

SOUTHERN CALIFORNIA RAPID TRANSIT DISTRICT

Minutes of Regular Meeting of  
the Board of Directors of the District

October 6, 1970

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Upon notice duly given, the Directors of the Southern California Rapid Transit District met at a regular meeting in the District Board Room, 1060 South Broadway, Los Angeles, California, at 10:00 a.m. on October 6, 1970, at which time President Herbert H. Krauch called the meeting to order.

Directors Kermit M. Bill, Charles E. Compton, A. J. Eyraud, Jr., David K. Hayward, Herbert H. Krauch, Michael E. Macke, Don C. McMillan, Douglas A. Newcomb and Norman Topping were present. Directors Leonard S. Gleckman and Thomas G. Neusom were absent.

Also present were General Manager Jack R. Gilstrap; General Counsel Milton McKay; Manager of Operations George F. Goehler; Chief Engineer Richard Gallagher; Assistant Controller-Auditor-Treasurer J. L. Pujol; Secretary Virginia L. Rees; and the public.

Oaths of Office - Taken by Directors A. J. Eyraud, Jr. and Michael E. Macke, and by General Manager Jack R. Gilstrap

The District Secretary administered the Oath of Office to Directors A. J. Eyraud, Jr. and Michael E. Macke, who had been reappointed by the Los Angeles County Board of Supervisors as Directors of the District for four-year terms expiring

September 30, 1974. Copies of the Oath of Office of Directors Eyraud and Macke are attached to these Minutes as Exhibit 1 and Exhibit 2, respectively.

General Manager Jack R. Gilstrap also took the Oath of Office, a copy of which is attached to these Minutes as Exhibit 3.

Announcement by General Manager Jack R. Gilstrap of Passage of H.R. 18185 - Federal Aid to Transit Bill

At the request of President Krauch, General Manager Gilstrap made the following announcement:

"Yes, Mr. President. I can't think of a better way to make my first announcement as General Manager of the Rapid Transit District than to tell you that the House version of the federal aid to transit bill was adopted by the Senate late last night on a voice vote. It now needs only the President's signature to become public law.

This bill provides \$3.1 billion over the next five years to transit nationally. The 12-1/2% limitation for each state is continued, but the Secretary now has a 15% discretionary fund, which means that one state could receive as much as \$790 million over the next five years, if it has local matching funds. More important is the extension of the Section 5 Emergency Program under which the District qualifies for capital assistance to July 1, 1972. You will recall that last June Fred Burke and Jack Stubbs worked with Congressman Tom Rees to amend this provision into the House version.

Mr. President, I recommend that the Board instruct the Staff to prepare and transmit appropriate commendatory resolutions to Secretary Volpe and Administrator Carlos Villarreal recognizing their skillful and personal efforts in seeking passage of this legislation this year."

After discussion, on motion duly made, seconded and unanimously carried, the Staff was instructed to prepare and

transmit to Secretary John A. Volpe and Administrator Carlos Villarreal of the Department of Transportation appropriate commendatory resolutions recognizing their skillful and personal efforts in seeking passage of the federal aid to transit bill this year.

#### Approval of Minutes

The Minutes of the Regular Meetings held September 2 and September 15, 1970 were approved.

#### Certificate of Merit

Director Bill presented the District's Certificate of Merit to Walter S. Churchill, Operator-of-the-Month for September, 1970, in recognition of the outstanding courtesy displayed by Mr. Churchill toward his passengers and the public.

#### Presentation of Winner and Runner-up Contestant in the "Name Your Magazine" Contest

General Manager Gilstrap reported that nearly 400 entries were received from employees in the District's "Name Your Magazine" contest, which were submitted for judging to a committee from the Southern California Industrial Editors Association. The judges, after reviewing the role of the District's magazine and its relationship to the 3,800 employees, voted unanimously for the entry, "RTD Flyer" submitted by Mr. Harold V. Kelley, who is the Assistant Building Engineer of the Transit District Building.

After introduction, President Krauch presented Mr. Kelley

with a check for \$100.00 and a certificate from the Board of Directors as the winner of the contest.

The second choice of the judges, "Transit Courier," was submitted by Mr. Stanley L. Bennett, Chief Clerk in the office of the Chief Supervisor and Dispatcher, who was presented with a check for \$50.00 and a certificate from the Board of Directors for his entry in the contest.

