

Los Angeles, California, June 20, 1935.

MINUTES OF REGULAR MEETING OF THE BOARD OF
WATER AND POWER COMMISSIONERS OF THE CITY OF LOS ANGELES,
HELD AT THE OFFICE OF THE BOARD,
JUNE 20, 1935,
AT 3:00 P.M.

MEETING called to order by the Vice President (A. F. Southwick),
and roll called:

Present, Messrs. W. H. Hay,
Alfred Lushing,
Arthur J. Mullen,
A. F. Southwick;

Absent, - The President (John R. Haynes)

A quorum present.

A COMMUNICATION was received from the Chief Electrical Engineer, approved by A. J. Mullen, for the Committee of the Whole, transmitting bids received in response to Spec. No. 1695 for Iron and Steel Castings, recommending that award of contract be made to Kay Brunner Steel Products, Inc., the low bidder, for furnishing 100-only Commercial Gray Iron Cast Iron Manhole Frames, under this firm's alternative bid for Item I, for a price of \$12.80 each; and furnishing 100-only Cast Steel Outer Covers for Manhole Frames under Item II, for a price of \$21.05 each; and for furnishing 50-only Commercial Gray Iron Cast Iron Inner Covers for Manhole Frames under this firm's alternative bid for Item III, for a price of \$5.45 each; all f.o.b. 257 E. Third St., Los Angeles, California; delivery to be made within four months after date of award of contract.

Mr. Mullen moved that the recommendation of award be approved, and that the President and Secretary, or other proper officials, be, and they are hereby, authorized and directed to execute, for and on behalf of the Board, a contract with the successful bidder, in accordance with the specifications; and that the President, or other proper officials, approve, for and on behalf of the Board, a good and

sufficient faithful performance bond to be furnished by said bidder, provided, however, that the said contract and bond have been theretofore approved by the City Attorney.

Seconded by Mr. Lushing, and carried by the following vote:

Ayes, Messrs. Hay, Lushing, Mullen, Southwick;
Noes, - None.

A COMMUNICATION was received from the Chief Engineer of Water Works, approved by A. J. Mullen, for the Committee of the Whole, transmitting bids received in response to Spec. No. 1696 for Milk and Cottage Cheese, to be furnished to the Department during a period of six months, recommending that award of contract be made to Mono Lake Dairy, the low bidder as a whole, for furnishing Pasteurized Milk under Item I, for a price of 31¢ per gallon, and for furnishing Cottage Cheese under Item II for a price of 15¢ per lb., all f.o.b. Department's Mono Basin Construction Camps; deliveries to be made upon receipt of sub-purchase orders.

Mr. Mullen moved that the recommendation of award be approved, and that the President and Secretary, or other proper officials, be, and they are hereby, authorized and directed to execute, for and on behalf of the Board, a contract with the successful bidder, in accordance with the specifications; and that the President, or other proper officials, approve, for and on behalf of the Board, a good and sufficient faithful performance bond to be furnished by said bidder, provided, however, that the said contract and bond have been theretofore approved by the City Attorney.

Seconded by Mr. Hay, and carried by the following vote:

Ayes, Messrs. Hay, Lushing, Mullen, Southwick;
Noes, - None.

ALSO, a communication was received from the Chief Engineer of Water Works, approved by A. J. Mullen, for the Committee of the

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Whole, transmitting bids received in response to Spec. No. 1703 for Coal Tar Enamel & Primer, recommending that award of contract be made to Morris Engineering Corp., who submits the lowest bid fully complying with the Department's specifications, Item I for a price of \$60.06 per ton, Item II for a price of 59.6¢/per gallon, f.o.b. bidder's trucks, Department's Slauson Yard, Slauson and Compton Avenues, Los Angeles, California; delivery under Item I to be 40 tons in 9 days, 100 tons in 23 days and 144 tons in 30 days, all from date of award of contract; delivery under Item II to be 200 gallons in 9 days, 800 gallons in 23 days, all from date of award of contract; the Department reserving the right and option to increase the quantity of Coal Tar Enamel specified under Item I by any amount up to 176 tons, and/or the quantity of Coal Tar Base Primer specified under Item II by any amount up to 1,000 gallons, all within 30 days after date of award of contract.

