PROMISE ACADEMY
CUYAHOGA COUNTY

REGULAR AUDIT

FOR THE YEAR ENDED JUNE 30, 2009

Mary Taylor, CPA
Auditor of State

PROMISE ACADEMY
CUYAHOGA COUNTY

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Mary Taylor, CPA
Auditor of State

INDEPENDENT ACCOUNTANTS' REPORT

Promise Academy
Cuyahoga County
1701 East 13th Street
Cleveland, Ohio 44114

To the Board of Trustees:

We have audited the accompanying basic financial statements of the Promise Academy, Cuyahoga County, Ohio (the Academy), as of and for the year ended June 30, 2009, as listed in the table of contents. These financial statements are the responsibility of the Academy's management. Our responsibility is to express an opinion on these financial statements based on our audit.

We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in the Comptroller General of the United States' *Government Auditing Standards*. Those standards require that we plan and perform the audit to reasonably assure whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audit provides a reasonable basis for our opinion.

In our opinion, the financial statements referred to above present fairly in all material respects, the financial position of the Promise Academy, Cuyahoga County, Ohio, as of June 30, 2009, and the changes in its financial position and cash flows for the year then ended, in conformity with accounting principles generally accepted in the United States of America.

In accordance with *Government Auditing Standards*, we have also issued our report dated January 12, 2010, on our consideration of the Academy's internal control over financial reporting and our tests of its compliance with certain provisions of laws, regulations, contracts, grant agreements and other matters. While we did not opine on the internal control over financial reporting or on compliance, that report describes the scope of our testing of internal control over financial reporting and compliance and the results of that testing. That report is an integral part of an audit performed in accordance with *Government Auditing Standards*. You should read it in conjunction with this report in assessing the results of our audit.

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Management's Discussion and Analysis is not a required part of the basic financial statements but is supplementary information accounting principles generally accepted in the United States of America requires. We have applied certain limited procedures, which consisted principally of inquiries of management regarding the methods of measuring and presenting the required supplementary information. However, we did not audit the information and express no opinion on it.

Mary Taylor

Mary Taylor, CPA
Auditor of State

January 12, 2010

MANAGEMENT'S DISCUSSION and ANALYSIS
FOR THE PERIOD ENDED JUNE 30, 2009
(Unaudited)

The Management's Discussion and Analysis (MD&A) of Promise Academy's (the Academy) financial performance provides an overall review of the Academy's financial activities for the period ending June 30, 2009. The intent of this discussion and analysis is to look at the Academy's financial performance as a whole; readers should also review the basic financial statements and notes to the basic financial statements to enhance their understanding of the Academy's financial performance.

The Management's Discussion and Analysis (the "MD&A") is an element of the reporting model adopted by the Governmental Accounting Standards Board (GASB) in their Statement No. 34 "Basic Financial Statements and Management's Discussion and Analysis – for State and Local Governments" issued in June of 1999.

Please note that prior year's numbers reflect an audit period from February 5, 2007 to June 30, 2008.

Financial Highlights

- Total net assets increased to $330,241 for the period ended June 30, 2009, up from, ($125,695) for the period ended June 30, 2008.
- Total assets were $560,648 for the period ended June 30, 2009, a decrease from $792,959 for the period ended June 30, 2008.
- Total liabilities decreased to $230,407, of which accounts payable amounted to $971, while amounts payable to the Cleveland Metropolitan School District (CMSD) amounted to $229,436, for the period ended June 30, 2009; a decrease from the total liabilities owed at end of the June 30, 2008, in which out of the $923,531, $11,599 was in accounts payable and $911,932 was owed to CMSD.

Using this Financial Report

This report consists of three parts, the MD&A, the basic financial statements, and notes to those statements. The basic financial statements include a Statement of Net Assets, a Statement of Revenues, Expenses and Changes in Net Assets, and a Statement of Cash Flows.

Statement of Net Assets

The Statement of Net Assets includes all assets and liabilities, both financial and capital, and short-term and long-term using the accrual basis of accounting and economic resources focus, which is similar to the accounting used by most private-sector companies. This basis of accounting takes into account all revenues and expenses during the year, regardless of when the cash is received or paid.

Statement of Net Assets (Continued)

Table 1 provides a summary of the Academy's Statement of Net Assets for the period ending June 30, 2009, comparing it with the Academy's Statement of Net assets for the period ending June 30, 2008:

(Table 1)

	2009	2008
Current Assets		
Cash and Cash Equivalents	$ 169,525	$ 792,959
Total Current Assets	169,525	792,959
Non-Current Assets		
Capital Assets (Net of Accumulated Depreciation and Amortization)	391,123	4,877
Total Non-Current Assets	391,123	4,877
Total Assets	560,648	797,836
Liabilities		
Current Liabilities		
Accounts Payable	971	11,599
Amount Payable to Cleveland Metropolitan School District	229,436	911,932
Total Liabilities	230,407	923,531
Net Assets		
Invested in Capital Assets	391,123	0
Unrestricted (Deficit)	(60,882)	(125,695)
Total Net Assets	$ 330,241	$ (125,695)

The most significant liabilities are payable to the Cleveland Metropolitan School District for Contracted Services.

