

DTLB Alliance Executive Committee

September 5, 2024

Thank you to the following Downtown Businesses!

Breakfast provided by:



Coffee provided by:



I. Call to Order and Introductions

Denise Carter, Chairperson

2. Secretary Report: Minutes – August I

- President/CEO Evaluation Reminder
- Board Election Results
- Draft FY25 Budget recommendation to Board of Directors

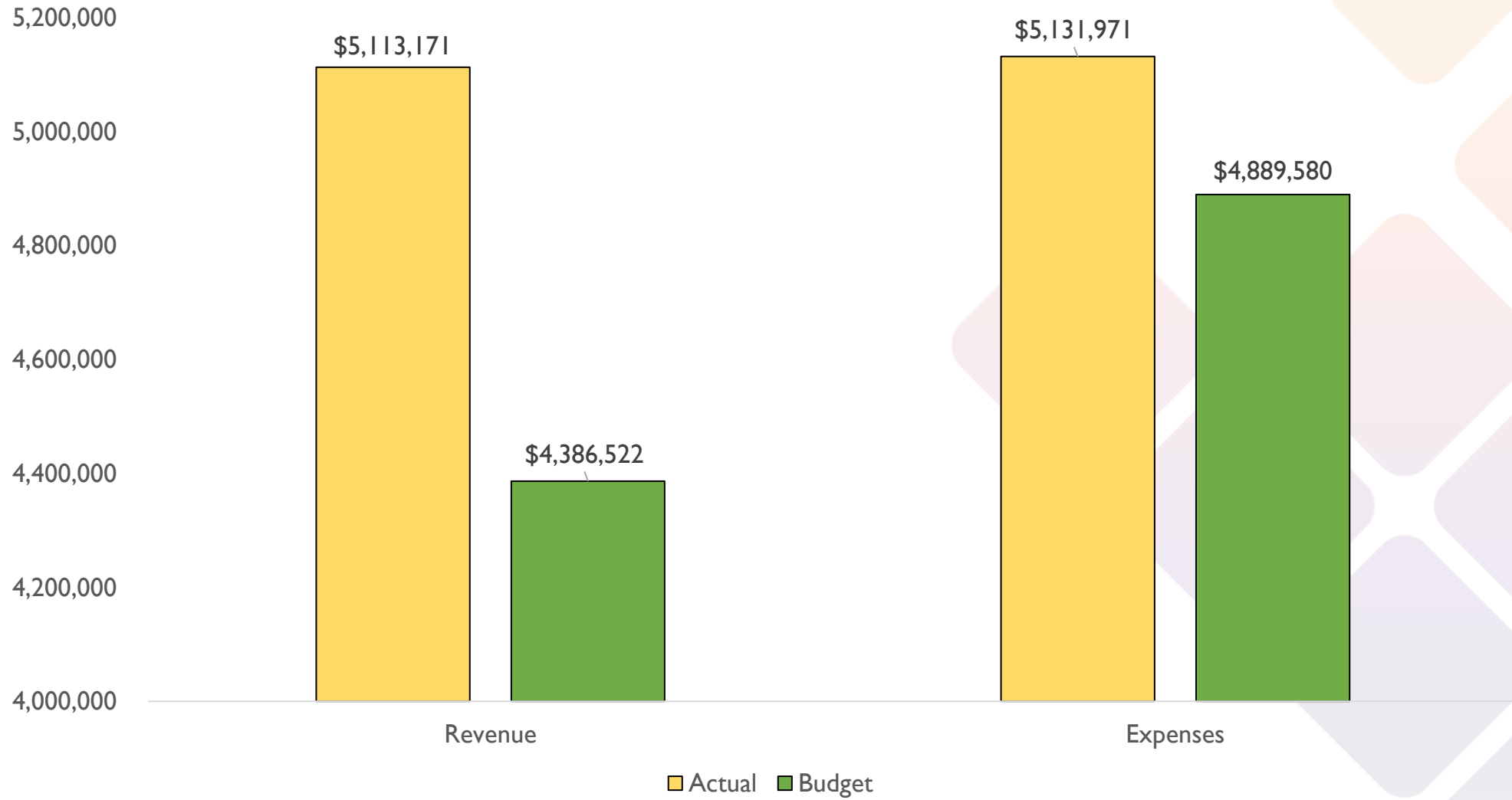
ACTION: Approve Minutes from August I Executive Committee Meeting

