

**AVANT GARDE ACADEMY, INC.
D/B/A VICTORY CHARTER SCHOOL**

KISSIMMEE, FLORIDA
(A CHARTER SCHOOL AND COMPONENT UNIT OF THE
OSCEOLA COUNTY SCHOOL BOARD)

BASIC FINANCIAL STATEMENTS, INDEPENDENT
AUDITOR'S REPORT AND SUPPLEMENTAL
INFORMATION

FOR THE YEAR ENDED JUNE 30, 2023

AVANT GARDE ACADEMY, INC.
D/B/A VICTORY CHARTER SCHOOL
BASIC FINANCIAL STATEMENTS AND ADDITIONAL INFORMATION
JUNE 30, 2023
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AVANT GARDE ACADEMY, INC.
D/B/A VICTORY CHARTER SCHOOL
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AVANT GARDE ACADEMY, INC.
D/B/A VICTORY CHARTER SCHOOL
(A CHARTER SCHOOL AND COMPONENT UNIT OF THE OSCEOLA COUNTY SCHOOL BOARD)

2880 N Orange Blossom Trail
Kissimmee, FL 34741
(321) 697-3800

2022-2023

BOARD OF DIRECTORS

Ms. Elaine Perez, Board Chair
Mr. Antonio Cejas, Treasurer
Mr. Nabin Timilsina, Vice-Chair
Ms. Martha Mederos, Member
Ms. Erin Anding, Member

Ms. Yesenia Claudia – Parent Contact

SCHOOL ADMINISTRATION

Mr. Mark Viera, Principal



GUTIERREZ MADARIAGA

CERTIFIED PUBLIC ACCOUNTANTS & ADVISORS

INDEPENDENT AUDITOR'S REPORT

Board of Directors
Avant Garde Academy, Inc. d/b/a Victory Charter School
Kissimmee, Florida

Opinions

We have audited the accompanying financial statements of the governmental activities, each major fund, and the aggregate remaining fund information of Avant Garde Academy, Inc. d/b/a Victory Charter School (the "School"), as of and for the year ended June 30, 2023, and the related notes to the financial statements, which collectively comprise the School's basic financial statements as listed in the table of contents.

In our opinion, the financial statements referred to above present fairly, in all material respects, the respective financial position of the governmental activities, each major fund, and the aggregate remaining fund information of Avant Garde Academy, Inc. d/b/a Victory Charter School, as of June 30, 2023, and the respective changes in financial position and, where applicable, cash flows thereof for the year then ended in accordance with accounting principles generally accepted in the United States of America.

Basis for Opinions

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 *Government Auditing Standards*, issued by the Comptroller General of the United States. Our responsibilities under those standards are further described in the Auditor's Responsibilities for the Audit of the Financial Statements section of our report. We are required to be independent of the School, and to meet our other ethical responsibilities, in accordance with the relevant ethical requirements relating to our audit. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinions.

Responsibilities of Management for the Financial Statements

Management is responsible for the preparation and fair presentation of the financial statements in accordance with accounting principles generally accepted in the United States of America, and for the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

In preparing the financial statements, management is required to evaluate whether there are conditions or events, considered in the aggregate, that raise substantial doubt about the School's ability to continue as a going concern for twelve months beyond the financial statement date, including any currently known information that may raise substantial doubt shortly thereafter.

Auditor's Responsibilities for the Audit of the Financial Statements

Our objectives are to obtain reasonable assurance about whether the financial statements as a whole are free from material misstatement, whether due to fraud or error, and to issue an auditor's report that includes our opinions. Reasonable assurance is a high level of assurance but is not absolute assurance and therefore is not a guarantee that an audit conducted in accordance with generally accepted auditing standards and *Government Auditing Standards* will always detect a material misstatement when it exists. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control. Misstatements are considered material if there is a substantial likelihood that, individually or in the aggregate, they would influence the judgment made by a reasonable user based on the financial statements.

In performing an audit in accordance with generally accepted auditing standards and *Government Auditing Standards*, we:

- Exercise professional judgment and maintain professional skepticism throughout the audit.
- Identify and assess the risks of material misstatement of the financial statements, whether due to fraud or error, and design and perform audit procedures responsive to those risks. Such procedures include examining, on a test basis, evidence regarding the amounts and disclosures in the financial statements.
- Obtain an understanding of internal control relevant to the audit in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the School's internal control. Accordingly, no such opinion is expressed.
- Evaluate the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluate the overall presentation of the financial statements.
- Conclude whether, in our judgment, there are conditions or events, considered in the aggregate, that raise substantial doubt about the School's ability to continue as a going concern for a reasonable period of time.

We are required to communicate with those charged with governance regarding, among other matters, the planned scope and timing of the audit, significant audit findings, and certain internal control-related matters that we identified during the audit.

Required Supplementary Information

Accounting principles generally accepted in the United States of America require that the management's discussion and analysis and budgetary comparison information be presented to supplement the basic financial statements. Such information is the responsibility of management and, although not a part of the basic financial statements, is required by the Governmental Accounting Standards Board, who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. We have applied certain limited procedures to the required supplementary information in accordance with auditing standards generally accepted in the United States of America, which consisted of inquiries of management about the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We do not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance.

Supplementary Information and Other Matters

Our audit was conducted for the purpose of forming opinions on the financial statements that collectively comprise the School's basic financial statements. The accompanying schedule of expenditures of federal awards, as required by Title 2 U.S. *Code of Federal Regulations* Part 200, *Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards*, are presented for purposes of additional analysis and are not a required part of the basic financial statements. Such information is the responsibility of management and was derived from and relates directly to the underlying accounting and other records used to prepare the basic financial statements. The information has been subjected to the auditing procedures applied in the audit of the basic financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the basic financial statements or to the basic financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America. In our opinion, the schedule of expenditures of federal awards are fairly stated, in all material respects, in relation to the basic financial statements as a whole.

Other Reporting Required by *Government Auditing Standards*

In accordance with *Government Auditing Standards*, we have also issued our report dated October 9, 2023 on our consideration of the School's internal control over financial reporting and on our tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements and other matters. The purpose of that report is to describe the scope of our testing of internal control over financial reporting and compliance and the results of that testing, and not to provide an opinion on internal control over financial reporting or on compliance. That report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering the School's internal control over financial reporting and compliance.

Gutierrez Madariaga, CPA P.A.

GUTIERREZ MADARIAGA, CPA P.A.

Coral Gables, Florida

October 9, 2023

Management’s Discussion and Analysis
Avant Garde Academy, Inc. d/b/a Victory Charter School

June 30, 2023

The corporate officers of Avant Garde Academy, Inc. d/b/a Victory Charter School (the “School”) have prepared this narrative overview and analysis of the School’s financial activities for the fiscal year ended June 30, 2023.

FINANCIAL HIGHLIGHTS

1. The School had a positive ending net position of \$409,349.
2. At year-end, the School had current assets of \$551,616
3. The School’s fund balance at the end of the year was a positive \$42,351.

Overview of the Financial Statements

This discussion and analysis is intended to serve as an introduction to the School’s basic financial statements. The School’s financial statements for the year ended June 30, 2023 are presented in accordance with GASB Codification Section 2200. The financial statements have three components: 1) government-wide financial statements, 2) fund financial statements, and 3) notes to the financial statements. This report also contains other required supplementary information in addition to the basic financial statements themselves.

Government-Wide Financial Statements

The *Government-Wide Financial Statements* are designed to provide readers with a broad overview of the School’s finances, in a manner similar to a private-sector business.

