

**MEASURE B AND MEASURE BB  
Annual Program Compliance Report  
Reporting Period - Fiscal Year 2020-21**

**AGENCY CONTACT INFORMATION**

**Agency Name:** City of Newark

**Date:** 12/29/2021

**Primary Point of Contact**

<b>Name:</b>	Roya Gonzalez
<b>Title:</b>	Administrative Analyst
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**Agency's Certification of True and Accurate Reporting by Submission**

By submitting this Compliance Report to the Alameda County Transportation Commission, the submitting agency certifies the compliance information reported is true and complete to the best of their knowledge, and the dollar figures in the agency's Audited Financial Statement matches exactly to the revenues and expenditures reported herein.

Additionally, for the 2000 Measure B and 2014 Measure BB Direct Local Distribution (DLD) funds, pursuant to the California Public Utilities Code 180001 (e), funds generated by the transportation sales tax are to be used to supplement and not replace existing local revenues used for transportation purposes. By submit this report, the agency confirms that DLD funds are supplementing and not replacing existing local revenues used for transportation purposes.

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**Program Compliance Report Structure**

This Reporting Form is broken into the following sections for the Measure B and BB Direct Local Distribution Programs applicable to the recipient agency.

- \* **Cover - Agency Contact**
- \* **General Compliance Reporting for all programs**
- \* **Table 1 - Summary of Revenue, Expenditures, and Changes in Fund Balance**
- \* **Table 2 - Detailed Summary of Expenditures and Accomplishments**

**MEASURE B AND MEASURE BB  
Annual Program Compliance Report**

**TABLE 1: SUMMARY OF REVENUE, EXPENDITURES, AND CHANGES IN FUND BALANCE**

*DIRECTIONS: Complete the sections below based on the Measure B and BB Audited Financial Statements, for the applicable DLD programs for your agency. Values must match financial statements and total reported expenditures on Table 2.*

**A. 2000 MEASURE B Direct Local Distribution Programs**

	Bicycle / Pedestrian	Local Streets and Roads	Mass Transit	Paratransit	Total
<b>Beginning of Year Fund Balance</b>	\$ 353,134	\$ 90,621	\$ -	\$ 380,574	\$ 824,329
<b>Revenue</b>	\$ 156,397	\$ 535,900	\$ -	\$ 203,791	\$ 896,088
<b>Interest</b>	\$ 1,502	\$ 1,749	\$ -	\$ 1,676	\$ 4,927
<b>Expenditures</b> <small>Expenditures Matches Table 27</small>	\$ 2,500 <small>TRUE</small>	\$ 44,000 <small>TRUE</small>	\$ - <small>#REF!</small>	\$ 225,292 <small>TRUE</small>	\$ 271,792
<b>End of Year Fund Balance</b>	\$ 508,533	\$ 584,270	\$ -	\$ 360,749	\$ 1,453,552

*Notes*

The audited financial reports are reflecting one less month of revenue due to the City's accounting policies (in compliance with Government Accounting Standards) that revenues received over 60 days past the end of the fiscal year (June 30, 2021) are to be reported as Unavailable Revenue (Deferred Inflow) and not recognized as revenue. As such, the June 2021 payment was received by the City after 60 days and will not be counted as revenue for financial reporting purposes.

**B. 2014 MEASURE BB Direct Local Distribution Programs**

	Bicycle / Pedestrian	Local Streets and Roads	Mass Transit	Paratransit	Total
<b>Beginning of Year Fund Balance</b>	\$ (61,321)	\$ 643,001	\$ -	\$ 446,087	\$ 1,027,767
<b>Revenue</b>	\$ 127,897	\$ 482,017	\$ -	\$ 126,466	\$ 736,380
<b>Interest</b>	\$ 244	\$ 3,265	\$ -	\$ 1,665	\$ 5,174
<b>Expenditures</b> <small>Expenditures Matches Table 27</small>	\$ 57,910 <small>TRUE</small>	\$ - <small>TRUE</small>	\$ - <small>#REF!</small>	\$ - <small>TRUE</small>	\$ 57,910
<b>End of Year Fund Balance</b>	\$ 8,910	\$ 1,128,283	\$ -	\$ 574,218	\$ 1,711,411

*Notes*

The audited financial reports are reflecting one less month of revenue due to the City's accounting policies (in compliance with Government Accounting Standards) that revenues received over 60 days past the end of the fiscal year (June 30, 2021) are to be reported as Unavailable Revenue (Deferred Inflow) and not recognized as revenue. As such, the June 2021 payment was received by the City after 60 days and will not be counted as revenue for financial reporting purposes.