3. Treasurer's Report

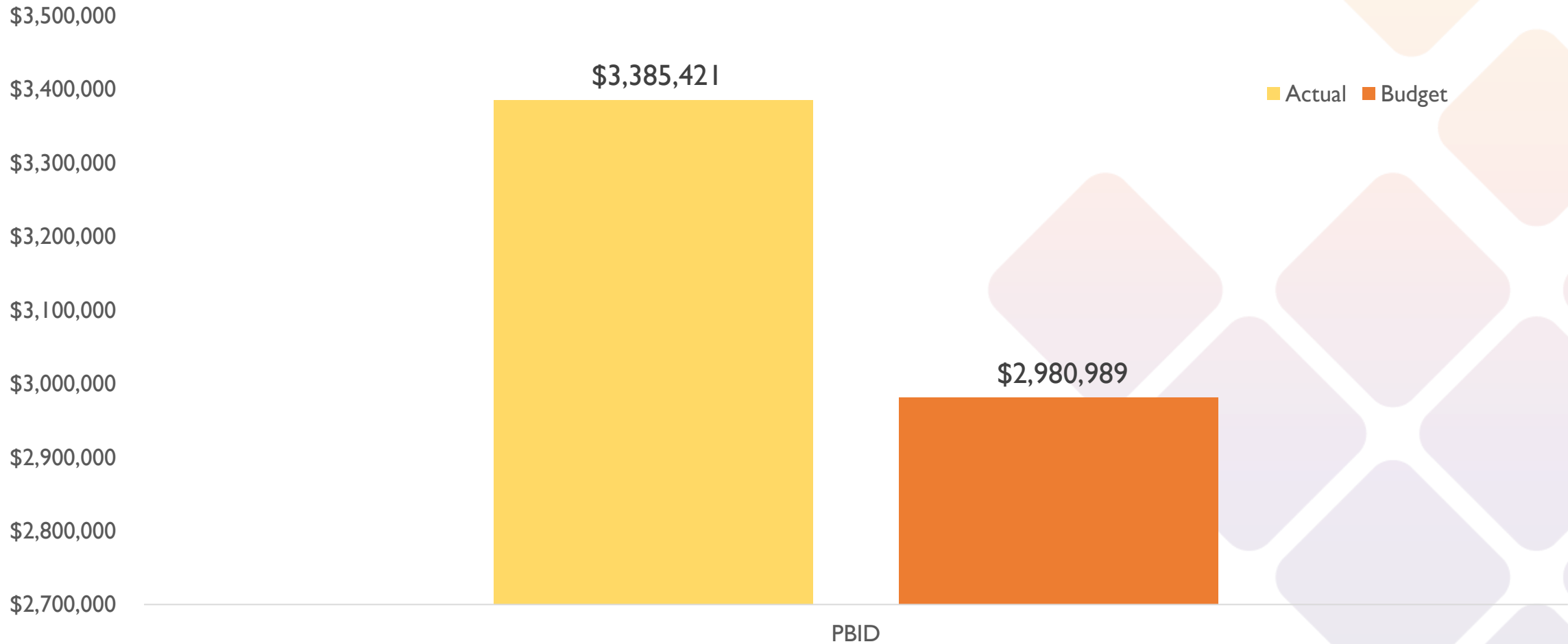
Mike Gold, Treasurer

Jeremy Ancalade, Vice President of Finance and Administration

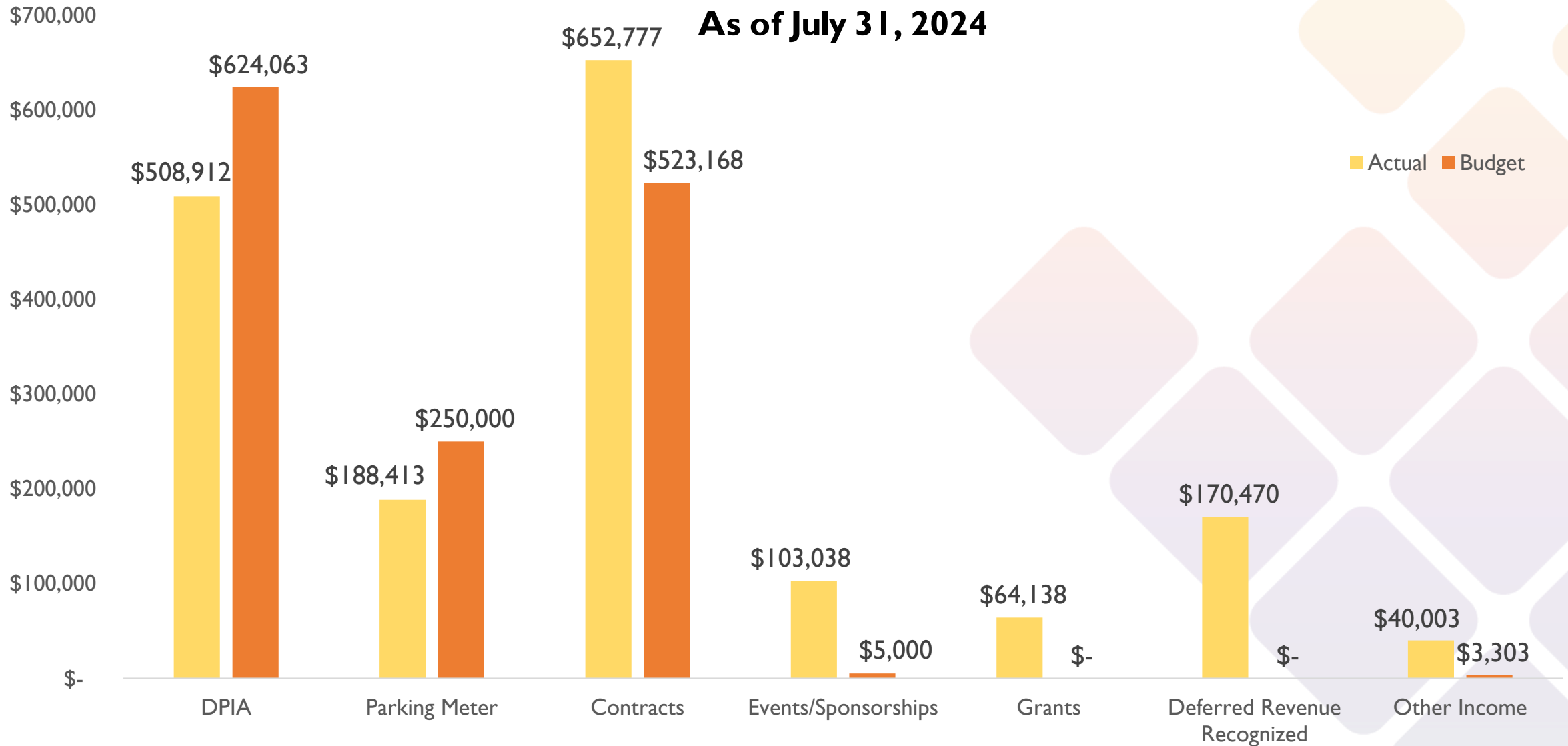
Financial Summary As of July 31, 2024



