

**ALAMEDA COUNTY
PUBLIC WORKS AGENCY**

MEASURE BB FUNDS

**FINANCIAL STATEMENTS AND
INDEPENDENT AUDITOR'S REPORT**

JUNE 30, 2023

**ALAMEDA COUNTY
PUBLIC WORKS AGENCY**

MEASURE BB FUNDS

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INDEPENDENT AUDITOR'S REPORT

To the Honorable Board of Supervisors
Alameda County
Oakland, California

Report on the Audit of the Financial Statements

Opinions

We have audited the accompanying financial statements of the of the Alameda County Transportation Commission – Measure BB (Measure BB Funds) of the Alameda County Public Works Agency (the County), as of and for the year ended June 30, 2023, and the related notes to the financial statements as listed in the table of contents.

In our opinion, the financial statements referred to above present fairly, in all material respects, the respective financial position of the Alameda County Transportation Commission – Measure BB Funds of the Alameda County Public Works Agency, as of June 30, 2023, and the respective results of operations and changes in fund balances thereof for the year then ended in accordance with accounting principles generally accepted in the United States of America.

Basis for Opinions

We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States. Our responsibilities under those standards are further described in the Auditor's Responsibilities for the Audit of the Financial Statements section of our report. We are required to be independent of the Alameda County Public Works Agency and to meet our other ethical responsibilities, in accordance with the relevant ethical requirements relating to our audit. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinions.

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 Alameda County Public Works Agency's ability to continue as a going concern for twelve months beyond the financial statement date, including any currently known information that may raise substantial doubt shortly thereafter.

INDEPENDENT AUDITOR'S REPORT (CONTINUED)

Auditor's 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 auditor's report that includes our opinions. 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 and Government 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 and *Government Auditing Standards*, we:

- Exercise professional judgment and maintain professional skepticism throughout the audit.
- 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 audit 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 Alameda County Public Works Agency'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 Alameda County Public Works Agency'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 audit.

INDEPENDENT AUDITOR'S REPORT (CONTINUED)

Emphasis of Matter

As discussed in Note 1 to the financial statements, the financial statements referred to above present only the Measure BB Funds and are not intended to present fairly the financial position of Alameda County Public Works Agency and the results of its operations in conformity with generally accounting principles accepted in the United States of America. Our opinion is not modified with respect to this matter.

Other Reporting Required by Government Auditing Standards

In accordance with Government Auditing Standards, we have also issued our report dated December 8, 2023, on our consideration of the Alameda County Public Works Agency's internal control over financial reporting and on our tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements and other matters. The purpose of that report is solely to describe the scope of our testing of internal control over financial reporting and compliance and the results of that testing, and not to provide an opinion on the effectiveness of the Alameda County Public Works Agency's internal control over financial reporting or on compliance. That report is an integral part of an audit performed in accordance with Government Auditing Standards in considering the Alameda County Public Works Agency's internal control over financial reporting and compliance.

Grant & Smith, LLP

Oakland, California
December 8, 2023

**ALAMEDA COUNTY
PUBLIC WORKS AGENCY
MEASURE BB FUNDS
BALANCE SHEET
AS OF JUNE 30, 2023**

| | MEASURE BB PROGRAMS & PROJECTS | | |
|--|---|--------------------------------------|---------------------|
| | Streets & Roads | Bike & Pedestrian | Total |
| ASSETS | | | |
| Cash & Cash Equivalents | \$ 4,969,898 | \$ 1,656,799 | \$ 6,626,697 |
| Accounts Receivable | 1,133,977 | 182,769 | 1,316,746 |
| Total Current Assets | \$ 6,103,875 | \$ 1,839,568 | \$ 7,943,443 |
| LIABILITIES & FUND BALANCES | | | |
| Payable to Alameda County | _____ | _____ | _____ |
| Total Liabilities | _____ | _____ | _____ |
| LIABILITIES & FUND BALANCES | | | |
| Restricted Fund Balances | \$ 6,103,875 | \$ 1,839,568 | \$ 7,943,443 |
| Total Liabilities & Fund Balances | \$ 6,103,875 | \$ 1,839,568 | \$ 7,943,443 |

See accompanying notes.