The June 30, 2020 balance has been restated as follows:

Bicycle and Pedestrian Fund	Amount
June 30, 2020, as reported	321,154
Restatement	(382,475)
June 30, 2020, as restated	(61,321)

**Bicycle and Pedestrian Direct Local Distribution Program  
Reporting Period - Fiscal Year 2020-21**

**GENERAL COMPLIANCE REPORTING**

1. Indicate the adoption year of the most current Bicycle/Pedestrian Master Plans, as applicable.

**Adoption Year**

Bicycle Master Plan	
Pedestrian Master Plan	
Bike/Ped Master Plan	2017

If the plans are over five-years past the last adoption year, specify when your agency's will perform its next update.

*Indicate N/A, if not applicable.*

N/A

2a. How much of the program fund balance is encumbered into active contracts/projects?

*Encumbered value should be less than or equal to the available balance.*

		\$ Encumbered
MB Balance	\$ 508,533	\$ 473,829
MBB Balance	\$ 8,910	\$ -
<b>Total</b>	<b>\$ 517,443</b>	<b>\$ 473,829</b>

2b. Why is there a fund balance? *Indicate N/A, if not applicable.*

The current balance is a result of large projects scheduled for FY2020-21 but now being completed in early FY2021-22. \$473,829 has already been encumbered for CIP #1238 and #1257, both of which are underway. The timing of these projects (which typically begin at the end of one fiscal year and are completed early in the following year) continues to provide the appearance that funding is not being maximized during a specific fiscal year. Funds are generally fully expended during the construction season of the concluding fiscal year, but the majority of the construction activity and

2c. Specify any large planned uses of fund balances within this program and their status i.e. planned or underway.

Project Title	Brief Project Description	DLD Amount	Project Status
CIP #1238 Lindsey Tract Street and Storm Drainage Improvements	Complete reconstruction of Lindsey Tract Streets, including replacement of existing	\$ 273,829	Underway
CIP #1257 2021 Curb, Gutter, and Sidewalk Replacement Program	Remove and replace damaged sidewalks, curbs, and gutters throughout the City. Improved	\$ 200,000	Underway
CIP #1256 Crosswalk Evaluations and Modifications (Measure BB)	Complete a citywide evaluation of existing uncontrolled crosswalks and complete	\$ 150,000	Planned
CIP #1254 Arterial Bicycle Lanes	Place Class II buffered bicycle lanes and Class III bicycle route improvements on local arterial	\$ 150,000	Underway
		\$ -	
		\$ -	
		\$ -	
		\$ -	

3. Confirm all expenditures were governing body approved (Yes/No).

Yes

4. Confirm the completion of the publicity requirements in the table below (Yes/No).

	Measure B	Measure BB	Copy of article, website, signage attached?	If applicable, briefly explain why the publicity requirement wasn't completed.
Article	Yes	Yes	Yes	
Website	Yes	Yes	Yes	
Signage	Yes	Yes	Yes	

**Bicycle and Pedestrian Direct Local Distribution Program**

**Reporting Period - Fiscal Year 2020-21**

**TABLE 2: DETAILED SUMMARY OF EXPENDITURES AND ACCOMPLISHMENTS**

Provide a detailed summary of Measure B and BB Expenditures for the reporting fiscal year. Performance reporting/quantity complete and other fund expenditures should be consistent with reporting data sent to other agencies (regional/state/federal reporting).  
 - Expenditure total must correspond to your Audited Financial Statements, and Table 1 values.