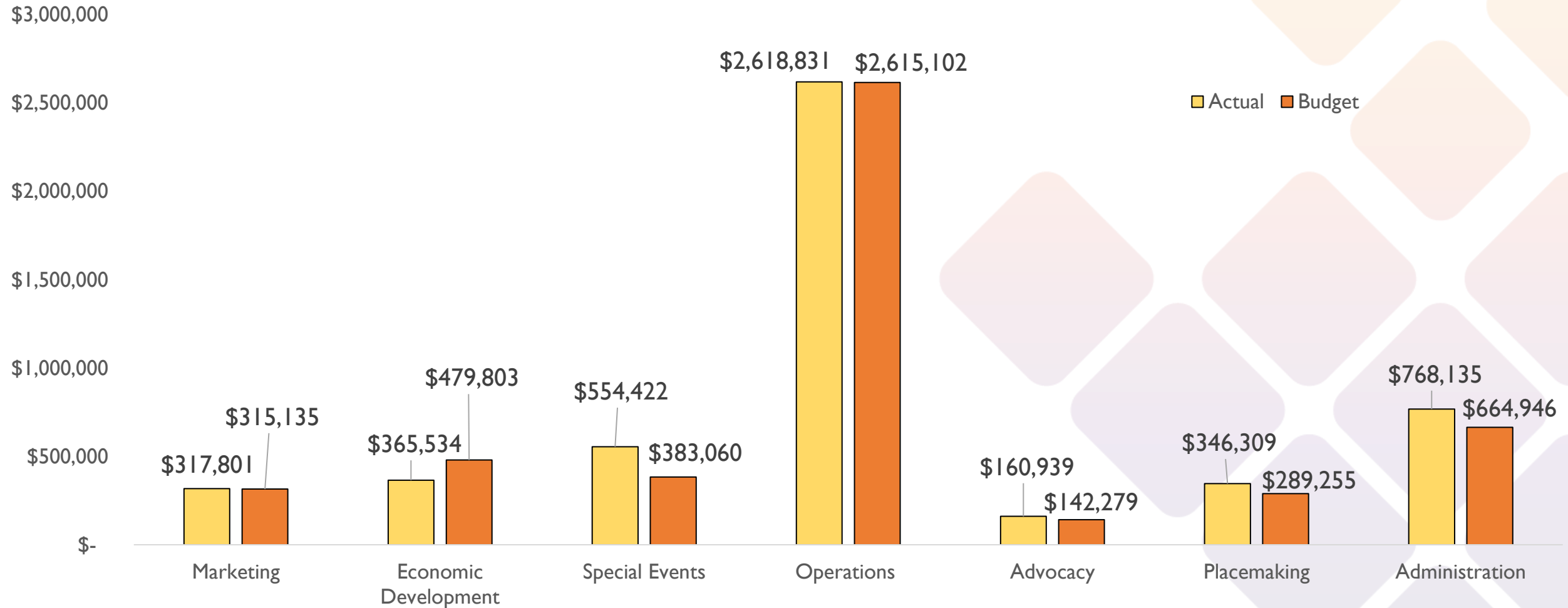
Revenue Summary As of July 31, 2024

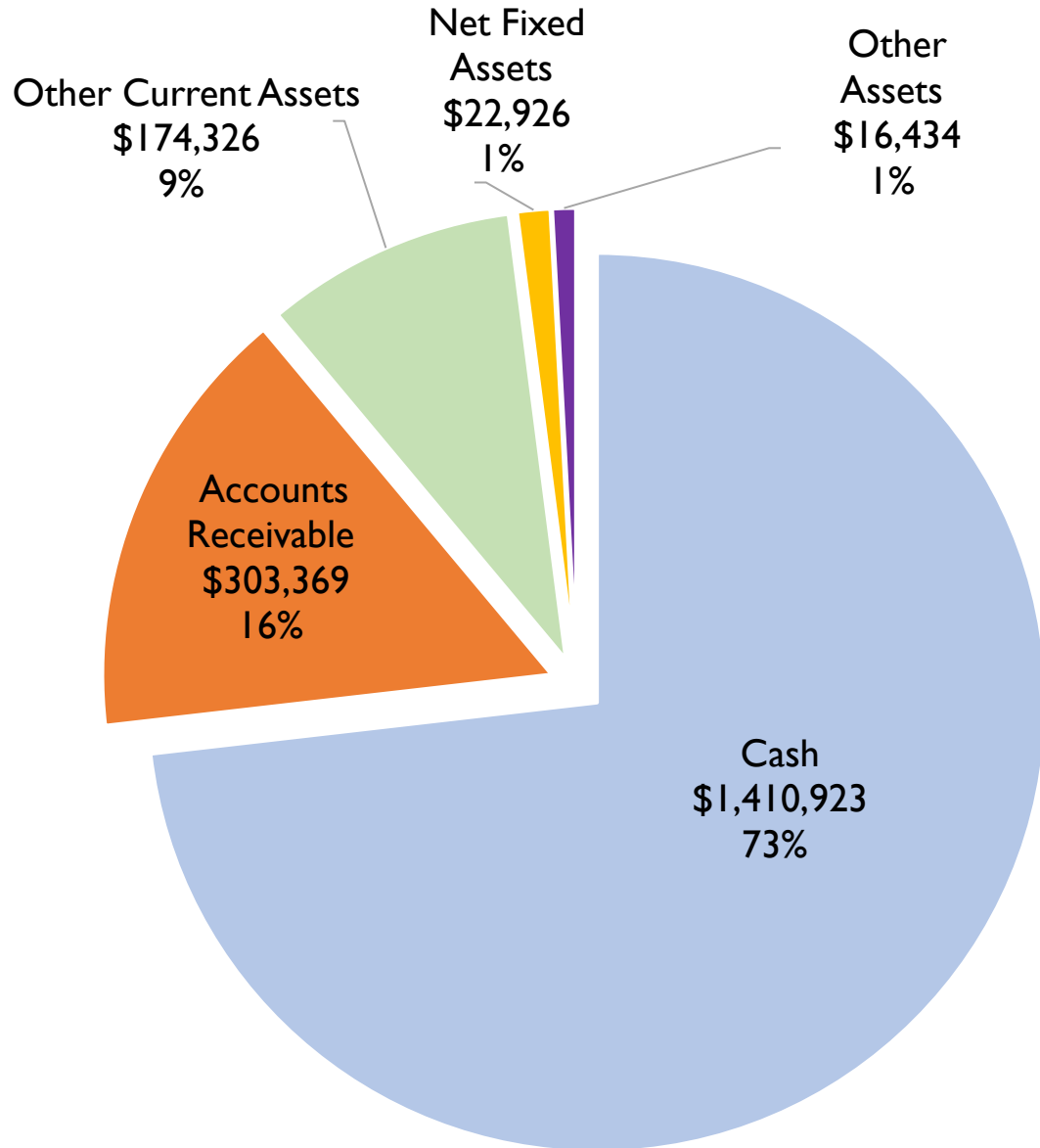


Revenue Summary
As of July 31, 2024



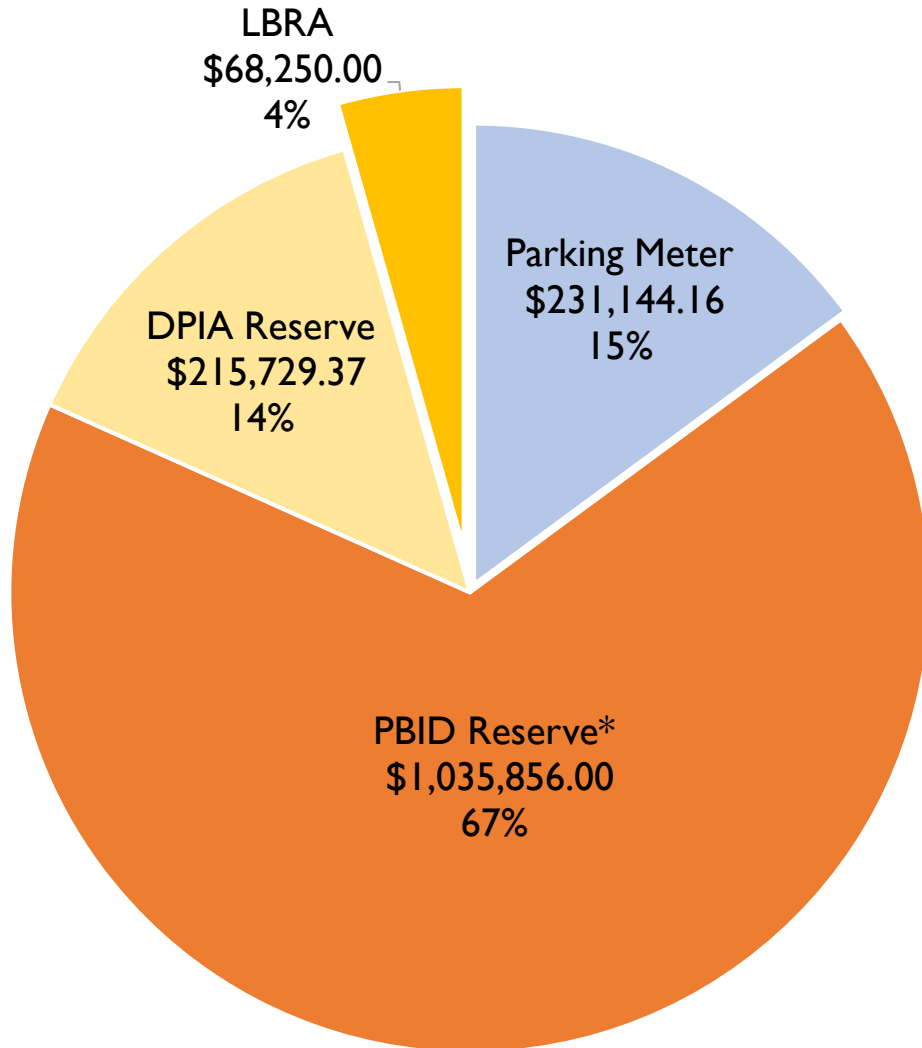
**Expense Summary
As of July 31, 2024**





DLBA Assets

Cash	\$	1,410,923
Accounts Receivable	\$	303,369
Other Current Assets	\$	174,326
Net Fixed Assets	\$	22,926
Other Assets	\$	16,434
	\$	1,927,978