Statement of Revenue, Expenditures, and Changes in Net Assets

Table 2 shows Statement of Revenues, Expenses and Changes in Net Assets for the period ending June 30, 2009:

(Table 2)

	2009	2008
Operating Revenues		
Foundation and Poverty Based Assistance Revenues	$ 2,942,900	$ 2,669,181
Other Operating Revenues	2,160	370
Total Operating Revenues	2,945,060	2,669,551
Operating Expenses		
Contracted Services Fee	1,385,152	1,653,297
Purchased Services	467,691	455,897
Other Operating Expenses	438,148	42,848
Minor Equipment	130,173	0
Supplies and Materials	35,060	678,880
Depreciation and Amortization	43,869	1,219
Fringe Benefits	2,666	0
Total Operating Expenses	2,502,759	2,832,141
Operating Income (Loss)	442,301	(162,590)
Non-Operating Revenue		
Federal and State Grants	5,000	15,832
Other Non-Operating Revenue	8,635	21,063
Total Non-Operating Revenue	13,635	36,895
Net Income (Loss)	455,936	(125,695)
Net Assets at Beginning of Year	(125,695)	0
Net Assets at End of Year	$ 330,241	($125,695)

Statement of Revenue, Expenditures, and Changes in Net Assets (Continued)

Community Schools receive no support from tax revenues. Most expenses are in supplies and materials and in purchased services. Per contract, the Academy remits most of its revenue to the Cleveland Metropolitan School District, which incurs costs on behalf of the Academy to provide instruction and other costs. See Note 9 for more details.

Capital Assets

The Academy's asset capitalization minimum is $5,000, at June 30, 2009.

Current Financial Issues

The Academy was formed in 2005 sponsored by the Cleveland Metropolitan School District. An idea to service students at risk of dropping out of school was turned into a community school by petitioning the Ohio Department of Education for a charter. Through the efforts of many individuals, the charter was issued, but the Academy was only physically materialized through the efforts of Dr. Eugene Sanders in February of 2007.

The Academy officially opened on February 5, 2007. The building was subleased from the Cleveland Metropolitan School District. The governing board of the Academy is composed of five members, each appointed. The Academy receives its finances primarily from state aide. The average number of years experience for teachers was 15 years.

Contacting the Academy's Financial Management

This financial report is designed to provide our citizen's with a general overview of the Academy's finances and to show the Academy's accountability for the money it receives. If you have questions about this report or need additional information contact Melinda Budavári Toth, Treasurer at Promise Academy, 1701 East 13th Street, Cleveland, Ohio 44114 or e-mail at melinda.b.toth@cmsdnet.net.

PROMISE ACADEMY
CUYAHOGA COUNTY

STATEMENT OF NET ASSETS
AS OF JUNE 30, 2009

ASSETS		
Current Assets:		
Cash and cash equivalents		$ 169,525
Non-Current Assets:		
Capital assets (net of accumulated depreciation and amortization)		391,123
TOTAL ASSETS		560,648
LIABILITIES		
Current Liabilities:		
Accounts payable	$ 971	
Due to Cleveland Metropolitan School District	229,436	
Total Current Liabilities		230,407
NET ASSETS		
Invested in capital assets	391,123	
Unrestricted	(60,882)	
TOTAL NET ASSETS		$ 330,241

The accompanying Notes to Financial Statements are integral parts of these statements.

PROMISE ACADEMY
CUYAHOGA COUNTY

STATEMENT OF REVENUES, EXPENSES, AND CHANGES IN NET ASSETS FOR THE FISCAL YEAR ENDED JUNE 30, 2009

OPERATING REVENUES:		
Foundation payments	$ 2,942,900	
Other operating revenues	2,160	
Total operating revenues		$ 2,945,060
OPERATING EXPENSES:		
Contracted services fee	1,385,152	
Purchased services	467,691	
Other operating expenses	438,148	
Minor equipment	130,173	
Materials and supplies	35,060	
Depreciation and amortization	43,869	
Fringe benefits	2,666	
Total operating expenses		2,502,759
Operating income		442,301
NON-OPERATING REVENUES:		
Federal and state grants	5,000	
Other non-operating revenues	8,635	
Total non-operating revenues		13,635
NET INCOME		455,936
NET ASSETS BEGINNING OF YEAR		(125,695)
NET ASSETS END OF YEAR		$ 330,241

The accompanying Notes to Financial Statements are integral parts of these statements.

