

**AMENDMENT NO. 1**

**OF THE LEASE AGREEMENT DATED JULY 9, 2012 BETWEEN THE**  
**SCHOOL DISTRICT OF THE CITY OF MUSKEGON HEIGHTS**

**AND THE**  
**MUSKEGON HEIGHTS PUBLIC SCHOOL ACADEMY SYSTEM**

**EFFECTIVE OCTOBER 28, 2016**

**LEASE AMENDMENT NO. 1**

In accordance with Section 22.5 of the lease agreement dated July 9, 2012 (the "**Lease Agreement**"), between THE SCHOOL DISTRICT OF THE CITY OF MUSKEGON HEIGHTS (the "**District**") and the MUSKEGON HEIGHTS PUBLIC SCHOOL ACADEMY SYSTEM (the "**System**"), the District and the System hereby agree to amend the Lease Agreement deleting the Lease Agreement in its entirety and replacing it with the First Amended and Restated Lease Agreement attached at Tab 1 of this Lease Amendment No. 1.

Except as noted below, this amendment is hereby approved by the District and the System through their authorized designees and shall have an effective date of October 28, 2016.


Each party is signing this amendment on the date stated opposite that party's signature. The date of this amendment will be the date this is signed by the last party to sign it (as indicated by the date associated with that party's signature).

The parties acknowledge that Steven M. Schiller as the emergency manager for the School District of the City of Muskegon Heights (the "**Emergency Manager**") is authorized under the Local Financial Stability and Choice Act, 2012 PA 436, as amended, MCL 141.1541 to 141.1575 (the "**Act**"), to act for and in the place and stead of the District Board, the authority of the District Board to exercise power for and on behalf of the School District of the City of Muskegon Heights (the "**District**") under law is suspended and vested in the Emergency Manager under the Act, and the Emergency Manager is authorized under the Act to exercise solely, for and on behalf of the District, all other authority and responsibilities affecting the District that are prescribed by law to the District Board and superintendent of the District.

Date: October 20, 2016

**SCHOOL DISTRICT OF THE CITY OF  
MUSKEGON HEIGHTS**


By: \_\_\_\_\_

  
Steven M. Schiller  
Emergency Manager

Date: October 29, 2016

**MUSKEGON HEIGHTS PUBLIC  
SCHOOL ACADEMY SYSTEM**

By: \_\_\_\_\_

  
Carmella M. Ealom  
Board President