Board of Directors Recessed in Executive Session at 10:15 a.m.

The Board of Directors recessed in Executive Session in the Conference Room at 10:15 a.m. to discuss personnel matters.

The Board meeting was reconvened at 10:45 a.m., with Directors Kermit M. Bill, Charles E. Compton, A. J. Eyraud, Jr., David K. Hayward, Herbert H. Krauch, Michael E. Macke, Don C. McMillan, Douglas A. Newcomb and Norman Topping responding to Roll Call.

No report was made to the meeting of any action taken in Executive Session.

Temporary Route Diversions

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

RESOLUTION NO. R-70-227

RESOLVED, that the temporary route diversions caused by construction work affecting Lines 3, 4, 9, 10, 14, 24, 32, 33, 40, 44, 57, 60, 63, 66, 72, 73, 81, 86, 92, 99, 122 and 138, as described in report dated September 28, 1970 filed with the Secretary, be and the same are hereby ratified and approved.

Changes in Bus Stop Zones

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

RESOLUTION NO. R-70-228

RESOLVED, that the report dated September 28, 1970 relating to bus stop changes, filed with the Secretary, be and the same is hereby ratified and approved.

Approval of Authorization For Expenditure No. 445

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

RESOLUTION NO. R-70-229

RESOLVED, that Authorization For Expenditure No. 445, covering miscellaneous requisitions of \$100 and over, but less than \$1,000, as discussed at this meeting and attached to these Minutes as Exhibit 4, be and the same is hereby approved.

Report of Purchasing Agent - Statement of Material & Supplies Account for Month of August, 1970

Pursuant to Section 8.3 D of the Rules and Regulations, the Purchasing Agent's Statement of Material & Supplies Account for the Month of August, 1970 was presented to the meeting and was ordered "Received and Filed." A copy of the Statement is filed with the Secretary.

Line No. 135 - Minor Reroute in the City of South El Monte

After discussion, on motion of Director Compton, Chairman of the Surface Operations Committee, seconded and unanimously carried, the following resolution was adopted:

RESOLUTION NO. R-70-230

WHEREAS, the Surface Operations Committee on October 5, 1970 considered and concurred in General Manager Jack R. Gilstrap's report dated October 5, 1970 recommending that Line No. 135 be rerouted in the City of South El Monte from Klingerman Street, between Central Avenue and Santa Anita Avenue, to Rush Street, due to numerous complaints from residents along Klingerman Street, effective as of October 18, 1970;

NOW, THEREFORE, BE IT RESOLVED, that the General Manager be and he hereby is authorized to reroute Line No. 135 in the City of South El Monte via Rush Street in lieu of Klingerman Street, between Central Avenue and Santa Anita Avenue, as discussed at this meeting and as described in report dated October 5, 1970 filed with the Secretary, effective as of October 18, 1970; subject to the prior approval of the Consulting Engineer;

RESOLVED FURTHER, that the General Manager be and he hereby is authorized to make appropriate revisions in the Official Route Authorizations adopted November 4, 1964, as amended, to reflect the rerouting of Line No. 135 in the City of South El Monte as above described.

Kaye, Malcolm N. (Seller) - Approval of Ticket Sellers Agreement

After discussion, on motion of Director Compton, Chairman of the Surface Operations Committee, seconded and unanimously carried, the following resolution was adopted:

RESOLUTION NO. R-70-231

WHEREAS, the Surface Operations Committee on October 5, 1970 considered and concurred in General Manager Jack R. Gilstrap's report dated October 5, 1970 recommending:

1. termination as of October 6, 1970 of Ticket Agency Agreement dated August 31, 1962, as amended, between the District and Mrs. D. Hurstrom (Agent) covering maintenance and operation of a ticket office at 3515 North Tyler Avenue,

El Monte, and

2. authorization to enter into a Ticket Sellers Agreement as of October 6, 1970 with Malcolm N. Kaye, as Seller, covering the sale at the above location of one-way tickets, 10-ride commutation tickets, monthly passes and zone stamps, and Student Identification cards on a commission basis; form of agreement subject to approval of the General Counsel;

NOW, THEREFORE, BE IT RESOLVED, that the General Manager be and he hereby is authorized to:

1. terminate, as of October 6, 1970, Ticket Agency Agreement dated August 31, 1962, as amended, between the District and Mrs. D. Hurstrom (Agent) covering maintenance and operation of a ticket office at 3515 North Tyler Avenue, El Monte, and
2. enter into a Ticket Sellers Agreement as of October 6, 1970 with Malcolm N. Kaye, as Seller, covering the sale at the above location of one-way tickets, 10-ride commutation tickets, monthly passes and zone stamps, and Student Identification cards on a commission basis as described in the agreement;

form of documents subject to approval of the General Counsel.