PROMISE ACADEMY
CUYAHOGA COUNTY

STATEMENT OF CASH FLOWS
FOR THE FISCAL YEAR ENDED JUNE 30, 2009

CASH FLOWS FROM OPERATING ACTIVITIES:		
Cash received from State of Ohio	$ 2,942,900	
Cash received from other operating revenues	2,160	
Cash payments to contracted services	(2,026,174)	
Cash payments to suppliers for goods and services	(603,381)	
Cash payments to purchased services	(519,793)	
Cash payments for personnel services	(2,666)	
Net cash used in operating activities		$ (206,954)
CASH FLOWS FROM NONCAPITAL FINANCING ACTIVITIES:		
Cash received from federal and state grants	5,000	
Cash received from other sources	8,635	
Net cash provided by non-capital financing activities		13,635
CASH FLOWS FROM CAPITAL AND RELATED FINANCING ACTIVITIES:		
Payments for capital assets		(430,115)
NET DECREASE IN CASH AND CASH EQUIVALENTS		(623,434)
CASH AND CASH EQUIVALENTS AT BEGINNING OF YEAR		792,959
CASH AND CASH EQUIVALENTS AT END OF YEAR		$ 169,525
RECONCILIATION OF OPERATING INCOME TO CASH USED IN OPERATING ACTIVITES:		
Operating income	$ 442,301	
Adjustments to reconcile operating income to net cash used in operating activities:		
Depreciation	43,869	
Decrease in liabilities:		
Accounts payable	(10,628)	
Due to Cleveland Metropolitan School District	(682,496)	
NET CASH USED IN OPERATING ACTIVITIES		$ (206,954)

The accompanying Notes to Financial Statements are integral parts of these statements.

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1. DESCRIPTION OF THE SCHOOL AND REPORTING ENTITY

Promise Academy (the Academy) is a nonprofit corporation established pursuant to Ohio Revised Code Chapters 3314 and 1702 to address the needs of students in grades nine through twelve. The Academy, which is part of the State's education program, is independent of any school district and is non-sectarian in its programs, admissions policies, employment practices, and all other operations. The Academy may sue and be sued, acquire facilities as needed, and contract for any services necessary for the operation of the Academy. The Academy qualifies as a tax exempt organization under Section 501(c)(3) of the Internal Revenue Code. Management is not aware of any course of action or series of events that have occurred that may adversely affect the Academy's tax exempt status.

The Academy was approved for operation under contract with the Cleveland Metropolitan School District (the Sponsor) for a period of five years commencing October 10, 2006. Effective July 1, 2008, a new contract was entered into with the Sponsor for a period of five years. The Sponsor is responsible for evaluating the performance of the Academy and has the authority to deny renewal of the contract at its expiration or terminate the contract prior to its expiration.

The Academy operates under the direction of a five member Governing Board. The Governing Board is responsible for carrying out the provisions of the contract which include, but are not limited to, state mandated provisions regarding student population, curriculum, academic goals, performance standards, admission standards, and qualifications of teachers. The Governing Board controls the Academy's one instructional facility staffed by five certificated full time teaching personnel who provide services to 434 students.

2. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

The financial statements of the Academy have been prepared in conformity with generally accepted accounting principles (GAAP) as applied to governmental nonprofit organizations. The Governmental Accounting Standards Board (GASB) is the accepted standard-setting body for establishing governmental accounting and financial reporting principles. The Academy also applies Financial Accounting Standards Board (FASB) statements and interpretations issued on or before November 30, 1989, to its proprietary activities, provided they do not conflict with or contradict GASB pronouncements. The more significant of the Academy's accounting policies are described below.

A. Basis of Presentation

The Academy uses enterprise accounting to maintain its financial records during the school year. Enterprise accounting focuses on the determination of operating income, changes in net assets, financial position, and cash flows. Enterprise accounting may be used to account for any activity for which a fee is charged to external users for goods and services.

2. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

B. Measurement Focus

Enterprise accounting uses a flow of economic resources measurement focus. With this measurement focus, all assets and all liabilities are included on the Statement of Net Assets. The Statement of Revenues, Expenses and Changes in Net Assets presents increases (i.e. revenues) and decreases (i.e. expenses) in total net assets. The Statement of Cash Flows provides information about how the Academy finances and meets the cash flow needs of its enterprise activities.

C. Basis of Accounting

Basis of accounting determines when transactions are recorded in the financial records and reported on the financial statements. The Academy's financial statements are prepared using the accrual basis of accounting. Revenues resulting from exchange transactions, in which each party gives and receives essentially equal value, is recorded when the exchange takes place. Revenues resulting from non-exchange transactions, in which the Academy receives value without directly giving equal value in return, such as grants and entitlements, are recognized in the fiscal year in which all eligibility requirements have been satisfied. Eligibility requirements include timing requirements, which specify the year when the resources are required to be used of the fiscal year when use is first permitted; matching requirements, in which the Academy must provide local resources to be used for a specified purpose; and expenditure requirements, in which the resources are provided to the Academy on a reimbursement basis. Expenses are recognized at the time they are incurred.

D. Budgetary Process

Unlike other public schools located in the State of Ohio, community schools are not required to follow the budgetary provisions set forth in Ohio Revised Code Chapter 5705, except under Ohio Revised Code Section 5705.391, the Academy must prepare a five year spending plan and submit it to the Office of Community Schools at the Ohio Department of Education.

