## **Leadership Council Meeting**

Wednesday, October 24, 2018
Martinez Hall, Marina, CA

Leadership Council Co-Chairs: Luis Alejo (Monterey County Board Supervisor)

Members Present & Affiliations: Ignacio Velasquez (Mayor of Hollister), Joseph Gunter (Mayor of Salinas), Maria Orozco (Mayor of Gonzales), Nancy Amadeo (Marina Councilmember), Mick Erickson (Pastor), Robin McCrae (Community Human Services), Dave Pacheco (Seaside Council Member), Jack Murphy (Veterans Transition Center), Elliott Robinson (Community Member), Matt Huerta (Monterey Bay Economic Partnership), Michael Lisman (Monterey County Health Dept.), Cheryl Camany (Salinas Family Resource Center)

Staff: Katherine Thoeni, Katrina McKenzie, and Roxanne Wilson (Coalition of Homeless Services Providers)

Guests: Jill Allen (Dorothy's), Glorietta Rowland (DSS/CAP), Mary Eileen Kiniry and Kathleen Baker (Gathering for Women), Jose Vasquez and Enrique Arreola (San Benito County), Jill Cameron (San Benito County Office of Education), Megan Hunter, Melissa Ruiz, Anastacia Wyatt, and Kalie Low (City of Salinas), Jess Gutierrez and Alexa Johnson (Housing Resource Center), Kathy Whilden (Funds for Homeless Women/Public), Georgina Alvarez (CCCIL), Rosemarie Axton (I-Help), Wendy Askew (Supervisor Jane Parker's office), Eric Johnson, Reyes Bonilla (Community Homeless Solutions)

- I. <u>Welcome, Introductions, and Announcements:</u> The meeting began at 3:03 pm and introductions were made. Thoeni reports that Timothy Barrett is unable to attend today's meeting due to a scheduling conflict, but he did meet with Thoeni earlier and received a full briefing.
- II. Additions/Modifications to the Agenda:
  None.
- **III.** Public Comment: The public is encouraged to attend Leadership Council meetings to observe council activities. Members of the public are asked to sign in so that the record reflects their presence. Public comments are limited to three (3) minutes per speaker.

Chair Alejo opened the meeting up to public comment:

- -Megan Hunter states that it's a great opportunity to plan regionally through the HEAP funding opportunity, but it is very important that the 10-year plan be updated.
- -A representative of Goodwill Industries (did not state name or sign in) informs the membership that Goodwill has programs in place for employment and services to help people navigate the system.
- -Mary Eileen Kiniry belongs to the HOME Collaborative which focuses on the needs of seniors. The HEAP community meetings are all schedules from 6:00-8:00 in the evening which is too late for this population. Can the HOME Collaborative have conduct its own community meeting? Thoeni replies that that this is certainly possible and will supply all the information needed to the Collaborative so they can conduct their own forum and will submit findings to Thoeni.

#### IV. Consent Agenda:

a. September 2018 Leadership Council Meeting Minutes

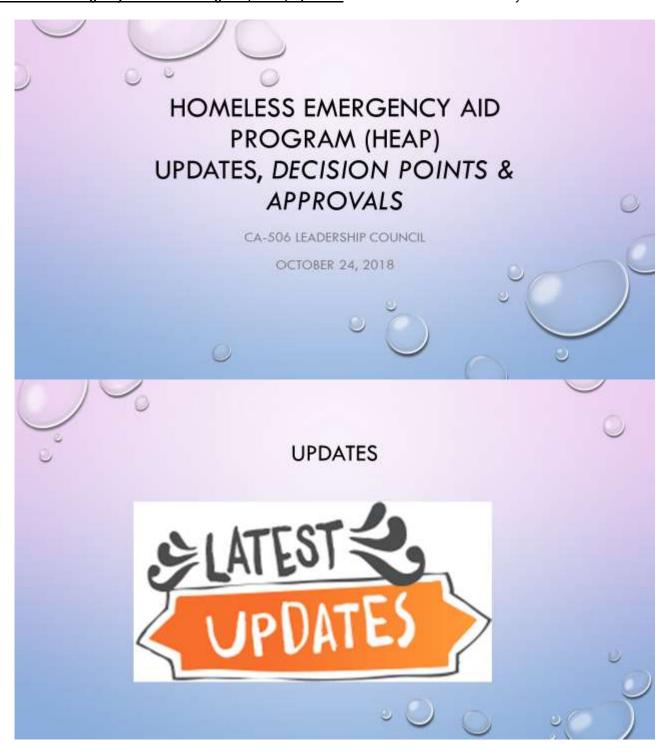
Motion made by Gunter to approve the September 2018 meeting minutes. Second by Orozco. No Abstentions. Motion Carries.