Authorization of Purchasing Agent to Exercise Option to Purchase and Place Orders For One (1) Additional 1970 Model HV7640A 10-Wheel Diesel Truck Chassis and One (1) Additional Armored Cab and Van Type Body - Exact Fare Program

After discussion, on motion of Director Eyraud, Vice-Chairman of the Finance & Governmental Affairs Committee, seconded and unanimously carried, the following resolution was adopted:

RESOLUTION NO. R-70-232

WHEREAS, under Resolution No. R-69-162 adopted July 15, 1969, the Purchasing Agent issued invitations to bid and awarded contracts therefor to the lowest



responsible bidders after approval thereof by the U. S. Department of Transportation in accordance with UMTA Capital Improvement Grant No. CAL-UTG-24; i.e.,

- a. GMC Truck & Coach Division, for the purchase of (1) diesel powered truck chassis, flat face cowl, with tandem rear axle, as set forth in Bid No. 8-6928, awarded August 28, 1969 in the amount of \$14,672.70 including sales tax, with 180-day option to purchase one additional unit after delivery of first unit, and
- b. Master Body Sales & Service, Inc., for the manufacture of armored cab and 17'6" van type body to be constructed upon above described truck chassis, as set forth in Bid No. 8-6918, awarded September 10, 1969 in the amount of \$11,583.43 including sales tax, with 180-day option to purchase additional unit after delivery of first unit;

and

WHEREAS, experience with the initial unit of the above described vehicle has been highly satisfactory, but a minor change in the length of the vehicle appears to be desirable and both the chassis manufacturer and the body fabricator have indicated their willingness to make this change at a nominal cost; and

WHEREAS, the Surface Operations Committee and the Finance & Governmental Affairs Committee on October 5, 1970 considered and concurred in General Manager Jack R. Gilstrap's report dated October 5, 1970 recommending that the Purchasing Agent be authorized to place orders for the additional units of the above described equipment, subject to concurrence of the U. S. Department of Transportation; form of contracts subject to approval of the General Counsel;

NOW, THEREFORE, BE IT RESOLVED, that the Purchasing Agent be and he hereby is authorized to place orders with:

- a. GMC Truck & Coach Division, for one (1) additional 1970 Model HV7640A 10-wheel diesel truck chassis in accordance with specifications on Bid No. 8-6928 as

awarded on P.O. 35245 September 5, 1969, with the following modifications:

1. Wheel base and frame extended to accommodate 16" longer body;
2. 22,000# drive axle to be provided, and
3. Wedge type rear brakes to be provided,

at the option price of \$13,974.00 plus \$255.24 for the above described modifications, or a total cost of \$14,229.24 plus sales tax, and

- b. Master Body Sales & Service, Inc., for one (1) additional armored cab and 17'6" van type body to be constructed upon above described truck chassis in accordance with specifications on Bid No. 8-6918 as awarded on P.O. 35579 September 19, 1969, with body length increased to 18'10" and adjustable holding fixtures to be installed in the 8 cart caster wheel channels, at a total cost of \$11,281.84 plus sales tax;

subject to concurrence of the U. S. Department of Transportation in accordance with UMTA Capital Improvement Grant No. CAL-UTG-24; form of contracts subject to approval of the General Counsel.

Urban Mass Transportation Administration Demonstration Grant Contract, Project No. CAL-MTD-17, to Assist in Development and Demonstration of a Diesel Exhaust Emission Control System

After discussion, on motion of Director Eyraud, Vice-Chairman of the Finance & Governmental Affairs Committee, seconded and unanimously carried, the following resolution was adopted:

RESOLUTION NO. R-70-233

WHEREAS, the federal Urban Mass Transportation Act of 1964, as amended, provides in Section 6 for

assistance to local public agencies in the form of demonstration grants; and

WHEREAS, on June 15, 1970 the Southern California Rapid Transit District filed an application with the Urban Mass Transportation Administration, Department of Transportation, for a demonstration grant in the approximate amount of \$364,075.00 to develop and test a new concept in catalytic mufflers designed to control diesel engine exhaust emissions; and