The *Statement of Net Position* presents information on all of the School’s assets and liabilities. The difference between the two is reported as *net position*. Over time, increases or decreases in net position may serve as an indicator of whether the financial position of the School is improving or deteriorating.

The *Statement of Activities* presents information on how the School’s net position changed during the fiscal year. All changes in net position are reported as soon as the underlying event resulting in the change occurs, without regard to the timing of related cash flows. Accordingly, revenues and expenses are reported in this statement for some items that will only result in cash flows in future fiscal periods.

The government-wide financial statements can be found on pages 10 – 11 of this report.

Fund Financial Statements

A “fund” is a collection of related accounts grouped to maintain control over resources that have been segregated for specific activities, projects, or objectives. The School, like other state and local governments, uses fund accounting to ensure and report compliance with finance-related legal requirements. All of the funds of the School are governmental funds. *Governmental Funds* are used to account for essentially the same functions reported as governmental activities in the government-wide financial statements.

Governmental Fund financial statements, however, focus on *near-term* inflows and outflows of spendable resources, as well as on the balances of spendable resources which are available at the end of the fiscal year. Such information may be used to evaluate a government’s requirements for near-term financing.

Prior to the start of the School’s fiscal year, the Board of the School adopts an annual budget for all of its governmental funds, if applicable. A budgetary comparison statement has been provided for the School’s governmental funds to demonstrate compliance with the School’s budget. The basic governmental fund financial statements can be found on pages 12 - 15 of this report.

Notes to Financial Statements

The notes to the financial statements provide additional information that is essential to a full understanding of the data provided in the government-wide and fund financial statements.

The notes to the financial statements can be found on pages 16 - 22 of this report.

GOVERNMENT-WIDE FINANCIAL ANALYSIS

As noted earlier, over time net position may serve as a useful indicator of a school’s financial position. A summary of the School’s net position as of June 30, 2023 and June 30, 2022 follows:

Assets	2023	2022
Cash and cash equivalents	\$ 192,978	\$ 155,952
Due from governmental agencies and accounts receivable	358,638	431,383
Deposits receivable and other assets	14,635	14,635
Capital assets, net	366,998	503,619
Total Assets	<u>\$ 933,249</u>	<u>\$ 1,105,589</u>
Liabilities and Net Position		
Accounts and wages payable and accrued liabilities	\$ 406,400	\$ 174,772
Judgement payables	117,500	263,750
Long-term debt	-	-
Total Liabilities	<u>523,900</u>	<u>438,522</u>
Invested in capital assets, net of related debt	366,998	417,369
Deficit in unrestricted	<u>42,351</u>	<u>249,698</u>
Total Net Position	<u>409,349</u>	<u>667,067</u>
Total Liabilities and Net Position	<u>\$ 933,249</u>	<u>\$ 1,105,589</u>

At June 30, 2023, the School’s total assets were \$933,249 and total liabilities were \$523,900. At June 30, 2022, the School reported a positive total net position of \$409,349.

A summary and analysis of the School's revenues and expenses for the year ended June 30, 2023 and June 30, 2022 follows:

REVENUES	<u>2023</u>	<u>2022</u>
Program Revenues		
Federal passed through local	\$ 1,127,696	\$ 759,843
Capital Outlay Funding	356,717	422,018
General Revenues		
FEFP nonspecific revenues	4,814,959	4,601,616
Fundraising and other revenue	98,264	811,519
Total Revenues	<u>\$ 6,397,636</u>	<u>\$ 6,594,996</u>
 EXPENSES		
Instructional services	\$ 3,235,440	\$ 2,800,128
Instructional support services	8,434	47,742
Instructional media services	-	12,177
Instruction & curriculum services	24,081	50,884
Instructional staff training services	2,410	17,069
Instruction-related technology	5,510	2,460
Board	21,675	12,645
General administration	163,708	244,596
School administration	794,512	633,365
Central services	87,964	89,496
Pupil transportation services	-	225,486
Operation of plant	1,577,890	1,198,572
Maintenance of plant	111,417	99,032
Fiscal services	564,965	530,813
Administrative technology services	57,348	61,724
Total Expenses	<u>\$ 6,655,354</u>	<u>\$ 6,026,189</u>
 Change in Net Position	 (257,718)	 568,807
 Net Position at Beginning of Year	 <u>667,067</u>	 <u>98,260</u>
Net Position at End of Year	<u>\$ 409,349</u>	<u>\$ 667,067</u>

The School's total revenues for the year ended June 30, 2023 were \$6,397,636, while its total expenses were \$6,655,354 for a net decrease of \$257,718. The School's enrollment was approximately 660 students during the school year.

SCHOOL LOCATION

The School operates in the Kissimmee area located at 2880 N Orange Blossom Trail, Kissimmee, FL 34741.

CAPITAL IMPROVEMENT REQUIREMENT

The School maintains a continuous capital improvements program to enhance facilities and update fixtures and equipment as required.

FINANCIAL ANALYSIS OF THE GOVERNMENT'S FUND

As noted earlier, the School uses fund accounting to ensure and demonstrate compliance with finance-related legal requirements.

GOVERNMENTAL FUNDS

The focus of the School's *governmental funds* is to provide information on near-term inflows, outflows, and balances of *spendable* resources. Such information is useful in assessing the School's financing requirements. In particular, *unassigned fund balance* may serve as a useful measure of a government's net resources available for spending at the end of the fiscal year.

At the end of the fiscal year, the School's governmental funds had a fund balance of \$42,351.

CAPITAL ASSETS

The School's investment in capital assets, as of June 30, 2023, amounts to \$366,998 (net of accumulated depreciation). This investment in capital assets includes leasehold improvements, furniture, fixtures and equipment.

GOVERNMENTAL FUND BUDGET ANALYSIS

Prior to the start of the School's fiscal year, the Board of the School adopted an annual budget. A budgetary comparison statement has been provided for the governmental funds to demonstrate compliance with the School's budget.

	All Governmental Funds			
	Original Budget	Final Budget	Actual	Variance
REVENUES				
State passed through local	\$ 5,288,292	\$ 5,288,292	\$ 4,814,959	\$(473,333)
Federal passed through local	1,565,942	1,565,942	1,127,696	(438,246)
State capital outlay funding	424,401	424,401	356,717	(67,684)
Charges for services and other income	75,000	75,000	98,264	23,264
TOTAL REVENUES	\$ 7,353,635	\$ 7,353,635	\$ 6,397,636	\$(955,999)
EXPENDITURES				
Instruction	\$ 3,780,882	\$ 3,780,882	\$ 3,235,440	\$(545,442)
Instructional support services	50,000	50,000	8,434	(41,566)
Instructional media services	10,000	10,000	-	(10,000)
Instruction and curriculum development services	35,000	35,000	24,081	(10,919)
Instructional staff training services	15,000	15,000	2,410	(12,590)
Instruction-related technology	5,000	5,000	5,510	510
Board	23,000	23,000	21,675	(1,325)
General administrative	20,000	20,000	27,087	7,087
School administration	731,894	731,894	794,512	62,618
Fiscal services	616,324	616,324	564,965	(51,359)
Central services	99,459	99,459	87,964	(11,495)
Operation of plant	1,492,541	1,492,541	1,577,890	85,349
Maintenance of plant	100,000	100,000	111,417	11,417
Administrative technology services	54,518	54,518	57,348	2,830
TOTAL EXPENDITURES	\$ 7,033,618	\$ 7,033,618	\$ 6,518,733	\$(514,885)
Net change in fund balance	320,017	320,017	(121,097)	(441,114)
Other financing sources	-	-	-	-
Net change in fund balance	\$ 320,017	\$ 320,017	\$ (121,097)	\$(441,114)

The general and special revenue fund budgets for the year ending June 30, 2022, were developed based on the School's anticipated revenues and expenditures and the expected student population for the school year. Refer to the budgetary comparison schedules on pages 24-25 for additional information.