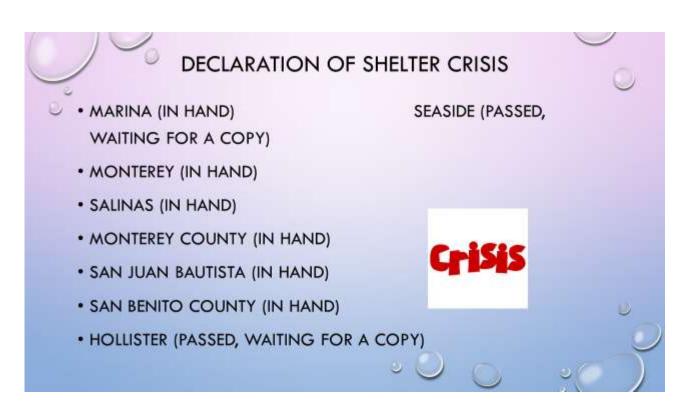
### V. <u>January 2019 Census Update:</u>

Thoeni reports that the 2019 Homeless Census (Point in Time Count-PIT) is scheduled for 1/31/19 and is currently in the planning process. Every year, each CoC must conduct a "sheltered" PIT and a Housing Inventory Count (HIC). "Sheltered" means that persons residing in emergency shelters and transitional housing must be counted. The Housing Inventory Count represents documents all emergency shelter, transitional, permanent, rapid rehousing and other homeless programs throughout the CoC. Every other year, the CoC must submit a sheltered PIT, a complete HIC AND an unsheltered PIT. Unsheltered PIT activities are extensive, time consuming and labor intensive. At least two hundred people volunteer to help or

serve as homeless guides. Unsheltered PIT activities are designed to count homeless persons who are living in places not meant for human habitation such as tents, vehicles, in parks and abandoned buildings. A proportional adult and unaccompanied youth survey is also conducted. All PIT activities must be conducted during the last ten days of January. The consultant cost alone is \$70,000 and will result in a full report and executive summary for Monterey County and an executive summary for San Benito County. The Coalition is responsible for coordinating homeless census activities along with submitting required information to the U. S. Department of Housing and Urban Development.

VI. Homeless Emergency Assistance Program (HEAP) Updates: Please see below PowerPoint by Thoeni.





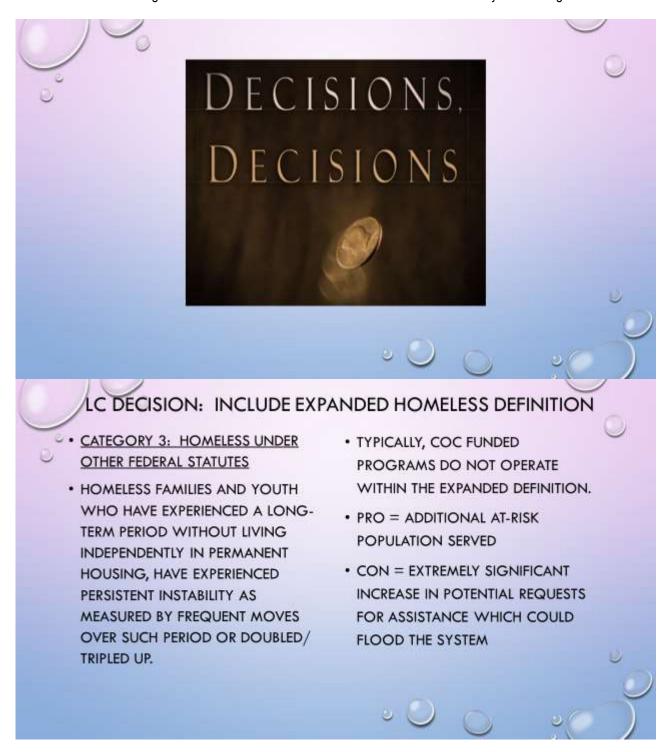
A question was posed about the status of jurisdictions that have not yet declared. Chair Alejo reports that King City is in process. The Monterey County Department of Social Services (MCDSS) is taking the lead on following up with individual jurisdictions.



