

IMPORTANT: THIS IS A RE-NOTICE OF THE SPECIAL MEETING OF THE MEMBERS THAT WAS SCHEDULED TO TAKE PLACE ON APRIL 17, 2023

RE: RE-NOTICE OF SPECIAL MEETING OF THE MEMBERS OF THE VILLAGE OF KINGS CREEK CONDOMINIUM ASSOCIATION, INC. ("Association")

Dear Unit Owner:

As a result of an error in the transmission of the Limited Proxy from counsel, the Special Meeting of the Members of the Association (the "Special Meeting") which was scheduled for April 17, 2023 has been rescheduled and will be held on **MONDAY, MAY 22, 2023 at 6:30 P.M.** in the **VILLAGE CLUBHOUSE** located at **7900 CAMINO REAL, MIAMI, FLORIDA 33143**. The purpose of the Special Meeting is for the Members to consider and vote on whether to utilize \$320,000.00 from the existing pooled reserves to fund the unanticipated increase in the Association's insurance premium.

In order for the Special Meeting to take place, the presence in person or by Proxy of the Unit Owners having a majority of the total votes is necessary to establish a quorum in order for business to be conducted. Accordingly, we are enclosing a Limited Proxy for the purpose of establishing a quorum for the Special Meeting and for voting on the issue of whether to utilize \$320,000.00 from the existing pooled reserves to fund the unanticipated increase in the Association's insurance premium. **PLEASE NOTE THAT EVEN IF YOU PREVIOUSLY REMITTED A LIMITED PORXY ON THIS ISSUE, IT IS IMPORTANT THAT YOU RESUBMIT YOUR VOTE UTILIZING THE LIMITED PROXY FORM THAT IS INCLUDED IN THIS MEETING PACKAGE.**

The vote to utilize \$320,000.00 from the existing pooled reserves to fund the unanticipated increase in the Association's insurance premium requires the approval by a majority vote at a duly called meeting of the Association at which a quorum is present. The enclosed Limited Proxy must be signed by the designated Voting Member of the Unit, as explained below. **If you appoint a proxy holder and later decide you will be able to attend the Special Meeting in person, you may withdraw your Proxy when you register at the Meeting.**

The enclosed Voting Certificate ("Voting Certificate") is for the purpose of establishing the party who is authorized to vote for a Unit. If a Unit is owned by a corporation or non-corporate entity the person entitled to cast the vote for the Unit shall be designated by a certificate signed by the person having the authority to sign for such entity. A Voting Certificate is not needed if the Unit is owned by one individual. If a Unit is owned by two or more individuals (excluding a husband and wife), the person entitled to cast the vote for the Unit shall be designated in a certificate, signed by all of the recorded owners of the Unit and filed with the secretary of the Association.

Instructions for Completing the Limited Proxy

1. **Unit Number.** Fill in your unit number in the space provided on the Limited

Proxy.

2. Designate Proxy holder. If you agree to appoint any of the Association's directors as your Proxy holder, **YOU NEED NOT ENTER A NAME IN THE BLANK SPACE.** If you wish to appoint a Proxy holder other than one of the Directors of the Association, fill in the name of your designated Proxy holder in the space provided. **(PLEASE MAKE SURE THAT YOUR DESIGNATED PROXY HOLDER WILL BE ATTENDING THE SPECIAL MEETING.)**
3. Vote. Vote FOR" or "AGAINST" utilizing \$320,000.00 from the existing pooled reserves to fund the unanticipated increase in the Association's insurance premium by checking the appropriate box on the Limited Proxy.
4. Date the Limited Proxy.
5. Signature. The Limited Proxy should be signed by the sole owner of the Unit or by the Voting Member designated on the enclosed Voting Certificate for a Unit owned by two or more individuals (excluding a husband and wife), corporation, or non-corporate entity.
6. Deliver the Limited Proxy. Mail or hand deliver the Limited Proxy and the Voting Certificate (if required) to the Association prior to the Special Meeting. **You may also scan and e-mail your Voting Certificate and Limited Proxy to mireya@vkcmiami.com.**

If you should have any questions regarding these procedures, please contact the Association's Management Office at (305) 279-3411. THANK YOU FOR YOUR ASSISTANCE IN CONDUCTING THE BUSINESS OF THE ASSOCIATION.

**THE BOARD OF DIRECTORS
THE VILLAGE OF KINGS CREEK CONDOMINIUM ASSOCIATION, INC.**

DATED this 14th day of April, 2023.