DLBA Deferred Revenue

Parking Meter	\$ 231,144.16
PBID Reserve*	\$ 1,035,856.00
DPIA Reserve	\$ 215,729.37
LBRA	\$ 68,250.00
<hr/>	
Balance less PBID Reserve	\$ 515,123.53

**A/R Aging Summary
As of July 31, 2024**

 Executive Committee Meeting
September 5, 2024

	Current	1 - 30	31 - 60	61 - 90	91 and over	Total
CITY OF LONG BEACH	\$ -	\$ -	\$ 75,000	\$ -	\$ 68,500	\$ 143,500
State of California	\$ -	\$ -	\$ -	\$ -	\$ 97,703	\$ 97,703
Long Beach Transit (Customer)	\$ 22,567	\$ -	\$ -	\$ -	\$ -	\$ 22,567
Long Beach Economic Partnership	\$ -	\$ 10,000	\$ -	\$ -	\$ -	\$ 10,000
Midtown Business Improvement District	\$ 5,595	\$ -	\$ -	\$ -	\$ -	\$ 5,595
Zaferia Business Association	\$ 4,963	\$ -	\$ -	\$ -	\$ -	\$ 4,963
Padre Latin Table & Cocktails	\$ -	\$ -	\$ -	\$ -	\$ 4,000	\$ 4,000
Port of Long Beach	\$ -	\$ -	\$ -	\$ -	\$ 3,000	\$ 3,000
Long Beach Center Loan, LLC (Mosaic)	\$ 2,271	\$ -	\$ -	\$ -	\$ -	\$ 2,271
LA County MTA	\$ -	\$ -	\$ -	\$ -	\$ 2,051	\$ 2,051
Partake Collective.	\$ -	\$ 2,000	\$ -	\$ -	\$ -	\$ 2,000
Pedal Movement (Customer)	\$ -	\$ -	\$ -	\$ -	\$ 1,750	\$ 1,750
HILLCREST MONTEREY ASSOCIATES, INC	\$ 1,527	\$ -	\$ -	\$ -	\$ -	\$ 1,527
Blu Community	\$ 893	\$ -	\$ -	\$ -	\$ -	\$ 893
AMO Marketing, Inc.	\$ -	\$ -	\$ 500	\$ -	\$ -	\$ 500
J Graphix Studio	\$ -	\$ -	\$ -	\$ -	\$ 400	\$ 400
Hamburger Mary's (Customer)	\$ -	\$ -	\$ -	\$ 250	\$ -	\$ 250
Stay Anchored.	\$ -	\$ -	\$ -	\$ -	\$ 200	\$ 200
The Cypher on Elm	\$ -	\$ -	\$ -	\$ -	\$ 100	\$ 100
The Scarlet Flower	\$ -	\$ -	\$ -	\$ -	\$ 100	\$ 100
TOTAL	\$ 37,815	\$ 12,000	\$ 75,500	\$ 250	\$ 177,804	\$ 303,369

A/R Aging Summary

As of August 30, 2024

	Current	1 - 30	31 - 60	61 - 90	91 and over	Total
State of California	\$ -	\$ -	\$ -	\$ -	\$ 97,703	\$ 97,703
CITY OF LONG BEACH	\$ -	\$ -	\$ -	\$ -	\$ 68,500	\$ 68,500
Long Beach Transit (Customer)	\$ -	\$22,567	\$ -	\$ -	\$ -	\$ 22,567
Midtown Business Improvement District	\$ 5,595	\$ -	\$ -	\$ -	\$ -	\$ 5,595
Padre Latin Table & Cocktails	\$ -	\$ -	\$ -	\$ -	\$ 4,000	\$ 4,000
Port of Long Beach	\$ -	\$ -	\$ -	\$ -	\$ 3,000	\$ 3,000
Visit Long Beach	\$ 3,000	\$ -	\$ -	\$ -	\$ -	\$ 3,000
Long Beach Center Loan, LLC (Mosaic)	\$ 2,271	\$ -	\$ -	\$ -	\$ -	\$ 2,271
LA County MTA	\$ -	\$ -	\$ -	\$ -	\$ 2,051	\$ 2,051
Partake Collective.	\$ -	\$ -	\$2,000	\$ -	\$ -	\$ 2,000
Pedal Movement (Customer)	\$ -	\$ -	\$ -	\$ -	\$ 1,750	\$ 1,750
Mercy Housing (300 Alamitos)	\$ 968	\$ -	\$ -	\$ -	\$ -	\$ 968
AMO Marketing, Inc.	\$ -	\$ -	\$ -	\$ 500	\$ -	\$ 500
J Graphix Studio	\$ -	\$ -	\$ -	\$ -	\$ 400	\$ 400
Hamburger Mary's (Customer)	\$ -	\$ -	\$ -	\$ -	\$ 250	\$ 250
Stay Anchored.	\$ -	\$ -	\$ -	\$ -	\$ 200	\$ 200
The Cypher on Elm	\$ -	\$ -	\$ -	\$ -	\$ 100	\$ 100
The Scarlet Flower	\$ -	\$ -	\$ -	\$ -	\$ 100	\$ 100
TOTAL	\$11,834	\$22,567	\$2,000	\$ 500	\$ 178,054	\$214,955

Downtown Long Beach Alliance
As of July 31, 2024
(Fiscal Year Ending September 30, 2024)
Financial Summary

Year-to-Date	Actual	Budget	Variance
Revenue	5,113,171	4,386,522	726,649
Expenses	5,131,971	4,889,580	242,391
Net	(18,799)	(503,058)	484,258