WHEREAS, by letter dated July 16, 1970 the Urban Mass Transportation Administration advised that the District's application for a grant to develop and test a catalytic anti-pollution device for diesel buses had been approved in the amount of \$303,244.00;

NOW, THEREFORE, BE IT RESOLVED, that the General Manager be and he hereby is authorized to execute on behalf of the District an Urban Mass Transportation Demonstration Grant Contract, Project No. CAL-MTD-17, between the Southern California Rapid Transit District, California, and the United States of America, Department of Transportation, under Section 6 of the Urban Mass Transportation Act of 1964, as amended, providing for a grant in the maximum amount of \$303,244.00, to assist in the development and demonstration of a diesel exhaust emission control system designed to eliminate smoke and odor and to reduce nitrous oxide and noise, the estimated total project cost of which is \$364,085.00; form of contract subject to approval of the General Counsel.

Uncollectible Account Receivable, Write-off of

After discussion, on motion of Director Compton, Chairman of the Surface Operations Committee, seconded and unanimously carried, the following resolution was adopted:

RESOLUTION NO. R-70-234

WHEREAS, pursuant to Section 12.4 of the Rules and Regulations, a report of uncollectible account receivable in the amount of \$106.40 due from the following former employee of the District:

| DATE     | NAME         | GROUP<br>LIFE<br>INS. | EQUIP-<br>MENT | PASSES  | REDEMPTION                          | TOTAL    |
|----------|--------------|-----------------------|----------------|---------|-------------------------------------|----------|
|          |              |                       |                |         | ENVELOPES &<br>OVERPAYMENT<br>CARDS | DUE      |
| 12/23/69 | E. R. GRIDER | \$1.16                | \$ 9.60        | \$15.00 | \$80.64                             | \$106.40 |

was submitted to this meeting; and

WHEREAS, the General Manager is advised that all efforts to locate the present whereabouts of the above named former employee of the District have been unsuccessful; and

WHEREAS, the General Counsel has reviewed the matter and is of the opinion that the expenditure of any funds or time in an effort to collect said account receivable is not advisable; and

WHEREAS, it is the finding of this Board of Directors that said account receivable in the total amount of \$106.40 is uncollectible;

NOW, THEREFORE, BE IT RESOLVED, that the Auditor and/or Assistant Auditor be and he hereby is authorized to write-off on the books of the District said uncollectible account receivable in the total amount of \$106.40 due from the above named former employee of the District.

Renewal Agreement with Lybrand, Ross Bros. & Montgomery,  
Certified Public Accountants - Withdrawal from Agenda

President Krauch announced that consideration of the following item had been removed from the Agenda:

- "13. Consider authorization of the General Manager to execute on behalf of the District a renewal agreement with Lybrand, Ross Bros. & Montgomery, Certified Public Accountants, for the fiscal years ending December 31, 1970 and December 31, 1971; form of agreement subject to approval of the General Counsel."

American Transit Association - Approval of Payment of  
Annual Membership Dues

After discussion, on motion of Director Eyraud, Vice-Chairman of the Finance & Governmental Affairs Committee,

seconded and unanimously carried, the following resolution was adopted:

RESOLUTION NO. R-70-235

WHEREAS, the Finance & Governmental Affairs Committee on October 5, 1970 considered and concurred in General Manager Jack R. Gilstrap's report dated October 5, 1970 recommending renewal of the District's membership in the American Transit Association and payment of membership dues in the estimated amount of \$7,550.00 for the year commencing November 1, 1970;

NOW, THEREFORE, BE IT RESOLVED, that the Treasurer and/or Assistant Treasurer be and he hereby is authorized to pay to the American Transit Association the amount of \$7,550.00 as the estimated membership dues for the year commencing November 1, 1970.