E. Cash and Cash Equivalents

For purposes of the Statement of Cash Flows and for presentation on the Statement of Net Assets, investments with original maturities of three months or less at the time they are purchased by the Academy are considered to be cash equivalents. Investments with an initial maturity of more than three months that are not purchased from the pool are reported as investments. During fiscal 2009, the Academy's cash equivalents were limited to a business sweep checking account. Interest revenue credited to the General Fund during fiscal year 2009 amounted to $8,635.

F. Operating Revenues and Expenses

Operating revenues are those revenues that are generated directly from the primary activities of the school. For the Academy, these revenues are primarily foundation payments from the state. Operating expenses are necessary costs incurred to provide the good or service that is the primary activity of the Academy. Revenues and expenses not meeting this definition are reported as non-operating.

2. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

G. Estimates

The preparation of financial statements in conformity with generally accepted accounting principles requires management to make estimates and assumptions that affect the amounts reported in the financial statements and accompanying notes. Actual results may differ from those estimates.

H. Net Assets

Net assets represent the difference between assets and liabilities. Net assets are reported as restricted when there are limitations imposed on their use either through the enabling legislation or through external restrictions imposed by creditors, grantors, or laws and regulation of other governments. There were no restricted net assets.

I. Capital Assets and Depreciation

Capital assets are capitalized at cost (or estimated historical cost) and updated for additions and retirements during the year. Donated capital assets are recorded at their fair market values as of the date received. The Academy maintains a capitalization threshold of $5,000. The Academy does not possess any infrastructure. Improvements are capitalized, and the cost of normal maintenance and repairs that do not add to the value of the asset or materially extend an asset's life are not capitalized.

All recorded capital assets are depreciated using the straight line method over the following estimated useful lives. Improvements to capital assets are depreciated over the remaining useful life of the related capital assets.

Assets	Years
Furniture, Fixtures and Equipment	5
Leasehold Improvements	10

J. Current Liabilities

The Academy has recognized certain liabilities on its Statement of Net Assets relating to expenses, which are due but unpaid as of June 30, 2009, including accounts payable and amounts payable to the Cleveland Metropolitan School District for contracted service fees.

K. Intergovernmental Revenues

The Academy currently participates in the State Foundation Program. Revenues received from this program are recognized as operating revenues in the accounting period in which all eligibility requirements are met.

The Academy also participated in the Management Information System program through the Ohio Department of Education during fiscal 2009. Grants received under this program are recognized as non-operating revenues in the accounting period in which all eligibility requirements have been met.

2. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

K. Intergovernmental Revenues (Continued)

Eligibility requirements included timing requirements, which specify the year when the resources are required to be used or the fiscal year use is first permitted, matching requirements, in which the Academy must provide local resources to be used for a specific purpose, and expenditure requirements, in which resources are provided to the Academy on a reimbursement basis.

Amounts awarded under the above named programs for the 2009 school year totaled $2,947,900.

3. DEPOSITS

At fiscal year end June 30, 2009, the carrying amount of the Academy's deposits was $169,525 and the bank balance was $228,984. Based on the criteria described in GASB Statement No. 40, "Deposits and Investment Risk Disclosures", as of June 30, 2009, none of the Academy's bank balance was exposed to custodial risk as discussed below.

Custodial credit risk is the risk that, in the event of bank failure, the Academy's deposits may not be returned. All deposits are collateralized with eligible securities in amounts equal to at least 105 percent of the carrying value of the deposits. Such collateral, as permitted by the Ohio Revised Code, is held in single financial institution collateral pools at Federal Reserve Banks, or at member banks of the Federal Reserve System, in the name of the respective depository bank and pledged as a pool of collateral against all of the public deposits it holds or as specific collateral held at the Federal Reserve Bank in the name of the Academy.

The Academy has no deposit policy for custodial credit risk beyond the requirements of State statute. Oho law requires that deposits be either insured or be protected by eligible securities pledged to and deposited either with the Academy or a qualified trustee by the financial institution as security for repayment, or by a collateral pool of eligible securities deposited with a qualified trustee and pledged to secure the repayment of all public monies deposited in the financial institution whose market value at all times shall be at least one hundred five percent of the deposits being pledged.