REQUESTS FOR INFORMATION

This financial report is intended to provide a general overview of the finances of the School. Requests for additional information may be addressed to Jeffrey Hernandez at the School's address.

AVANT GARDE ACADEMY, INC. D/B/A VICTORY CHARTER SCHOOL
STATEMENT OF NET POSITION
JUNE 30, 2023

	<u>Governmental Activities</u>
ASSETS	
CURRENT ASSETS	
Cash and cash equivalents	\$ 192,978
Due from other agencies	278,511
Accounts receivable	<u>80,127</u>
TOTAL CURRENT ASSETS	551,616
CAPITAL ASSETS, NET	
Deposit receivable and other assets	<u>14,635</u>
TOTAL ASSETS	<u>\$ 933,249</u>
LIABILITIES AND NET POSITION	
LIABILITIES	
Accounts payable and accrued liabilities	\$ 250,241
Accrued wages payable	156,159
Obligations under judgement payables - current portion	<u>60,000</u>
TOTAL CURRENT LIABILITIES	466,400
Obligations under judgement payables - long-term portion	<u>57,500</u>
TOTAL LIABILITIES	523,900
NET POSITION	
Net investment in capital assets	366,998
Unrestricted	<u>42,351</u>
TOTAL NET POSITION	<u>409,349</u>
TOTAL LIABILITIES AND NET POSITION	<u>\$ 933,249</u>

The accompanying notes are an integral part of this financial statement.

AVANT GARDE ACADEMY, INC. D/B/A VICTORY CHARTER SCHOOL
STATEMENT OF ACTIVITIES
FOR THE YEAR ENDED JUNE 30, 2023

Functions	Expenses	Program Revenues			Net (Expense) Revenue and Changes in Net Position
		Charges for Services	Operating Grants and Contributions	Capital Grants and Contributions	
Governmental Activities:					
Instruction	\$3,235,440	\$ -	\$ 1,127,696	\$ -	\$ (2,107,744)
Instructional support services	8,434	-	-	-	(8,434)
Instruction and curriculum development services	24,081	-	-	-	(24,081)
Instructional staff training services	2,410	-	-	-	(2,410)
Instruction-related technology	5,510	-	-	-	(5,510)
Board	21,675	-	-	-	(21,675)
General administrative	163,708	-	-	-	(163,708)
School administration	794,512	-	-	-	(794,512)
Fiscal services	564,965	-	-	-	(564,965)
Central services	87,964	-	-	-	(87,964)
Operation of plant	1,577,890	-	-	356,717	(1,221,173)
Maintenance of plant	111,417	-	-	-	(111,417)
Administrative technology services	57,348	-	-	-	(57,348)
Total Governmental Activities	\$6,655,354	\$ -	\$ 1,127,696	\$ 356,717	\$ (5,170,941)
GENERAL REVENUES:					
					4,814,959
					98,264
					<u>4,913,223</u>
					(257,718)
					667,067
					<u>\$ 409,349</u>

The accompanying notes are an integral part of this financial statement.

AVANT GARDE ACADEMY, INC. D/B/A VICTORY CHARTER SCHOOL
BALANCE SHEET – GOVERNMENTAL FUNDS
JUNE 30, 2023

	General Fund	Special Revenue Fund	Capital Projects Fund	Total Governmental Funds
ASSETS				
Cash and cash equivalents	\$ 192,978	\$ -	\$ -	\$ 192,978
Due from other agencies	-	278,511	-	278,511
Accounts receivable	80,127	-	-	80,127
Due from internal funds	278,511	-	-	278,511
Deposit receivable and other assets	14,635	-	-	14,635
TOTAL ASSETS	\$ 566,251	\$ 278,511	\$ -	\$ 844,762
LIABILITIES AND FUND BALANCES				
LIABILITIES				
Accounts payable and accrued liabilities	\$ 250,241	\$ -	\$ -	\$ 250,241
Accrued wages payable	156,159	-	-	156,159
Due to internal funds	-	278,511	-	278,511
Obligations under judgement payables	117,500	-	-	117,500
TOTAL LIABILITIES	523,900	278,511	-	802,411
FUND BALANCE				
Nonspendable				
Deposit receivable and other assets	14,635	-	-	14,635
Unassigned	27,716	-	-	27,716
TOTAL FUND BALANCE	42,351	-	-	42,351
TOTAL LIABILITIES AND FUND BALANCE	\$ 566,251	\$ 278,511	\$ -	\$ 844,762

The accompanying notes are an integral part of this financial statement.

AVANT GARDE ACADEMY, INC. D/B/A VICTORY CHARTER SCHOOL
RECONCILIATION OF THE GOVERNMENTAL FUND BALANCE SHEET TO THE STATEMENT
OF NET POSTION
JUNE 30, 2023

Total Fund Balance - Governmental Funds \$ 42,351

Amounts reported for governmental activities in the statement of net position are different because:

Capital assets, net of accumulated depreciation used in governmental activities are not financial resources and, therefore, are not reported in the fund.

Capital assets	1,189,344
Accumulated depreciation	(822,346)

Long-term liabilities are not due and payable in the current period and, therefore, are not reported in the

Total Net Position - Governmental Activities	\$ 409,349
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The accompanying notes are an integral part of this financial statement.

**AVANT GARDE ACADEMY, INC. D/B/A VICTORY CHARTER SCHOOL
STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE –
GOVERNMENTAL FUNDS
FOR THE YEAR ENDED JUNE 30, 2023**

	General Funds	Capital Projects Fund	Special Revenue Fund	Total Governmental Funds
REVENUES				
State passed through local	\$ 4,814,959	\$ -	\$ -	\$ 4,814,959
Federal passed through local	-	-	1,127,696	1,127,696
State capital outlay funding	-	356,717	-	356,717
Other income	98,264	-	-	98,264
TOTAL REVENUES	\$ 4,913,223	\$ 356,717	\$ 1,127,696	\$ 6,397,636
EXPENDITURES				
Current:				
Instruction	\$ 2,107,744	\$ -	\$ 1,127,696	\$ 3,235,440
Instructional support services	8,434	-	-	8,434
Instruction and curriculum development services	24,081	-	-	24,081
Instructional staff training services	2,410	-	-	2,410
Instruction-related technology	5,510	-	-	5,510
Board	21,675	-	-	21,675
General administrative	27,087	-	-	27,087
School administration	794,512	-	-	794,512
Fiscal services	564,965	-	-	564,965
Central services	87,964	-	-	87,964
Operation of plant	1,221,173	356,717	-	1,577,890
Maintenance of plant	111,417	-	-	111,417
Administrative technology services	57,348	-	-	57,348
TOTAL EXPENDITURES	\$ 5,034,320	\$ 356,717	\$ 1,127,696	\$ 6,518,733
Excess of expenditures over revenues	(121,097)	-	-	(121,097)
Fund balance at beginning of year	163,448	-	-	163,448
Fund balance at end of year	\$ 42,351	\$ -	\$ -	\$ 42,351

The accompanying notes are an integral part of this financial statement.

**AVANT GARDE ACADEMY, INC. D/B/A VICTORY CHARTER SCHOOL
RECONCILIATION OF THE STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN
FUND BALANCE OF GOVERNMENTAL FUNDS TO THE STATEMENT OF ACTIVITIES
FOR THE YEAR ENDED JUNE 30, 2023**

Change in Fund Balance - Governmental Funds \$ (121,097)

Amounts reported for governmental activities in the statement of activities are different because:

Governmental funds report capital outlays as expenditures. However, in the statement of activities, the cost of those assets is allocated over their estimated useful lives as depreciation expense.

