

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

**AGENCY CONTACT INFORMATION**

Agency Name: **BART as part of the East Bay Paratransit Consortium**

Date: 12/7/2022

**Primary Point of Contact**

<b>Name:</b>	Laura Timothy EBPC/ Jimmy Mahady Transit Report
<b>Title:</b>	Mgr Access, Accessibility & Paratransit/ Senior Financial Analyst
<b>Phone:</b>	510 464-6446/510 464-6152
<b>Email:</b>	<a href="mailto:ltimoth@bart.gov">ltimoth@bart.gov</a> <a href="mailto:jimmy.mahady@bart.gov">jimmy.mahady@bart.gov</a>

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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>	\$ -	\$ -	\$ -	\$ -	\$ -
<b>Revenue</b>	\$ -	\$ -	\$ -	\$ 1,999,286	\$ 1,999,286
<b>Interest</b>	\$ -	\$ -	\$ -	\$ -	\$ -
<b>Expenditures</b> <small>Expenditures Matches Table 2?</small>	\$ - <small>TRUE</small>	\$ - <small>TRUE</small>	\$ - <small>TRUE</small>	\$ 1,999,286 <small>TRUE</small>	\$ 1,999,286
<b>End of Year Fund Balance</b>	\$ -	\$ -	\$ -	\$ -	\$ -

Notes

**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>	\$ -	\$ -	\$ -	\$ -	\$ -
<b>Revenue</b>	\$ -	\$ -	\$ 1,148,884	\$ 3,446,652	\$ 4,595,536
<b>Interest</b>	\$ -	\$ -	\$ -	\$ -	\$ -
<b>Expenditures</b> <small>Expenditures Matches Table 2?</small>	\$ - <small>TRUE</small>	\$ - <small>TRUE</small>	\$ 1,148,884 <small>TRUE</small>	\$ 3,446,652 <small>TRUE</small>	\$ 4,595,536
<b>End of Year Fund Balance</b>	\$ -	\$ -	\$ -	\$ -	\$ -

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	\$ 1,999,286	\$ 7,997,144	\$ -	\$ (7,997,144)
Measure BB	\$ 4,595,536	\$ 18,382,144	\$ -	\$ (18,382,144)

**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.

**Transit Direct Local Distribution Program  
Reporting Period - Fiscal Year 2021-22**

**GENERAL COMPLIANCE REPORTING**

- |   |       |         |
|---|-------|---------|
| 1. What is the agency's average on-time performance goal/target?  | 94    | Percent |
| 2. What is the agency's average on-time performance for the year? | 86.35 | Percent |

3. If your agency's actual average on-time performance for the year is less than the agency's on-time performance goal/target explain what actions are being taken to improve performance?

Staffing: increase staffing, reduce resignation rates. System: invest in track renewal, power system renewal, overall system renewal and technology upgrades.

- 4a. 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	\$ -	
MBB Balance	\$ -	
<b>Total</b>	<b>\$ -</b>	

- 4b. Why is there a fund balance? *Indicate N/A, if not applicable.*

N/A

- 4c. 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
N/A		\$ -	
		\$ -	
		\$ -	
		\$ -	
		\$ -	

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

Yes

6. 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	<a href="#">FY22 Adopted Budget</a>	
Website		Yes	<a href="#">FY22 Adopted Budget</a>	
Signage		No		

Transit 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>	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	Other Fund Expenditures	Total Cost
1	Rail	Operations	Operations	FY22 Rail Operations	Providing rail service to Alameda County passengers.	12.1M	Number of People/Passengers	Approximately 12.1 million BART rail passengers exited at Alameda County BART stations in FY22.	1. Direct (in EPC)	\$ -	\$ 1,148,884	858,407,075	\$ 859,555,959
<b>TOTAL</b>										\$ -	\$ 1,148,884	\$ 858,407,075	\$ 859,555,959
Match to Table 1?										TRUE	TRUE		

**Paratransit Direct Local Distribution Program  
Reporting Period - Fiscal Year 2021-22**

**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	\$ -	\$	-
MBB Balance	\$ -	\$	-
<b>Total</b>	\$ -	\$	-

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

N/A

**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
Not Applicable		\$ -	
		\$ -	
		\$ -	
		\$ -	
		\$ -	
		\$ -	
		\$ -	
		\$ -	

**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.
<b>Article</b>	Yes	Yes	Yes	N/A
<b>Website</b>	Yes	Yes	Yes	N/A
<b>Signage</b>	Yes	Yes	Yes	N/A

**Paratransit 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>	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	Other Fund Expenditures	Total Cost
1	Senior and Disabled Services	Operations	ADA-mandated Services	BART as part of the East Bay Paratransit Consortium	Provides all eligible trips to riders certified to use the system because of disabling health conditions preventing them from using accessible fixed route services.	98,205	Number of People/Passengers	Quantity of passengers include PCA's and companions.	1. Direct (in EPC)	\$ 1,999,286	\$ 3,446,652	\$ 5,088,940	\$ 10,534,878
<b>TOTAL</b>										\$ 1,999,286	\$ 3,446,652	\$ 5,088,940	\$ 10,534,878
Match to Table 1?										TRUE	TRUE		