Approval of Payment of Claim in Back Wages to Six (6) Watchmen as Filed Under Wage and Hour Provisions of Fair Labor Standards Act

After discussion, on motion of Director Newcomb, Chairman of the Personnel & Administrative Procedures Committee, seconded and unanimously carried, the following resolution was adopted:

RESOLUTION NO. R-70-236

RESOLVED, that the Treasurer and/or Assistant Treasurer be and he hereby is authorized to pay the claim in back wages to six (6) Watchmen in the principal amount of \$3,828.08 as filed under the Wage and Hour provisions of the Fair Labor Standards Act of 1938, as amended, more particularly set forth as follows:

| <u>NAME</u>      | <u>ADDRESS</u>                                  | <u>PERIOD COVERED<br/>BY WORKWEEK<br/>ENDING DATES</u> | <u>GROSS<br/>AMOUNTS<br/>DUE</u> |
|------------------|---|--|----------------------------------|
| GEORGE W. BEDOUT | 149 SO. BURLINGTON<br>LOS ANGELES, CALIFORNIA   | 6/11/67 - 6/7/69                                       | \$ 739.95                        |
| JAMES MC CUE     | 4939 SOUTHALL LANE<br>BELL, CALIFORNIA          | 6/11/67 - 11/9/68                                      | 367.13                           |
| ECOMACION MENA   | 2649 HUMBERT<br>EL MONTE, CALIFORNIA            | 6/11/67 - 6/7/69                                       | 915.43                           |
| CUNEY THOMPSON   | 420 EAST 43RD PLACE<br>LOS ANGELES, CALIFORNIA  | 6/11/67 - 6/7/69                                       | 799.28                           |
| MAURICE TURES    | 1034 WEST 15TH<br>SAN PEDRO, CALIFORNIA         | 6/11/67 - 6/7/69                                       | 946.29                           |
| EDWARD J. RYAN   | 5732 ELEVENTH AVENUE<br>LOS ANGELES, CALIFORNIA | 6/13/68 - 6/7/69                                       | 60.00                            |
| TOTAL            |   |  | \$3,828.08                       |

and so advise the office of the Regional Director of the Wage and Hour and Public Contracts Division of the United States Department of Labor.

Nicks Construction Company, J. W. (Lessee) - Amendment to Lease Agreement Dated October 21, 1969

After discussion, on motion of Director Compton, Chairman of the Surface Operations Committee, seconded and unanimously carried, the following resolution was adopted:

RESOLUTION NO. R-70-237

WHEREAS, the Surface Operations Committee on October 5, 1970 considered and concurred in General Manager Jack R. Gilstrap's report dated October 5, 1970 recommending amendment to Lease Agreement dated October 21, 1969 with J. W. Nicks Construction Company, Lessee, to increase the leased premises at the District's Macy Yards property from 84,650 square feet to 90,310 square feet and the monthly rental from \$1,400.00 to \$1,600.00, and to provide for a month-to-month term subject to cancellation upon the giving of 180 days written notice, effective as of November 1, 1970; in all other respects, the exist-

ing terms and conditions to remain in full force and effect; waiver of compliance with Section 9.10 of the Rules and Regulations; form of agreement subject to approval of the General Counsel;

NOW, THEREFORE, BE IT RESOLVED, that the General Manager be and he hereby is authorized to execute on behalf of the District an amendment to Lease Agreement dated October 21, 1969 between the Southern California Rapid Transit District, Lessor, and J. W. Nicks Construction Company, Lessee, to increase the leased premises at the District's Macy Yards property from 84,650 square feet to 90,310 square feet and the monthly rental from \$1,400.00 to \$1,600.00, and to provide for a month-to-month term subject to cancellation upon the giving of 180 days written notice therefor, effective as of November 1, 1970; in all other respects, the existing terms and conditions to remain in full force and effect; with waiver of compliance with Section 9.10 of the Rules and Regulations; form of agreement subject to approval of the General Counsel.

Authorization of General Manager to (1) Negotiate with the City of Los Angeles, County of Los Angeles and Community Redevelopment Agency a Basis for Implementing the Minibus Operation in Central Business District, and (2) Seek Amendment of UMTA Capital Grant No. CAL-UTG-24 to Include Request for Assistance for the Purchase of Small Bus Equipment Required by Proposed Minibus Program

After discussion, on motion of Director McMillan, Vice-Chairman of the Advance Planning & Engineering Committee, seconded and unanimously carried, the following resolution was adopted:

RESOLUTION NO. R-70-238

WHEREAS, under Resolution No. R-70-99 adopted April 28, 1970 the General Manager was authorized to enter into negotiations with the City of Los Angeles, Central City Association, Community Redevelopment Agency and County of Los Angeles for joint contributions toward the capital and operating costs of an experimental minibus operation in the Central Business District, as presented and discussed at the meeting; and