No.	Project Category <i>(Drop-down Menu)</i>	Project Phase <i>(Drop-down Menu)</i>	Project Type <i>(Drop-down Menu)</i>	Primarily Capital or Administrative Expenditure?	Project Name	Project Description/Benefits	Quantity Completed in FY 20-21	Units for Quantity <i>(Drop-down Menu)</i>	Additional description on units or expanded detail on expenditures, performance, accomplishments	Measure B DLD Expenditures	Measure BB DLD Expenditures		
1	Bicycle	Other	Other	Administrative	Bike to Wherever Sponsorship		N/A	Other		\$ 2,500	\$ -		
2	Pedestrian	Planning/Scoping	Streetscape / Complete Streets	Capital	CIP #1238 Lindsey Tract and Storm Drainage Improvements	Complete reconstruction of Lindsey Tract Streets, including replacement of existing sidewalks, replacement of rolled curbs, and street construction for a segment of street with no existing curb, gutter, and sidewalk.		Other		\$ -	\$ 48,113		
3	Bike/Ped	Construction	Other	Capital	CIP #1257 2021 Curb, Gutter, Sidewalk Replacement Program (FY20-21)	Remove and replace damaged sidewalks, curbs, and gutters throughout the City. Improved pedestrian and bicycle safety.	385	Square Feet	385 square feet of sidewalk repalced, additional 75 feet of curb and gutter replaced.	\$ -	\$ 9,797		
4										\$ -	\$ -		
5										\$ -	\$ -		
6										\$ -	\$ -		
7										\$ -	\$ -		
8										\$ -	\$ -		
9										\$ -	\$ -		
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23										\$ -	\$ -		
24										\$ -	\$ -		
25										\$ -	\$ -		
<b>Total Percentage of Capital vs Administrative Costs</b>				96%							<b>TOTAL</b>	\$ 2,500	\$ 57,910
a. Total Capital				\$ 57,910							<b>Match to Table 1?</b>	TRUE	TRUE
b. Total Administrative				\$ 2,500									

Is the total percentage of Capital vs Program Administration (outreach, staffing, administrative support) Costs GREATER THAN 50%? If not, explain how capital investments will increase in the future.

**Local Streets and Roads (LSR) Direct Local Distribution Program  
Reporting Period - Fiscal Year 2020-21**

**GENERAL COMPLIANCE REPORTING**

**1. What is agency's current Pavement Condition Index (PCI)?**

PCI =

Use PCI from the most recent MTC's VitalSigns linked here:

<http://www.vital signs.mtc.ca.gov/street-pavement-condition>

**If your PCI falls below a score of 60 (fair condition), specify what actions are being implemented to increase the PCI.**

Indicate N/A, if not applicable.

N/A

**2a. How much of the program fund balance is encumbered into active contracts/projects?**

Encumbered value should be less than or equal to the available balance.

		\$ Encumbered
MB Balance	\$ 584,270	\$ 538,133
MBB Balance	\$ 1,128,283	\$ 900,000
<b>Total</b>	<b>\$ 1,712,553</b>	<b>\$ 1,438,133</b>

**2b. Why is there a fund balance?** Indicate N/A, if not applicable.

The current balance is a result of a large pavement overlay project scheduled for FY2020-21 but now being completed in early FY2021-22. \$1,429,133 has already been encumbered for CIP #1250, which is currently underway. The timing of this project (which typically begin at the end of one fiscal year and are completed early in the following year) continues to provide the appearance that funding is not being maximized during a specific fiscal year. Funds are generally fully expended during the construction season of the concluding fiscal year, but the majority of the construction activity and therefore the

**2c. Specify any large planned uses of fund balances within this program and their status i.e. planned or underway.**

Project Title	Brief Project Description	DLD Amount	Project Status
CIP #1250 Asphalt Concrete Overlay Program	Overlay various streets with asphalt concrete. Restore worn out pavement to full serviceability and improve traffic safety by relacing pavement surface and traffic striping. (Measure BB:	\$ 1,429,133	Underway
		\$ -	
		\$ -	
		\$ -	
		\$ -	
		\$ -	
		\$ -	
		\$ -	

**3. Confirm all expenditures were governing body approved (Yes/No).**

**4. Confirm the completion of the publicity requirements in the table below (Yes/No).**

	Measure B	Measure BB	Copy of article, website, signage attached?	If applicable, briefly explain why the publicity requirement wasn't completed.
Article	Yes	Yes	Yes	
Website	Yes	Yes	Yes	
Signage	Yes	Yes	Yes	

