

relating to the Common Areas, including, without limitation, the design, construction, installation or repair of the Common Areas, or any of same. The provisions of this Article III, Section 3(c)(xi) shall not be amended without the prior written consent of the Declarant.; and

(r) exercise any other powers conferred by the Declaration, Articles, or these Bylaws for the Association; and

(s) exercise all other powers necessary for the proper governing and operation of the Association.

7.3 Committees.

(a) The Board of Directors shall appoint a Nominating Committee, as provided in these Bylaws. The Nominating Committee, if any, 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, if any, may be appointed by the Board of Directors prior to each annual meeting of the Members and such appointment may be announced at each meeting. The Nominating Committee, if any, may 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.

(b) The Board of Directors shall also appoint an Architectural Review Board which shall consist of three (3) or more Members of the Association which shall have the obligations set forth in the Declaration. The initial Architectural Review Board shall be comprised of three (3) Members of the Association appointed by the Board of Directors, provided that so long as the Declarant's Class B membership rights shall exist, the Declarant shall have the sole right to appoint all three (3) members of the Architectural Review Board.

(c) The Board of Directors may appoint other committees as it deems appropriate in carrying out its purposes.

(d) Notwithstanding that the Board of Directors may appoint one or more committees, the Board of Directors shall be the primary body which has authority to enforce the covenants and conditions set forth in the Declaration and the rules, policies and guidelines which have been properly adopted.

7.4 Management Agent. The Board of Directors may employ for the Association a management agent or manager (the "Management Agent") at a rate of compensation established by the Board of Directors to perform such duties and services as the Board of Directors shall from time to time authorize in writing. Any management agreement entered into by the Association shall provide, inter alia, that such agreement may be terminated for cause by either party upon thirty (30) days written notice thereof to the other party. The term of any such management agreement shall not exceed one year; provided, however, that the term of any such management agreement may be renewable by mutual agreement of the parties for successive one (1)-year periods.