Mr. Lushing moved that the recommendation of award be approved, and that the President and Secretary, or other proper officials, be, and they are hereby, authorized and directed to execute, for and on behalf of the Board, a contract with the successful bidder, in accordance with the specifications; and that the President, or other proper officials, approve, for and on behalf of the Board, a good and sufficient faithful performance bond to be furnished by said bidder, provided, however, that the said contract and bond have been theretofore approved by the City Attorney.

Seconded by Mr. Hay, and carried by the following vote:

Ayes, Messrs. Hay, Lushing, Mullen, Southwick;
Noes, - None.

A COMMUNICATION was received from the Chief Engineer of Water Works, approved by the Executive Assistant, transmitting for approval, the following statements of personal expenses:

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R. R. Proctor, Field Engineer;	\$ 20.72
R. R. Proctor, Field Engineer,	2.81
J. M. Stevens, Assistant City Attorney,	13.30
George W. Dee, Co-ordinator, SERA Los Angeles,	40.00
E. B. Mayer, Assistant Engineer,	7.61
Emil S. Mamrelli Jr., Junior Civil Engineer,	4.40
R. R. Proctor, Field Engineer,	7.53
C. E. Outcalt, Independence District Office Fund,	17.50
Total:-	\$113.87

Mr. Lushing moved that said personal expense accounts be approved.

Seconded by Mr. Hay, and carried by the following vote:

Ayes, Messrs. Hay, Lushing, Mullen, Southwick;
 Noes, - None.

ON WRITTEN recommendation of the Chief Electrical Engineer, Mr. Mullen moved the adoption of the following resolution, approved by the City Attorney:

(Res. No. 995)

WHEREAS, Section 425 of the Charter makes applicable the provisions of the "Prevailing Wage Act" Statutes 1931, Chapter 397, requiring that any public body awarding contract for public work shall ascertain the general prevailing rate of per diem wages in the locality in which the work is to be performed, for each craft or type of workman or mechanic needed to execute the contract, and shall specify in the call for bids for said contract, and in the contract itself, what the general prevailing rate of per diem wages in the said locality is for each craft or type of workman needed to execute the contract, also the general prevailing rate for legal holiday and overtime work; and,

WHEREAS, bids are to be invited for the furnishing of labor and materials for the installation of parts and cycle changing services on electrically operated office equipment; and,

WHEREAS, in order to conform with said Section 425 it is necessary that the Board ascertain the general prevailing rate of per diem wages and the general prevailing rate for Sundays, legal holiday and overtime work, for each craft or type of laborer, workman, or mechanic to be employed under said contract;

BE IT RESOLVED, that the Board hereby ascertains that the general prevailing rate of per diem wages and the general prevailing rate for Sunday, legal holiday and overtime work, to be paid for each craft or type of laborer, workman, or mechanic to be employed under said contract, to be as follows:

<u>CLASSIFICATION</u>	<u>PER DIEM WAGE</u>
Bookkeepers - - - - -	\$ 3.20
Stenographers - - - - -	3.20
Typists - - - - -	3.20
Clerks, General - - - - -	3.20
Clerks, Record- - - - -	3.20
Timekeepers - - - - -	3.20
Laborers - - - - -	3.20
Service Men - - - - -	4.50
Service Inspectors - - - - -	4.50
Inspectors - - - - -	4.50

Any classifications omitted herein, not less than \$3.20

The foregoing per diem wage schedule is based upon a working day of eight (8) hours. Overtime work, i.e. work in excess of eight (8) hours in any one calendar day, or work performed on a Sunday or legal holiday shall not be less than one and one-third (1-1/3) times the rates of pay indicated above.

Seconded by Mr. Lushing, and carried by the following vote:

Ayes, Messrs. Hay, Lushing, Mullen, Southwick;
Noes, - None.