WHEREAS, only the City of Los Angeles, the Community Redevelopment Agency and the County of Los Angeles have agreed to financial participation in the project; and

WHEREAS, the Finance & Governmental Affairs Committee and the Advance Planning & Engineering Committee on October 5, 1970 considered and recommended that the General Manager be authorized to negotiate with the City of Los Angeles, County of Los Angeles and the Community Redevelopment Agency a basis for implementing the minibus operation in the Central Business District;

NOW, THEREFORE, BE IT RESOLVED, that the General Manager be and he hereby is authorized to negotiate with the City of Los Angeles, the County of Los Angeles and the Community Redevelopment Agency a basis for implementing the proposed minibus operation in the Central Business District.

After discussion, on motion of Director McMillan, Vice-Chairman of the Advance Planning & Engineering Committee, seconded and unanimously carried, the following resolution was adopted:

RESOLUTION NO. R-70-239

WHEREAS, the federal Urban Mass Transportation Act of 1964, as amended, provides in Section 3 for assistance to local public agencies in the form of capital grants; and

WHEREAS, on September 11, 1969 the Department of Transportation, Urban Mass Transportation Administration, entered into an Urban Mass Transportation Capital Grant Contract (Project No. CAL-UTG-24, Contract No. DOT-UT-145) with the District in the maximum amount of \$597,833.00, for the purchase and installation of new locked type fare boxes and new cash vaults, ticket and coin separating, counting, and wrapping equipment, a closed circuit TV system with video tape recorder, information and token sales booths, and automatic token dispensing machines, and the construction of a central cash counting room and storage buildings for carts to aid the implementation of an exact fare program; and



WHEREAS, on September 15, 1970 the Department of Transportation, Urban Mass Transportation Administration, entered into an Urban Mass Transportation Capital Grant Amendment Contract (Project No. CAL-UTG-24, Contract No. DOT-UT-145, Amendment No. 1) with the District, under Section 3 of the Urban Mass Transportation Act of 1964, as amended, increasing the federal grant amount toward the estimated total project cost of \$9,649,750.00, in the maximum amount of \$4,658,575.00 (being 50% of the maximum total project cost, subject, however, to an additional \$1,552,852.00 if planning requirements of Section 4(a) of the above named act are met), covering the purchase of 200 new transit buses and 200 two-way radios, the purchase and installation of 1500 new locked type fare boxes and 1500 new cash vaults, the purchase of 2 armored van trucks, 80 cash vault carts, ticket and coin separating, counting, and wrapping equipment, a closed circuit TV system with video tape recorder, 3 information and token sales booths, and automatic token dispensing machines, and the construction of a central cash counting room and storage buildings for carts to aid the implementation of an exact fare program; and

WHEREAS, there is an apparent and unfilled need for improved public passenger circulation systems within the major activity centers in the Los Angeles area; and

WHEREAS, plans are being developed for the establishment of a distinctive small bus circulation system within the Los Angeles Central Business District, assistance having been conditionally pledged by the City of Los Angeles and the County of Los Angeles for such a service; and

WHEREAS, other activity centers have likewise expressed interest in such systems; and

WHEREAS, the assistance of a federal capital grant would enable the initiation of needed service of this nature in Los Angeles;

NOW, THEREFORE, BE IT RESOLVED, that the General Manager be and he hereby is authorized to seek an amendment of Urban Mass Transportation Administration Capital Grant Contract No. CAL-UTG-24, as amended, to include federal assistance for the purchase of nineteen (19) small transit buses with two-way radios, at a total estimated cost of \$367,000.00; and

RESOLVED FURTHER, that the General Manager be and he hereby is authorized to furnish such additional information as the U. S. Department of Transportation may require in connection with the program.