**ALAMEDA COUNTY
PUBLIC WORKS AGENCY
MEASURE BB FUNDS
STATEMENTS OF REVENUES, EXPENDITURES
AND CHANGE IN FUND BALANCES
FOR THE YEAR ENDED JUNE 30, 2023**

| | MEASURE BB PROGRAMS & PROJECTS | | |
|--|---|--------------------------------------|---------------------|
| | Streets & Roads | Bike & Pedestrian | Total |
| REVENUES | | | |
| Measure BB Revenue | \$ 6,395,079 | \$ 1,030,729 | \$ 7,425,808 |
| Interest | 126,911 | 22,864 | 149,775 |
| GASB 31 Adjustment | (111,744) | (40,788) | (152,532) |
| Total Revenues | 6,410,246 | 1,012,805 | 7,423,051 |
| EXPENDITURES | | | |
| Construction | 6,389,490 | 407,568 | 6,797,058 |
| Total Expenditures | 6,389,490 | 407,568 | 6,797,058 |
| Excess (Deficit) Revenues over Expenditures | | | |
| Net Change in Fund Balances | 20,756 | 605,237 | 625,993 |
| Beginning Fund Balances | 6,083,119 | 1,234,331 | 7,317,450 |
| Ending Fund Balances | <u>\$ 6,103,875</u> | <u>\$ 1,839,568</u> | <u>\$ 7,943,443</u> |

See accompanying notes.

**ALAMEDA COUNTY
PUBLIC WORKS AGENCY
MEASURE BB FUNDS
NOTES TO FINANCIAL STATEMENTS
JUNE 30, 2023**

NOTE 1 SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

Reporting Entity

Measure BB, approved by the voters of Alameda County on November 04, 2014, authorized Alameda County Transportation Commission (Alameda CTC) to administer the proceeds from the extension one-half cent sales and use tax scheduled to terminate on March 31, 2022, and the augmentation of the tax by one-half of one percent. The duration of the tax will be 30 years from initial year of collection, which begins April 01, 2015, with said to terminate/expire on March 31, 2045. Transactions of the Alameda CTC Measure BB Funds of the Alameda County Public Works Agency are included, as separate funds, in the basic financial statements of the County of Alameda. The Public Works Agency uses Measure BB Funds to account for expenditures incurred in The County's Local Streets and Roads, Bike and Pedestrian Ways programs.

The accompanying financial statements are for Measure BB Funds only, and are not intended to fairly present the financial position of the County of Alameda and the results of its operations and changes in fund balances.

Basis of Accounting

The accompanying financial statements are presented on the modified accrual basis of accounting. Revenues are generally recorded when measurable and available, and expenditures are recorded when the related liabilities are incurred. The modified accrual basis of accounting is not intended to present financial information in conformity with generally accepted accounting principles.

The accounting and financial reporting treatment applied to a fund is the "current financial resources" measurement focus, wherein only current assets and current liabilities are generally included on the balance sheet. The operating statement of the fund presents increasing (revenues and other financing sources) and decreasing sources (expenditures and other financing uses) in net current assets of the fund. Encumbrances for projects already under a signed contractual agreement are presented as reserves, and not yet included in the project expenditures.

Use of Estimates

The preparation of financial statements in conformity with accounting principles generally accepted in the United States of America requires management to make estimates and assumptions.

**ALAMEDA COUNTY
PUBLIC WORKS AGENCY
MEASURE BB FUNDS
NOTES TO FINANCIAL STATEMENTS (CONTINUED)
JUNE 30, 2023**

NOTE 1 SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

Use of Estimates (Continued)

These estimates and assumptions affect the reported amounts of assets and liabilities at the date of the financial statements and the reported amounts of revenues and expenditures during the reporting period. Actual results could differ from those estimates.

Description of Funds

The accounts are maintained on the basis of fund accounting. A fund is a separate accounting entity with a self-balancing set of accounts. Measure BB activities are accounted for in the Road Fund. This fund is used to account for state and local tax apportionments and other authorized revenues, the expenditure of which is restricted to street, road, highway and bridge purposes.

NOTE 2 CASH AND INVESTMENTS WITH COUNTY TREASURER

Measure BB Funds received by the Public Works Agency are deposited with the Treasurer of the County of Alameda. The Treasurer invests pooled cash and investments in accordance with policy guidelines established by the County. These investments are subject to various types of risk. Interest on pooled cash and investments is allocated quarterly to individual funds based on investment income and the average daily balance maintained by each fund. Information pertaining to the pooled cash and investments held by the Treasurer is included in the June 30, 2023 Annual Comprehensive Financial Report (ACFR) of the County.

See the County's Annual Comprehensive Financial Report (ACFR) for disclosures related to cash and investments as prescribed by Governmental Accounting Standards Board. The ACFR may be obtained from the Alameda County Office of the Auditor-Controller 1221 Oak Street, Room 249 Oakland, CA 94612.

NOTE 3 BICYCLE AND PEDESTRIAN WAYS EXPENDITURES

Expenditure plans for Bicycle and Pedestrian Ways projects are subject to pre-approval via a public meeting process.

NOTE 4 DESCRIPTIONS OF FUNDS

Under Measure BB, Alameda CTC allocates to the Public Works Agency a portion of the proceeds of an additional one-half cent sales tax to be used for transportation-related expenditures.