ON WRITTEN recommendation of the Assistant Controller, Mr. Lushing moved the adoption of the following resolution:

(Res. No. 996)

RESOLVED, that the bill rendered by Publix Construction and Investment Co., amounting to \$45.00 for refund to apply on water service deposit D.T. 8-2116 on account of service connections with stub ends at Lots 6, 15, 27 and 31, in Tract 8020, be approved; and that a demand be ordered drawn on the Water Revenue Fund in payment of the same.

Seconded by Mr. Mullen, and carried by the following vote:

Ayes, Messrs. Hay, Lushing, Mullen, Southwick;
Noes, - None.

A COMMUNICATION was received from the Right of Way & Land Agent, approved by the Chief Engineer of Water Works, transmitting application of C. R. Harvey, to rent approximately 1.5 acres of land, with an 8-room house and 3-outbuildings located thereon, situated on the Southwest side of Mono Lake, Mono County, said premises to be used for residential purposes only, at a rental of \$12.50 per month, payable monthly in advance, on a month to month basis, beginning June 7, 1935, explaining the matter further, and recommending that the application be accepted, and that he be instructed to prepare the necessary rental agreement in favor of Mr. Harvey.

Mr. Lushing moved that the recommendation be approved.

Seconded by Mr. Hay, and carried by the following vote:

Ayes, Messrs. Hay, Lushing, Mullen, Southwick;
Noes, - None.

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ALSO, a communication was again presented from the Right of Way & Land Agent, approved by the Chief Engineer of Water Works, action on which had been deferred at the meeting of the Board held on April 23, 1935, relative to application of C. R. Harvey and E. Lampy to lease for a period of one year, beginning April 1, 1935, approximately 478½ acres of pasture land, including a 6-room house and 3-outbuildings located thereon, situated on the south side of Mono Lake, in Mono County, at an annual rental of \$400.00 payable semi-annually in advance, explaining the matter further, and attaching a draft of a resolution, providing for the acceptance of the application, and recommending that it be adopted.

Referred to the Right of Way & Land Agent for further report.

ON WRITTEN recommendation of the Right of Way & Land Agent, approved by the Chief Electrical Engineer, Mr. Hay moved the adoption of the following resolution, approved has to form by the City Attorney:

(Res. No. 997)

WHEREAS, the Department of Water and Power of the City of Los Angeles desires to obtain a lease from the Washington Fireproof Building Company, a corporation, covering those certain premises and property situated in the City of Los Angeles, County of Los Angeles, State of California, described as follows, to-wit:

Office Rooms Nos. 411, 412, 413, 414, 415, 417, 418 and 419, situated upon the fourth floor of the Washington Building situated at 311 South Spring Street, Los Angeles, California, said area consisting of approximately 1,477 square feet;

for the term of one year commencing on the first day of July, 1935, and ending on the 30th day of June, 1936, at a rental of \$123.08 per month, said space to be used by the Frequency Change On Consumers Premises Organization of the Bureau of Power and Light;

NOW, THEREFORE, BE IT RESOLVED, that the President or Vice-President and Secretary or Acting Secretary of the Board of Water and Power Commissioners be, and they are hereby, authorized and directed to execute a lease for and on behalf of the Department of Water and Power of the City of Los Angeles with the Washington Fireproof Building Company covering the premises and upon the terms and conditions above set forth, and to affix the corporate seal thereto, provided, however, that said lease shall have first been approved by the City Attorney;

BE IT FURTHER RESOLVED that demands upon the Power Revenue Fund be, and the same are hereby, ordered drawn and approved in the sum of \$123.08 each month payable to the Washington Fireproof Building Company according to the terms of said lease.

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Seconded by Mr. Lushing, and carried by the following vote:

Ayes, Messrs. Hay, Lushing, Mullen, Southwick;
Noes, - None.

A COMMUNICATION was received from the City Clerk, advising that at a meeting of the Council held on the 17th inst., a report of the Water and Power Committee was adopted, in the matter of one from this Board transmitting copy of Res. No. 944, declaring its intention to accept an option to purchase from the Associated Oil Company, for a consideration of \$1000.00, an easement for power transmission line purposes over certain property in Los Angeles County, consisting of 2.302 acres, said easement being required for use in connection with Boulder Canyon Power Transmission Line, recommending that said purchase be approved.