- -Thoeni thanks the Community Foundation for Monterey County who generously funded \$10,000 to help defray consultant costs related to the community engagement process.
- -Robin McCrae notes that information from the Youth Advisory Board (YAB) might be used as part of the community engagement documentation. Thoeni agrees and will include the YAB information.
- -Megan Hunter notes that the North MC community meeting is scheduled on a date that falls after the next LC meeting. She asks if the meeting can be rescheduled to occur before the next meeting. Glorietta Rowland replies that the 11/30 date was

the only available time to secure a venue. Megan Hunter states that it was her understanding that all community engagement documentation must be included in the initial application to the state. Thoeni reminds the group that the LC membership voted to provide the state with the minimal information needed to release funds and focus on RFP decision at a later date. The CoC will have plenty of community engagement information to include in the initial state application. Information submitted to the state, as well as additional information, will be used by the LC membership to develop priorities to be included in the RFP.

- -Matt Huerta asks if the format for each community meeting is the same. Thoeni replies that the format for each of the four meetings for the general public is the same.
- -Eric Johnson asks if a special community meeting will be conducted for the faith community. Thoeni replied that there is a limit to the number of meetings that can be conducted and documented. The faith community is encouraged



## STANDARD HOMELESS DEFINITIONS

- . CATEGORY #1: LITERALLY HOMELESS
  - HAS BEEN RESIDING IN A PUBLIC OR PRIVATE PLACE NOT DESIGNED FOR, OR ORDINARILY USED AS A REGULAR SLEEPING ACCOMMODATION FOR HUMAN BEINGS SUCH AS VEHICLES, ABANDONED BUILDINGS, THE STREET, PARKS, BUS STATION, ETC.;
  - IS LIVING IN A SUPERVISED PUBLICLY OR PRIVATELY
    OPERATED SHELTER, DESIGNATED TO PROVIDE
    TEMPORARY LIVING ARRANGEMENTS INCLUDING
    CONGREGATE SHELTERS, HOTELS, MOTELS PAID FOR
    BY FEDERAL, STATE, OR LOCAL GOVERNMENT
    PROGRAMS FOR LOW-INCOME INDIVIDUALS OR BY
    CHARITABLE ORGANIZATIONS OR TRANSITIONAL
    HOUSING
  - IS EXITING AN INSTITUTION WHERE HE OR SHE RESIDED 90 DAYS OR LESS AND PRIOR TO ADMISSION RESIDED IN A SHELTER OR PLACE NOT MEANT FOR HUMAN HABITATION;

- CATEGORY #2: IMMINENT RISK OF HOMELESSNESS
- LOSS OF THE PRIMARY NIGHTTIME RESIDENCE
   WITHIN 14 DAYS OF THE APPLICATION FOR
   HOMELESS ASSISTANCE, VERIFIED BY COURT ORDER
   RESULTING FROM AN EVICTION ACTION NOTIFYING
   THE INDIVIDUAL/FAMILY THEY MUST LEAVE WITHIN
   14 DAYS OR CREDIBLE EVIDENCE INDICATING THE
   OWNER/RENTER OF THE HOUSING WILL NOT
   ALLOW HOUSEHOLD TO REMAIN MORE THAN 14
   DAYS;
- CERTIFICATION THAT NO SUBSEQUENT RESIDENCE IS IDENTIFIED;
- CERTIFICATION OR WRITTEN DOCUMENTATION OF A LACK OF RESOURCES OR SUPPORT NETWORKS NEEDED TO OBTAIN OTHER PERMANENT HOUSING

### STANDARD HOMELESS DEFINITIONS

- CATEGORY #4: FLEEING DOMESTIC VIOLENCE
- HAS CERTIFIED THAT SHE/HE OR THE FAMILY IS ACTIVELY FLEEING DOMESTIC VIOLENCE, SEXUAL ASSAULT, STALKING, OR OTHER DANGEROUS OR LIFE-THREATENING CONDITIONS RELATED TO VIOLENCE, THAT SHE/HE OR THE FAMILY HAS NO OTHER RESIDENCE, AND LACKS THE RESOURCES AND SUPPORT NETWORKS NEEDED TO OBTAIN HOUSING.



