

LOS ANGELES METROPOLITAN TRANSIT AUTHORITY

Minutes of Regular Meeting of
the Members of the Authority

April 16, 1963

Upon notice duly given, the Members of the Los Angeles Metropolitan Transit Authority met at a regular meeting in the Authority Board Room, 1060 South Broadway, Los Angeles 15, California, at 10:30 a.m. on April 16, 1963, at which time the Chairman called the meeting to order.

Chairman A. J. Eyraud, Members Mark Boyar, Walter M. Briggs, Fred S. Dean, N. R. Dumont, and Warden Woolard were present. Member Martin Pollard was absent. Also present were Executive Director C. M. Gilliss; General Attorney Gerald G. Kelly; General Manager Cone T. Bass; Controller H. L. Black; Director of Public Relations R. O. Christiansen; Chief Engineer Ernest R. Gerlach; Secretary Virginia L. Rees; and the public.

The Minutes of the Regular Meeting held April 2, 1963 were approved.

Report of Director of Public Relations

Mr. Christiansen presented the report of the Public Relations Department, a copy of which is on file with the Secretary.

Transfer Advertising Agreement - Marinello School of Beauty Culture

After discussion, upon motion duly made, seconded and unanimously carried, it was

RESOLVED, that the Executive Director be and he is hereby authorized to execute on behalf of the Authority a letter agreement with Marinello School of Beauty Culture relating to the refunding of fares and advertising on the backs of transfers, said letter agreement to be subject to approval as to form by the General Attorney.

Audited Financial Statements for the Year 1962

Mr. Black presented the audited Financial Statements for the Authority for the year 1962, copies of which are on file with the Secretary.

Operating Report

Mr. Black presented the Operating Report for March, 1963. A copy of this report is on file with the Secretary.

Write-down of Surplus Trolley Coach and Street Car Parts

Upon approval of the six Members present, consideration of authorization to write-down surplus trolley coach and street car parts was added to the agenda and, after discussion, upon motion duly made, seconded and unanimously carried, it was

RESOLVED, that the Controller be and he is hereby authorized to reduce the present book value (\$172,546.28) of surplus trolley coach and street car parts to 10% of book value (\$17,254.63).

Conveyance of Substation Buildings to Pacific Electric

After discussion, upon motion duly made, seconded and unanimously carried, the following resolution was adopted:

WHEREAS, the agreement between Pacific Electric Railway Company and Metropolitan Coach Lines, assumed by the Authority, by which two remaining substation buildings were acquired by the Authority, provides that the Authority may demolish these structures if it elects to do so, or convey title of such buildings back to Pacific Electric Railway Company; and

WHEREAS, since the salvage to be derived from the demolition of these structures will not cover the cost of demolition, it is the desire of the Authority to convey title to the Pacific Electric of said substation buildings;

NOW, THEREFORE, BE IT RESOLVED, that the General Attorney be and he is hereby instructed to prepare the necessary documents to convey title to the two substation buildings described below back to Pacific Electric Railway Company, such conveyance of title to be made after equipment owned by the Authority is removed from such buildings:

Maple Avenue 635 South Maple Avenue,
Los Angeles

Slauson On Pacific Electric
Long Beach private right-
of-way south of Slauson
Avenue near Randolph

Employee Protection and/or Severance Agreement - BRT

After discussion, upon motion duly made, seconded and unanimously carried, it was

RESOLVED, that the execution on behalf of the Authority of Employee Protection and/or Severance Agreement, dated March 28, 1963, by and between the Authority and the Brotherhood of Railroad Trainmen, pertaining to certain employees

affected by the recent conversion of street car and trolley coach operation, be and the same is hereby ratified and approved, subject to approval as to form of said agreement by the General Attorney.

