

FIRST AMENDMENT TO BEHAVIORAL REASSIGNMENT CONTRACT

THIS FIRST AMENDMENT TO BEHAVIORAL REASSIGNMENT CONTRACT (the “First Amendment”) is made and entered into as of this _____ day of _____, 20__ (“Effective Date”), by and between the Milwaukee Board of School Directors (the “Board”), 5225 West Vliet Street, P.O. Box 2181, Milwaukee, Wisconsin, 53201-2181, and Banner Day Learning Corp., a Florida not-for-profit corporation (“Contractor”), located at 3517A Courtland Avenue, Milwaukee, Wisconsin 53209. Board and Contractor are each a “Party”; together, they are the “Parties.”

RECITALS:

WHEREAS, Board and Contractor entered into that certain Behavioral Reassignment Contract Between the Milwaukee Board of School Directors and Banner Day Learning Corp. for Banner Prep effective as of April 8, 2024 and with a term beginning on July 1, 2024 (the “Agreement”); and

WHEREAS, the Board and Contractor now desire to amend the Agreement as hereinafter more specifically set forth.

NOW, THEREFORE, in consideration of the agreements hereinafter set forth and other good and valuable consideration, the receipt of which are hereby acknowledged, the Parties agree as follows:

1. The foregoing recitals are incorporated herein by this reference.
2. Capitalized terms used and not otherwise defined herein shall have the same meaning as provided in the Agreement.
3. Section I(A)(4)a of the Agreement is hereby amended to the following pupil seats total: Contractor shall provide a total of 210 Behavioral Reassignment seats for MPS pupils, with 85 seats for MPS pupils in grades 6-8 and 125 seats for MPS pupils in grades 9-12.
4. Except as specifically modified herein, the Agreement shall remain in full force and effect as originally executed.
5. This First Amendment shall be binding on the successors and assigns of the Parties hereto and shall run with the term of the Agreement.

[END OF AMENDMENT – SIGNATURE PAGE TO FOLLOW]

**Signature Page to First Amendment of Behavioral Reassignment Contract Between the
Milwaukee Board of School Directors
and
Banner Day Learning Corp.**

IN WITNESS WHEREOF, the Parties have caused this First Amendment to be duly executed and delivered as of the Effective Date.

**MILWAUKEE BOARD OF
SCHOOL DIRECTORS**

Marva Herndon
President, Milwaukee Board of School Directors

Date

Keith P. Posley, Ed.D.
Superintendent of Schools

Date

BANNER DAY LEARNING CORP.

Eric A. Carlton
President

Date