4. Chairperson Report

Denise Carter

4. Chairperson's Report – Denise Carter, Chair

A. Remarks from the Chair

4. Chairperson's Report – Denise Carter, Chair

B. Governance Committee Report – Sam Pierzina, Chair

i. FY25 Programming Chair Approvals

- a) **Economic Development**
 - Chair: John Tully
 - Vice-Chair: Shane Young
- b) **Marketing & Communications**
 - Chair: Claudia Ayala
 - Vice-Chair: Samantha Mehlinger
- c) **Placemaking**
 - Chair: Greg Beck
 - Vice Chair: Jenny Rivera
- d) **Public Safety**
 - Chair: Reverend Antonio Gallardo
 - Vice-Chair: TBD
- e) **Special Events & Sponsorships**
 - Chair: Clay Wood
 - Vice-Chair: TBD

4. Chairperson's Report – Denise Carter, Chair

B. Governance Committee Report – Sam Pierzina, Chair

i. FY25 Programming Chair Approvals

ACTION: As recommended by DTLB Alliance's Governance Committee, approve the above-mentioned candidates to serve as programming committee chairs and vice-chairs for a one-year term, effective October 1, 2024 and expiring upon the appointment of new chairs in FY26.

4. Chairperson's Report – Denise Carter, Chair

B. Governance Committee Report – Sam Pierzina, Chair

ii. FY25 Board Appointments

ACTION: In accordance with DTLB Alliance Bylaws, appoint Thomas Mays to complete the remainder of the vacant PBID Premium seat's term, effective October 1, 2024 and expiring on September 30, 2025

5. President & CEO Report

Austin Metoyer

5. President & CEO Report – Austin Metoyer

A. Update on 501(c)3 Development

STEP	STATUS
1. Select a corporate STRUCTURE .	COMPLETED
2. Identify a MISSION and PURPOSE.	COMPLETED
3. Select a NAME .	COMPLETED
4. Appoint a registered AGENT .	COMPLETED
5. Assemble a BOARD of Directors.	COMPLETED
6. Draft BYLAWS .	COMPLETED
7. Apply for an EIN from the IRS.	COMPLETED
8. File ARTICLES of Incorporation.	IN PROGRESS
8. Apply for CA TAX EXEMPTION .	IN PROGRESS
9. REGISTER with the CA Attorney General.	IN PROGRESS
10. Submit the formal 501c3 APPLICATION .	IN PROGRESS
11. Register for CHARITABLE FUDRAISING .	NOT YET STARTED
12. COMPLY with annual compliance.	NOT YET STARTED

COMPLETED STEPS:

■ **Mission & Purpose:**

To support the revitalization, growth and prosperity of the Downtown Long Beach community.

- Build community by activating public spaces and supporting community-focused programming and artistic endeavors.
- Promote a safe, vibrant and beautiful Downtown by developing and supporting programs and policies that foster a transit-, pedestrian-, and bicycle-friendly environment.

COMPLETED STEPS:

■ **Mission & Purpose:**

To support the revitalization, growth and prosperity of the Downtown Long Beach community.

- Facilitate real estate development through innovative public/private partnerships.
- Contribute to the overall economic health and prosperity of Downtown.
- Ensure that Downtown remains a healthy, safe and prosperous Downtown for all.

COMPLETED STEPS:

- **Corporate Structure:**
 - A California nonprofit public benefit corporation.
 - Organized for charitable purposes.

- **Registered Agent:**
 - Jeremy Ancalade
 - Responsible for receiving and submitting legal notices and documents.

- **Drafting Bylaws:**
 - Created and reviewed by legal.

COMPLETED STEPS:

■ Name and Board:

THE DOWNTOWN DIFFERENCE

Proposed Directors

Name	Affiliation
Alan Burks	Downtown Long Beach Alliance
Kourosh Davatolhagh	Farmers & Merchants Bank
Shawna Herrera Stevens	City of Long Beach
Jewels Long Beach	Hamburger Mary's
Rhonda Love	Dreamkreator Studio
Austin Metoyer	Downtown Long Beach Alliance
Miles Nevin	CSULB

STEPS IN PROGRESS:

- **501c3 Application:**
 - Applies for tax exempt status with the IRS.
- **CA Attorney General Registration:**
 - Created the company with California before exemption.
- **Articles of Incorporation:**
 - Filed with California Secretary of State when registering agency.
- **CA Tax Exemption:**
 - Filed with CA Franchise Tax Board after IR 501c3 application is filed

STEPS NOT YET BEGUN:

- **Register for charitable fundraising:**
 - Will happen once tax-exempt status is secured.

- **Annual compliance:**
 - Will occur annually on an ongoing basis.

5. President & CEO Report – Austin Metoyer

A. Update on 501(c)3 Development

ACTION: Approve Alan Burks to serve as the DTLB Alliance representative for the Downtown Difference Board of Directors

5. President & CEO Report – Austin Metoyer

B. Review of City of Long Beach Response to Grants Pass v. Johnson

Grants Pass: Impacts

On June 28, 2024, the Supreme Court reversed the U.S. 9th Circuit Court of Appeals decision in the case of Johnson v. Grants Pass (9th Cir. 2022) 50 F.4th 787, setting precedent **that public agencies may now enforce local laws restricting sleeping and/or camping in public space, regardless of the availability of shelter options.**