Ordered filed.

A COMMUNICATION was received from the Board of Public Works, by C. K. Steele, Director, Bureau of Assessments, advising that at a meeting of the City Council held on the 14th inst., a report of the Water and Power Committee was adopted in regard to action of this Board declining to pay Street Lighting Maintenance Assessment No. 28 levied against Lot 10, Block 2, Hollywood Ocean View Tract, in the amount of \$72.06, and covering lighting maintenance of Whitley Avenue and Franklin Avenue Lighting District, said assessment being levied against property under control of this Board; recommending that the Department be again billed for the payment of this assessment, and going into the matter further.

Referred to the Assistant City Attorney for opinion.

ON WRITTEN recommendation of the Compensation Officer, approved by the Chief Engineer of Water Works, Mr. Lushing moved the adoption of the following resolution, approved as to form by the City Attorney:

(Res. No. 998)

WHEREAS, one Charles G. De Luche, a Laborer, (Compensation Case No. 4317) sustained fractured nasal bones and injuries to the right side of his face while in the employ of this Board on March 23, 1931, and became incapacitated for work the same day, the said injuries resulting in neuralgic pain in bony tissues surrounding the right eye, slight sinking in of eye, and increased susceptibility to nasal colds. The wage of said employe was \$5.00 per day for 5½ days per week; and,

WHEREAS, upon application made to the Industrial Accident Commission of the State of California, said Chas. G. De Luche was granted a Permanent Disability rating of 12 weeks at the rate of \$16.98 per week, less one week and six days already paid; there being a remainder due said De Luche of ten weeks and one day; and it appearing that such compensation should be paid in accordance with the terms of the said award,

NOW, THEREFORE, BE IT RESOLVED, that a demand on the Water Works Bond Election 1930 Fund be, and the same is hereby, ordered drawn and approved in favor of said Chas. G. De Luche in the amount of \$172.23, being compensation for the period of ten weeks and one day up to and including June 22, 1931, at the rate of \$16.98 per week, and being in full of the said award.

Seconded by Mr. Hay, and carried by the following vote:

Ayes, Messrs. Hay, Lushing, Mullen, Southwick;
Nees, - None.

THE SECRETARY presented copy of a communication written by him to the Assistant City Attorney, transmitting Subpoena Duces Tecum, also Affidavit for Subpoena Duces Tecum, in Action No. 381,291, brought in the Superior Court of the State of California, in and for the County of Los Angeles, in suit brought by T. R. Cadwalader, Receiver, Plaintiff, vs. Abraham Zamansky, et al., Defendants, explaining the matter further, and advising that the papers were served on him in behalf of the Board, but have not been presented, and are being forwarded for necessary attention.

Mr. Lushing moved that the action of the Secretary be approved.

Seconded by Mr. Hay, and carried by the following vote:

Ayes, Messrs. Hay, Lushing, Mullen, Southwick;
Nees, - None.

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ON WRITTEN recommendation of the Compensation Officer, approved by the Chief Electrical Engineer, Mr. Mullen moved the adoption of the following resolution, approved as to form by the City Attorney:

(Res. No. 999)

WHEREAS, one Richard H. Bevington, General Foreman in charge of Silver Lake Camp, sustained injuries on May 5, 1935 from which he died immediately, and a representative of the Department authorized Undertakers White and Platt to take charge of the body, which they did and rendered bill against the Department in the amount of \$50.00 for their services; and,

WHEREAS, upon investigation it appears that said Bevington was not on duty at the time of his death and liability cannot be accepted by this Board under the Workmen's Compensation Law of the State of California, but it appearing to be good policy and for the best interest of the City that said bill of White and Platt be paid,

NOW, THEREFORE, BE IT RESOLVED, that a demand on the Power Transmission Construction Reserve Fund be, and the same is hereby, ordered drawn and approved in favor of said White and Platt in the sum of \$50.00, such sum being paid by this Board without accepting any liability for the death of Richard H. Bevington.