## ADDITIONAL RESEARCH REQUESTED

- A MEMBER OF THE LEADERSHIP COUNCIL REQUESTED
   ADDITIONAL RESEARCH BEFORE MAKING A DECISION.
- LATEST REPORT FOR MONTEREY COUNTY INDICATES UPWARDS OF 9,000 HOUSEHOLDS FALL INTO CATEGORY 3.
- SAN BENITO COUNTY
   INFORMATION UNAVAILABLE.



LC: DECISON

- OPTION #1: DO NOT INCLUDE

  CATEGORY 3 IN ELIGIBLE HEAP TARGET
  POPULATION
- OPTION #2: INCLUDE CATEGORY 3 AS AN ELIGIBLE HEAP TARGET POPULATION WITH NO RESTRICTIONS
- OPTION #3: INCLUDE CATEGORY 3 AS AN ELIGIBLE HEAP TARGET POPULATION BUT LIMIT FUNDING TO A MAXIMUM PERCENTAGE (EXP. LIMIT TO 5%)



A robust discussion from the membership and the audience about which homeless definition to include as a target population for HEAP funding. An overview of comments are listed below:

- -Chair Alejo remarks that he believes laser focus on unsheltered people is important. His initial thought is option 1, but may consider option 3 if the membership wants to move in that direction.
- -Mayor Rubio asks if 9,000 households represents more than 9,000 individual people as households are often comprised of more than one person. Thoeni replies that Mayor Rubio is correct. He also asks "who is serving this population now?" Cheryl Camany replies that homeless liaisons provide direct services, but not housing. She states that some households are fleeing domestic violence, living in chicken coops or living in vehicles. These folks fall through the cracks. Thoeni replies that the examples used are actually category 1 and not category 3.
- -Mayor Orozco states that she just received information about a family displaced from housing and living in a vehicle.
- -Elliott Robinson states that it sounds as if the majority of the examples used during the conversation actually fall into the category 1 homeless definition. He does state that a court ordered eviction is required in the Housing Support Program which

can represent a large barrier. Thoeni agrees and states that there are other ways to prove imminent risk of homelessness (category 2) other than a court ordered eviction notice.

- -Megan Hunter states that to her knowledge we don't have to make a homeless definition for HEAP funds and is wondering why we have to define the definition. Thoeni replies that the HEAP program allows each community to determine whether or not Category 3 homeless will be eligible for services. It is up to the LC membership to determine if Category 3 will be included and at what level. To make no decision is to make the decision to include category 3. Thoeni reminds the group of the pros and cons as they relate to this outstanding question. Thoeni also reminds the group that this is an outstanding decision that was tabled from last month.
- -Mayor Gunter feels that we don't have to define this until the RFP is built. He understands the seriousness of adding category 3. He recommends tabling the issue.
- -Wendy Askew encourages adding category 3.
- -Michael Lisman states that HEAP funds are for infrastructure and not ongoing services. Thoeni clarifies that HEAP funding is not solely tied to infrastructure. He believes this funding is designed to help the most vulnerable across the region and that available funding will only go so far.
- -Matt Huerta states that it's rare to have a funding opportunity with so much flexibility and he recommends leaving it as open as possible and structure the RFP to tailor to need and priorities.
- -Robin McCrae states the HEAP funding was originally targeted to homeless definition categories 1, 2 and 4. They later allowed communities to consider category 3. She encourages the group to make a decision.
- -Jim Rydingsword attended the state commission meetings and HEAP funding was categorized as bridge funding as a way to reach Prop 1 and Prop 2 opportunities. San Benito County wants to focus efforts on the adult homeless population and work with the local school system for the required 5%.
- -Mayor Rubio states that HEAP funding is for bricks and mortar. Thoeni clarifies HEAP funding is not targeted only to bricks and mortar projects. Mayor Rubio believes that brick and mortar should be prioritized.
- -Council Member Pacheco states that he believes long term solutions should be sought as opposed to short term fixes.