- **Ruling Overview:** Supreme Court allows enforcement of local anti-camping laws, regardless of shelter availability.
- **Local Jurisdiction Impact:** No mandate or funding; cities can enforce ordinances at their discretion.
- **Long Beach Response:**
 - Committed to maintaining access to public resources.
 - Enforcement integrated into strategies for addressing encampments in key areas (Lincoln, Gumbiner, Chavez, Harvey Milk Parks).
- **Police Focus:** Target criminal conduct, threats to public health, and safety within encampments



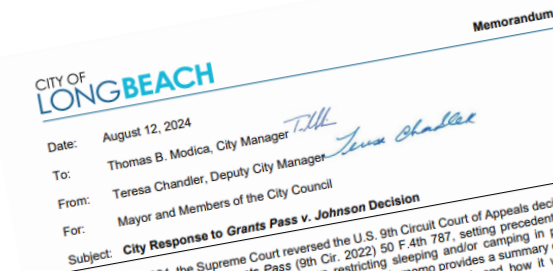
Priority Focus Area Strategy

Public Spaces Workgroup Role:

- Identifies priority areas for encampment resolution as resources allow.

Criteria for Priority Focus Areas:

- I. **Repeated Outreach:** Encampments previously offered services and shelter.
- II. **Obstruction of Public Resources:** Encampments blocking access to parks, libraries, beaches, etc.
- III. **Space Impact:** Encampments occupying significant space relative to available area.
- IV. **Community and Council Input:** Consistent feedback on problematic areas where outreach has failed.
- V. **Public Health & Safety Risks:** Activities or behaviors posing health or safety concerns.
- VI. **Data-Driven Approach:** Use of outreach, engagement, and frontline service data.



On June 28, 2024, the Supreme Court reversed the U.S. 9th Circuit Court of Appeals decision in the case of *Johnson v. Grants Pass* (9th Cir. 2022) 50 F.4th 787, setting precedent that public agencies may now enforce local laws restricting sleeping and/or camping in public space, regardless of the availability of shelter options. This memo provides a summary of this ruling, how this additional enforcement capacity will be implemented, and how it will be incorporated into the City of Long Beach's current homelessness response.

Overview

This decision overturns the previous legal precedent set by the 9th Circuit in *Marlin v. Boise* (9th Cir. 2019) 520 F.3d 584, which ruled that enforcement of ordinances restricting camping or sleeping in public spaces without first offering adequate, available shelter options constituted a violation of the U.S. Constitution's Eighth Amendment cruel and unusual punishment clause. While this ruling does not mandate any action by local jurisdictions nor provide additional resources or funding towards homelessness response, it does enable cities and other public agencies to exert full discretion on enforcement of anti-camping ordinances. In Long Beach, this enforcement mechanism will be used as an additional tool when appropriate, while continuing to apply a human-centered approach to addressing homelessness.

A human-centered approach is leading with outreach and offering services while working to ensure experiences of homelessness in Long Beach are rare and brief if they do occur. The City has been, and will continue to invest in proven long-term solutions, including meeting basic needs, providing supportive services, and providing immediate access to temporary and permanent housing. Though widespread issuance of citations or arrests solely for violations of the City's anti-camping ordinance will do little to reduce overall rates of homelessness, and could create additional barriers for people to access housing and services, they also can be used as a tool to address locations where there is a threat to public health or safety and when other solutions are not working.

The City also remains committed to ensuring all residents of Long Beach have access to and use of crucial public resources. The additional enforcement mechanism will be incorporated into the City's interdepartmental approach to resolving encampments that pose significant and persistent obstruction to use of public resources like parks, libraries, and beaches. Once identified, these Priority Focus Areas will be subject to an intensive interdepartmental engagement effort, including multiple days of outreach, credible offers of supportive services and shelter, clean-up protocols, and notification that the area needs to be vacated. Enforcement may be used as a means of dispersing encampments in priority focus areas if other outreach and service provision measures prove ineffective.

Grants Pass and City Priority Focus Area FAQ

the Grants Pass v. Johnson Decision?

In 2024, the United States Supreme Court reversed the U.S. 9th Circuit Court of Appeals decision in the case of *Johnson v. Grants Pass* (9th Cir. 2022) 50 F.4th 787. This decision overturns the previous legal precedent set by the 9th Circuit (9th Cir. 2019), which ruled that enforcement of ordinances restricting camping or sleeping in public spaces without first offering adequate, available shelter options constituted a violation of the U.S. Constitution's Eighth Amendment punishment clause.

This decision provides municipalities the option to enforce generally applicable laws regulating camping on public space, but it does not mandate any action by local jurisdictions nor provide additional resources or funding towards homelessness response. It does allow cities and other public agencies full discretion in enforcement of anti-camping ordinances related to the Eighth Amendment to the U.S. Constitution. In addressing encampments, City staff are required to use law related to unlawful searches and seizures under the Fourth Amendment of the U.S. Constitution.

What are the impacts of the Grant's Pass v. Johnson Supreme Court decision?

The decision does not mandate any action by local jurisdictions nor provide additional resources or funding towards homelessness response. It does allow cities and other public agencies full discretion in enforcement of anti-camping ordinances related to the Eighth Amendment to the U.S. Constitution. In addressing encampments, City staff are required to use law related to unlawful searches and seizures under the Fourth Amendment of the U.S. Constitution.

How will the Supreme Court decision affect the City's response to homelessness?

The City of Long Beach released a [memo](#) detailing the City's response to the Grants Pass v. Johnson decision. The City's anti-camping ordinance will be incorporated as one option in the City's interdepartmental approach to resolving encampments. The City of Long Beach remains committed to a human-centered approach, prioritizing meeting basic needs, providing supportive services, and providing immediate access to temporary and permanent housing. Though widespread issuance of citations or arrests solely for violations of the City's anti-camping ordinance will do little to reduce overall rates of homelessness and could create additional barriers for people to access housing and services, they also can be used as a tool to address locations where there is a threat to public health or safety and when other solutions are not working.