Capital outlays	-
Depreciation expense	(136,621)

Change in Net Position of Governmental Activities \$ (257,718)

The accompanying notes are an integral part of this financial statement.

**AVANT GARDE ACADEMY, INC. D/B/A VICTORY CHARTER SCHOOL
NOTES TO BASIC FINANCIAL STATEMENTS
FOR THE YEAR ENDED JUNE 30, 2023**

NOTE 1 – ORGANIZATION AND OPERATIONS

Reporting Entity

The Victory Charter School (the “School”) is a charter school under Avant Garde Academy, Inc., and is a component unit of the District School Board of Osceola County, Florida (the “District”). The School’s charter is held by Avante Garde Academy, Inc., a not-for-profit corporation, organized pursuant to Chapter 617, Florida Statutes, the Florida Not For Profit Corporation Act, and Section 1002.33, Florida Statutes. The governing body of the School is the Board of Directors which is comprised of not less than three members.

The general operating authority of the School is contained in Section 1002.33, Florida Statutes. The School operates under a charter of the sponsoring school district, the District School Board of Osceola County, Florida. The current charter is effective until June 30, 2028. At the end of the term of the charter, the District Board may choose not to renew the charter under grounds specified in the charter, in which case the District Board is required to notify the School in writing at least 90 days prior to the School’s expiration. During the term of the charter, the School Board may also terminate the charter if good cause is shown. The charter may be renewed annually by mutual agreement.

These financial statements are for the year ended June 30, 2023, when approximately 660 students were enrolled in grades 6th through 12th grade.

NOTE 2 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

Basis of Presentation

Based on the guidance provided in the American Institute of Certified Public Accountants Audit and Accounting Guide – Audits per State and Local Governments and provisions of Florida Statutes, the School is presented as a governmental organization for financial statement reporting purposes under standards set by the Governmental Accounting Standards Board (“GASB”).

Government-wide and Fund Financial Statements

Government-wide Financial Statements

The government-wide financial statements include the statement of net position and the statement of activities. These statements report information for the School as a whole. Both statements report only governmental activities as the School does not engage in any business type activities. These statements do not include fiduciary funds.

The statement of activities reports the expenses of a given function offset by program revenues directly connected with the functional program. A function is an assembly of similar activities and may include portions of a fund or summarize more than one fund to capture the expenses and program revenues associated with a distinct functional activity. Program revenues include: (1) charges for services which report fees, (2) operating grants and contributions which finance annual operating activities, and (3) capital grants and contributions which fund the acquisition, construction, or rehabilitation of capital assets. These revenues are subject to externally imposed restrictions to these program uses. Other revenue sources not properly included with program revenues are reported as general revenues.

Fund Financial Statements

Fund financial statements are provided for governmental funds. The operations of the funds are accounted for with a separate set of self-balancing accounts that comprise its assets, liabilities, equity, revenues and expenditures. Major individual governmental funds, namely, the general, special revenue and capital project funds are reported as separate columns in the fund financial statements:

**AVANT GARDE ACADEMY, INC. D/B/A VICTORY CHARTER SCHOOL
NOTES TO BASIC FINANCIAL STATEMENTS
FOR THE YEAR ENDED JUNE 30, 2023**

NOTE 2 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

General Fund – is the School’s primary operating fund. The General Fund accounts for all financial resources not accounted for and reported in another fund.

Special Revenue Fund – used to account for the proceeds of specific revenue sources that are restricted or committed to expenditure for specific purposes other than debt service and capital projects.

Capital Projects Fund – used to account for financial resources used for the acquisition or construction of major capital facilities and for the proceeds and related expenditures of charter school capital outlay funding.

Measurement Focus, Basis of Accounting and Financial Statement Presentation

The financial statements of the School are prepared in accordance with generally accepted accounting principles (GAAP). The School’s reporting entity applies all relevant Governmental Accounting Standards Board (GASB) *Codification of Accounting and Financial Reporting Guidelines*.

The government-wide statements report using the economic resources measurement focus and the accrual basis of accounting. Revenues are recorded when earned and expenses are recorded when a liability is incurred, regardless of the timing of related cash flows. Revenues from non-exchange transactions are reported according to Governmental Accounting Standards Board (GASB) Codification Section 1600.111 and Section N50 “*Accounting and Financial Reporting for Non-Exchange Transactions*.” On the accrual basis, revenues from grants and donations are recognized in the fiscal year in which all eligibility requirements have been satisfied.

Governmental fund financial statements report using the current financial resources measurement focus and the modified accrual basis of accounting. Revenues are recognized when they are both measurable and available. Measurable means the amount of the transaction can be determined. Available means collectible within the current period or soon enough thereafter to pay current liabilities. The School considers revenues to be available if they are collected within 90 days of the end of the fiscal year. Florida Education Finance Program (FEFP) revenues are recognized when received. A one-year availability period is used for revenue recognition for all other governmental fund revenues. When grant terms provide that the expenditure of funds is the prime factor for determining eligibility for federal, state, and other grant funds, revenue is recognized at the time the expenditure is made. Expenditures are recorded when the related fund liability is incurred, except for long-term debt principal and interest which are reported as expenditures in the year due.

Budgetary Basis Accounting

Budgets are presented on the modified accrual basis of accounting. During the fiscal year, expenditures were controlled at the object level (e.g., salaries, purchased services, and capital outlay). Any revisions to the annual budget are approved by the Board.

Cash and Cash Equivalents

The School’s cash is considered to be cash on hand and demand deposits, with original maturities of three months or less.

Due from Other Agencies

Due from other agency consists of amounts due from other governmental units for revenues from federal, federal through state, state, or other sources.

**AVANT GARDE ACADEMY, INC. D/B/A VICTORY CHARTER SCHOOL
NOTES TO BASIC FINANCIAL STATEMENTS
FOR THE YEAR ENDED JUNE 30, 2023**

NOTE 2 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

Capital Assets, Depreciation and Amortization

Capital assets purchased or acquired are carried at historical cost or estimated historical cost. The School capitalization levels are \$1,000 on tangible personal property. Other costs incurred for repairs and maintenance are expensed as incurred. Capital assets are depreciated using the straight-line method. When capital assets are disposed, the costs and applicable accumulated depreciation are removed from the respective accounts, and the resulting gain or loss is recorded in operations. Estimated useful lives, in years, for depreciable assets are as follows:

Furniture and equipment	3-5 Years
Computer equipment and software	3-5 Years

Compensated Absences

The School grants a specific number of days for sick/personal leave. Full-time employees are eligible for one day per month to up to ten days of active work during the ten-month period (a “benefit year”). In the event that available time is not used by the end of the benefit year, employees may “rollover” all unused days for use in future benefit years. There is an opportunity to “cash out” unused sick days; however, the employees may only cash out if they have used three days or less of their sick leave in that benefit year. Employees may not cash out more than ten days per school year and are required to always maintain a minimum of twenty-one unused days. The cash value is eighty percent of their current daily rate. There is no termination payment for accumulated unused sick days.

GASB Codification Section C60, *Accounting for Compensated Absences*, provides that compensated absences that are contingent on a specific event that is outside the control of the employer and employee should be accounted for in the period those events take place. Accordingly, these financial statements do not include an accrual for compensated days available to be used in future benefit years.

The School also provides certain days to be used for specific personal matters such as family death and jury duty. Because the use of such days is contingent upon those events taking place and such events are out of the control of both the employer and the employee, there is no accrual for such days.