**ALAMEDA COUNTY
PUBLIC WORKS AGENCY
MEASURE BB FUNDS
NOTES TO FINANCIAL STATEMENTS (CONTINUED)
JUNE 30, 2023**

NOTE 4 DESCRIPTIONS OF FUNDS (CONTINUED)

Under Measure BB, Alameda CTC allocates to the Public Works Agency a portion of the proceeds of an additional one-half cent sales tax to be used for transportation-related expenditures. Measure BB is adopted with the intention that the proceeds generated by the additional sales tax would not fund expenditures previously paid for by property taxes, but rather would be used for additional projects and programs.

Projects funded by Measure BB were as follows:

Local Streets and Roads - To improve, repair, and overlay streets throughout the County

Bike and Pedestrian Ways - To provide sidewalk and ADA improvements and to implement the bikeway network

Projects funded by Measure BB and the amounts expended during the fiscal year ended June 30, 2023 were as follows:

| | |
|------------------------------|---------------------|
| Local Streets and Roads | \$ 6,389,490 |
| Bicycle and Pedestrians Ways | <u>407,568</u> |
| Total | <u>\$ 6,797,058</u> |

At June 30, 2023, \$7,943,443 of Measure BB fund balance was restricted for use in programs imposed by Alameda CTC stipulations. These stipulations may expire with time or may be satisfied and removed by the actions of Alameda CTC. Upon expiration, satisfaction or removal, the associated fund balances are released from restricted and reported as unassigned fund balances.

NOTE 5 COMMITMENTS AND CONTINGENCIES

At June 30, 2023, there is an encumbrance reserve which represents construction projects already bound by signed contractual agreements, but expenditures have not yet been incurred. Measure BB encumbrance reserve is \$2,000,000.

Occasionally, the County of Alameda is involved in legal actions arising from normal business activities. Management, upon advice of legal counsel handling such actions, believes that the ultimate resolution of any such actions will not have a material adverse effect on the Public Works Agency's financial position or results of operations.

INDEPENDENT AUDITOR’S REPORT ON INTERNAL CONTROL OVER FINANCIAL REPORTING AND ON COMPLIANCE AND OTHER MATTERS BASED ON AN AUDIT OF FINANCIAL STATEMENTS PERFORMED IN ACCORDANCE WITH GOVERNMENT AUDITING STANDARDS

To the Honorable Board of Supervisors
Alameda County
Oakland, California

We have audited, in accordance with the auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards* issued by the Comptroller General of the United States, the financial statements of the Alameda County Transportation Commission – Measure BB Funds (Measure BB Funds) of the Alameda County Public Works Agency (the County), as of and for the year ended June 30, 2023, and the related notes to the financial statements, and have issued our report thereon dated December 8, 2023.

Report on Internal Control over Financial Reporting

In planning and performing our audit of the financial statements, we considered the County’s internal control over financial reporting (internal control) as a basis for designing audit procedures that are appropriate in the circumstances for the purpose of expressing our opinions on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of the County’s internal control. Accordingly, we do not express an opinion on the effectiveness of the County’s internal control.

A *deficiency in internal control* exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, misstatements on a timely basis. A *material weakness* is a deficiency, or a combination of deficiencies, in internal control, such that there is a reasonable possibility that a material misstatement of the entity’s financial statements will not be prevented, or detected and corrected on a timely basis. A *significant deficiency* is a deficiency, or a combination of deficiencies, in internal control that is less severe than a material weakness, yet important enough to merit attention by those charged with governance.

Our consideration of internal control was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control that might be material weaknesses or, significant deficiencies. Given these limitations, during our audit we did not identify any deficiencies in internal control that we consider to be material weaknesses. However, material weaknesses may exist that have not been identified.

**INDEPENDENT AUDITOR’S REPORT ON INTERNAL CONTROL OVER
FINANCIAL REPORTING AND ON COMPLIANCE AND OTHER MATTERS
BASED ON AN AUDIT OF FINANCIAL STATEMENTS PERFORMED IN
ACCORDANCE WITH *GOVERNMENT AUDITING STANDARDS* (CONTINUED)**

Report on Compliance and Other Matters

As part of obtaining reasonable assurance about whether the County’s financial statements are free from material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements, noncompliance with which could have a direct and material effect on the determination of financial statement amounts. However, providing an opinion on compliance with those provisions was not an objective of our audit, and accordingly, we do not express such an opinion. The results of our tests disclosed no instances of noncompliance or other matters that are required to be reported under *Government Auditing Standards*.

Purpose of this Report

The purpose of this report is solely to describe the scope of our testing of internal control and compliance and the results of that testing, and not to provide an opinion on the effectiveness of the entity’s internal control or on compliance. This report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering the entity’s internal control and compliance. Accordingly, this communication is not suitable for any other purpose.