What are the Priority Focus Areas?

Priority Focus Areas are identified to ensure all residents of Long Beach have access to and use of crucial public resources. These areas are identified through a human-centered approach to resolving encampments that pose significant and persistent obstruction to use of public resources like parks, libraries, and beaches. Once identified, these Priority Focus Areas will be subject to an intensive interdepartmental engagement effort, including multiple days of outreach, credible offers of supportive services and shelter, clean-up protocols, and notification that the area needs to be vacated. Enforcement may be used as a means of dispersing encampments in priority focus areas if other outreach and service provision measures prove ineffective.

Process & Implementation Approach

Strategy Development:

- Designed by the Public Spaces Workgroup tailored to specific locations.

Intensive Outreach Components:

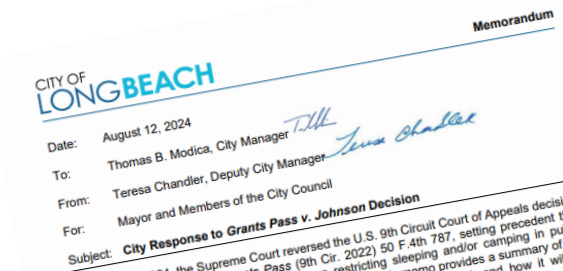
- Building trust and rapport with individuals.
- Addressing basic needs: food, water, medical care.
- Offering emergency shelter and connections to housing solutions.
- Notifying individuals that the area must be vacated.

Site Cleanups:

- Assessment of cleanup needs; follow protocols including posting procedures.

Resource Prioritization:

- Focus on high-impact, problematic areas where other solutions failed.
- Strategic prioritization is crucial; not every location can be a priority



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A human-centered approach is leading with outreach and offering services while working to ensure experiences of homelessness in Long Beach are rare and brief if they do occur. The City has been, and will continue to invest in proven long-term solutions, including meeting basic needs, providing supportive services, and providing immediate access to temporary and permanent housing. Though widespread issuance of citations or arrests solely for violations of the City's anti-camping ordinance will do little to reduce overall rates of homelessness, and could create additional barriers for people to access housing and services, they also can be used as a tool to address locations where there is a threat to public health or safety and where other solutions are not working.

The City also remains committed to ensuring all residents of Long Beach have access to and use of crucial public resources. The additional enforcement mechanism will be incorporated into the City's interdepartmental approach to resolving encampments that pose significant and persistent obstruction to use of public resources like parks, libraries, and beaches. Once identified, these Priority Focus Areas will be subject to an intensive interdepartmental engagement effort, including multiple days of outreach, credible offers of supportive services and shelter, clean-up protocols, and notification that the area needs to be vacated. Enforcement may be used as a means of dispersing encampments in priority focus areas if other outreach and service provision measures prove ineffective.

Grants Pass and City Priority Focus Area FAQ

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How will the Supreme Court decision affect the City's response to homelessness?

The City of Long Beach released a [memo](#) detailing the City's response to the Grants Pass v. Johnson decision. The City of Long Beach remains committed to a human-centered approach, prioritizing meeting basic needs, providing supportive services, and providing immediate access to housing to people experiencing homelessness. Though widespread issuance of citations or arrests solely for violations of the City's anti-camping ordinance will do little to reduce overall rates of homelessness and could create additional barriers for people to access housing and services, they also can be used as a tool to address locations where there is a threat to public health or safety and where other solutions are not working.

What are Priority Focus Areas?

Priority Focus Areas are identified to ensure all residents of Long Beach have access to and use of crucial public resources. These areas are identified based on persistent obstruction to use of public resources like parks, libraries, and beaches. Once identified, these Priority Focus Areas will be subject to an intensive interdepartmental engagement effort, including multiple days of outreach, credible offers of supportive services and shelter, clean-up protocols, and notification that the area needs to be vacated. Enforcement may be used as a means of dispersing encampments in priority focus areas if other outreach and service provision measures prove ineffective.

Regional & State Landscape

- LA County
 - Santa Monica
 - Los Angeles
- Orange County
 - Newport Beach
 - San Clemente
 - Aliso Viejo
- Northern California
 - Sacramento
 - Berkeley
 - San Francisco

Governor Newsom orders state agencies to address encampments in their communities with urgency and dignity

“The Grants Pass decision unconscionable and ineffective. There needs to be more shelters and affordable housing. The solution to homelessness is not arrest. It is not pushing people from community to community.” - LA County Supervisor Chairwoman Lindsey Horvath

Organizational Involvement

- Downtown: Roadmap to Recovery Working Group
- City of Long Beach: Public Space working group – external partner
- Private space – education: no trespassing, reports/citation



Questions / Comments

5. President & CEO Report – Austin Metoyer

C. Misc.

6. Old Business
7. New Business
8. Public Comments (three minutes on all non-agenda items)
9. Executive Committee to Adjourn to Closed Session
 - A. Personnel/President & CEO Evaluation

9. Closed Session

A. Personnel/President & CEO Evaluation



10. Open Session
11. Adjournment

Next Executive Committee Meeting:
October 3, 2024
DTLB Alliance Conference Room

DTLB Alliance Executive Committee

September 5, 2024

Thank you to the following Downtown Businesses!

Breakfast provided by:



Coffee provided by:

