

**MEASURE B AND MEASURE BB
Annual Program Compliance Report
Reporting Period - Fiscal Year 2021-22**

AGENCY CONTACT INFORMATION

Agency Name: **City of Livermore**

Date: 12/30/2022

Primary Point of Contact

Name: Bob Vinn

Title: City Engineer

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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.

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
Beginning of Year Fund Balance	\$ 374,306	\$ 2,484,636	\$ -	\$ -	\$ 2,858,942
Revenue	\$ 277,061	\$ 1,032,815	\$ -	\$ -	\$ 1,309,876
Interest	\$ (11,444)	\$ (59,478)	\$ -	\$ -	\$ (70,922)
Expenditures <small>Expenditures Matches Table 2?</small>	\$ 207,617 <small>TRUE</small>	\$ 1,361,261 <small>TRUE</small>	\$ - <small>TRUE</small>	\$ - <small>TRUE</small>	\$ 1,568,878
End of Year Fund Balance	\$ 432,306	\$ 2,096,712	\$ -	\$ -	\$ 2,529,018

Notes

B. 2014 MEASURE BB Direct Local Distribution Programs

	Bicycle / Pedestrian	Local Streets and Roads	Mass Transit	Paratransit	Total
Beginning of Year Fund Balance	\$ 474,453	\$ 2,386,744	\$ -	\$ -	\$ 2,861,197
Revenue	\$ 379,562	\$ 1,556,219	\$ -	\$ -	\$ 1,935,781
Interest	\$ (14,847)	\$ (76,034)	\$ -	\$ -	\$ (90,881)
Expenditures <small>Expenditures Matches Table 2?</small>	\$ 86,379 <small>TRUE</small>	\$ 48,767 <small>TRUE</small>	\$ - <small>TRUE</small>	\$ - <small>TRUE</small>	\$ 135,146
End of Year Fund Balance	\$ 752,789	\$ 3,818,162	\$ -	\$ -	\$ 4,570,951

Notes

C. TIMELY USE OF FUNDS MONITORING

Policy: RECIPIENT may not hold an end of fiscal year fund balance of greater than four-times their annual DLD revenue received for that same fiscal year, by respective Measure B and Measure BB Program. The Cities of Albany, Emeryville, and Piedmont are excluded from this requirement. Measure B RECIPIENT must expend all Measure B DLD funds and all interest earned thereon by June 30, 2026. RECIPIENT found to be non-compliant with this requirement (over the allowable maximum balance) must return the equal amount of DLD funds that exceeds the maximum allowable end of fiscal year fund balance to Alameda CTC, as approved by the Commission.

This section provides a tool to monitor a RECIPIENT's compliance to this policy.

	Total Annual Revenue (A)	Maximum Allowed Balance (4x Annual) (B) = (A) * 4	Current DLD Balance (C)	Current Balance Over / Under Maximum Allowed (D) = (C) - (B)
Measure B	\$ 1,309,876	\$ 5,239,504	\$ 2,529,018	\$ (2,710,486)
Measure BB	\$ 1,935,781	\$ 7,743,124	\$ 4,570,951	\$ (3,172,173)

Exemption Requests: RECIPIENT must demonstrate that extraordinary circumstances have occurred, and provide a timely expenditure plan that would justify the exemption.

For Exemption consideration, answer the follow:

- 1) Explain and justify why there is a excess balance beyond the maximum allowed.
- 2) Describe an Expenditure Plan, activities, and estimated timeframe to draw down balances.

**Bicycle and Pedestrian Direct Local Distribution Program
Reporting Period - Fiscal Year 2021-22**

GENERAL COMPLIANCE REPORTING

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

Bicycle Master Plan
Pedestrian Master Plan
Bike/Ped Master Plan

Adoption Year

n/a
n/a
2018

1a. If the plans are over five-years past the last adoption year, specify the status of the current update.

Indicate N/A, if not applicable.

N/A

1b. Describe which how your bike/pedestrian master plan is being implemented in the reporting fiscal year i.e. which projects being implemented and transportation benefits/needs addressed.

The Livermore Bicycle, Pedestrian, & Trails Active Transportation Plan's goals are to develop a safe and comprehensive trail network that is designed for all users, will increase bicycling and walking, and that is maintained to provide safe and comfortable transportation. The projects being implemented will help maintain transportation networks to provide safe transportation for all users and encourage increased bicycling and walking.

2. Describe how your reported DLD expenditures specifically addressed safety.

Expenditures will help repair and resurface trails which will help ensure safe transportation. ADA transition plan?

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

Encumbered value should be less than or equal to the end of year balance.

		\$ Encumbered
MB Balance	\$ 432,306	\$ 190,000
MBB Balance	\$ 752,789	\$ 450,000
Total	\$ 1,185,095	\$ 640,000

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

To allow the City to complete large, multi-year projects.