Government-wide Fund Net Position

Government-wide fund net position are divided into three components:

- Net investment in capital assets – consists of the historical cost capital assets less accumulated depreciation and reduced by the outstanding balances of any borrowings that are attributable to the acquisition or improvement of those assets plus deferred outflows of resources less deferred inflows of resources. The net investment in capital assets for the year ending June 30, 2023, was \$366,998.
- Restricted net assets – consists of net assets with constraints placed on their use either by external groups such as creditors, grantors, contributors or laws or regulations of other governments less related liabilities and deferred inflows of resources. The restricted net position for the year ending June 30, 2023 was \$0.
- Unrestricted – all other net position is reported in this category.

**AVANT GARDE ACADEMY, INC. D/B/A VICTORY CHARTER SCHOOL
NOTES TO BASIC FINANCIAL STATEMENTS
FOR THE YEAR ENDED JUNE 30, 2023**

NOTE 2 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

Governmental Fund Balances

In the governmental fund financial statements, fund balances are classified as follows:

- Non-spendable – fund balance associated with inventories, prepaid expenses, long-term loans and notes receivable, and property held for resale (unless the proceeds are restricted, committed, or assigned). At June 30, 2023, the School had \$14,635 in non-spendable fund balance.
- Restricted – fund balance category includes amounts that can be spent only for the specific purposes stipulated by constitution, external resource providers, or through enabling legislation. At June 30, 2023, there is no restricted fund balance.
- Committed – fund balance classification includes amounts that can be used only for the specific purposes determined by a formal action of the School’s Board of Directors. At June 30, 2023, there is no committed fund balance.
- Assigned – fund balance classification are intended to be used by the School’s management for specific purposes but do not meet the criteria to be classified as restricted or committed. At June 30, 2023, there is no assigned fund balance.
- Unassigned – fund balance is the residual classification for the School’s general fund and includes all spendable amounts not contained in the other classifications.

Order of Fund Balance Spending Policy

The School’s policy is to apply expenditures against non-spendable fund balance, restricted fund balance, committed fund balance at the end of the fiscal year by adjusting journal entries. First non-spendable fund balances are determined. Then restricted fund balances for specific purposes are determined (not including non-spendable amounts). Then any remaining fund balance amounts for the non-general funds are classified as restricted fund balance. It is possible for the non-general funds to have negative unassigned fund balance when non-spendable amounts plus the restricted fund balances for specific purposes amounts exceed the positive fund balance for the non-general fund. As of June 30, 2023, there are no minimum fund balance requirements for any of the School’s funds.

Revenue Sources

Revenues for operations will be received primarily from the District School Board of Osceola County (the “School Board”) pursuant to the funding provisions included in the School’s charter. In accordance with the funding provisions of the charter and Section 1002.33, Florida Statutes, the School will report the number of full-time equivalent (FTE) students and related data to the School Board. Under the provisions of Section 1011.62, Florida Statutes, the School Board reports the number of the full-time equivalent (FTE) students and related data to the Florida Department of Education (FDOE) for funding through the Florida Education Finance Program. Funding for the School is adjusted during the year to reflect the revised calculations by the FDOE under the Florida Education Finance Program and the actual weighted full-time equivalent students reported by the School during the designated full-time equivalent student survey periods. In addition, the School receives an annual allocation of charter school capital outlay funds for leasing of School facilities.

The School may also receive federal awards for the enhancement of various educational programs. Federal awards are generally received based on applications submitted to and approved by various granting agencies. For federal awards in which a claim to these grant proceeds is based on incurring eligible expenditures, revenue is recognized to the extent that eligible expenditures have been incurred. Any excess amounts are recorded as deferred revenues until expensed. Additionally, other revenues may be derived from various fundraising activities and certain other programs.

AVANT GARDE ACADEMY, INC. D/B/A VICTORY CHARTER SCHOOL
NOTES TO BASIC FINANCIAL STATEMENTS
FOR THE YEAR ENDED JUNE 30, 2023

NOTE 2 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

Income Taxes

Avant Garde Academy, Inc. qualifies as a tax exempt organization under the Internal Revenue Code Section 501(c)(3), and is, therefore, exempt from income tax. Accordingly, no tax provision has been made in the accompanying financial statements.

Use of Estimates

The preparation of financial statements in conformity with U.S. generally accepted accounting principles requires management to make estimates and assumptions that affect the reported amounts of assets and liabilities and disclosure of contingent assets and liabilities at the date of the financial statements and reported amounts of revenues and expenditures during the reporting period. Actual results could differ from those estimates.

Subsequent Events

The School has evaluated subsequent events and transactions for potential recognition or disclosure through October 9, 2023, which is the date the financial statements were available to be issued.

NOTE 3 – DUE FROM OTHER AGENCIES

As of June 30, 2023, due from other agencies represent reimbursements from Title I, ESSER grant funds and capital outlay funding of \$278,511.

NOTE 4 – CAPITAL ASSETS

The following schedule provides a summary of changes in capital assets, acquired substantially with public funds, for the year ended June 30, 2023:

	Balance July 1, 2022	Additions	Deletions	Balance June 30, 2023
Capital Assets				
Buildings and fixed equipment	\$ 13,000	\$ -	\$ -	\$ 13,000
Furniture and equipment	1,176,344	-	-	1,176,344
Total Capital Assets	<u>\$ 1,189,344</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ 1,189,344</u>
Less Accumulated Depreciation				
Buildings and fixed equipment	\$ (2,600)	\$ (1,300)	\$ -	\$ (3,900)
Furniture and equipment	(683,125)	(135,321)	-	(818,446)
Total Accumulated Depreciation	<u>\$ (685,725)</u>	<u>\$ (136,621)</u>	<u>\$ -</u>	<u>\$ (822,346)</u>
Capital Assets, net	<u>\$ 503,619</u>	<u>\$ (136,621)</u>	<u>\$ -</u>	<u>\$ 366,998</u>

Depreciation expense for the year ended June 30, 2023 was \$136,621, which was allocated to general and administrative.

NOTE 5 – COMMITMENTS AND CONTINGENCIES

The School entered into a management agreement with National Academic Educational Partners, Inc. (“NAEP”) to provide professional management and consulting services to the School. In its capacity, as the School’s management company, NAEP manages the day to day educational, financial and operational affairs and aspects of the School. NAEP makes recommendations to the School’s independent board of directors which make the final determinations regarding polices and contracts.

**AVANT GARDE ACADEMY, INC. D/B/A VICTORY CHARTER SCHOOL
NOTES TO BASIC FINANCIAL STATEMENTS
FOR THE YEAR ENDED JUNE 30, 2023**

NOTE 5 – COMMITMENTS AND CONTINGENCIES (Continued)

In providing these management services to the School, officers of NAEP may not serve as members of the Board of Directors of the School. The agreement began on July 1, 2019, and is in effect through June 30, 2024 with an option to renew. The contract can be terminated by either party with 60 days’ notice. The contract calls for a management fees of 12% of full time equivalent (FTE) revenues based on the School’s enrollment. During the year-ended June 30, 2023, the School incurred management fees of \$563,617 and had amounts due to NAEP at June 30, 2023 of \$67,361.

