

LOS ANGELES METROPOLITAN TRANSIT AUTHORITY

Minutes of Regular Meeting of
the Members of the Authority

September 1, 1959

Report of Treasurer

Mr. Wakelee presented the Treasurer's Report dated September 1, 1959. A copy of said report is on file in the office of the Secretary.

Purchase of Property from Asbury Transportation Company in City of Glendale

After discussion, upon motion duly made and seconded, the following resolution was offered:

WHEREAS, on August 3, 1954, a Lease Agreement was entered into between Asbury Transportation Company and Asbury Rapid Transit System, whereby Asbury Rapid Transit System leased certain property known as street number 319 West Los Feliz Boulevard, in the City of Glendale, for a period of ten years at a monthly rental of \$600.00, plus taxes; and

WHEREAS, as of August 3, 1954, Asbury Rapid Transit System was wholly owned by Metropolitan Coach Lines; and

WHEREAS, on March 3, 1958, all of the assets of Metropolitan Coach Lines, including its ownership of Asbury Rapid Transit System, were acquired by the Authority; and

WHEREAS, on June 2, 1959 this Authority authorized the discontinuance of the use of the subject property effective June 22, 1959; and

WHEREAS, the Lease Agreement makes no provision for terminating the lease before its expiration date of August 2, 1964 and the Authority is obligated to continue paying the monthly rental and the taxes assessed against the owner of the property; and

WHEREAS, the Lease with Asbury Transportation

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Company carried an option provision reading:

"(35.) At any time during the term of this lease, Lessee shall have the right and option to purchase the premises for a cash consideration of one hundred twenty-five thousand (\$125,000) dollars on condition that Lessee shall notify Company in writing of its election to exercise said option; provided, however, in the event Lessee should exercise said option as of the expiration date of this lease said written notice shall be given to Company not less than three months prior to the expiration date of said lease. The said purchase price shall include all alterations, improvements or additions made to the premises by Lessee.

"(36.) It is agreed that lessee may assign this lease together with the purchase option only to Metropolitan Coach Lines, City Transit Systems, a California Corporation, or Western Transit Systems, a Nevada Corporation, or to a corporation affiliated with any of said three companies as a subsidiary or parent corporation, or to a corporation resulting from the merger or consolidation of any of said three companies."

and

WHEREAS, the Executive Director caused to have made a current appraisal of the fair market value of the subject property, which appraisal, dated August 7, 1959, established a fair market value for the land and improvements at \$180,000; and

WHEREAS, the proposed purchase of this property by the Authority has the approval of the Consulting Engineer;

NOW, THEREFORE, BE IT RESOLVED, that the Executive Director be and he is hereby authorized to exercise the option granted to Metropolitan Coach Lines by the Asbury Rapid Transit System and assigned by the Metropolitan Coach Lines to the Los Angeles Metropolitan Transit Authority and to execute all documents necessary to consummate the purchase of

property located at 319 West Los Feliz Boulevard, in the City of Glendale, consisting of 85,790 square feet of land, together with garage building, paving and other improvements, at a total cost of \$125,000, from Asbury Transportation Company, such documents to be subject to approval as to form by the General Attorney.

Messrs. Miller, Dean, Jones, Quisenberry and Will voted "aye."

Mr. Eyraud refrained from voting due to his connection with the Asbury Transportation Company.

Purchase of Equipment: Ford Tractor with Skip Loader

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

RESOLVED, that the Executive Director be and he is hereby authorized to purchase one Ford Tractor, Model 841, equipped with 19-105 Skip Loader, and to prepare same for service, at a total price not to exceed \$4,140.56 from Harron Rickard & McCone, which was determined by the Purchasing Agent to be the lowest responsible bidder.

Temporary Reroutings

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

RESOLVED, that the temporary reroutings, as filed with the Secretary, resulting from construction work and affecting Lines 52, 64 and 68, be and the same are hereby ratified and approved.

Report of Purchasing Committee

After discussion, upon motion duly made, seconded and

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unanimously carried, it was

RESOLVED, that the Report of Purchasing Committee of Authorizations for the period August 25, 1959 through August 31, 1959, as discussed at this meeting and as filed with the Secretary, be and the same is hereby ratified and approved and the appropriate payments are hereby authorized.

Trustee's Fees - Special Pension Fund

Mr. Jones presented the report of the Financing Committee as to the Trustee's fees under Special Pension Fund. After discussion, upon motion duly made, seconded and unanimously carried, it was

RESOLVED, that the schedule of fees of the Bank of America National Trust and Savings Association under Special Pension Fund PWP -14460 created under Agreement between the Bank of America and the Authority, as set forth in the Bank of America's letter of July 7, 1959, attached hereto as Exhibit 1, be and the same is hereby approved.

Litigation - Charter Bus Transportation Company Case

The Executive Director reported that the Charter Bus Transportation Company, a privately-owned transportation company, applied for and received from the Public Utilities Commission a Certificate of Public Convenience and Necessity authorizing it to commence a new transportation service to the Coliseum along specific routes which parallel MTA routes. The Authority sought and obtained a Writ of Review in the California Supreme Court. The Supreme Court in a written

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ordered that the Commission decision be set aside.
The Commission has asked for a rehearing and has the support
of several transportation companies. The rehearing will be
heard at 10:00 a.m. in San Francisco on September 4, 1959.

Mr. Gilliss reported that the matter is of considerable
importance to the Authority as it will have a profound effect
upon future development of the Authority, particularly in the
field of financing and operations.

Engineering Committee Report

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

RESOLVED, that the resolutions adopted by this
Authority on August 18, 1959 under the heading
"Engineering Committee Report" be and the same are
hereby rescinded in their entirety.

RESOLVED FURTHER, that the amended report of the
Engineering Committee as received at the meeting of
August 18, 1959 and as further amended at this meet-
ing, and as attached to these Minutes as Exhibit 2,
be and the same is hereby approved.

RESOLVED FURTHER, that the firm of Daniel, Mann,
Johnson & Mendenhall be and the same is hereby employed
to perform the duties of civil engineer as such duties
are set forth in the amended report of the Engineering
Committee, and to act as prime contractor with ref-
erence to all engineering services contemplated by
said report;

RESOLVED FURTHER, that the contract entered into
with the prime contractor shall specify that the firm
of Gibbs & Hill, Inc., or other such firm specializing
in the field, be engaged by the prime contractor by

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means of a subcontract to perform the work of equipment-electrical engineer as such work is defined in the amended report of the Engineering Committee; and that the firm of Victor Gruen Associates, or other such firm specializing in the field, be engaged by the prime contractor by means of a subcontract to perform the work of architect-planners as such work is defined in the amended report of the Engineering Committee;

RESOLVED FURTHER, that the contractual arrangement between the Authority and Daniel, Mann, Johnson & Mendenhall shall be in the form as recommended by the Executive Director and the General Attorney; and that the subcontracts between Daniel, Mann, Johnson & Mendenhall, on the one hand, and Gibbs & Hill, Inc. and Victor Gruen Associates, or such other firms selected by Daniel, Mann, Johnson & Mendenhall, on the other hand, shall be negotiated by Daniel, Mann, Johnson & Mendenhall and the subcontractors;

RESOLVED FURTHER, that the contract with Daniel, Mann, Johnson & Mendenhall shall cover the work up to and including the preparation of a report to the Authority, outlining the characteristics and setting forth the advantages and disadvantages of those types of rapid transit facilities considered by the engineers to be most suitable.

Addition to Agenda - Purchase of Property from P. E. Railway Co.

Upon approval of the six Board members present, consideration of the purchase of property at the West Hollywood Division from Pacific Electric Railway Company was added to the agenda, and after discussion, upon motion duly made, seconded and unanimously carried, the following resolution was adopted:

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WHEREAS, the Authority is desirous of purchasing from Pacific Electric Railway Company a strip of land 35 feet wide and approximately 580 feet long adjacent to the Authority's West Hollywood Division; and

WHEREAS, the Executive Director caused to have made a current appraisal of the fair market value of the subject property, which appraisal, dated July 15, 1959, places a fair market value of \$3.50 per square foot on the property, or approximately a total of \$74,550;

NOW, THEREFORE, BE IT RESOLVED, that the Executive Director be and he is hereby instructed to negotiate for the purchase of this property from Pacific Electric Railway Company at a price not to exceed \$3.50 per square foot.

Rules and Regulations - Changes

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

RESOLVED, that Section 1.2 of the Rules and Regulations be and the same is hereby deleted in its entirety and the following substituted therefor:

"1.2 Compensation. Each Member shall receive fifty dollars (\$50) for each regular, special or committee meeting attended not to exceed two hundred dollars (\$200) in any calendar month, together with the actual necessary traveling and other expenses incurred by a Member in the performance of his duties, payable from the funds of the Authority available for these purposes."

RESOLVED FURTHER, that Section 3.1 of the Rules and Regulations be and the same is hereby deleted in its entirety and the following substituted therefor:

"3.1 Regular Meetings. The Members of the Authority shall hold two regular meetings each month, on the first and third Tuesdays, unless such

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