Financial Statements
June 30, 2023 and 2022
(With Independent Auditors' Report Thereon)

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# INDEPENDENT AUDITORS' REPORT

The Board of Directors Herbert H. Lehman College Foundation, Inc.:

## Report on the Audit of the Financial Statements

## Opinion

We have audited the accompanying financial statements of Herbert H. Lehman College Foundation, Inc. (the Foundation) (a nonprofit organization), which comprise the statements of financial position as of June 30, 2023 and 2022, and the related statements of activities, functional expenses, and cash flows for the years then ended, and the related notes to financial statements.

In our opinion, the financial statements referred to above present fairly, in all material respects, the financial position of Herbert H. Lehman College Foundation, Inc. as of June 30, 2023 and 2022, and the changes in its net assets and its cash flows for the years then ended in accordance with accounting principles generally accepted in the United States of America.

#### **Basis for Opinion**

We conducted our audits in accordance with auditing standards generally accepted in the United States of America. Our responsibilities under those standards are further described in the Auditors' Responsibilities for the Audit of the Financial Statements section of our report. We are required to be independent of the Foundation and to meet our other ethical responsibilities in accordance with the relevant ethical requirements relating to our audits. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

# 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 Foundation's ability to continue as a going concern within one year after the date that the financial statements are available to be issued.

# Auditors' 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 auditors' report that includes our opinion. 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 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, we:

- Exercise professional judgment and maintain professional skepticism throughout the audits.
- 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 audits 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 Foundation'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 Foundation'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 audits.

EFPR Group, CPAS, PLLC

Williamsville, New York September 27, 2023

# Statements of Financial Position June 30, 2023 and 2022

<u>Assets</u>	<u>2023</u>	2022
Current assets:		
Cash and equivalents	\$ 4,630,432	4,445,040
Current portion of contributions receivable, net	460,450	488,108
Prepaid expenses	467,114	87,000
Other assets	4,424	27,874
Total current assets	5,562,420	5,048,022
Noncurrent assets:		
Investments	8,282,079	7,902,140
Contributions receivable, net of current portion	498,863	200,287
Total noncurrent assets	8,780,942	8,102,427
Total assets	\$ 14,343,362	13,150,449
<u>Liabilities and Net Assets</u>		
Current liabilities:		
Accounts payable	60,950	110,524
Current portion of annuity payable	700	700
Total current liabilities	61,650	111,224
Annuity payable, excluding current portion	785	785
Total liabilities	62,435	112,009
Net assets:		
Without donor restrictions	1,237,102	1,064,184
With donor restrictions	13,043,825	11,974,256
Total net assets	14,280,927	13,038,440
Total liabilities and net assets	\$ 14,343,362	13,150,449

# Statements of Activities

Years ended June 30, 2023 and 2022

			,				
			2023			2022	
		Without	With		Without	With	
		donor	donor		donor	donor	
	re	estrictions	<u>restrictions</u>	<u>Total</u>	restrictions	<u>restrictions</u>	<u>Total</u>
Revenue:							
Contributions	\$	321,219	3,576,516	3,897,735	232,437	2,768,053	3,000,490
Special events		153,374	-	153,374	238,123	-	238,123
Less direct cost of special events		(57,909)	-	(57,909)	(70,207)	-	(70,207)
Interest and dividends		370	124,019	124,389	-	94,001	94,001
Net realized gain (loss) from sales of investments		(18)	125,922	125,904	(371)	225,256	224,885
Unrealized gain (loss) on investments		(767)	210,954	210,187	(5,345)	(693,332)	(698,677)
Contributed nonfinancial assets		187,138	-	187,138	231,863	-	231,863
Net assets released from restrictions		2,967,842	(2,967,842)	<u>-</u>	2,167,022	(2,167,022)	
Total revenue		3,571,249	1,069,569	4,640,818	2,793,522	226,956	3,020,478
Expenses:							
Program services:							
Support of College		223,661	-	223,661	580,971	-	580,971
Support of students		2,379,190	-	2,379,190	1,160,104	-	1,160,104
Total program services		2,602,851		2,602,851	1,741,075		1,741,075
Supporting services:							
Management and general		339,480	_	339,480	437,099	_	437,099
Fundraising		456,000	-	456,000	498,144	-	498,144
Total supporting services		795,480		795,480	935,243		935,243
Total expenses	_	3,398,331		3,398,331	2,676,318		2,676,318
Change in net assets		172,918	1,069,569	1,242,487	117,204	226,956	344,160
Net assets at beginning of year		1,064,184	11,974,256	13,038,440	946,980	11,747,300	12,694,280
Net assets at end of year	\$	1,237,102	13,043,825	14,280,927	1,064,184	11,974,256	13,038,440