Facilities:

Victory Charter School K5, Inc., a separate but related party, entered into a lease agreement for the current facilities on July 1, 2020. The lease expires on July 31, 2040. The School entered into annual sublease agreement with Victory Charter School K5, Inc. (current leaseholder) for the shared use of its current educational facilities. The School pays Victory Charter School K5, Inc. monthly based on the ratio of student enrollment in each school over the total enrollment multiplied by the total rent due for the year. The annual rent calls for a base amount each year plus an additional amount for each student in excess of a certain amount, which changes per year. For the year ended June 30, 2023, the combined rent due from both schools was \$1,424,074. The portion paid by Victory Charter School was approximately \$996,000 for the year ended June 30, 2023. Based on the projection of enrollment for the 2023-2024 school year and its commitment to pay Victory Charter School K-5, Inc. for its shared use of the facilities, the School has estimated approximately \$919,000 of rent payments in the 2023-2024 school year.

NOTE 6 – DUE FROM/TO RELATED PARTY

During the year ended June 30, 2023, the School pays Victory Charter School K5, Inc. for its share of the facility usage. In addition, certain payments for expenses are shared amongst the two schools and reimbursements are received for the shared costs. At June 30, 2023, total amounts due to Victory K5, Inc. was \$151,471.

NOTE 7 – DEPOSITS POLICY AND CREDIT RISK

It is the School’s policy to maintain its cash and cash equivalents in one financial institution. Deposits at FDIC-insured financial institutions are insured up to \$250,000 per depositor, per financial institution. The School is a charter school under Avant Garde Academy, Inc. All bank accounts are opened under the account ownership of Avant Garde Academy, Inc., therefore, bank balances at times may potentially be in excess of FDIC coverage. As of June 30, 2023, bank balances in potential excess of FDIC coverage was \$0.

NOTE 8 – JUDGEMENT PAYABLES

In October 2018, the School entered into mediated settlement agreement with a previous management company for \$400,000 commencing with payments on January 1, 2019 and ending on April 1, 2023.

The following schedule provides a summary of changes in the above judgement payable for the year ended June 30, 2023:

	Balance July 1, 2022	Additions	Payments	Balance June 30, 2023
Judgement payable	\$ 86,250	\$ -	\$ 86,250	\$ -
	<u>\$ 86,250</u>	<u>\$ -</u>	<u>\$ 86,250</u>	<u>\$ -</u>

In addition, in March 2021, the School entered into mediated settlement agreement with a previous property owner for \$237,500 commencing with payments on July 1, 2021 and ending on June 1, 2025.

AVANT GARDE ACADEMY, INC. D/B/A VICTORY CHARTER SCHOOL
NOTES TO BASIC FINANCIAL STATEMENTS
FOR THE YEAR ENDED JUNE 30, 2023

NOTE 8 – JUDGEMENT PAYABLES (Continued)

The following schedule provides a summary of changes in the above judgement payable for the year ended June 30, 2023:

	<u>Balance</u> <u>July 1, 2022</u>	<u>Additions</u>	<u>Payments</u>	<u>Balance</u> <u>June 30, 2023</u>
Judgement payable	\$ 177,500	\$ -	\$ 60,000	\$ 117,500
	<u>\$ 177,500</u>	<u>\$ -</u>	<u>\$ 60,000</u>	<u>\$ 117,500</u>

Future maturities for both settlements are as follows:

	<u>Year Ended June 30</u>
2024	\$ 60,000
2025	<u>57,500</u>
Total	<u>\$ 117,500</u>

NOTE 9 – GRANTS

In the normal course of operations, the School receives grant funds from various federal, state, and local agencies. The grant programs are subject to audit by agents of the granting authority, the purpose of which is to ensure compliance with conditions precedent to the granting of funds. Any liability for reimbursement that may arise as the result of these audits is not reflected in these financial statements.

NOTE 10 – RISK MANAGEMENT

The School is exposed to various risks of loss related to torts, thefts of, damage to and destruction of assets, errors, omissions, and natural disasters for which the School carries commercial insurance. Settlement amounts have not exceeded insurance coverage in the past. In addition, there were no reductions in insurance coverage from those in the prior year. The School does not sponsor a public entity risk pool and has had no settlements that have exceeded their insurance coverage.

REQUIRED SUPPLEMENTAL INFORMATION

**AVANT GARDE ACADEMY, INC. D/B/A VICTORY CHARTER SCHOOL
SCHEDULE OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE –
BUDGET AND ACTUAL – GENERAL FUND
FOR THE YEAR ENDED JUNE 30, 2023**

	General Fund		
	Original Budget	Final Budget	Actual
REVENUES			
State passed through local	\$ 5,288,292	\$ 5,288,292	\$ 4,814,959
Charges for services and other income	75,000	75,000	98,264
TOTAL REVENUES	5,363,292	5,363,292	4,913,223
EXPENDITURES			
Instruction	\$ 2,214,940	\$ 2,214,940	\$ 2,107,744
Instructional support services	50,000	50,000	8,434
Instructional media services	10,000	10,000	-
Instruction and curriculum development services	35,000	35,000	24,081
Instructional staff training services	15,000	15,000	2,410
Instruction-related technology	5,000	5,000	5,510
Board	23,000	23,000	21,675
General administrative	20,000	20,000	27,087
School administration	731,894	731,894	794,512
Central services	99,459	99,459	87,964
Operation of plant	1,068,140	1,068,140	1,221,173
Maintenance of plant	100,000	100,000	111,417
Fiscal services	616,324	616,324	564,965
Administrative technology services	54,518	54,518	57,348
TOTAL EXPENDITURES	\$ 5,043,275	\$ 5,043,275	\$ 5,034,320
Change in fund balance before other financing sources	320,017	320,017	(121,097)
Other financing sources	-	-	-
Net change in fund balance	\$ 320,017	\$ 320,017	\$ (121,097)

See accompanying note to the required supplemental information.

**AVANT GARDE ACADEMY, INC. D/B/A VICTORY CHARTER SCHOOL
SCHEDULE OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE –
BUDGET AND ACTUAL – SPECIAL REVENUE FUND
FOR THE YEAR ENDED JUNE 30, 2023**

	<u>Special Revenue Funds</u>		
	<u>Original Budget</u>	<u>Final Budget</u>	<u>Actual</u>
REVENUES			
Federal passed through local	<u>\$ 1,565,942</u>	<u>\$ 1,565,942</u>	<u>\$ 1,127,696</u>
TOTAL REVENUE	<u>1,565,942</u>	<u>1,565,942</u>	<u>1,127,696</u>
EXPENDITURES			
Instruction	<u>1,565,942</u>	<u>1,565,942</u>	<u>1,127,696</u>
TOTAL EXPENDITURES	<u>1,565,942</u>	<u>1,565,942</u>	<u>1,127,696</u>
Other financing sources	<u>-</u>	<u>-</u>	<u>-</u>
Net change in fund balance	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>

See accompanying note to the required supplemental information.

**AVANT GARDE ACADEMY, INC. D/B/A VICTORY CHARTER SCHOOL
NOTES TO REQUIRED SUPPLEMENTAL INFORMATION
FOR THE YEAR ENDED JUNE 30, 2023**

NOTE A – BUDGETARY INFORMATION

Budgetary basis of accounting

The School's annual budget is adopted for the entire operations at the combined governmental level and may be amended by the Board. The budget presented for the year ended June 30, 2023, has been amended according to Board procedures. During the fiscal year, expenditures were controlled at the fund level.

Although budgets are adopted for the entire operation, budgetary comparisons have been presented for the general, special revenue and capital outlay funds for which a legally adopted budget exists.

Budgets are presented on the modified accrual basis of accounting. During the fiscal year, expenditures were controlled at the object level (e.g., salaries, purchased services, and capital outlay).