Litigation - Condemnation of Property - Pico & Rimpau

After discussion, upon motion duly made, seconded and unanimously carried, it was

RESOLVED, that the Los Angeles Metropolitan Transit Authority does hereby find and determine that the public interest, convenience and necessity require the acquisition of the fee simple title in and to the property hereinafter described for a public use; namely, for use as a site for a bus terminal. That said acquisition is necessary and proper for the extension, improvement and development of the Authority. That the said property is necessary for such public use and purpose and is a use authorized by law, and that such proposed public improvement and use are located in a manner which will be most compatible with the greatest public good and the least private injury.

RESOLVED FURTHER, that the General Attorney of the Los Angeles Metropolitan Transit Authority be and he is hereby authorized, empowered and directed to institute eminent domain proceedings in the Superior Court of the State of California, in and for the County of Los Angeles, for the purpose of acquiring the fee simple title in and to the said following described property for said public use. That the General Attorney be and he is hereby further authorized and empowered to hire such independent appraisers and other expert witnesses as may appear to him to be in the best interests of the Authority, to acquire title reports and policies, and to take whatever other actions as are necessary to acquire the fee simple title in and to the following described property.

That said real property is situated in the City of Los Angeles, County of Los Angeles, State of California, and is more particularly described as follows:

That portion of the 535 acre tract of the Rancho La Cienega allotted to Francisca Abila, wife of Theodore Rimpau; District Court Case No. 1161 and described as follows:

Beginning at the intersection of the southerly prolongation of the center line of Rimpau Boulevard with the southerly line of Pico Boulevard; thence N.82°20'50"E. along said southerly line of Pico Boulevard a distance of 55.60 feet to the point of beginning of this description; thence S.3°22'50"W. a distance of 276.31 feet; thence S.76°45'50"E. a distance of 110.43 feet; thence S.81°28'00"E. a distance of 60.66 feet; thence N.18°22'50"E. a distance of 180.14 feet; thence N.81°49'10"W. a distance of 91.44 feet; thence N.41°37'10"W. a distance of 21.21 feet; thence N.3°22'50"E. a distance of 125.37 feet; thence S.82°20'50"W. a distance of 111.17 feet to the point of beginning.

Changes of Bus Stop Zones

The General Manager reported that for the purpose of more efficient operation and more convenience to the public, certain changes had been made in bus stops. After discussion, upon motion duly made, seconded and unanimously carried, it was

RESOLVED, that the report dated April 8, 1963 relating to changes of bus stop zones, filed with the Secretary, be and the same is hereby ratified and approved.

Temporary Route Diversions

After discussion, upon motion duly made, seconded and unanimously carried, it was

RESOLVED, that the temporary route diversions resulting from construction work affecting Lines 2, 56, 93-V and 99, as described in report dated April 8, 1963 filed with the Secretary, be and the same are hereby ratified and approved.

Report of Purchasing Agent of Sales of Surplus, Obsolete or Used Materials, Supplies or Equipment

The General Manager reported that pursuant to Section 9.8 of the Rules and Regulations, the Purchasing Agent had submitted a report of Sales of Surplus, Obsolete or Used Materials, Supplies or Equipment for the quarter ending March 31, 1963, a copy of which report is filed with the Secretary.

Report of Purchasing Committee

After discussion, upon motion duly made, seconded and unanimously carried, it was

RESOLVED, that the Report of the Purchasing Committee of Authorizations for the period April 2, 1963 through April 15, 1963, as discussed at this meeting and filed with the Secretary, be and the same is hereby ratified and approved, and the appropriate payments are hereby authorized.

Report on Alweg Monorail Proposal

Mr. Gerlach gave a brief progress report on the Alweg Monorail Proposal.

Organization Chart

After discussion, upon motion duly made, seconded and unanimously carried, the following resolution was adopted:

WHEREAS, the conversion of street car and trolley coach operation to motor coach has necessitated certain changes in the Authority's Organization Chart;

NOW, THEREFORE, BE IT RESOLVED, that the Los Angeles Metropolitan Transit Authority Organization Chart, dated April 16, 1963, attached to these Minutes as Exhibit 1, be and the same is hereby adopted as the Organization Chart of the Authority.