Statements of Functional Expenses Years ended June 30, 2023 and 2022

	2023						2022				
		<b>Program Services</b>		Supporting Services			Program	Services	Supportin	g Services	_
	S	Support	Support	Management			Support	Support	Management	•	
	<u>of</u>	College	of Students	and general	<u>Fundraising</u>	<u>Total</u>	of College	of Students	and general	<u>Fundraising</u>	<u>Total</u>
Professional fees and services	\$	2,500	_	86,104	456,000	544,604	424,159	-	81,443	498,144	1,003,746
Personnel		80,689	-	87,000	-	167,689	-	-	102,943	_	102,943
Scholarships, awards and											
programmatic aide		-	2,379,190	-	-	2,379,190	-	1,160,104	-	_	1,160,104
Contributed nonfinancial assets		93,569	-	93,569	-	187,138	115,932	-	115,931	_	231,863
Supplies		8,534	-	1,127	-	9,661	30,303	-	3,111	-	33,414
Postage and shipping		-	-	2,176	-	2,176	-	-	1,077	-	1,077
Travel and conferences		17,057	-	99	-	17,156	4,827	-	821	-	5,648
Insurance		-	-	8,411	-	8,411	-	-	5,983	-	5,983
Subscriptions and memberships		10,700	-	4,177	-	14,877	5,350	-	2,421	-	7,771
Data processing		5,988	-	41,383	-	47,371	-	-	63,969	-	63,969
Printing and reproduction		660	-	332	-	992	-	-	967	-	967
Entertainment		2,668	-	956	-	3,624	400	-	-	-	400
Bad debt		1,296	-	9,815	-	11,111	-	-	57,673	-	57,673
Miscellaneous				4,331		4,331			760		760
Total expenses	\$	223,661	2,379,190	339,480	456,000	3,398,331	580,971	1,160,104	437,099	498,144	2,676,318

# Statements of Cash Flows Years ended June 30, 2023 and 2022

	2023	2022
Cash flows from operating activities:		
Change in net assets	\$ 1,242,487	344,160
Adjustments to reconcile change in net assets to net		
cash used in operating activities:		
Net realized and unrealized loss (gain) on investments	(336,091)	473,792
Donor restricted contributions	(3,576,516)	(2,768,053)
Changes in:		
Contributions receivable	78,373	(147,223)
Prepaid expenses	(380,114)	(87,000)
Other assets	23,450	(18,206)
Accounts payable	 (49,574)	110,524
Net cash used in operating activities	 (2,997,985)	(2,092,006)
Cash flows from investing activities:		
Purchases of investments	(577,280)	(340,410)
Proceeds from sales of investments	 533,432	288,816
Net cash used in investing activities	 (43,848)	(51,594)
Cash flows from financing activities - proceeds		
from donor restricted contributions	 3,227,225	2,951,120
Net change in cash and equivalents	185,392	807,520
Cash and equivalents at beginning of year	 4,445,040	3,637,520
Cash and equivalents at end of year	\$ 4,630,432	4,445,040

# Notes to Financial Statements June 30, 2023 and 2022

# (1) Nature of Organization

Herbert H. Lehman College Foundation, Inc. (the Foundation) was created to support the educational endeavors of Herbert H. Lehman College (the College). In particular, the Foundation will provide scholarships and loans for students, support scholarly activities and augment College facilities and equipment. Its primary sources of revenues are contributions and investment income.

# (2) Summary of Significant Accounting Policies

## (a) Basis of Accounting

The financial statements are prepared on the accrual basis of accounting in accordance with accounting principles generally accepted in the United States of America.

#### (b) Basis of Presentation

The Foundation reports information regarding its financial position and activities according to two classes of net assets: net assets without donor restrictions and net assets with donor restrictions. Net assets without donor restrictions represents resources available for the general support of the Foundation's activities. Net assets with donor restrictions are those whose use has been limited by donor-imposed stipulations that either expire by passage of time or can be fulfilled by actions of the Foundation.

#### (c) Use of Estimates

The preparation of financial statements in accordance with accounting principles generally accepted in the United States of America requires management to make estimates and assumptions that affect certain reported amounts and disclosures. Accordingly, actual results could differ from those estimates.

### (d) Cash and Equivalents

For purposes of the statements of cash flows, the Foundation considers all highly liquid debt instruments purchased with a maturity of three months or less to be cash equivalents.