**Bicycle and Pedestrian Direct Local Distribution Program
Reporting Period - Fiscal Year 2021-22**

GENERAL COMPLIANCE REPORTING

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
Arroyo Road Path, Project No. 2017-23	To correct portions of the Arroyo Road Path constructed out of the right of way.	\$ 40,000	Underway
Multi-Use Trails Repairs, Project No. 2018-20	Base repair and resurfacing of damaged trail sections.	\$ 600,000	Underway
Street Resurfacing 2020, Project No. 2020-01	Rehabilitate city streets at Airport Blvd and I-580 and First St. and I-580.	\$ 800,000	Planned
		\$ -	
		\$ -	
		\$ -	
		\$ -	
		\$ -	

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	No	No	No	Employee turnover prevented publication. We will be satisfying the requirement in FY22-23.
Website	Yes	Yes	Yes	
Signage	Yes	Yes	Yes	

5. Describe how the current DLD investments promoted safety and/or local vision zero efforts.

The current DLD investments promoted safety by making repairs needed to ensure safe transportation and developing plans for future safe transportation development.

**Bicycle and Pedestrian Direct Local Distribution Program
Reporting Period - Fiscal Year 2021-22**

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 21-22	Units for Quantity <i>(Drop-down Menu)</i>	Additional description on units or expanded detail on expenditures, performance, accomplishments	Equity Priority Community Proximity	Measure B DLD Expenditures	Measure BB DLD Expenditures
1	Bicycle	Construction	Staffing	Capital	Downtown Bike Parking, Project No. 2021-17	This project will replace existing and install new bike racks in the downtown core to encourage bicycle ridership. In collaboration with LAVTA, bike lockers will also be installed in the downtown transit center.		Bike Parking Spaces	Staff time.	3. None (Not near EPC)	\$ 153	
2	Bike/Ped	Right-of-Way	Bike Paths and Lanes	Capital	Arroyo Road Path, Project No. 2017-23	To correct portions of the Arroyo Road Path constructed out of the right of way.		Other	Right of way acquisition	3. None (Not near EPC)	\$ 46,006	\$ -
3	Bike/Ped	PS&E	Bike Paths and Lanes	Capital	Multi-Use Trail Repair, Project No. 2018-20	Base repair and resurfacing of damaged trail sections.		Other	Developed and finalized plans.	3. None (Not near EPC)	\$ -	\$ 85,599
4	Bike/Ped	Other	Sidewalks and Ramps	Administrative	ADA Transition Plan Development	Consultant cost.			Disability Access Consultants	3. None (Not near EPC)	\$ 124,340	\$ -
5	Bike/Ped	Other	Other	Administrative	Independent Audit	Independent audit report.			Eide Bailey LLP	3. None (Not near EPC)	\$ 885	\$ 780
6	Bike/Ped	Other	Other	Administrative	School Crossing Guard Study	Consultant cost.			DKS Consultants	3. None (Not near EPC)	\$ 36,233	\$ -
Total Percentage of Capital vs Administrative Costs				45%								
a. Total Capital				\$ 131,758								
b. Total Administrative				\$ 162,238								
TOTAL											\$ 207,617	\$ 86,379
Match to Table 1?											TRUE	TRUE

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.

Capital investments will increase significantly in FY22-23 with increased funding for capital projects started in FY21-22.

**Local Streets and Roads (LSR) Direct Local Distribution Program
Reporting Period - Fiscal Year 2021-22**

GENERAL COMPLIANCE REPORTING

1a. What is agency's 2021 Pavement Condition Index (PCI)?

PCI = 79

Use same PCI reported to MTC for their Pavement Condition Rpt.

<https://mtc.ca.gov/operations/programs-projects/streets-roads-arterials/pavement-condition-index>

1b. What is the basis for your PCI number if not from MTC Report - <https://mtc.ca.gov/operations/programs-projects/streets-roads-arterials/pavement-condition-index>?

N/A

1c. If your PCI fell below a score of 60 (fair condition), specify what corrective actions are being implemented to increase the PCI? Additionally, if your agency's PCI has been consistently under 60 in the past three years, explain why.

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	\$ 2,096,712	\$ 1,356,440
MBB Balance	\$ 3,818,162	\$ 1,947,578
Total	\$ 5,914,874	\$ 3,304,018

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

To allow the city to complete large, multi-year projects.

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
Downtown Streetscape Phase II, Project No. 2008-27	Street improvement projects in the downtown in accordance with the Downtown Specific Plan.	\$ 550,745	Underway
Foley Road Realignment, Project No. 2010-28	Design and construct realignment of Foley Road to new signalized intersectoin of E. Vineyard Ave. and Vallecitos Road.	\$ 240,389	Underway
Acquisition of Downtown Paseo, Project No. 2014-34	Obtaining a property appraisal report and purchase the right-of-way necessary for existing improved pedestrian walkway.	\$ 400,000	Underway
Collier Canyon Creek Silt Basin, Project No. 2017-27	Install weir structures, floodwalls, and emergency overflow storm drain line to reduce flood hazards.	\$ 78,399	Underway
Arroyo Road Trail (T-13, Segment B), Project No. 2019-55	Developing a conceptual plan, acquiring right of way, designing and constructing a new trail segment connecting trails from Olivina Gate to Sycamore Grove Park.	\$ 649,425	Underway
Downtown Sidewalk and Misc ADA Improvements 2019-2021, Project No. 2019-59	Enhance pedestrian accessibility and mobility on First St. between maple Street and O Street.	\$ 500,000	Underway
Street Resurfacing 2020, Project No. 2020-01	Rehabilitate city streets at Airport Blvd and I-580 and First St. and I-580.	\$ 1,000,000	Planned