4. CAPITAL ASSETS

A summary of the Academy's capital assets at June 30, 2009, follows:

	Balance 6/30/08	Additions	Deductions	Balance 6/30/09
Capital Assets Being Depreciated:				
Building and Improvements	$ -	$ 430,115	$ -	$ 430,115
Furniture, Fixtures, and Equipment	6,096	-	-	6,096
Total Capital Assets	6,096	430,115	-	436,211
Less Accumulated Depreciation:				
Building and Improvements	-	(42,650)	-	(42,650)
Furniture, Fixtures, and Equipment	(1,219)	(1,219)	-	(2,438)
Total Accumulated Depreciation	(1,219)	(43,869)	-	(45,088)
Capital Assets, Net of Accumulated Depreciation	$ 4,877	$ 386,246	$ -	$ 391,123

5. RISK MANAGEMENT

A. Property and Liability

The Academy is exposed to various risks of loss related to torts: theft of, damage to, and destruction of assets; errors and omissions; injuries to employees; and natural disasters. During fiscal year 2009, the Academy contracted with commercial insurance companies for the following:

Commercial General Liability:

Per Occurrence	$3,000,000
General Aggregate	3,000,000
Products/Completed Ops	3,000,000
Personal & Advertising Injury	3,000,000

Education Legal/Employment Practice Liability:

Per Occurrence	2,000,000
Aggregate	2,000,000

There have been no claims filed.

B. Workers' Compensation

The Academy does not pay directly into the State Workers' Compensation System. All employees are contracted through Cleveland metropolitan School District, which pays the Workers' Compensation System based on their payroll. The premium is calculated by multiplying the monthly total gross payroll by a factor that is calculated by the State.

6. DEFINED BENEFIT PENSION PLANS

A. School Employees Retirement System

Plan Description - The Cleveland Metropolitan School District ("CMSD") contributes to the School Employees Retirement System of Ohio (SERS) on behalf of the Academy. SERS is a cost-sharing multiple-employer defined benefit pension plan. SERS provides retirement, disability and survivor benefits: annual cost-of-living adjustments; and death benefits to plan members and beneficiaries. Authority to establish and amend benefits is provided by state statute per Chapter 3309 of the Ohio Revised Code. SERS issues a publicly available, stand-alone financial report that includes financial statements and required supplementary information. That report may be obtained by contacting the School Employees Retirement System of Ohio, 300 East Broad Street, Suite 100, Columbus, Ohio 43215-3746 or by calling toll free (800) 878-5853. It is also posted on SERS' website at www.ohsers.org under Employers/Audit Resources.

6. DEFINED BENEFIT PENSION PLANS (CONTINUED)

A. School Employees Retirement System (Continued)

Funding Policy - Plan members are required to contribute 10 percent of their annual covered salary and CMSD is required to contribute at an actuarially determined rate. The current rate is 14 percent of annual covered payroll. A portion of the CMSD's contribution is used to fund pension obligations with the remainder being used to fund health care benefits; for fiscal year 2009, 9.09 percent of annual covered salary was the portion used to fund pension obligations. The contribution requirements of plan members and employers are established and may be amended by the SERS' Retirement Board up to a statutory maximum amount of 10 percent for plan members and 14 percent for employers. Chapter 3309 of the Ohio Revised Code provides statutory authority for member and employer contributions. The CMSD's required contributions for pension obligations to SERS for the fiscal years ended June 30, 2009, 2008 and 2007 were $9,318,314, $8,899,797, and $8,960,351, respectively; 43.80 percent has been contributed for fiscal year 2009 and 100 percent for fiscal years 2008 and 2007.

B. State Teachers Retirement System

Plan Description - The Cleveland Metropolitan School District participates in the State Teachers Retirement System of Ohio (STRS Ohio) on behalf of the Academy. STRS Ohio is a cost-sharing, multiple employer public employee retirement system. STRS Ohio provides retirement and disability benefits to members and death and survivor benefits to beneficiaries. STRS Ohio issues a stand-alone financial report that may be obtained by writing to STRS Ohio, 275 East Broad Street, Columbus, Ohio 43215-3371 or by calling (888) 227-7877, or by visiting the STRS Ohio website at www.strsoh.org.

New members have a choice of three retirement plans, a Defined Benefit (DB) Plan, a Defined Contribution (DC) Plan and a Combined Plan. The DB plan offers an annual retirement allowance based on final average salary times a percentage that varies based on years of service, or an allowance based on a member's lifetime contributions and earned interest matched by STRS Ohio funds divided by an actuarially determined annuity factor. The DC Plan allows members to place all their member contributions and employer contributions equal to 10.5 percent of earned compensation into an investment account. Investment decisions are made by the member. A member is eligible to receive a retirement benefit at age 50 and termination of employment. The member may elect to receive a lifetime monthly annuity or a lump sum withdrawal. The Combined Plan offers features of both the DC Plan and the DB Plan. In the Combined Plan, member contributions are invested by the member, and employer contributions are used to fund the defined benefit payment at a reduced level from the regular DB Plan. The DB portion of the Combined Plan payment is payable to a member on or after age 60; the DC portion of the account may be taken as a lump sum or converted to a lifetime monthly annuity at age 50. Benefits are established by Chapter 3307 of the Ohio Revised Code.

6. DEFINED BENEFIT PENSION PLANS (CONTINUED)

B. State Teachers Retirement System (Continued)

A DB or Combined Plan member with five or more years credited service who becomes disabled may qualify for a disability benefit. Eligible spouses and dependents of these active members who die before retirement may qualify for survivor benefits. Members in the DC Plan who become disabled are entitled only to their account balance. If a member dies before retirement benefits begin, the member's designated beneficiary is entitled to receive the member's account balance.