**Local Streets and Roads Direct Local Distribution Program**

**Reporting Period - Fiscal Year 2020-21**

**TABLE 2: DETAILED SUMMARY OF EXPENDITURES AND ACCOMPLISHMENTS**

Provide a detailed summary of Measure B and BB Expenditures for the reporting fiscal year. Performance reporting/quantity complete and other fund expenditures should be consistent with reporting data sent to other agencies (regional/state/federal reporting).  
 - Expenditure total must correspond to your Audited Financial Statements and Table 1 values

No.	Project Category <small>(Drop-down Menu)</small>	Project Phase <small>(Drop-down Menu)</small>	Project Type <small>(Drop-down Menu)</small>	Primarily Capital or Administrative Expenditure?	Project Name	Project Description/Benefits	Quantity Completed in FY 20-21	Units for Quantity <small>(Drop-down Menu)</small>	Additional description on units or expanded detail on expenditures, performance, accomplishments	Measure B DLD Expenditures	Measure BB DLD Expenditures
1	Streets/Rds	Project Closeout	Street Resurfacing/Maintenance	Capital	CIP #1227 Street Maintenance Program	Overlay various streets with asphalt concrete. Restored worn out pavement to full serviceability and improved traffic safety by replacing pavement surface and traffic striping.	4,750	Square Feet	4,750 square feet of asphalt concrete roadway repaired.	\$ 35,000	\$ -
2	Streets/Rds	Planning/Scoping	Streetscape / Complete	Capital	CIP #1238 Lindsey Tract and Storm Drainage Improvements	Complete reconstruction of Lindsey Tract Streets, including replacement of existing sidewalks, replacement of rolled curbs, and street construction for a segment of street with no existing curb, gutter, and sidewalk.				\$ 9,000	\$ -
3										\$ -	\$ -
4										\$ -	\$ -
5										\$ -	\$ -
6										\$ -	\$ -
7										\$ -	\$ -
8										\$ -	\$ -
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23										\$ -	\$ -
24										\$ -	\$ -
25										\$ -	\$ -
<b>Percentage of Capital vs Administrative Costs</b>										100%	
a. Total Capital										\$ 44,000	
b. Total Administrative										\$ -	
<b>TOTAL</b>										\$ 44,000	\$ -
<b>Match to Table 1?</b>										TRUE	TRUE

If your agency did not expend greater than 50% of total costs on Capital Investments, explain how capital investments will increase in the future over Program Administration (outreach, staffing, administrative support). Indicate N/A if not applicable.

A minimum of 15% of Measure BB LSR funds are required to be expended on bike/pedestrian Improvements.

In this fiscal year, how much of Measure BB LSR funds were expended on bike/pedestrian improvements?

\$	-
#DIV/0!	
#DIV/0!	

Percent of Measure BB LSR funds expenditures on bike/pedestrian improvements:

Meets minimum 15% threshold?

If your agency did not meet the 15% minimum expenditure requirement this fiscal year, explain why.

**Paratransit Direct Local Distribution Program  
Reporting Period - Fiscal Year 2020-21**

**GENERAL COMPLIANCE REPORTING**

**1a. How much of the balance identified here is encumbered into active contracts and projects?**

*Encumbered value should be less than or equal to the available balance.*

		\$ Encumbered
MB Balance	\$ 360,749	\$ 100,000
MBB Balance	\$ 574,218	\$ 100,000
<b>Total</b>	\$ 934,967	\$ 200,000

**2b. Why is there a fund balance?** *Indicate N/A, if not applicable.*

The Measure B and BB fund balances will be expended on the three services listed below through a contract for services with the City of Fremont. Fund balances will be used for issues related to increased service demands and revenue fluctuations.

