

**SECOND AMENDMENT TO
COMMUNITY SCHOOL CONTRACT
For
United Preparatory Academy East**

This **SECOND AMENDMENT TO COMMUNITY SCHOOL CONTRACT** (the “Amendment”) is effective as of July 1, 2019 by and between the **Thomas B. Fordham Foundation** (the “SPONSOR”) and the Governing Authority of **United Preparatory Academy East**, 1469 East Main Street, Columbus, Ohio 43205 (the “GOVERNING AUTHORITY”).

WHEREAS, the SPONSOR and the GOVERNING AUTHORITY entered into a Community School Contract effective July 1, 2017 pursuant to the provisions of Chapter 3314 of the Ohio Revised Code, as amended from time to time by the parties (the “Community School Contract”).

WHEREAS, the SPONSOR and the GOVERNING AUTHORITY wish to modify and amend the Community School Contract in certain respects as set forth in this Amendment.

NOW, THEREFORE, in consideration of the mutual promises and covenants contained herein, the SPONSOR and the GOVERNING AUTHORITY do hereby agree to amend the Community School Contract as follows:

1. Exhibit III, Section C.6 (“Student Recruitment and Enrollment”) of the Community School Contract is hereby deleted in its entirety and replaced as follows:

United Preparatory Academy East (UPAE) will abide by all legal admission policies outlined in Ohio statutes. Preference will be provided for returning students, siblings of students enrolled in the school the previous year, students residing within the district boundaries of Columbus City Schools, and full-time staff members employed by the school, provided the total number of students receiving preference is less than five percent of the school’s total enrollment. The school will be nonsectarian in its programs, admissions policies, employment practices, and all operations; will not charge tuition; and will not discriminate in admission or deny participation in any program or activity on the basis of a person’s sex, race, religion, national origin, ancestry, pregnancy, marital or parental status, sexual orientation, or physical, mental, or emotional or learning disability. Notwithstanding Ohio statute ORC 3314.06 (A) to (H), in the event the racial composition of the enrollment of the community school is violative of a federal desegregation order, the community school shall take any and all corrective measures to comply with the desegregation order.

UPAE is an open-enrollment school. UPAE will award spaces to students on a first-come, first-served basis. If UPAE receives more applications than available spaces, UPAE will hold a random public lottery to determine student enrollment and the school waiting list. If UPAE does not reach the minimum number of applications by the lottery date, UPAE will enroll students in the order UPAE receives applications and place others on a waitlist. If a student decides to

withdraw from the school for any reason, UPAE will enroll a student on the waitlist. Class, section, and grade-level sizes are to be determined by the school.

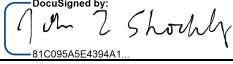
IN WITNESS WHEREOF, this Amendment has been executed by the parties on the date first written above.

**ON BEHALF OF THE
THOMAS B. FORDHAM FOUNDATION**

**THE GOVERNING AUTHORITY OF
UNITED PREPARATORY ACADEMY
EAST**

By: 

Michael J. Petrilli, President

By: 

Print Name: John Shockley
Governing Authority Representative