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Building: _____; Unit No.: _____

**LIMITED PROXY WITH SUBSTITUTION OF
NOMINEE FOR THE SPECIAL MEETING OF THE MEMBERS OF THE
VILLAGE OF KINGS CREEK CONDOMINIUM ASSOCIATION, INC. ("Association")**

The undersigned Owner or the Voting Member for Unit No. _____ of The Village of Kings Creek Condominium, hereby appoints _____ or if no person has been designated in the foregoing space, then any one of the Association's Directors, as my true and lawful Proxy with full powers of substitution to appear for the purpose of obtaining a quorum, to represent and cast my vote in the manner I have specified below and to transact any other business for which this Limited Proxy may be used at the Special Meeting of the Members of the Association to be held on **MONDAY, MAY 22, 2023 at 6:30 P.M.** in the **VILLAGE CLUBHOUSE** located at **7900 CAMINO REAL, MIAMI, FLORIDA 33143.** This Proxy shall also be used for all lawful adjournments of such Special Meeting of the Members held within ninety (90) calendar days of the date for which this Special Meeting of the Members was originally called, if any, unless this Proxy is sooner revoked in writing by the undersigned. The proxyholder has the authority to vote and act for me to the same extent that I would if personally present, with the power of substitution, except that my proxyholder's authority is limited as indicated below:

LIMITED POWERS FOR YOUR VOTE TO BE COUNTED ON THE FOLLOWING ISSUE, YOU MUST INDICATE YOUR PREFERENCE BY CHECKING EITHER "FOR" OR "AGAINST" IN THE APPROPRIATE BOX PROVIDED BELOW:

I SPECIFICALLY AUTHORIZE AND INSTRUCT MY PROXYHOLDER TO CAST MY VOTE IN REFERENCE TO THE FOLLOWING MATTER AS INDICATED BELOW:

1. Should the Association utilize \$320,000.00 from the existing pooled reserves to fund the unanticipated increase in the Association's insurance premium?

FOR – APPROVE utilizing \$320,000.00 from the existing pooled reserves to fund the unanticipated increase in the Association's insurance premium.

AGAINST – REJECT utilizing \$320,000.00 from the existing pooled reserves to fund the unanticipated increase in the Association's insurance premium.

NOTE: WAIVING OF RESERVES, IN WHOLE OR IN PART, OR ALLOWING ALTERNATIVE USES OF EXISTING RESERVES MAY RESULT IN UNIT OWNER LIABILITY FOR PAYMENT OF UNANTICIPATED SPECIAL ASSESSMENTS REGARDING THOSE ITEMS.

DATED this _____ day of _____, 2023.

Signature of Owner or the Designated Voting Member for a Unit owned by two or more individuals (excluding a husband and wife), corporation, or non-corporate entity.

Print Name: _____

DO NOT COMPLETE THIS SECTION. This section is only to be filled in by the proxy holder if he or she wishes to appoint a substitute proxy holder.

SUBSTITUTION OF PROXY

The undersigned, who is named on the above proxy, does hereby designate _____ to act as substitute proxy as set forth above.

DATED this _____ day of _____, 2023.

PROXY SIGNATURE

VOTING CERTIFICATE

To: THE VILLAGE OF KINGS CREEK CONDOMINIUM ASSOCIATION, INC. ("Association")

THIS IS TO CERTIFY that the undersigned, consisting of the record unit owner(s) of Unit No. _____,

designate(s): _____

PRINT Name of ONLY ONE Voting Representative (who MUST be a Co-Owner of the Unit if the Unit is owned by two or more individuals (excluding a husband and wife), or the designated representative if the Unit is owned by a corporation or non-corporate entity).

as the representative to cast all votes and to express all approvals that such owner(s) may be entitled to cast or express at all meetings of the membership of the Association and for all other purposes provided by the Declaration of Condominium, the Articles and By-Laws of the Association.

The following examples illustrate the proper use of this Certificate:

- (I) Unit owned by John Doe and his brother, Jim Doe. Voting Certificate required designating either John or Jim as the Voting Representative (**NOT A THIRD PARTY INDIVIDUAL**).
- (II) Unit owned by a corporation - A Voting Certificate is required designating person entitled to vote, signed by the properly designated officer(s) of the respective legal entity.
- (III) Unit is owned by non-corporate entity – A Voting Certificate is required designating the individual entitled to vote for such non-corporate entity such as a partnership, trust or limited liability company and should be executed by the person having the authority to sign for such entity.
- (IV) Unit owned by John Jones. No voting certificate required, but requested for signature verification.

This Certificate is made pursuant to the Declaration of Condominium and the By-Law and shall revoke all prior Certificates and be valid until revoked by a subsequent Certificate.

DATED the _____ day of _____, 2023.

SIGNATURES FOR UNITS OWNED BY TWO OR MORE INDIVIDUALS (EXCLUDING A HUSBAND AND WIFE)
- MUST BE EXECUTED BY ALL RECORD OWNERS

By: _____
Signature

Print Name

By: _____
Signature

Print Name

By: _____
Signature

Print Name

By: _____
Signature

Print Name

SIGNATURE FOR ENTITY OWNERS
(Corporation or Non-Corporate Entity)

Name of Entity: _____

By: _____
Signature

Print Name: _____

Title: _____

NOTE: THIS FORM IS NOT A PROXY AND SHOULD NOT BE USED AS SUCH. PLEASE BE SURE TO DESIGNATE A DULY AUTHORIZED REPRESENTATIVE OF THE ENTITY OWNER OF THE UNIT AS THE VOTING MEMBER. IF YOU HAVE ALREADY FILED A VOTING CERTIFICATE AND DO NOT WISH TO CHANGE YOUR DESIGNEE, NO NEW CERTIFICATE NEED BE FILED.