#### (e) Endowment

The Foundation's endowment was established by donations made directly to the Foundation. As required by accounting principles generally accepted in the United States of America, net assets associated with endowment funds are classified and reported based on the existence or absence of explicit donor-imposed restrictions; see note 8 for endowment funds detail.

The New York Prudent Management of Institutional Funds Act (NYPMIFA) was enacted on September 17, 2010 and removes the prohibition on appropriations below the historic dollar value of endowment funds absent explicit donor stipulations to the contrary.

Notes to Financial Statements, Continued

# (2) Summary of Significant Accounting Policies, Continued

#### (e) Endowment, Continued

In accordance with NYPMIFA, the Foundation considers the following factors in making a determination to appropriate or accumulate donor-restricted endowment funds:

- 1. The duration and preservation of the various funds.
- 2. The purposes of the donor-restricted endowment funds.
- 3. General economic conditions.
- 4. The possible effects of inflation and deflation.
- 5. The expected total return from income and the appreciation of investments.
- 6. Other resources of the Foundation.
- 7. The investment policies of the Foundation.

## (f) Investments

The Foundation's investments are held by the City University of New York (CUNY) in an investment pool which is under the control of the Committee on Fiscal Affairs of the Board of Trustees of CUNY (the Committee). Several investment advisory firms are engaged to assist the Committee in its investment pool portfolio management, which is comprised of cash and cash equivalents, corporate bonds, equities, mutual funds, U.S. agency mortgage-backed securities, U.S. government bonds and foreign bonds. Realized and unrealized gains and losses are included in the statements of activities.

#### (g) Fair Value Measurements

A framework has been established for measuring fair value. That framework provides a fair value hierarchy that prioritizes the inputs to valuation techniques used to measure fair value. The hierarchy gives the highest priority to unadjusted quoted prices in active markets for identical assets or liabilities (Level 1 measurements) and the lowest priority to unobservable inputs (Level 3 measurements). The three levels of the fair value hierarchy are described below:

Level 1 - Inputs to the valuation methodology are unadjusted quoted prices for identical assets or liabilities in active markets that the Foundation has the ability to access.

#### Level 2 - Inputs to the valuation methodology include:

- Quoted prices for similar assets or liabilities in active markets;
- Quoted prices for identical or similar assets or liabilities in inactive markets:
- Inputs other than quoted prices that are observable for the asset or liability;
- Inputs that are derived principally from or corroborated by observable market data by correlation or other means.

If the asset or liability has a specified (contractual) term, the Level 2 input must be observable for substantially the full term of the asset or liability.

Notes to Financial Statements, Continued

# (2) Summary of Significant Accounting Policies, Continued

## (g) Fair Value Measurements, Continued

Level 3 - Inputs to the valuation methodology are unobservable and significant to the fair value measurement.

The asset's or liability's fair value measurement level within the fair value hierarchy is based on the lowest level of any input that is significant to the fair value measurement. Valuation techniques used need to maximize the use of observable inputs and minimize the use of unobservable inputs. There have been no changes in the methodologies used during the years ended June 30, 2023 and 2022. The investments held by the Foundation in the CUNY investment pool are classified as level 2 in the fair value hierarchy.

# (h) Contributions Receivable

Unconditional promises to give that are expected to be collected within one year are recorded at net realizable value. Unconditional promises to give that are expected to be collected in future years are recorded at the present value of their estimated future cash flows. The discounts on those amounts are computed using risk-adjusted interest rates applicable to the years in which the promises are received. Amortization of the discounts is included in contribution revenue. Conditional promises to give are not included as support until the conditions are substantially met.

#### (i) Allowance for Doubtful Accounts

The Foundation determines whether an allowance for uncollectible accounts should be provided for contributions receivable. Such estimates are based on management's assessment of the aged basis of its receivables, current economic conditions, subsequent collections and historical information. Receivables are charged to bad debts when they are deemed to be uncollectible based upon a periodic review of the accounts by management.

#### (i) Contracts with Customers

Under Accounting Standards Update (ASU) No. 2014-09 (Topic 606) - Revenue from Contracts with Customers, revenue is recognized when promised goods or services are transferred to customers in an amount that reflects the consideration to which the Foundation expects to be entitled in exchange for these good or services. The Foundation utilizes a five-step framework as identified in ASU No. 2014-09. The primary sources of revenue from contracts with customers for the Foundation are as follows:

# **Special** Events

Special event revenue, excluding any contribution component, consists of a single performance obligation and revenue is recognized when the event occurs. There are minimal factors that could impact the nature, amount and timing of the uncertainties involving this revenue and the related cash flows.

Special event revenue is generally nonrefundable and is due before the event occurs or at the start of the event. Special event revenue is received in advance and is deferred and recognized when the event takes place.