Transit Casualty Company - Bodily Injury and Property Damage  
Claims Against District

After discussion, on motion of Director Compton, Chairman of the Surface Operations Committee, seconded and unanimously carried, the following resolution was adopted:

RESOLUTION NO. R-70-240

WHEREAS, the Board of Directors of the Southern California Rapid Transit District on July 7, 1970 adopted Resolution No. R-70-152 under the title of "Transit Casualty Company - Bodily Injury and Property Damage Claims Against District;"

NOW, THEREFORE, BE IT RESOLVED, that said Resolution No. R-70-152 adopted July 7, 1970 be and the same is hereby rescinded; and

WHEREAS, the Los Angeles Metropolitan Transit Authority (predecessor of Southern California Rapid Transit District) covenanted in Section 1013 of the Trust Indenture dated January 1, 1958 to obtain insurance against liability and property damage from a responsible insurance company; and

WHEREAS, by reason of a past resolution of the Members of the Los Angeles Metropolitan Transit Authority (predecessor of Southern California Rapid Transit District) and by reason of contract, this District is insured for such risks under a General Comprehensive Liability policy issued by Transit Casualty Company; and

WHEREAS, under the terms and provisions of said policy, Transit Casualty Company is required to investigate, process, handle and dispose of claims against this District for bodily injury and property damage, and to handle all litigation arising out of such claims and, in connection therewith, to file and verify pleadings, to testify, and to accept Writs of Summons, Subpoena or Subpoena Duces Tecum on behalf of and in the name of the District; and

WHEREAS, the law permits this Board of Directors to appoint Agents with authority to do and perform such acts for and on behalf of the District;

NOW, THEREFORE, BE IT RESOLVED, that George P. Gurley, Regional Claims Manager, Harrison Coolidge, Branch Claims Manager, and John Hubbard, Assistant to Branch Claims Manager, of Transit Casualty Company, be and hereby are appointed as Agents of this District for the purpose of and with the authority to sign, verify and file any and all pleadings in the name of and on behalf of the District, and to accept service of any and all Writs of Summons, Subpoena or Subpoena Duces Tecum and, by and through such persons as they or Transit Casualty Company may select, to investigate, process, handle, settle litigate or otherwise dispose of bodily injury and property damage claims against the District in accordance with the provisions of the above mentioned liability insurance policy, and that said George P. Gurley, Harrison Coolidge and John Hubbard, or any other agent or employee of Transit Casualty Company shall not be entitled to any compensation from the District for the performance of any of the acts herein authorized.

#### Small Claims Court - Appointment of Representatives

After discussion, on motion of Director Compton, Chairman of the Surface Operations Committee, seconded and unanimously carried, the following resolution was adopted:

#### RESOLUTION NO. R-70-241

RESOLVED, that Resolution No. R-70-153 adopted by the Southern California Rapid Transit District on July 7, 1970, under the heading "Small Claims Court - Appointment of Representatives," be and the same is hereby rescinded in its entirety;

RESOLVED FURTHER, that H. L. Black, J. L. Pujol, W. Raridon, John Hubbard, Harrison Coolidge, Anthony Galluppi and Richard C. Ross are hereby appointed to represent the District in the Small Claims Courts of Los Angeles, Orange, San Bernardino and Riverside Counties;

RESOLVED FURTHER, that said persons are hereby authorized to do all things necessary and lawful to prosecute claims in said courts on behalf of the Dis-

trict and to do all things necessary and lawful to defend the District against claims filed in the said courts;

RESOLVED FURTHER, that Virginia L. Rees, Secretary of the District, be and she is hereby authorized and empowered to accept service of process issued by said court for and on behalf of the District;

RESOLVED FURTHER, that Virginia L. Rees, Secretary of the District, be and she is hereby authorized to sign and/or verify, on behalf of the District, claims against public agencies and/or public officers.

Authorization to sign Checks

After discussion, on motion of Director Eyraud, Vice-Chairman of the Finance & Governmental Affairs Committee, seconded and unanimously carried, the following resolution was adopted:

RESOLUTION NO. R-70-242

RESOLVED, that the Bank of America National Trust and Savings Association as a designated depository of the Southern California Rapid Transit District be and it (including its correspondent banks) is hereby authorized, requested and directed to honor all checks, drafts or other orders for the payment of money drawn in the District's name on its account (including those drawn to the individual order of any person or persons whose names appear thereon as signer or signers thereof) when bearing the facsimile signatures of the following, as indicated:

| <u>Signed by:</u>                  | <u>Countersigned by any one of the following:</u> |
|------------------------------------|---|
| H. L. Black, Treasurer             | Herbert H. Krauch, President                      |
| J. L. Pujol, Assistant Treasurer   | Thomas G. Neusom, Vice-President                  |
| T. V. Collins, Assistant Treasurer | Jack R. Gilstrap, General Manager                 |
| W. Taylor, Assistant Treasurer     |   |