Local Streets and Roads (LSR) Direct Local Distribution Program
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GENERAL COMPLIANCE REPORTING

Railroad Ave Street Improvements, Project No. 2021-16	Widen Railroad Ave. east of North Livermore Ave, modify traffic signals and upgrades to curb ramps.	\$ 885,000	Underway
East Ave Corridor ATP Implementation, Project No. 2022-22	Roadway improvements along East Ave.	\$ 500,000	Planned
Flag Pole Plaza and Downtown Streetscape Improvements, Project No. 2022-25	Street improvement projects in the downtown.	\$ 200,000	Planned

**Local Streets and Roads (LSR) Direct Local Distribution Program
Reporting Period - Fiscal Year 2021-22**

GENERAL COMPLIANCE REPORTING

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	No	No	No	Employee turnover prevented publication. We will be satisfying the requirement in FY22-23.
Website	Yes	Yes	Yes	
Signage	Yes	Yes	Yes	

Local Streets and Roads Direct Local Distribution Program

Reporting Period - Fiscal Year 2021-22

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 21-22	Units for Quantity <i>(Drop-down Menu)</i>	Additional description on units or expanded detail on expenditures, performance, accomplishments	Equity Priority Community Proximity	Measure B DLD Expenditures	Measure BB DLD Expenditures		
1	Streets/Rds	Construction	Pedestrian Improvements	Capital	Downtown Streetscape Phase II, Project No. 2008-27	Street improvement projects in the downtown in accordance with the Downtown Specific Plan.		Other	Reimbursement for developer improvements to the south side of First St.	3. None (Not near EPC)	\$ 810,575	\$ -		
2	Bike/Ped	Right-of-Way	Staffing	Capital	Acquisition of Downtown Paseo, Project No. 2014-34	Obtaining a property appraisal report and purchase the right-of-way necessary for existing improved pedestrian walkway.			Staff time	3. None (Not near EPC)	\$ -	\$ 296		
3	Bike/Ped	PS&E	Bike Paths and Lanes	Capital	Arroyo Road Trail, Project No. 2019-55	Developing a conceptual plan, acquiring right of way, designing and constructing a new trail segment connecting trails from Olivina Gate to Sycamore Grove Park			Design plans and specifications	3. None (Not near EPC)	\$ 110,199	\$ -		
5	Bike/Ped	Construction	Bike Paths and Lanes	Capital	Iron Horse Trail Gap Closure Isabel to Murrieta, Project No. 2017-24	Design & construction of a portion of the Iron Horse Trail from Isabel Ave to Murrieta Blvd. including construction of a bridge over Murrieta Blvd.		Other	Completed FY 21/22	3. None (Not near EPC)	\$ 248,370	\$ -		
8	Streets/Rds	Construction	Other	Capital	I Street Garage and Land Acquisition, Project No. 2017-15	Construction of a parking garage at I Street and Railroad Ave.				3. None (Not near EPC)	\$ 50,000	\$ -		
9	Streets/Rds	Construction	Other	Capital	Collier Canyon Creek Silt Basin, Project No. 2017-27	Sediment capture project to help detain flow upstream of Collier Canyon Rd.			Improvement planning and potholing.	3. None (Not near EPC)	\$ 71,601	\$ -		
7	Bike/Ped	Other	Other	Administrative	Sidewalk Repair, Project No. 2016-02	Reimbursement to fund of voided payment.			Payment made in 2017 was never cashed, attempts were made to reach the recipient. With no response, Council voted to void the check.	3. None (Not near EPC)	\$ (84)	\$ -		
4	Streets/Rds	Other	Other	Administrative	Independent Audit	Independent Audit Report			Eide Bailey LLP	3. None (Not near EPC)	\$ 615	\$ 720		
6	Other	Other	Other	Administrative	Alameda County Transportation Commission Member Agency Fees	Member agency fees.				3. None (Not near EPC)	\$ -	\$ 47,751		
10	Streets/Rds	Planning/Scoping	Other	Administrative	Traffic Model Development	Staff time				3. None (Not near EPC)	\$ 69,985	\$ -		
Percentage of Capital vs Administrative Costs														
				92%								TOTAL	\$ 1,361,261	\$ 48,767
a. Total Capital				\$ 1,291,041								Match to Table 1?	TRUE	TRUE
b. Total Administrative				\$ 118,987										

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.

n/a

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?

\$ -

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

0.0%

Meets minimum 15% threshold?

FALSE

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

Slow project progress prevented the funds from being spent in FY21 -22 and funds have been appropriated to be spent in FY22-23.