Motion made by Gunter to approve Option 3 (*include category 3 homeless definition as an eligible HEAP target population, but limit funding to a maximum of 5%*) with the proviso that the decision may be revisited at a future meeting. Second by Alejo. Robin McCrae votes No. Elliott Robinson Abstains. Motion Carries

# LC DECISION: APPLY SPECIFIC FUNDING LEVELS PER COUNTY

- CONSIDERING THE COC IS
   COMPRISED OF 2 COUNTIES, DOES
   THE LC WANT TO ESTABLISH A
   MINIMUM PERCENTAGE OF FUNDS
   TO BE APPLIED TO SAN BENITO AND
   MONTEREY COUNTIES?
- PIT COUNT PROVIDED JUST TO
   PROVIDE ADDITIONAL
   INFORMATION. HEAP FORMULARIES
   NOT ENTIRELY BUILT ON PIT DATA.

- 2017 HOMELESS POINT IN TIME
- 2,837 TOTAL IN MONTEREY COUNTY
   (2,099 SHELTERED, 737 UNSHELTERED)
- 527 TOTAL IN SAN BENITO COUNTY
   (405 UNSHELTERED, 121 SHELTERED)
- 3,364 TOTAL IN CONTINUUM OF CARE
   (2,504 UNSHELTERED, 858 SHELTERED)

# LC DECISION: APPLY SPECIFIC PERCENTAGE LEVELS TO MONTEREY AND SAN BENITO COUNTIES

- OPTION 1: APPLY PERCENTAGE LEVEL
  BASED ON PIT WITH MC @ 84.25% OF
  PIT WHICH TRANSLATES INTO APPROX.
   \$10,008,889 AND SBC @ 15.75% OF
  PIT WHICH TRANSLATES INTO APPROX.
   \$1,871,098.
- OPTION 2: APPLY PERCENTAGE LEVEL
   BASED ON ALTERNATIVE FORMULA

- OPTION 3: APPLY NO PERCENTAGE LEVEL
- OPTION 4: OTHER POSSIBILITIES AS APPROVED BY THE LEADERSHIP COUNCIL



Thoeni reviews that the next decision the membership should consider is whether or not a specific level of funding should be applied to San Benito County programs/services through HEAP funding. It is not a requirement under HEAP guidelines because the funding is targeted to the CoC and not to a specific county. However, San Benito and Monterey Counties are unique and have distinct needs.

- -Jim Rydingsword states that SBC would like to focus on outreach to homeless persons on the street. SBC has been working on homeless issues for five years.
- Mayor Rubio asks is SBC has any specific dollar amount in mind. Jim Rydingsword replies that SBC would like to be allocated the percentage based upon the 15.75% of the Point in Time Count. The ultimate goal of SBC is to bring 100 new units in the next few years through various funding opportunities.
- -Mayor Gunter asks Jim Rydingsword if they would be comfortable with an allocation based upon the 15.75% PIT count. Jim Rydingsword replies they would and reminds the membership that SBC leverages dollars whenever possible.
- -Mayor Velasquez states that it's important to help homeless people through a process that leads to stability. Moving people through shelter to transitional to permanent, with employment opportunities is the ideal plan.
- -Cheryl Camany states that planning has been happening on all fronts. She remarks that she would be in favor of allocating SBC HEAP funding based upon the 15.75% PIT count.
- -Megan Hunter asks that SBC assist MC by providing insight into their planning process.
- -Anastasia Wyatt states that she believes SBC should receive an allocation of HEAP funding based upon the 15.75% PIT count. She also thinks that SBC should be eligible for additional HEAP funding if reallocation is needed in the future.
- -Enrique Arreola suggests a quarterly expenditure review to ensure that funds are utilized in a timely manner. Thoeni responds that a strong monitoring component will be applied to HEAP funded projects.
- -Elliott Robinson brings up the fact that cross referral between MC and SBC should be in play considering both counties comprise the CoC. This will ensure full capacity of use.
- -Robin McCrae would support a SBC allocation based upon the 15.75% PIT count.
- -Jim Rydingsword fully supports regional and collaborative programming and planning.
- -Mayor Gunter states that it is essential that the Leadership Council stay on top on outcomes and expenditures and be prepared to make reallocation decisions is programs or services are under, or not, performing. Mayor Rubio concurs.
- -Anastasia Wyatt states that it's important that HEAP funding is administratively solid and flexible when possible.
- -Cheryl Camany asks if SBC receives an allocation based upon the 15.75% PIT, will that be the maximum that they can apply for? The answer is yes with the possibility of reallocation as discussed previously.