Grant & Smith, LLP

Oakland, California
December 8, 2023

**INDEPENDENT AUDITOR’S REPORT ON COMPLIANCE WITH
MEASURE BB REQUIREMENTS**

To the Honorable Board of Supervisors
Alameda County
Oakland, California

Report on Compliance

Opinion on Measure BB Program

We have audited the Alameda County Transportation Commission – Measure BB (Measure BB Funds) of the Alameda County Public Works Agency (the County)’s compliance with the types of compliance requirements described in the agreement between the County and Alameda County Transportation Commission applicable to Measure BB, that could have a direct and material effect on the County’s Measure BB Funds, for the year ended June 30, 2023.

In our opinion, the County complied, in all material respects, with the types of compliance requirements referred to above that could have a direct and material effect on Measure BB Funds for the year ended June 30, 2023.

Basis for Opinion on Measure BB Program

We conducted our audit of compliance in accordance with auditing standards generally accepted in the United States of America; the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States; and the audit requirements of the Alameda County Transportation Commission. Our responsibilities under those standards and the Measure BB requirements are further described in the Auditor’s Responsibilities for the Audit of Compliance section of our report.

We are required to be independent of the County and to meet our other ethical responsibilities, in accordance with relevant ethical requirements relating to our audit. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our opinion on compliance for Measure BB program. Our audit does not provide a legal determination of the County’s compliance with the compliance requirements referred to above.

Responsibilities of Management for Compliance

Management is responsible for compliance with the requirements referred to above and for the design, implementation, and maintenance of effective internal control over compliance with the requirements of laws, statutes, regulations, rules, and provisions of contracts or grant agreements applicable to the County’s Measure BB programs.

INDEPENDENT AUDITOR'S REPORT ON COMPLIANCE WITH MEASURE BB REQUIREMENTS (CONTINUED)

Auditor's Responsibilities for the Audit of Compliance

Our objectives are to obtain reasonable assurance about whether material noncompliance with the compliance requirements referred to above occurred, whether due to fraud or error, and express an opinion on County's compliance based on our audit. 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, *Government Auditing Standards*, and Measure requirements will always detect material noncompliance when it exists. The risk of not detecting material noncompliance resulting from fraud is higher than for that resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control. Noncompliance with the compliance requirements referred to above is considered material if there is a substantial likelihood that, individually or in the aggregate, it would influence the judgment made by a reasonable user of the report on compliance about County's compliance with the requirements of each major federal program as a whole.

In performing an audit in accordance with generally accepted auditing standards, *Government Auditing Standards*, and Measure BB requirements, we:

- Exercise professional judgment and maintain professional skepticism throughout the audit.
- Identify and assess the risks of material noncompliance, 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 County's compliance with the compliance requirements referred to above and performing such other procedures as we considered necessary in the circumstances.
- Obtain an understanding of County's internal control over compliance relevant to the audit in order to design audit procedures that are appropriate in the circumstances and to test and report on internal control over compliance in accordance with the Measure BB requirements, but not for the purpose of expressing an opinion on the effectiveness of County's internal control over compliance. Accordingly, no such opinion is expressed.

We are required to communicate with those charged with governance regarding, among other matters, the planned scope and timing of the audit and any significant deficiencies and material weaknesses in internal control over compliance that we identified during the audit.

**INDEPENDENT AUDITOR'S REPORT ON COMPLIANCE WITH
MEASURE BB REQUIREMENTS (CONTINUED)**

Report on Internal Control over Compliance

A *deficiency in internal control over compliance* exists when the design or operation of a control over compliance does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, noncompliance with a type of compliance requirement of a federal program on a timely basis. A *material weakness in internal control over compliance* is a deficiency, or a combination of deficiencies, in internal control over compliance, such that there is a reasonable possibility that material noncompliance with a type of compliance requirement of a federal program will not be prevented, or detected and corrected, on a timely basis. A *significant deficiency in internal control over compliance* is a deficiency, or a combination of deficiencies, in internal control over compliance with a type of compliance requirement of a federal program that is less severe than a material weakness in internal control over compliance, yet important enough to merit attention by those charged with governance.

Our consideration of internal control over compliance was for the limited purpose described in the Auditor's Responsibilities for the Audit of Compliance section above and was not designed to identify all deficiencies in internal control over compliance that might be material weaknesses or significant deficiencies in internal control over compliance. Given these limitations, during our audit we did not identify any deficiencies in internal control over compliance that we consider to be material weaknesses, as defined above. However, material weaknesses or significant deficiencies in internal control over compliance may exist that were not identified.

Our audit was not designed for the purpose of expressing an opinion on the effectiveness of internal control over compliance. Accordingly, no such opinion is expressed.

The purpose of this report on internal control over compliance is solely to describe the scope of our testing of internal control over compliance and the results of that testing based on the requirements of the Measure BB program. Accordingly, this report is not suitable for any other purpose.

Grant & Smith, LLP

Oakland, California
December 8, 2023