Funding Policy - For the fiscal year ended June 30, 2009, plan members were required to contribute 10 percent of their annual covered salaries. CMSD was required to contribute 14 percent; 13 percent was the portion used to fund pension obligations. For fiscal year 2008, the portion used to fund pension obligations was also 13 percent. Contribution rates are established by the State Teachers Retirement Board, upon recommendations of its consulting actuary, not to exceed statutory maximum rates of 10 percent for members and 14 percent for employers. Chapter 3307 of the Ohio Revised Code provides statutory authority for member and employer contributions.

CMSD's required contributions for pension obligations to STRS Ohio for the fiscal years ended June 30, 2009, 2008, and 2007 were $43,387,816, $42,851,450, and $41,330,536, respectively; 84.19 percent has been contributed for fiscal year 2009 and 100 percent for fiscal years 2008 and 2007. Contributions to the DC and Combined Plans for fiscal year 2009 were $525,879 made by the School District and $1,047,748 made by the plan members.

C. Social Security System

Effective July 1, 1991, all employees not otherwise covered by the School Employees Retirement System or the Teachers Retirement System of Ohio have an option to choose Social Security or the School Retirement System. As June 30, 2009, no members of the Board of Education have elected Social Security.

7. POSTEMPLOYMENT BENEFITS

A. School Employees Retirement System

Plan Description - The Cleveland Metropolitan School District, on behalf of the Academy, participates in two cost-sharing multiple employer defined benefit OPEB plans administered by the School Employees Retirement System for non-certificated retirees and their beneficiaries, a Health Care Plan and a Medicare Part B plan. The Health Care Plan includes hospitalization and physicians' fees through several types of plans including HMO's, PPO's and traditional indemnity plans as well as a prescription drug program. The Medicare Part B Plan reimburses Medicare Part B premiums paid by eligible retirees and beneficiaries up to a statutory limit. Benefit provisions and the obligations to contribute are established by the System based on authority granted by State statute. The financial reports of both Plans are included in the SERS Comprehensive Annual Financial Report which is available by contracting SERS at 300 East Broad Street, Suite 100, Columbus, Ohio 43215-3746.

7. POSTEMPLOYMENT BENEFITS (CONTINUED)

A. School Employees Retirement System (Continued)

Funding Policy – State statute permits SERS to fund the health care benefits through employer contributions. Each year, after the allocation for statutorily required benefits, the Retirement Board allocates the remainder of the employer contribution of 14 percent of covered payroll to the Health Care Fund. The Health Care Fund was established and is administered in accordance with Internal Revenue Code Section 401h. For 2009, 4.16 percent of covered payroll was allocated to health care. In addition, employers pay a surcharge for employees earning less than an actuarially determined amount; for 2009 this amount was $2,010,899.

Active employee members do not contribute to the Health Care Plan. Retirees and their beneficiaries are required to pay a health care premium that varies depending on the plan selected, the number of qualified years of service, Medicare eligibility and retirement status.

The CMSD's contributions for health care for the fiscal years ended June 30, 2009, 2008, and 2007 were $4,264,487, $4,061,261 and $4,456,084 respectively; 43.80 percent has been contributed for fiscal year 2009 and 100 percent for fiscal years 2008 and 2007.

The Retirement Board, acting with advice of the actuary, allocates a portion of the employer contribution to the Medicare B Fund. For 2009, this actuarially required allocation was 0.75 percent of covered payroll. The School District's contributions for Medicare Part B for the fiscal years ended June 30, 2009, 2008 and 2007 were $768,838, $641,252, and $609,304 respectively; 43.80 percent has been contributed for fiscal year 2009 and 100 percent for fiscal years 2008 and 2007.

B. State Teachers Retirement System

Plan Description - The Cleveland Metropolitan School District, on behalf of the Academy, contributes to the cost sharing multiple employer defined benefit Health Plan administered by the State Teachers Retirement System of Ohio (STRS Ohio) for eligible retirees who participate in the defined benefit or combined pension plans offered by STRS Ohio. Benefits include hospitalization, physicians' fees, prescription drugs and reimbursement of monthly Medicare Part B premiums. The plan is included in the report of STRS Ohio which may be obtained by visiting www.strsoh.org or by calling (888) 227-7877.

Funding Policy – Ohio law authorizes STRS Ohio to offer the Plan and gives the Retirement Board authority over how much, if any, of the health care costs will be absorbed by STRS Ohio. Active employee members do not contribute to the Plan. All benefit recipients pay a monthly premium. Under Ohio Law, funding for post-employment health care may be deducted from employer contributions. For 2009, STRS Ohio allocated employer contributions equal to one percent of covered payroll to the Health Care Stabilization Fund. CMSD's contributions for health care for the fiscal years ended June 30, 2009, 2008, and 2007 were $3,337,524, $3,296,265 and $3,179,272 respectively; 84.19 percent has been contributed for fiscal year 2009 and 100 percent for fiscal years 2008 and 2007.