Motion made by Alejo to approve Option 1 (allocate HEAP funding to San Benito County proportional to the 15.75% of Point in Time Count). Second by Gunter. Motion carries unanimously.

Robin McCrae addresses the issue of homeless youth. HEAP funding requires a minimum of 5% of available funding be targeted to homeless youth. She reminds the membership that are few services for homeless youth in the CoC. In the last PIT, 21% of homeless persons in Monterey County were unaccompanied youth. She informs the membership that San Francisco is targeting 90% of funding for homeless unaccompanied youth. Robin McCrae would like the membership to consider a minimum of 10% of available HEAP funding be allocated to homeless youth.

- -Mayor Rubio would like to table this decision until the community engagement results are reviewed.
- -Megan Hunter prefers a more flexible approach.
- -Elliott Robinson states that floors in RFP's can be helpful.
- -Jill Allen agrees that the decision can be tabled, but states that not addressing homeless youth today leads to more homeless persons later.
- -Enrique Arreola states that homeless youth is a population that is often overlooked.
- -Anastasia Wyatt states that program capacity is important.

Table issue of homeless youth percentage.

## LC DECISION: DEED RESTRICTIONS

- TYPICALLY, DEED RESTRICTIONS

  APPLY WHEN RECEIVING CAPITOL
  FUNDS. EXAMPLE, AN AGENCY
  RECEIVES \$300,000 FROM HUD TO
  BUY A BUILDING THAT WILL BE
  USED FOR A TRANSITIONAL
  HOUSING. THE DEED RESTRICTION
  WILL REQUIRE THE BUILDING TO BE
  USED FOR THE GRANTED PURPOSE
  FOR A PERIOD OF 30 YEARS.
- RESTRICTION REQUIREMENTS.

  SEEMS THEY DIDN'T THINK ABOUT IT UNTIL I BROUGHT IT UP. THEY ARE NOW LOOKING INTO IT AND SOMETHING MAY COME DOWN LATER. BUT FOR NOW, THE DECISION CAN BE MADE AT THE LOCAL LEVEL.
- WHY IS THIS IMPORTANT?

### DEED RESTRICTIONS

- NOT SAYING IT WOULD HAPPEN,
   BUT.....
- LET'S SAY AN AGENCY RECEIVED
   HEAP MONEY TO BUY A HOUSE TO
   USE AS TRANSITIONAL HOUSING?
   WITH NO DEED RESTRICTION, THE
   AGENCY COULD SELL THE HOUSE
   WITHIN TWO YEARS AND PUT THE
   PROFIT INTO THEIR OWN GENERAL
   FUND.
- LEADERSHIP COUNCIL CAN SET DEED
  RESTRICTIONS...COULD BE TIME (10,
  15, 20, 30 YEARS) OR COULD BE
  AGREEMENT TO REINVEST ANY
  PROFIT FOR SPECIFIC HOMELESS
  SERVICES OR PROGRAMS.

DOESN'T SEEM RIGHT.....

### **DEED RESTRICTIONS**

- NOT SAYING IT WOULD HAPPEN,
   BUT......
- LET'S SAY AN AGENCY RECEIVED
   HEAP MONEY TO BUY A HOUSE TO
   USE AS TRANSITIONAL HOUSING?
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   AGENCY COULD SELL THE HOUSE
   WITHIN TWO YEARS AND PUT THE
   PROFIT INTO THEIR OWN GENERAL
   FUND.
- DOESN'T SEEM RIGHT.....

 LEADERSHIP COUNCIL CAN SET DEED RESTRICTIONS...COULD BE TIME (10, 15, 20, 30 YEARS) OR COULD BE AGREEMENT TO REINVEST ANY PROFIT FOR SPECIFIC HOMELESS SERVICES OR PROGRAMS.

The membership discussed the issue of deed restrictions and should they be applied at the local level for any capitol project funded through HEAP support. Thoeni laid out possible options. 1. No deed restrictions of any kind. 2. Require a 20 year deed restriction. 3. Require a 10 year deed restriction. 4. Require a 5 year deed restriction. 5. Require any profit made by selling or refinancing be re-invested into homeless programs as approved by the Leadership Council 6.