Non-Contract Employee Retirement Income Plan

Mr. Briggs presented the report of the Retirement Committee relating to the Non-Contract Employees' Supplemental Retirement Income Plan, a copy of which report is on file with the Secretary. After discussion, upon motion duly made, seconded and unanimously carried, the following resolutions were adopted:

WHEREAS, at its regular meeting on January 8, 1963, the Authority adopted an improved pension plan for non-contract employees and instructed the General Attorney to prepare the formal plan for final Authority approval; and

WHEREAS, at its regular meeting on January 22, 1963, the Authority adopted its Finance Committee's recommendation pertaining to the method of funding said plan; and

WHEREAS, the Retirement Committee has now reviewed said plan and recommends its approval and adoption; and

WHEREAS, every current Authority employee who will be eligible to participate in said

plan may choose either to stay in the present plan with no change in benefits or may elect to participate in the new plan; and

WHEREAS, an amendment to the existing Los Angeles Metropolitan Transit Authority Non-Contract Employees' Retirement Income Plan has been necessitated by the adoption of the supplemental plan;

NOW, THEREFORE, BE IT RESOLVED, that the Los Angeles Metropolitan Transit Authority Non-Contract Employees' Supplemental Retirement Income Plan (hereinafter referred to as "said Plan"), as discussed at this meeting, be and the same is hereby approved and adopted;

RESOLVED FURTHER, that the Executive Director and Secretary be and they are hereby authorized to execute on behalf of the Authority the Agreement of Trust to which said Plan is attached as Exhibit A;

RESOLVED FURTHER, that the Executive Director and Secretary be and they are hereby authorized to execute on behalf of the Authority the Amendment to Los Angeles Metropolitan Transit Authority Non-Contract Employees' Retirement Income Plan as discussed at this meeting;

RESOLVED FURTHER, that the Executive Director and General Attorney be and they are hereby authorized to take any and all actions necessary to place said Plan into effect;

RESOLVED FURTHER, that the General Attorney be and he is hereby authorized to take such steps as may be necessary to secure qualification of said Plan by the Internal Revenue Service.

Write-off of Claim Against Department of Public Works

After discussion, upon motion duly made, seconded and unanimously carried, the following resolutions were adopted:

WHEREAS, on August 2, 1961, the Authority rendered its bill No. 7-256 to the State of California Department of Public Works in the amount of \$351.10 for costs incurred by the Authority in relocating

its steel pole No. 1202C9 pursuant to an order of the Department of Public Works; and

WHEREAS, by letter dated November 10, 1961 the Department of Public Works returned the said bill and denied liability for and refused to honor the same; and

WHEREAS, by resolution dated November 18, 1961, the General Attorney was authorized to file a claim with the State Board of Control for such costs, and in the event of the denial thereof, to file an action to recover such costs; and

WHEREAS, on November 15, 1962, the State Board of Control rejected the said claim; and

WHEREAS, it was the intent of the said resolution that the action authorized to be filed by the General Attorney would be in the nature of a test case to determine liability for future pole relocations ordered by the Department of Public Works; and

WHEREAS, similar pole relocations cannot now recur since the Authority has on March 31, 1963 abandoned all of its rail and electric trolley coach operations and will not hereafter utilize utility poles; and

WHEREAS, the General Attorney has advised the Authority that under this circumstance the cost of any action to recover the relocation costs, in either the municipal or small claims court, would be disproportionate to the probable result of any such action;

NOW, THEREFORE, BE IT RESOLVED, that the resolution adopted on November 28, 1961 under the heading "Claim against Department of Public Works" be, and it hereby is, rescinded in its entirety;

RESOLVED FURTHER, that the Controller be, and he hereby is, authorized and directed to write off on the books of the Authority the obligation represented by its bill No. 7-256.