8. OTHER EMPLOYEE BENEFITS

For fiscal year ended June 30, 2009, all employees are contracted through the Cleveland Metropolitan School District ("CMSD"). Policies and procedures are approved by CMSD's Board of Education and are applied to Compensated Absences, Insurance Benefits, and Deferred Compensation of the staff purchased from CMSD by contract. Please review the Other Employee Benefits Note in CMSD's basic notes to the financial statements in their Comprehensive Annual Financial Report.

9. MANAGEMENT AGREEMENT

The Academy entered into a contract, effective July 1, 2008 and continuing through June 30, 2013, with the Cleveland Metropolitan School District ('CMSD") for educational and financial management services. In exchange for its time, organization, oversight, monitoring, fees, costs and other services, CMSD receives three percent of the total amount of payments for operating expenses that the Academy receives from the State of Ohio. For the year ended June 30, 2009 this amounted to $88,287. In addition, a management fee equal to 10 percent of revenue from the State of Ohio is paid to CMSD, amounting to $294,290 for the year ended June 30, 2009.

The Academy, upon completion of the annual audit, pays CMSD an annual fee in the subsequent year totaling 100 percent of the cash balance above $500,000 for all funds paid to the Academy by the State of Ohio. Terms of the contract require CMSD to provide the following:

- All labor, materials, and supervision necessary for the provision of educational services to students, and the management, operation, and maintenance of the Academy;
- Implementation and administration of the Educational Program, including the selection of instructional materials, equipment and supplies, and the administration of any and all extracurricular activities and programs;
- All personnel functions, including professional development for the Academy's principal, all instructional personnel, and support staff;
- All aspects of the business administration of the Academy;
- Transportation and food service to the Academy;
- A projected annual budget prior to each school year;
- Detailed statements of all revenues received, from whatever source, and detailed statements of all expenditures for services rendered to or on behalf of the Academy, whether incurred on-site of off-site, upon request;
- Annual audits in compliance with state laws and regulations, showing the manner in which funds are spent at the Academy;
- Reports on Academy operations, finances, and students' performances, upon request; and
- Any other function necessary or expedient for the administration of the Academy.

The Cleveland Metropolitan School District has informed the Academy that the Contracted Service Fee of $1,385,152 consists of payment for salaries, wages, and benefits.

10. PURCHASED SERVICES EXPENSES

For the year ended June 30, 2009, purchased service expenses were payments for services rendered by various vendors as follows:

Rentals	$ 205,378
Utilities	103,902
Professional/Legal Services	37,291
Pupil Transportation	27,500
Data Processing Services	25,290
Property Services	25,102
Communications	21,025
Other Purchased Services	14,837
Postage	3,251
Travel	2,357
Repairs & Maintenance	1,758
Total Purchased Services	$ 467,691

11. OPERATING LEASE

On August 1, 2008, the Academy entered into a lease for the current school premises under a non-cancelable agreement that expires on July 31, 2023. The Academy has the option to terminate the lease at the end of the fifth lease year for a termination fee of $100,000. The Academy also has the option to terminate the lease at the end of the tenth lease year without a termination fee. Lease terms also include a renewal option for an additional five year term at a rental rate equal to 90% of the then market rate for comparable office buildings. Rental expense under operating leases was $205,378 in fiscal 2009.

During fiscal 2009, building improvements totaling $430,115 were paid by the Academy. These improvements are being amortized over a ten year period.

Future minimum rental payments due in each of the next five years are:

2010	$210,000
2011	210,000
2012	210,000
2013	210,000
2014	210,000

Mary Taylor, CPA
Auditor of State

INDEPENDENT ACCOUNTANTS' REPORT ON INTERNAL CONTROL OVER FINANCIAL REPORTING AND ON COMPLIANCE AND OTHER MATTERS REQUIRED BY *GOVERNMENT AUDITING STANDARDS*

Promise Academy
Cuyahoga County
1701 East 13th Street
Cleveland, Ohio 44114

To the Board of Trustees:

We have audited the accompanying basic financial statements of Promise Academy, Cuyahoga County, (the Academy) as of and for the year ended June 30, 2009, which collectively comprise the Academy's basic financial statements and have issued our report thereon dated January 12, 2010. We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in the Comptroller General of the United States' *Government Auditing Standards*.

Internal Control Over Financial Reporting

In planning and performing our audit, we considered the Academy's internal control over financial reporting as a basis for designing our audit procedures for expressing our opinion on the financial statements, but not to opine on the effectiveness of the Academy's internal control over financial reporting. Accordingly, we have not opined on the effectiveness of the Academy's internal control over financial reporting.

A control deficiency exists when the design or operation of a control does not allow management or employees, in performing their assigned functions, to prevent or detect misstatements on a timely basis. A significant deficiency is a control deficiency, or combination of control deficiencies, that adversely affects the Academy's ability to initiate, authorize, record, process, or report financial data reliably in accordance with its applicable accounting basis, such that there is more than a remote likelihood that the Academy's internal control will not prevent or detect a more-than-inconsequential financial statement misstatement.

