



**CELERITY TENACIA CHARTER SCHOOL  
FRANKLIN COUNTY**

**AGREED-UPON PROCEDURES  
OHIO DEPARTMENT OF EDUCATION CLOSE OUT PROCEDURES**

**CLOSED JULY 31, 2015**



**Dave Yost • Auditor of State**





# Dave Yost • Auditor of State

## INDEPENDENT ACCOUNTANTS' REPORT ON APPLYING AGREED-UPON PROCEDURES

Mr. Terry Conley, Deputy Superintendent  
North Central Ohio Educational Service Center, and  
Board of Directors  
Celerity Tenacia Charter School  
333 East Center Street  
Marion, Ohio 43302

We have performed the procedures enumerated below, with which the Board of Directors, Sponsor, and the management of Celerity Tenacia Charter School, Franklin County, Ohio, (the School) agreed, solely to assist the Ohio Department of Education (ODE) in evaluating whether the School completed the ODE Community School Closing Procedures for this School that closed effective July 31, 2015. Management is responsible for recording transactions; and management, the Board, and the Sponsor are responsible for complying with the Closing Procedure requirements. This agreed-upon procedures engagement was conducted in accordance with the American Institute of Certified Public Accountants' attestation standards and applicable attestation engagement standards included in the Comptroller General of the United States' *Government Auditing Standards*. The sufficiency of the procedures is solely the responsibility of the parties specified in this report. 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. In addition, we have audited, in accordance with standards generally accepted in the United States and the Comptroller General of the United States' *Government Auditing Standards*, the financial statements of the School for the period of July 1, 2014 to September 30, 2015, and the related notes to the financial statements, which collectively comprise the School's basic financial statements, and have issued our report thereon dated July 19, 2016.

Ohio Revised Code Section 3314.015 (E) states the department (of education) shall adopt procedures for use by a community school governing authority and sponsor when the school permanently closes and ceases operation, which shall include at least procedures for data reporting to the department, handling of student records, distribution of assets in accordance with section 3314.074 of the Revised Code, and other matters related to ceasing operation of the school.

Ohio Department of Education, Community Schools Guidance Letter 2010-3 states sponsors must provide and execute a plan for an orderly wrap-up of a community school's affairs upon a permanent closure of a community school, preferably prior to the school closing its doors. A school is officially closed when instruction is no longer taking place and the governing authority or sponsor issues an official notice which states the date of the school's closure. The sponsor and a representative of the governing board are required to complete and sign the *Assurance to ODE Form*. The role of the sponsor in this process is to assure that the governing authority of the community school has taken required actions to properly address closing issues and/or to take those actions itself if the governing authority is no longer able or functioning. Inasmuch as a plan for school closure is a required part of the school's contract with the sponsor, final preparations as part of that plan should be in place prior to the last day students are in attendance.

### **Initial Notifications, Student Records and School Records**

1. A school is officially closed when instruction is no longer taking place and the governing authority or sponsor issues an official notice which states the date of the school's closure.
  - a. We inspected the official notice to ODE that the School was closing, which contained the board resolution. No exception noted.
  - b. We noted this notice occurred within 24 hours of the action which included the date of closing of the School. The School was closed on July 31, 2015. We noted no exception.
2. We inspected the formal letter from the School governing authority and the sponsor superintendent notifying parents that the School was closing. We noted that this letter was dated within 24 hours of the action, and included: the reason for the closing of the School, options for enrolling in another community school, traditional schools or nonpublic schools and contact information. We noted no exceptions.
3. We inspected the notice of closing sent to the Ohio State Teachers Retirement System and School Employees Retirement System. We noted no exceptions.
4. We inquired of the Sponsor if they took control of and secured all School records, property and assets immediately when the School closed.
  - a. We scanned student records to determine if they were put in order and if transcript materials were produced. We noted no exceptions.
  - b. We inspected the final FTE review by the Ohio Department of Education to determine that it was completed. We noted no exception.
  - c. We inquired of the resident districts if copies of student records were provided by the community school, within seven business days of closure of the community school as defined in section 3314.44 of the revised code. We noted letters from the four resident districts indicating receipt of records were dated October 6, 2015 which exceeds the seven business days from closure.
  - d. We inquired of the receiving school if special education records were provided for all students with disabilities. We noted no exceptions.
5. We inspected the written notice to the School's staff from the governing authority of the decision to close the School. This notice included the following:
  - a. Provided a clear written timeline of the closing process;
  - b. Clarified COBRA benefits and when medical benefits end;
  - c. Reminded the faculty of their obligation to teach up to the date of closing or otherwise determine that the School is properly staffed up to the time of closing;
  - d. Provided sponsor contact information.We noted no exceptions.
6. We confirmed that the School was current with their payments to the following retirement systems:
  - a. State Teachers Retirement System (STRS) – No exceptions were noted.
  - b. State Employees Retirement System (SERS) – No exceptions were noted.

