to the penalties imposed by law for the submission of a materially false or fraudulent instrument and certifies under penalty of perjury that the undersigned is authorized under the provisions of law governing the entity to execute the filing instrument.

Date: May 7, 2018

By: _____


Signature of authorized person

Floyd Batiste
Printed or typed name of authorized person (see instructions)

Article VI

All powers of the Corporation shall be vested in a Board consisting of seven (7) persons. Directors of the Corporation ("Director" or "Directors") shall be appointed by the respective Councilmember whose position corresponds to the position for which the appointment is made. Each subsequent Director shall serve for a term of three (3) years or until the respective Councilmember appoints a successor, unless such Director has been appointed to fill an unexpired term in which case the term is that of the Director whose position he or she was appointed to fill. Any Director may be removed from office at any time, with or without cause, by the City Council of the City. The number of Directors may only be increased or decreased by an amendment to these Amended Articles of Incorporation as authorized by amendment to the Act.

To be qualified to serve as a Director, a person must be a resident and a qualified voter of the City and be at least 18 years of age.

All other matters pertaining to the internal affairs of the Corporation shall be governed by the Bylaws of the Corporation, so long as such Bylaws are not inconsistent with these Amended Articles of Incorporation, or the laws of the State of Texas.

Article VIII

The number of Directors comprising the Board of Directors shall be seven (7). Subject to Article VI of the Articles of Incorporation (as amended), each term for Director shall be for a term of three (3) years.

Article XIII

This Certificate of Amendment to the Articles of Incorporation are effective following adoption of an Ordinance of the City Council of the City of Port Arthur duly adopting said Certificate of Amendment.