Notes to Financial Statements, Continued

# (2) Summary of Significant Accounting Policies, Continued

#### (k) Revenue Recognition

Contributions received are recorded as net assets without donor restrictions or net assets with donor restrictions, depending on the existence and/or nature of any donor restrictions. Unconditional promises to give and other assets, are reported at fair value at the date the contribution is received.

Donor restricted support is reported as an increase in net assets with donor restrictions. When a restriction expires (that is, when stipulated time restriction ends or purpose restriction is accomplished), net assets with donor restrictions are reclassified to net assets without donor restrictions and reported in the statements of activities as net assets released from restrictions.

# (1) Functional Allocation of Expenses

The costs of providing the Foundation's various programs and other activities have been summarized on a functional basis in the statements of activities and the statements of functional expenses. Accordingly, certain costs have been allocated among the programs and supporting services benefited. Costs are allocated based on management estimates.

#### (m) Subsequent Events

The Foundation has evaluated subsequent events through the date of the report which is the date the financial statements were available to be issued.

#### (n) Income Taxes

The Foundation is exempt from federal income taxes under Section 501(c)(3) of the Internal Revenue Code (the Code), therefore, no provision for income taxes is reflected in the financial statements. The Foundation has been classified as a publicly supported organization that is not a private foundation under Section 509(a) of the Code. The Foundation presently discloses or recognizes income tax positions based on management's estimate of whether it is reasonably possible or probable that a liability has been incurred for unrecognized income taxes. Management has concluded that the Foundation has taken no uncertain tax positions that require adjustment in its financial statements. U.S. Forms 990 filed by the Foundation are subject to examination by taxing authorities.

## (3) Liquidity

The Foundation has \$5,090,882 of financial assets available within one year of the statement of financial position date to meet cash needs for general expenditures, consisting of \$4,630,432 of cash and equivalents and \$460,450 of current receivables. Certain of these assets are subject to donor or contractual restrictions that make them unavailable for general expenditure within one year of the 2023 statement of financial position.

Notes to Financial Statements, Continued

#### (4) Cash and Equivalents and Investments

# (a) Custodial Credit Risk - Deposits

Custodial credit risk of deposits is the risk that the Foundation's deposits may not be returned in the event of a bank failure. At June 30, 2023, \$4,380,432 of the Foundation's bank balance of \$4,630,432 was exposed to custodial credit risk. At June 30, 2022, \$4,168,341 of the Foundation's bank balance of \$4,418,341 was exposed to custodial credit risk. Although the accounts exceed the federally insured deposit amount, they are held with a "Systemically Important Financial Institution," as established by the Dodd-Frank Act of 2010 and management intends to continue to do so in the future to mitigate this risk.

## (b) Custodial Credit Risk - Investments

Custodial credit risk as it relates to investments is the risk that in the event of failure of the counterparty of a transaction, the Foundation will not be able to recover the value of its investment portfolio that is in the possession of that failed counterparty. At June 30, 2023 and 2022, the Foundation's entire investment portfolio balance of \$8,282,079 and \$7,902,140, respectively, was exposed to custodial credit risk, as it was uninsured and uncollateralized.

#### (5) Contributions Receivable

Contributions receivable primarily consisted of unconditional promises to give to support scholarships, awards and programmatic initiatives. A summary of contributions receivable at June 30, 2023 and 2022 is as follows:

	<u>2023</u>	<u>2022</u>
Amounts due in:		
Less than one year	\$ 460,450	488,108
One to five years	555,800	<u>210,000</u>
	1,016,250	698,108
Less unamortized discount at 4.5% in 2023		
and 3.01% in 2022	(56,937)	<u>(9,713</u> )
Contributions receivable, net	\$ <u>959,313</u>	<u>688,395</u>

Contributions receivable as reflected in the accompanying statements of financial position at June 30, 2023 and 2022 is as follows:

	<u>2023</u>	<u>2022</u>
Current	\$ 460,450	488,108
Long-term	<u>498,863</u>	<u>200,287</u>
	\$ <u>959,313</u>	688,395

Notes to Financial Statements, Continued

# (6) Investments in CUNY Investment Pool and Related Investment Income

The Foundation's investments in the investment pool are comprised of assets which are pooled and invested by and under the control of the Committee. Pooled investments include equity and fixed income securities amounting to \$8,282,079 and \$7,902,140 at June 30, 2023 and 2022, respectively.