**AVANT GARDE ACADEMY, INC. D/B/A VICTORY CHARTER SCHOOL
 SCHEDULE OF EXPENDITURES OF FEDERAL AWARDS
 FOR THE YEAR ENDED JUNE 30, 2023**

<u>Federal Agency Federal Program</u>	<u>Assistance Listing Number</u>	<u>Federal Expenditures</u>
U.S. Department of Education		
<i>Passed through Florida Department of Education</i>		
Economic Stabalization Fund (ESSER III)	84.425U	\$ 650,712
Title I Grants to Local Education Facilities	84.010	455,247
Title IV Student Support and Academic Enrichment Program	84.424	9,966
Individuals with Disabilities Education Act (IDEA) American Rescue Plan (ARP)	84.027	<u>11,771</u>
Total Expenditures of Federal Awards		<u>\$ 1,127,696</u>

**AVANT GARDE ACADEMY, INC. D/B/A VICTORY CHARTER SCHOOL
NOTES TO SCHEDULE OF EXPENDITURES OF FEDERAL AWARDS
FOR THE YEAR ENDED JUNE 30, 2023**

Basis of Presentation

The accompanying Schedule of Expenditures of Federal Awards presents the activity of Federal award programs administered by the School, which is described in Note 1 to the School's accompanying financial statements, using the accrual basis of accounting. Therefore, some amounts presented in this Schedule may differ from amounts presented in, or used in the preparation of, the School's financial statements. Federal awards that are included in the Schedule may be received directly from Federal agencies, as well as Federal awards that are passed through from other government agencies.

The information presented in the Schedule is presented in accordance with the requirements of *Title 2 U.S. Code of Federal Regulations, Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards* (Uniform Guidance).

Indirect Cost Rate

The School did not elect to use the 10% de minimis cost rate. Indirect costs may be included in the reported expenditures, to the extent that they are included in the Federal financial reports used as the source for the data presented.



GUTIERREZ MADARIAGA

CERTIFIED PUBLIC ACCOUNTANTS & ADVISORS

INDEPENDENT AUDITOR'S REPORT ON INTERNAL CONTROL OVER FINANCIAL REPORTING AND ON COMPLIANCE AND OTHER MATTERS BASED ON AN AUDIT OF FINANCIAL STATEMENTS PERFORMED IN ACCORDANCE WITH *GOVERNMENT AUDITING STANDARDS*

Board of Directors of
Avant Garde Academy, Inc. d/b/a Victory Charter School
Kissimmee, Florida

We have audited, in accordance with the auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards* issued by the Comptroller General of the United States, the financial statements of the governmental activities, each major fund, and the aggregate remaining fund information of Avant Garde Academy, Inc. d/b/a Victory Charter School (the "School"), as of and for the year ended June 30, 2023, and the related notes to the financial statements, which collectively comprise the School's basic financial statements, and have issued our report thereon dated October 9, 2023

Report on Internal Control Over Financial Reporting

In planning and performing our audit of the financial statements, we considered the School's internal control over financial reporting (internal control) to determine the audit procedures that are appropriate in the circumstances for the purpose of expressing our opinions on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of the School's internal control. Accordingly, we do not express an opinion on the effectiveness of the School's internal control.

A deficiency in internal control exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, misstatements on a timely basis. A *material weakness* is a deficiency, or a combination of deficiencies, in internal control, such that there is a reasonable possibility that a material misstatement of the entity's financial statements will not be prevented, or detected and corrected on a timely basis. A *significant deficiency* is a deficiency, or a combination of deficiencies, in internal control that is less severe than a material weakness, yet important enough to merit attention by those charged with governance.

Our consideration of internal control was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control that might be material weaknesses or significant deficiencies. Given these limitations, during our audit we did not identify any deficiencies in internal control that we consider to be material weaknesses. However, material weaknesses may exist that have not been identified.

Report on Compliance and Other Matters

As part of obtaining reasonable assurance about whether the School's financial statements are free from material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements, noncompliance with which could have a direct and material effect on 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 such an opinion. The results of our tests disclosed no instances of noncompliance or other matters that are required to be reported under *Government Auditing Standards*.

Purpose of this Report

The purpose of this report is solely to describe the scope of our testing of internal control and compliance and the results of that testing, and not to provide an opinion on the effectiveness of the entity's internal control or on compliance. This report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering the entity's internal control and compliance. Accordingly, this communication is not suitable for any other purpose.

Gutierrez Madariaga, CPA P.A.

GUTIERREZ MADARIAGA, CPA P.A.

Coral Gables, Florida

October 9, 2023



INDEPENDENT AUDITOR’S REPORT ON COMPLIANCE
FOR EACH MAJOR FEDERAL PROGRAM AND ON INTERNAL CONTROL
OVER COMPLIANCE REQUIRED BY THE UNIFORM GUIDANCE

Report on Compliance for Each Major Federal Program

Opinion on Each Major Federal Program

We have audited Avant Garde Academy, Inc. d/b/a Victory Charter School’s (the “School”) compliance with the types of compliance requirements identified as subject to audit in the OMB *Compliance Supplement* that could have a direct and material effect on each of the School’s major federal programs for the year ended June 30, 2023. The School’s major federal programs are identified in the summary of auditor’s results section of the accompanying schedule of findings and questioned costs.

In our opinion, the School complied, in all material respects, with the types of compliance requirements referred to above that could have a direct and material effect on each of its major federal programs for the year ended June 30, 2023.

Basis for Opinion on Each Major Federal Program

We conducted our audit of compliance in accordance with auditing standards generally accepted in the United States of America; the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States; and the audit requirements of Title 2 U.S. *Code of Federal Regulations* Part 200, *Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards* (Uniform Guidance). Our responsibilities under those standards and the Uniform Guidance are further described in the Auditor’s Responsibilities for the Audit of Compliance section of our report.

We are required to be independent of the School and to meet our other ethical responsibilities, in accordance with relevant ethical requirements relating to our audit. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our opinion on compliance for each major federal program. Our audit does not provide a legal determination of the School’s compliance with the compliance requirements referred to above.

Responsibilities of Management for Compliance

Management is responsible for compliance with the requirements referred to above and for the design, implementation, and maintenance of effective internal control over compliance with the requirements of laws, statutes, regulations, rules, and provisions of contracts or grant agreements applicable to the School’s federal programs.

Auditor’s Responsibilities for the Audit of Compliance

Our objectives are to obtain reasonable assurance about whether material noncompliance with the compliance requirements referred to above occurred, whether due to fraud or error, and express an opinion on the School’s compliance based on our audit. Reasonable assurance is a high level of

assurance but is not absolute assurance and therefore is not a guarantee that an audit conducted in accordance with generally accepted auditing standards, *Government Auditing Standards*, and the Uniform Guidance will always detect material noncompliance when it exists. The risk of not detecting material noncompliance resulting from fraud is higher than for that resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control. Noncompliance with the compliance requirements referred to above is considered material if there is a substantial likelihood that, individually or in the aggregate, it would influence the judgment made by a reasonable user of the report on compliance about the School's compliance with the requirements of each major federal program as a whole.

In performing an audit in accordance with generally accepted auditing standards, *Government Auditing Standards*, and the Uniform Guidance, we:

- Exercise professional judgment and maintain professional skepticism throughout the audit.
- Identify and assess the risks of material noncompliance, whether due to fraud or error, and design and perform audit procedures responsive to those risks. Such procedures include examining, on a test basis, evidence regarding the School's compliance with the compliance requirements referred to above and performing such other procedures as we considered necessary in the circumstances.
- Obtain an understanding of the School's internal control over compliance relevant to the audit in order to design audit procedures that are appropriate in the circumstances and to test and report on internal control over compliance in accordance with the Uniform Guidance, but not for the purpose of expressing an opinion on the effectiveness of the School's internal control over compliance. Accordingly, no such opinion is expressed.