### **Disposition of Assets**

1. We inquired if the governing authority retained the treasurer or the Sponsor to oversee the remaining financial activity, and act as a receiver to oversee the closing of the financial records in the absence of a fiscal officer. The treasurer was retained until June 30, 2016. The Sponsor's treasurer started on July 1, 2016 to oversee the remaining financial activity.

**Disposition of Assets (Continued)**

2. We inquired of the School to determine if the School had any assets which had been purchased with federal dollars. No such assets were noted. The School had no capital asset listing.
3. We inquired of the School if they received computer hardware or software from the former Ohio SchoolNet commission or the former eTech Ohio commission. The School had no such computer hardware or software.
4. We inquired to identify:
  - a. What staff will have legal authority for payment processes (e.g. checks, cash, credit cards, etc.);
  - b. Any State Facilities Commission guarantees.We noted no exceptions.
5. We inquired if the School had any real property acquired from a public school district. The School had no such property.
6. We inquired of the School to determine if the School had any assets which had been purchased with National School Lunch Program federal dollars. No such capital assets were noted.
7. We scanned the School's expenditure ledger to determine if they utilize only state dollars, auction proceeds, foundation dollars and any other non-federal dollars to pay the following, in order:
  - a. Any outstanding federal or state claims that may need to be paid first including but not limited to including federal and state taxes, Medicare, Workers Compensation, and city wage taxes;
  - b. STRS/SERS/retirement systems and other adjustments;
  - c. Teachers and staff;
  - d. Private creditors or those entities that have secured a judgment against the School, including audit preparation and audit costs (prepared financials);
  - e. If the assets of the School are insufficient to pay all persons or entities to which compensation is owed, the prioritization of the distribution of the assets to individual persons or entities within each class of payees may be determined by decree of a court in accordance section 3314.074 and Chapter 1702 of the Ohio Revised Code.We noted no exceptions. In addition, no court order was noted in item e.
8. We inspected the liabilities related to items in step 7 to determine if they were disclosed either on the entities GAAP financial statements, or in the notes to the cash basis financial statements. We noted no exceptions.

**Preparation of Itemized Financials**

1. We scanned the following documents to determine such had been prepared:
  - a. Year-end financial statements, notes to the financial statements and if applicable schedule of federal awards. We noted no exceptions.
  - b. A cash analysis (taking the previous month's recap and reconciliation of bank accounts to books) for determination of the cash balance as of the closing date. We noted no exceptions.
  - c. Compile bank statements for the year. We noted no exceptions.
  - d. List of investments in paper hard copy format. We noted the School did not have investments.
  - e. List of all payables and indicate when a check to pay the liability clears the bank. We noted the School reports on a cash basis and a payables listing was not maintained.

**Preparation of Itemized Financials (Continued)**

- f. List all unused checks (collect and void all unused checks). We noted the School did not have any unused checks. The School's only checking account was closed on August 20, 2016, and remaining funds were turned over to the Sponsor.
- g. List of any petty cash. We noted the School did not have petty cash.
- h. List of bank accounts, closing the accounts once all transactions are cleared. We noted no exceptions.
- i. List of all payroll reports including taxes, retirement or adjustments on employee contract. We noted no exceptions.
- j. List of all accounts receivable. We noted the School reports on a cash basis and an accounts receivable listing was not maintained.
- k. List of assets and their disposition. We noted the School did not have a capital asset listing.
- l. FTE review complete and submit a copy of the Certification Form signed at the FTE review. We noted no exception.

**Final Payments and Adjustments**

1. The sponsor shall continually monitor the condition of the closed school and be prepared to receive or transmit funds on behalf of the school as directed by an appropriate agency. We inspected the School ledgers to determine that:
  - a. Any funds received or adjustments were credited to the account of the closed School. We noted no exceptions.
  - b. Any portion of any funds received, or adjustments, were applied to satisfy any remaining debt as allowable. We noted no exceptions.
  - c. Any funds remaining were sent to the Ohio Department of Education, Office of Policy and Payments, for final disposition. We noted the School closed its bank account on August 20, 2016 and the remaining funds totaling \$50,514 were transferred to the Sponsor. The Sponsor's management indicated funds will be returned to the Ohio Department of Education after remaining audit fees have been paid.

We were not engaged to, and did not conduct an examination, the objective of which would be the expression of an opinion on the School's compliance with the Ohio Department of Education's Close-Out Procedures. Accordingly, we do not express 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 management, the School's sponsor, the Ohio Department of Education, those charged with governance, and others within the School, and is not intended to be, and should not be used by anyone other than these specified parties.



**Dave Yost**  
Auditor of State  
Columbus, Ohio

November 4, 2016



# Dave Yost • Auditor of State

**CELERITY TENACIA CHARTER SCHOOL**

**FRANKLIN 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  
DECEMBER 1, 2016**