Seconded by Mr. Hay, and carried by the following vote:

Ayes, Messrs. Hay, Lushing, Mullen, Southwick;
Noes, - None.

A COMMUNICATION was received from the Director of Public Relations, approved by the Chief Electrical Engineer, and the Chief Engineer of Water Works, requesting authorization for the payment of the Department's one-half of the total of tuitions paid by employees of the Department for attendance at the Institute of Government at the University of Southern California, from June 10 to 14, 1935, which would be \$81.25, in order that the full amount of \$162.50, may be paid to the University, etc.

Mr. Lushing moved that the request be approved.

Seconded by Mr. Hay, and carried by the following vote:

Ayes, Messrs. Hay, Lushing, Mullen, Southwick;
Noes, - None.

ON WRITTEN recommendation of the City Attorney, by Francis H. Lindley, Deputy, approved by J. M. Stevens, Assistant, Mr. Mullen moved the adoption of the following resolution;

(Res. No. 994)

WHEREAS, in connection with the issuance and sale of the Short Term Note of One Million Dollars (\$1,000,000.00), dated June 7, 1935, payable to the Bank of America National Trust and Savings Association, it was necessary to obtain the approving opinion of O'Melveny, Tuller & Myers, Attorneys, of Los Angeles, California; and,

WHEREAS, said firm has offered to examine the proceedings relative to the issuance and sale of such note, for the sum of Two Hundred Dollars (\$200.00);

BE IT RESOLVED, that the proper officers of the Board be, and they are, hereby authorized and directed to enter into a contract with O'Melveny, Tuller & Myers, attorneys, of Los Angeles, California, whereby said firm agrees to examine into the proceedings in consideration of the payment of Two Hundred Dollars (\$200.00) by said Department, provided that the approval of the Council and the City Attorney shall have been first obtained.

Seconded by Mr. Lushing, and carried by the following vote:

Ayes, Messrs. Hay, Lushing, Mullen, Southwick;
Noes, - None.

A COMMUNICATION was received from Thomson, Wood & Hoffman, addressed to the Secretary, advising that note C-1 in the amount of \$100,000, together with signature certificate in duplicate, which they enclosed, in connection with the Power Revenue Loan of \$22,800,000.00 are satisfactory and in accordance with the Board's request, etc.

Ordered filed.

A COMMUNICATION was received from the Chief Electrical Engineer, approved by the Executive Assistant, submitting for approval the following personal expense accounts:

Errett, Clyde, Assistant Controller,	\$411.24
Ready, Lester S., Consulting Engineer,	<u>20.35</u>

Total:- \$431.59

Mr. Mullen moved that said expense accounts be approved.

Seconded by Mr. Lushing, and carried by the following vote:

Ayes, Messrs. Hay, Lushing, Mullen, Southwick;
Noes, - None.

A WRITTEN report was received from the City Attorney, by G. Ellsworth Meyer, Deputy, approved by J. M. Stevens, Assistant, recommending that the claim of Mrs. Dorothy N. Newton, in the sum of \$15,000.00 for personal injury and property damages, be denied.

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Mr. Lushing moved that the report and recommendation be approved, and party so advised.

Seconded by Mr. Mullen, and carried by the following vote:

Ayes, Messrs. Hay, Lushing, Mullen, Southwick;
Noes, - None.

A COMMUNICATION waddressed to the Board of Supervisors of Los Angeles County in connection with the protest against the transmission line that is being built from Boulder Dam at Los Angeles, by the Bureau of Power and Light, was presented for the signature of the Vice-President.

Mr. Mullen moved that the Vice-President be authorized to sign and transmit the communication.

Seconded by Mr. Lushing, and carried by the following vote:

Ayes, Messrs. Hay, Lushing, Mullen, Southwick;
Noes, - None.

MR. MULLEN moved that the meeting adjourn.

Seconded by Mr. Lushing, and carried by the following vote:

Ayes, Messrs. Hay, Lushing, Mullen, Southwick;
Noes, - None.

VICE-PRESIDENT.

SECRETARY.