**1c. Specify any large planned uses of fund balances within this program and their status i.e. planned or underway.**

Project Title	Brief Project Description	DLD Amount	Project Status
Ride-On Tri-City! Wheelchair Van Service	Accessible door-to-door, advance registration trips for individuals	\$ 50,000	Planned
Ride-On Tri-City! Taxi Service	Same-day transportation for individuals	\$ 75,000	Planned
Ride-On Tri-City! TNC Service	Same-day transportation for individuals	\$ 75,000	Planned
		\$ -	
		\$ -	
		\$ -	
		\$ -	
		\$ -	

**4. Confirm all expenditures were governing body approved (Yes/No).**

Yes

**5. Confirm the completion of the publicity requirements in the table below (Yes/No).**

	Measure B	Measure BB	Copy of Article, website, signage Attached?	If applicable, briefly explain why the publicity requirement wasn't completed.
Article	Yes	Yes	Yes	
Website	Yes	Yes	Yes	
Signage	Yes	Yes	No	Signage will be provided by Cit.y of Fremont and MV Transportation

Paratransit Direct Local Distribution Program  
Reporting Period - Fiscal Year 2020-21

**TABLE 2: DETAILED SUMMARY OF EXPENDITURES AND ACCOMPLISHMENTS**

Provide a detailed summary of Measure B and BB Expenditures for the reporting fiscal year. Performance reporting/quantity complete and other fund expenditures should be consistent with reporting data sent to other agencies (regional/state/federal reporting).  
- Expenditure total must correspond to your Audited Financial Statements and Table 1 values.

No.	Project Category <i>(Drop-down Menu)</i>	Project Phase <i>(Drop-down Menu)</i>	Project Type <i>(Drop-down Menu)</i>	Project Name	Project Description/Benefits	Quantity Completed in FY 20-21	Units for Quantity <i>(Drop-down Menu)</i>	Additional description on units or expanded detail on expenditures, performance, accomplishments	Measure B DLD Expenditures	Measure BB DLD Expenditures	Other Fund Expenditures	Total Cost
1	Senior and Disabled Services	Operations	City-based Door-to-Door	Ride-On Tri-City! Wheel Chair Accessible Transportation	Provides local door to door rides for seniors and disabled persons who cannot access fixed route transportation services. Provides rides for medical appointments, grocery shopping, places of worship, social and recreation opportunities and visits with friends.	2731	Number of One-Way Unduplicated Trips		\$ 107,342	\$ -	\$ -	\$ 107,342
2	Senior and Disabled Services	Operations	Same Day/Taxi Program	City of Newark/Fremont Same Day Taxi Voucher Program	Provides same day subsidized Taxi Voucher rides for seniors and disabled who cannot access fixed route services. Provides rides to places of worship, medical appointments, shopping trips, social and recreation opportunities and visits with friends and relatives.	112	Number of One-Way Unduplicated Trips		\$ 2,492	\$ -	\$ -	\$ 2,492
3	Senior and Disabled Services	Operations	Other	City of Newark/Fremont Same Day TNC Program	Provides same day subsidized TNC rides for seniors and disabled who cannot access fixed route services. Provides rides for medical appointments, grocery shopping, places of worship, social and recreation opportunities and visits with friends and family.	1712	Number of One-Way Unduplicated Trips		\$ 14,159	\$ -	\$ -	\$ 14,159
4	Meals on Wheels	Operations	Meal Delivery	Life Elder Care Meals on Wheels	Provides hot and nutritious meal delivery to home-based Newark seniors. Also provides a daily well-check of program participants.	19477	Other	Budgeted funds were not expended for Meals on Wheels program due to late invoice submitted by Life Elder Care.	\$ -	\$ -	\$ -	\$ -
5	Senior and Disabled Services	Construction	Other	CIP #1257 Curb, Gutter and Sidewalk Replacement Program	Install ADA-compliant accessibility ramps with sidewalk repair program.	21	Other	21 curb ramps upgraded.	\$ 101,300	\$ -	\$ -	\$ 101,300
6									\$ -	\$ -	\$ -	\$ -
7									\$ -	\$ -	\$ -	\$ -
8									\$ -	\$ -	\$ -	\$ -
9									\$ -	\$ -	\$ -	\$ -
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17									\$ -	\$ -	\$ -	\$ -
18									\$ -	\$ -	\$ -	\$ -
19									\$ -	\$ -	\$ -	\$ -
20									\$ -	\$ -	\$ -	\$ -
<b>TOTAL</b>									\$ 225,292	\$ -	\$ -	\$ 225,292
<b>Match to Table 1?</b>									TRUE	TRUE		