

**MEASURE B AND MEASURE BB
Annual Program Compliance Report
Reporting Period - Fiscal Year 2022-23**

AGENCY CONTACT INFORMATION

Agency Name: San Francisco Bay Area Water Emergency Transportation Authority

Date: 12/31/2023

Primary Point of Contact

Name:	Erin McGrath
Title:	Chief Financial Officer
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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**

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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	\$ -	\$ -	\$ 2,607,182	\$ -	\$ 2,607,182
Measure B Revenue		\$ -	\$ 105,455	\$ -	\$ 105,455
Interest	\$ -	\$ -	\$ -	\$ -	\$ -
GASB 31 Adjustment	\$ -	\$ -	\$ -	\$ -	\$ -
Expenditures <small>Expenditures Matches Table 2?</small>	\$ - <small>TRUE</small>	\$ - <small>TRUE</small>	\$ 380,492 <small>TRUE</small>	\$ - <small>TRUE</small>	\$ 380,492
End of Year Fund Balance	\$ -	\$ -	\$ 2,332,145	\$ -	\$ 2,332,145

*DLD Recipient verifies amounts above agrees to DLD Recipient's audited financial statements; and
DLD Recipient verifies end of the year Fund Balance reflects what is stated on the audited financial statements.*

Notes

B. 2014 MEASURE BB Direct Local Distribution Programs

	Bicycle / Pedestrian	Local Streets and Roads	Mass Transit	Paratransit	Total
Beginning of Year Fund Balance	\$ -	\$ -	\$ 2,674,002	\$ -	\$ 2,674,002
Measure BB Revenue		\$ -	\$ 1,898,188	\$ -	\$ 1,898,188
Interest	\$ -	\$ -	\$ 100,517	\$ -	\$ 100,517
GASB 31 Adjustment	\$ -	\$ -	\$ -	\$ -	\$ -
Expenditures <small>Expenditures Matches Table 2?</small>	\$ - <small>TRUE</small>	\$ - <small>TRUE</small>	\$ 387,609 <small>TRUE</small>	\$ - <small>TRUE</small>	\$ 387,609
End of Year Fund Balance	\$ -	\$ -	\$ 4,285,098	\$ -	\$ 4,285,098

*DLD Recipient verifies amounts above agrees to DLD Recipient's audited financial statements; and
DLD Recipient verifies end of the year Fund Balance reflects what is stated on the audited financial statements.*

Notes

None

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.

This autopopulated 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 BB	\$ 1,898,188	\$ 7,592,752	\$ 4,285,098	\$ (3,307,654)
Measure B	Measure B Balance must be exhausted June 30, 2026.		\$ 2,332,145	

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.

Although no exemption is requested, just sharing with you that the Measure B balance is

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GENERAL COMPLIANCE REPORTING

- | | | |
|---|----|---------|
| 1. What is the agency's average on-time performance goal/target? | 97 | Percent |
| 2. What is the agency's average on-time performance for the year? | 95 | 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?

N/A

- 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	\$ 2,332,145	\$ 2,332,145
MBB Balance	\$ 4,285,098	\$ 4,285,098
Total	\$ 6,617,243	\$ 6,617,243

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

Fund balances will be used to support the four projects listed in 4c.

- 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
Replacement Vessel - M/V Bay Breeze	This project will design and build a replacement passenger-only vessel for the end-of-life M/V Bay Breeze. The M/V Bay Breeze is	\$ 680,826	Underway
Engines Conversion - Gemini Class Vessels	This project will replace the EAP Tier 2 engines on the four Gemini Class vessels with EPA Tier 4 engines. This project will move WETA's fleet	\$ 275,602	Underway
Terminal Rehabilitation - Alameda Main Street	This project will design, fabricate and install replacement float and ganagway at the Alameda Main Street ferry terminal. The	\$ 3,703,824	Underway
Central Bay Terminal Expansion	This project will add berthing and maintenance space adjacent to the Central Bay Operations and Maintenance Facility to accommodate	\$ 549,063	Planned
Electrification of Floats and Main St, Seaplane	Project part of efforts to electrify Alameda routes to comply with CARB rules	\$ 1,479,028	Planned

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	No	Yes	Yes	
Website	Yes	Yes	Yes	
Signage	Yes	Yes	Yes	

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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 22-23	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	Ferry	Construction	Capital Improvement	Main Street Terminal Rehabilitation	This project involved design, fabricate and install replacement float and gangway at the Alameda Main Street ferry terminal to ensure continued passenger service.	0	Other	Project was delayed for a year due to unanticipated environmental permitting but is now nearly complete and will reopen Jan. 2024.	1. Direct (in EPC)	\$ 380,492	\$ -	\$ 891,383	\$ 1,271,875
2	Ferry	Construction	Equipment/New Vehicles	Replacement Vessel for the MV Bay Breeze	Design and build a replacement vessel for the end-of-life MV Bay Breeze. The MV Bay Breeze is mainly used in the Alameda/Oakland to San Francisco and South San Francisco ferry services.	0	Vehicles Purchased	Construction project underway but delayed over a year due to COVID materials and labor shortages.	1. Direct (in EPC)	\$ -	\$ 19,174	\$ 2,216,165	\$ 2,235,339
3	Ferry	Construction	Capital Improvement	Engine Conversion - Gemini Class Vessels	Replace the EAP Tier 2 engines on the four Gemini Class vessels with EAP Tier 4 engines. These new engines will reduce engine emissions.	4	Other	All vessels have been retrofitted and returned to service. Final payments to be made in FY24 at end of warranty.	1. Direct (in EPC)	\$ -	\$ 367,498	\$ 2,245,819	\$ 2,613,317
4	Ferry	Planning/Scoping	Capital Improvement	Central Bay Terminal Expansion		0	Other	Staff work progressed on MOU with City of Alameda on property use/long term lease	1. Direct (in EPC)	\$ -	\$ 937	\$ -	\$ 937
TOTAL										\$ 380,492	\$ 387,609	\$ 5,353,367	\$ 6,121,468
Match to Table 1?										TRUE	TRUE		