A material weakness is a significant deficiency, or combination of significant deficiencies resulting in more than a remote likelihood that the Academy's internal control will not prevent or detect a material financial statement misstatement.

Our consideration of internal control over financial reporting was for the limited purpose described in the first paragraph of this section and would not necessarily identify all internal control deficiencies that might be significant deficiencies or material weaknesses. We did not identify any deficiencies in internal control over financial reporting that we consider material weaknesses, as defined above.

We noted a certain matter that we reported to the Academy's management in a separate letter dated January 12, 2010.

Compliance and Other Matters

As part of reasonably assuring whether the Academy's financial statements are free of material misstatement, we tested its compliance with certain provisions of laws, regulations, contracts, and grant agreements, noncompliance with which could directly and materially affect the determination of financial statement amounts. However, providing an opinion on compliance with those provisions was not an objective of our audit and accordingly, we do not express an opinion. The results of our tests disclosed no instances of noncompliance or other matters we must report under *Government Auditing Standards*.

We intend this report solely for the information and use of the audit committee, management, Board of Trustees, and the Community School's sponsor. We intend it for no one other than these specified parties.

Mary Taylor

Mary Taylor, CPA
Auditor of State

January 12, 2010

Mary Taylor, CPA
Auditor of State

Independent Accountant's Report on Applying Agreed-Upon Procedures

Promise Academy
Cuyahoga County
1701 East 13th Street
Cleveland, Ohio 44114

To the Board of Trustees:

Ohio Rev. Code Section 117.53 states "the auditor of state shall identify whether the school district or community school has adopted an anti-harassment policy in accordance with Section 3313.666 of the Revised Code. This determination shall be recorded in the audit report. The auditor of state shall not prescribe the content or operation of any anti-harassment policy adopted by a school district or community school."

Accordingly, we have performed the procedures enumerated below, which were agreed to by the Board, solely to assist the Board in evaluating whether Promise Academy (the Academy) has adopted an anti-harassment policy in accordance with Ohio Rev. Code Section 3313.666. Management is responsible for complying with this requirement. This agreed-upon procedures engagement was conducted in accordance with attestation standards established by the American Institute of Certified Public Accountants. The sufficiency of these procedures is solely the responsibility of the Board. Consequently; we make no representation regarding the sufficiency of the procedures described below either for the purpose for which this report has been requested or for any other purpose.

1. We noted the Board adopted an anti-harassment policy at its meeting on May 13, 2009.

2. We read the policy, noting it included the following requirements from Ohio Rev. Code Section 3313.666(B):

   (1) A statement prohibiting harassment, intimidation, or bullying of any student on school property or at school-sponsored events;

   (2) A definition of harassment, intimidation, or bullying that includes the definition in division (A) of Ohio Rev. Code Section 3313.666;

   (3) A procedure for reporting prohibited incidents;

   (4) A requirement that school personnel report prohibited incidents of which they are aware to the school principal or other administrator designated by the principal;

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(5) A requirement that parents or guardians of any student involved in a prohibited incident be notified and, to the extent permitted by section 3319.321 of the Revised Code and the "Family Educational Rights and Privacy Act of 1974," 88 Stat. 571, 20 U.S.C. 1232q, as amended, have access to any written reports pertaining to the prohibited incident;

(6) A procedure for documenting any prohibited incident that is reported;

(7) A procedure for responding to and investigating any reported incident;

(8) A strategy for protecting a victim from additional harassment, intimidation, or bullying, and from retaliation following a report;

(9) A disciplinary procedure for any student guilty of harassment, intimidation, or bullying, which shall not infringe on any student's rights under the first amendment to the Constitution of the United States;

(10) A requirement that the district administration semiannually provide the president of the district board a written summary of all reported incidents and post the summary on its web site, if the district has a web site, to the extent permitted by section 3319.321 of the Revised Code and the "Family Educational Rights and Privacy Act of 1974," 88 Stat. 571, 20 U.S.C. 1232q, as amended.

We were not engaged to and did not conduct an examination, the objective of which would be the expression of an opinion on compliance with the anti-harassment policy. Accordingly, we do not express such an opinion. Had we performed additional procedures, other matters might have come to our attention that would have been reported to you.

This report is intended solely for the information and use of the Board of Trustees and School's sponsor and is not intended to be and should not be used by anyone other than these specified parties.

Mary Taylor

Mary Taylor, CPA
Auditor of State

January 12, 2010

Mary Taylor, CPA
Auditor of State

PROMISE ACADEMY

CUYAHOGA COUNTY

CLERK'S CERTIFICATION

This is a true and correct copy of the report which is required to be filed in the Office of the Auditor of State pursuant to Section 117.26, Revised Code, and which is filed in Columbus, Ohio.

Susan Babbitt

CLERK OF THE BUREAU

CERTIFIED
FEBRUARY 9, 2010

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