



## UTAH STATE CHARTER SCHOOL BOARD

250 East 500 South P.O. Box 144200 Salt Lake City, UT 84114-4200 Phone: 801.538.7720  
<http://www.utahscsb.org>

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Athlos Academy  
c/o Board Chair Bethany Zeyer  
3885 N Route 89  
Pleasant View, UT 84414

Re: Notice of Concern

Dear Athlos Academy:

Part of the State Charter School Board's responsibility is to hold the charter schools we authorize accountable for their performance and monitor them for compliance. As part of this charge, it has come to our attention that Athlos Academy has been found to have the following deficiencies:

1. Athlos Academy of Utah is not compliant with §53G-7-305(2) (Limits on appropriations - Estimated expendable revenue). In FY2018, excluding depreciation, actual expenditures exceeded estimated expendable revenue by \$318,643. From FY2017 to FY2018, total expenditures increased by about 33% while revenues increased by about 13%.
2. Athlos Academy of Utah is not compliant with §53G-7-309 (Monthly budget reports). The Athlos Academy Governing Board should receive a monthly budget report that includes: the amounts of all budget appropriations; the disbursements from the appropriations as of the date of the report; and the percentage of the disbursements as of the date of the report. This report should be made available for public view within five business days after review by the governing board.
3. Concerns with the long-term financial viability of Athlos Academy.

While this letter serves as written notification consistent with UCA 53G-5-501, it also provides an opportunity for Athlos Academy to respond to the deficiencies outside of an open and public board meeting. To demonstrate progress in resolving the deficiencies listed above, Athlos Academy needs to provide documentation substantiating the following to State Charter School Board (SCSB) staff:

1. By January 31, 2020 work with SCSB staff to determine the financial viability of Athlos Academy. SCSB will contact Athlos Academy prior to January 2020 to request pertinent financial data.
2. Starting July 2019, provide the SCSB with monthly status updates on the Management Services Agreement and lease.
3. By July 1, 2019, make budget reports available to the public. Post detailed budget reports as per §53G-7-309 that also includes:
  - a. Restricted and unrestricted fund balances

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Chair Kristin Elinkowski  
Vice Chair DeLaina Tonks

Director Jennifer Lambert  
Cynthia Phillips

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- b. Budget to actual variance report
- 4. Demonstrate compliance with 53G-1-305(2) for FY19.

We recognize that Athlos Academy is doing many good things for students. Identifying these deficiencies is not meant to detract from those good things. However, these deficiencies must be addressed. It is our hope that you and your staff will be able to resolve these deficiencies. Oversight Coordinator Michael Clark ([Michael.Clark@schools.utah.gov](mailto:Michael.Clark@schools.utah.gov), 801-538-7958) will be your primary point of contact for this Notice of Concern. Please contact him with any questions and send him the documentation and evidence for each term. The SCSB also offers technical assistance and mentoring via mentoring funds provided in U.C.A. § 53F-2-705. Contact Authorizing and School Support Coordinator Rabecca Cisneros if you would like this support.

Sincerely,

Executive Director Jennifer Lambert  
State Charter School Board

cc: Executive Director Mandy Kartchner of Athlos Academy

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