The following table summarizes the activity for financial instruments during the years ended June 30, 2023 and 2022:

Balance at June 30, 2021	\$ 8,324,338
Additions	246,409
Withdrawals	(288,816)
Interest and dividends	94,001
Realized gain	224,885
Unrealized loss	<u>(698,677</u> )
Balance at June 30, 2022	7,902,140
Additions	463,632
Withdrawals	(533,432)
Interest and dividends	113,648
Realized gain	125,904
Unrealized gain	210,187
Balance at June 30, 2023	\$ <u>8,282,079</u>

A summary of investment income (loss) related to the CUNY investment pool for the years ended June 30, 2023 and 2022 is as follows:

	<u>2023</u>	<u>2022</u>
Interest and dividends	\$ 113,648	94,001
Realized gain	125,904	224,885
Unrealized gain (loss)	<u>210,187</u>	( <u>698,677</u> )
Total investment income (loss)	\$ 449,739	( <u>379,791</u> )

# (7) Net Assets With Donor Restrictions

Net assets with donor restrictions at June 30, 2023 and 2022 are available for the following purposes or periods:

	<u>2023</u>	2022
Time or purpose restriction:		
Educational services:		
Purpose and time restricted	\$ 4,761,746	4,072,116
Unappropriated endowment earnings	976,738	840,588
Endowment - educational services	7,305,341	7,061,552
	\$ <u>13,043,825</u>	11,974,256

Notes to Financial Statements, Continued

#### (7) Net Assets With Donor Restrictions, Continued

During the years ended June 30, 2023 and 2022, net assets with donor restrictions were released from restrictions by incurring expenses for scholarships, awards and other expenses amounting to \$2,967,842 and \$2,167,022, respectively.

# (8) Endowment Fund

The Foundation classifies as net assets with donor restrictions: (a) the original value of gifts donated to the permanent endowment including any present value adjustment, (b) the original value of subsequent gifts to the permanent endowment and (c) accumulations to the permanent endowment made in accordance with the direction of the applicable donor gift instrument at the time the accumulation is added to the fund.

The Foundation has adopted investment and spending policies, approved by the Board of Directors, for endowment assets that attempt to provide a predictable stream of funding to programs supported by its endowment while seeking to maintain the purchasing power of these endowment assets over the long-term. The Foundation's spending and investment policies work together to achieve this objective. The investment policy establishes an achievable return objective through diversification of asset classes. Actual returns in any given year may vary from this amount. To satisfy its long-term rate-of-return objectives, the Foundation relies on a total return strategy in which investment returns are achieved through both capital appreciation (realized and unrealized) and current yield (interest and dividends). The Foundation targets a diversified assets allocation that places an emphasis on fixed income investments to achieve its long-term return objectives within prudent risk parameters.

The spending policy calculates the amount of money annually distributed from the Foundation's various endowment funds for grant making and administration. The current spending policy is to distribute 4% of the endowment assets.

	_		2023	
	<u>1</u>	Time restrictions	Endowment restrictions	<u>Total</u>
Endowment net assets at beginning of year	\$	840,588	7,061,552	7,902,140
Contributions		-	243,789	243,789
Appropriated for distribution		(323,475)	-	(323,475)
Other transfers		10,256	-	10,256
Interest and dividends		113,278	-	113,278
Realized gain on investment		125,904	-	125,904
Unrealized gain on investments		<u>210,187</u>		210,187
Endowment net assets at end of year	\$	<u>976,738</u>	7,305,341	8,282,079

Notes to Financial Statements, Continued

# (8) Endowment Fund, Continued

		2022	
	Time restrictions	Endowment restrictions	<u>Total</u>
Endowment net assets at beginning of year	\$ 1,509,196	6,815,142	8,324,338
Contributions	-	246,410	246,410
Appropriated for distribution	(292,280)	-	(292,280)
Other transfers	(1,356)	-	(1,356)
Interest and dividends	93,104	-	93,104
Realized loss on investment	225,256	-	225,256
Unrealized gain on investments	(693,332)		(693,332)
Endowment net assets at end of year	\$ <u>840,588</u>	7,061,552	<u>7,902,140</u>

# (9) Contributed Nonfinancial Assets

For the years ended June 30, 2023 and 2022, contributed nonfinancial assets recognized within the statements of activities included the following:

	<u>2023</u>	<u>2022</u>
Services	\$ 171,658	215,222
Rent	15,480	<u>16,641</u>
	\$ <u>187,138</u>	231,863

Contributed services recognized are comprised of professional services related to the operations of the Foundation. Amounts represent an estimated percentage of time worked on Foundation related activity. Contributed rent represents the Foundation's share of the building in which the Foundation operates. The square footage rate used in the calculation is based on similar office space in the surrounding area.