We are required to communicate with those charged with governance regarding, among other matters, the planned scope and timing of the audit and any significant deficiencies and material weaknesses in internal control over compliance that we identified during the audit.

Report on Internal Control over Compliance

A deficiency in internal control over compliance exists when the design or operation of a control over compliance does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, noncompliance with a type of compliance requirement of a federal program on a timely basis. *A material weakness in internal control over compliance* is a deficiency, or a combination of deficiencies, in internal control over compliance, such that there is a reasonable possibility that material noncompliance with a type of compliance requirement of a federal program will not be prevented, or detected and corrected, on a timely basis. *A significant deficiency in internal control over compliance* is a deficiency, or a combination of deficiencies, in internal control over compliance with a type of compliance requirement of a federal program that is less severe than a material weakness in internal control over compliance, yet important enough to merit attention by those charged with governance.

Our consideration of internal control over compliance was for the limited purpose described in the Auditor's Responsibilities for the Audit of Compliance section above and was not designed to identify all deficiencies in internal control over compliance that might be material weaknesses or significant deficiencies in internal control over compliance. Given these limitations, during our audit we did not identify any deficiencies in internal control over compliance that we consider to

be material weaknesses, as defined above. However, material weaknesses or significant deficiencies in internal control over compliance may exist that were not identified.

Our audit was not designed for the purpose of expressing an opinion on the effectiveness of internal control over compliance. Accordingly, no such opinion is expressed.

The purpose of this report on internal control over compliance is solely to describe the scope of our testing of internal control over compliance and the results of that testing based on the requirements of the Uniform Guidance. Accordingly, this report is not suitable for any other purpose.

Gutierrez Madariaga, CPA P.A.

GUTIERREZ MADARIAGA, CPA P.A.

Coral Gables, Florida

October 9, 2023

**AVANT GARDE ACADEMY, INC. D/B/A VICTORY CHARTER SCHOOL
 SCHEDULE OF FINDINGS AND QUESTIONED COSTS
 FOR THE YEAR ENDED JUNE 30, 2023**

Section I-Summary of Auditor’s Results

Financial Statements

Type of auditor’s report issued: Unmodified

Internal control over financial reporting:

Material weakness(es) identified? _____ Yes X No

Significant deficiency(ies) identified that are not considered to be a material weakness(es)? _____ Yes X None Reported

Noncompliance material to financial statements noted? _____ Yes X No

Federal Awards

Internal control over major federal programs:

Material weakness(es) identified? _____ Yes X No

Significant deficiency(ies) identified that are not considered to be a material weakness(es)? _____ Yes X None Reported

Type of auditor’s report issued on compliance for major programs Unmodified

Any audit findings disclosed that are required to be reported in accordance with the 2 CFR 200.516 (a) of the Uniform Guidance? _____ Yes X No

Identification of major programs:

<u>Assistance Listing Number</u>	<u>Name of Federal Program or Cluster</u>	<u>Expenditures</u>
84.010	Title I Grants to Local Educational Agencies	\$455,247
84.425U	Education Stabilization Fund	\$650,712

Dollar threshold used to distinguish between Type A and Type B programs: \$ 750,000

Auditee qualified as low risk auditee? _____ Yes X No

**AVANT GARDE ACADEMY, INC. D/B/A VICTORY CHARTER SCHOOL
SCHEDULE OF FINDINGS AND QUESTIONED COSTS
FOR THE YEAR ENDED JUNE 30, 2023**

SUMMARY OF AUDITORS' RESULTS (Continued.)

Section II-Financial Statement findings

The audit disclosed no matters that are reportable.

Section III – Major Federal Awards Programs – Findings and questioned costs

The audit disclosed no matters that are reportable.

Section IV – Major Federal Awards Programs – Summary of prior Audit Findings

No prior audit findings were reported.

Section V - Management letter

A management letter was not issued.



MANAGEMENT LETTER

Board of Directors of
Avant Garde Academy, Inc. d/b/a Victory Charter School
Kissimmee, Florida

Report on the Financial Statements

We have audited the financial statements of Avant Garde Academy, Inc. d/b/a Victory Charter School (the "School"), as of and for the fiscal year ended June 30, 2023, and have issued our report thereon dated October 9, 2023

Auditor's Responsibility

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 *Government Auditing Standards*, issued by the Comptroller General of the United States; the audit requirements of Title 2 U.S. *Code of the Federal Regulations Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards* (Uniform Guidance) and Chapter 10.850, Rules of the Auditor General.

Other Reporting Requirements

We have issued our Independent Auditor's Report on Internal Control over Financial Reporting and Compliance and Other Matters Based on an Audit of the Financial Statements Performed in Accordance with *Government Auditing Standards*, Independent Auditor's Report on Compliance required by the Uniform Guidance, and Schedule of Findings and Questioned Costs.. Disclosures in that report, which is dated October 9, 2023, should be considered in conjunction with this management letter.

Prior Audit Findings

Section 10.854(1)(e)1., Rules of the Auditor General, requires that we determine whether or not corrective actions have been taken to address findings and recommendations made in the preceding annual financial audit report. There were no findings or recommendations made in the preceding audit report.

Official Title

Section 10.854(1)(e)5, Rules of the Auditor General, requires the name or official title of the entity and the school code assigned by the Florida Department of Education be disclosed in this management letter. The official title of the entity and the school code assigned by the Florida Department of Education of the school is Avant Garde Academy, Inc. d/b/a Victory Charter School #490155.

Financial Condition and Management

Sections 10.854(1)(e)2. and 10.855(11), Rules of the Auditor General, require us to apply appropriate procedures and communicate whether or not the School has met one or more of the conditions described in Section 218.503(1), Florida Statutes, and to identify the specific condition(s) met. In connection with our audit, we determined that the School did not meet any of the conditions described in Section 218.503(1), Florida Statutes.

Pursuant to Sections 10.854(1)(e)6.a. and 10.855(12), Rules of the Auditor General, we applied financial condition assessment procedures for the School. It is management's responsibility to monitor the School's financial condition, and our financial condition assessment was based in part on representations made by management and the review of financial information provided by same. The financial condition assessment procedures applied in connection with our audit, has lead us to believe that the School's overall financial condition as of June 30, 2023 is not deteriorating.

Section 10.854(1)(e)3., Rules of the Auditor General, requires that we communicate any recommendations to improve financial management. In connection with our audit, we did not have any such recommendations.

Transparency

Sections 10.854(1)(e)7. and 10.855(13), Rules of the Auditor General, require us to apply appropriate procedures and communicate the results of our determination as to whether the School maintains on its Web site the information specified in Section 1002.33(9)(p), Florida Statutes. In connection with our audit, we determined that the School maintained on its Web site the information specified in Section 1002.33(9)(p), Florida Statutes.

Additional Matters

Section 10.854(1)(e)4., Rules of the Auditor General, requires us to communicate noncompliance with provisions of contracts or grant agreements, or abuse, that have occurred, or are likely to have occurred, that have an effect on the financial statements that is less than material but which warrants the attention of those charged with governance. In connection with our audit, we did not have any such findings.

Purpose of this Letter

Our management letter is intended solely for the information and use of the Legislative Auditing Committee, members of the Florida Senate and the Florida House of Representatives, the Florida Auditor General, Federal and other granting agencies, the Board of Directors, applicable management, and the School Board of Osceola County, Florida, and is not intended to be and should not be used by anyone other than these specified parties.

Gutierrez Madariaga, CPA P.A.

GUTIERREZ MADARIAGA, CPA P.A.

Coral Gables, Florida

October 9, 2023