- -Mayor Gunter asks is the state is going to come out with a rule on this topic. Thoeni replies that they may, or may not, impose a rule. As of now, local communities are empowered to make their own decisions regarding deed restrictions.
- -Mayor Gunter recommends applying no deed restrictions of any kind. Applying restrictions may make it difficult if other funding is needed for a project.
- -Betsy Wilson recommends applying deed restrictions. Inadvertently an agency in financial distress could lose property from a lender or find itself with a lien.

- -Jim Rydingsword states that he believes the SBC Board of Supervisors would prefer the application of deed restrictions because that is the standard.
- -Mayor Rubio states that deed restrictions are a good idea and thinks that it should be structured that equity gained in ten years should be re-invested in homeless programs.
- -Matt Huerta states that it is standard practice to apply deed restrictions for projects funded with public monies.
- -Megan Hunter states that the only risk is for small capital projects and maybe deed restrictions should not apply to those.
- -Council member Amadeo recommends applying deed restrictions because it is a standard practice. However, flexibility should be built in if the project is no longer needed, can be sold and retooled into a program that is needed for the public benefit.
- -Elliott Robinson agrees with Council member Amadeo.
- -Jack Murphy recommends option 5 with the consideration of use restrictions. If an agency can make a solid argument to the Leadership Council for example that the subpopulation might be changed five years in the future. This sort of flexibility would be beneficial.
- -Mayor Velasquez thinks deed restrictions are important. But the CoC needs to be mindful that facilities are not sold without solid rationale.
- -Mayor Rubio agrees with Mayor Velasquez and requests samples of deed restriction language be reviewed by the membership.
- -Anastasia Wyatt states that deed restriction language should be of a shorter duration.
- -Jack Murphy states that it's more than facilities or buildings. It can also apply to vehicles, etc.

# Item Tabled. Thoeni to bring sample deed restriction language modifying option 2, 3 and 5 to the membership at the next meeting.

The City of Salinas distributed a chart titled "Proposed Homelessness Budget (Including HEAP Allocation) Monterey County" which was not an agenized item.

- -Chair Alejo states that the chart is an informational item.
- -Megan Hunter states that the Salinas City Manager met with all the City Managers in Monterey County. Per Megan, city managers cannot get on the same page when it comes to addressing homelessness on a regional basis. The Salinas City Manager presented an idea to stimulate discussion around potential HEAP funding to other city managers. The chart discusses other funding opportunities, not just HEAP.
- -Mayor Gunter states the information on the chart is just an idea.
- -Thoeni expresses concern about the chart and the method of distribution. The state is entrusting CoC's to conduct a clean, fair and transparent process when it comes to HEAP funding. Thoeni is concerned that a jurisdiction that has already clearly stated their intent to apply for substantial HEAP funds should not be trying to drive the process as it is either a conflict of interest or gives the impression of a conflict. Thoeni points to the 2<sup>nd</sup> column where the City of Salinas suggests putting off potential MC Emergency Shelter projects off to a second round of HEAP funding when it has been made clear that HEAP is one time funding only. Thoeni requests that her concern be clearly reflected in the record.
- -Chair Alejo reminds everyone that we shouldn't jump ahead and the process should be fair and transparent.
- -Mayor Rubio takes the chart at face value.
- -Jack Murphy highlights that this idea shows that the funding available is not going to solve everything. It was his understanding that the CoC was approaching the opportunity as directed by the state, that funding was one time only. He agrees that a shelter in Salinas is important, but stresses a shelter on the Peninsula is important as well. He states we shouldn't even assume that a round two will be available and connect pushing off projects into funding opportunities that do not exist at this time.
- -Wendy Askew supports the city managers discussions.
- -Mayor Rubio states that the city managers meet once a month. Perhaps they should be included in our membership distribution list.

#### VII. Other:

Next meeting: November 28, 2018 at 3:00 pm at Martinez Hall.

Meeting adjourned 4:46 pm.

Minutes taken and prepared by Katrina McKenzie.

### FY 18-19 Leadership Meeting Schedule:

**January 23, 2019**March 27, 2019
May 29, 2019