

Monday - January 7, 1946

Regular meeting of the City Council of the City of Los Angeles held Monday, January 7, 1946.

Council convened at 10:00 A.M. and upon calling the roll, the following members were found to be present: Messrs. Allen, Bennett, Christensen, Cronk, Davies, Harby, Henry, Holland, McClanahan, Rasmussen, Timberlake and President Moore (12) and a quorum.

Mr. Henry moved, seconded by Mr. Cronk, that the reading of the minutes of the Council meeting of January 3, 1946, be dispensed with, and that same be approved.

Which motion was adopted by the following vote: Ayes, Messrs. Allen, Bennett, Christensen, Cronk, Davies, Harby, Henry, Holland, McClanahan, Rasmussen, Timberlake and President Moore (12); Noes, none.

On motion of Councilman Allen, seconded by Mr. Harby, Councilmen Davenport and Warburton were excused from attendance at this Council session.

The President: "In conformity with Rule 48 of the Council, I have on Monday, January 7, 1946, referred the following communications as hereinafter set forth:"

20214-From Leon Blog presenting supplemental claim for \$114 for difference in his salary (Sup. #2) allegedly due to erroneous reclassification in Jacob's Survey.

Referred to the City Attorney and the Finance Committee.

20283-From H. A. Wright presenting supplemental claim for \$114 for difference in his salary (Sup. #2) allegedly due to erroneous reclassification in Jacob's Survey.

Referred to the City Attorney and the Finance Committee.

21841-From Frank Solorzano presenting claim for \$175 for loss of material for baking because gas was cut off.

Referred to the City Attorney and the Finance Committee.

21842-From Clarence Dixon Scott presenting claim for \$2880 for personal injury allegedly caused by his being shot through the arm by police officer.

Referred to the City Attorney and the Finance Committee.

21843-From Herman Davis presenting claim for \$22.50 for damage to his car allegedly caused by city-owned truck.

Referred to the City Attorney and the Finance Committee.

21844-From G. W. McCampbell presenting claim for \$21.40 for damage to his car allegedly caused by garbage truck.

Referred to the City Attorney and the Finance Committee.

21845-From Myron Chorney presenting claim for \$88.25 for damage to his car allegedly caused by police car.

Referred to the City Attorney and the Finance Committee.

21846-From J. H. Taylor presenting claim for \$10 paid for building relocation application fee.

Referred to the Board of Building and Safety Commissioners and the Finance Committee.

Monday - January 7, 1946

515

21847-From Nels Swanson, et al. petitioning for improvement of El Dorado Avenue, between Van Nuys Boulevard and Terra Bella Street with 4-inch rock and oil pavement and cement curbs.

Referred to the City Engineer and the Public Works Committee.

21848-From M. E. Diebold protesting against renewal of the Venice Pier Franchise. (Representing "I Live In Venice Club")

Referred to the Parks and Recreation Committee.

21849-From M. Charlotte Meriman requesting permission to acquire that portion of vacated Marr Street which immediately adjoins her property, Lots 29 and 30 of Tract 2921 and asking that the City execute its quitclaim deed to her for said vacated property.

Referred to the City Engineer and the Public Works Committee.

21850-From R. E. C. Ballinger requesting for a reversal of the disapproval of the City Planning Commission of Tract No. 13705.

Referred to the City Planning Commission and the Planning Committee.

21859-From J. P. Wilson, et al. petitioning for improvement of 251st Street, between President Avenue and Western Avenue by construction of rock and oil roadway, cement curbs, sidewalks, and gutters.

Referred to the City Engineer and the Public Works Committee.

21867-From Jim M. Clark presenting claim for \$65. for repair to interior bridge.

Referred to the City Attorney and the Finance Committee.

21868-From Mrs. Anna Johnson presenting claim for \$1033.50 for damages allegedly caused by fall on broken sidewalk on the north side of 71st Street, between Brynhurst and West Boulevard.

Referred to the City Attorney and the Finance Committee.

21869-From Mrs. Vera Turner presenting claim for \$48.05 for damage to car allegedly caused by police car.

Referred to the City Attorney and the Finance Committee.

21871-From Thomas J. Colston requesting that something be done to correct the depression in Saticoy Street.

Referred to the Board of Public Works and the Public Works Committee.

21872-From Canoga Citrus Association, et al. requesting grading of Schoenborne Street, from Canoga Avenue to Topanga Canyon Boulevard.

Referred to the City Engineer and the Public Works Committee.

21873-From J. M. Wechter, et al. petitioning for sewer in Fair Avenue, between Acama Street and Aqua Vista Street.

Referred to the City Engineer and the Public Works Committee.

Monday - January 7, 1946

21874-From Mrs. Franklin Moore, et al. petitioning for improvement of Jardine Street, between Foothill Boulevard and Apperson Street, by construction of 5-inch asphalt concrete pavement, cement curbs and concrete gutters.

Referred to the City Engineer and the Public Works Committee..

21875-From Chas. E. Beardsley, Attorney, presenting claim of Marcella B. Glenn for \$7478.36 for damages allegedly caused by police car.

Referred to the City Attorney and the Finance Committee.

21876-From the Automobile Club of Southern California requesting adoption of an ordinance prohibiting the use of the Arroyo Seco Parkway by heavy duty commercial vehicles.

Referred to the Board of Police Commissioners and the Police and Fire Committee.

No. 21604

The Board of Public Utilities & Transportation reported as follows:

Request for Extension of Time to Submit Recommendations on Application of Gordon F. Kendrick for Taxicab Franchise, Wilmington.

Returned herewith is File No. 21604, application of Gordon F. Kendrick, doing business as the Wilmington Cab Company, for a Meter Taxicab Franchise in the Wilmington District.

At a meeting of this Board, Friday, December 28, 1945, it was respectfully requested that your Honorable Body grant the Board an additional 60-day period in which to complete necessary investigations and submit its recommendations on this application, as suggested in report of Chief Engineer and General Manager Bean, under date of December 27, 1945, a copy of which report is attached hereto and made a part of said File No. 21604, which is to be recommitted to the Board for its consideration.

Referred to the Industry and Transportation Committee.

No. 21853

The Board of Police Commissioners reported as follows:

At the regular meeting of the Board of Police Commissioners held on Tuesday, December 18, 1945 the matter relative to use of the Third Street tunnel for one-way traffic during peak traffic hours was presented.

The enclosed report of R. T. Dorsey, Traffic Engineer, was approved and is being forwarded to you for your information and consideration.

Referred to the Police and Fire Committee.

No. 21852

The Board of Building and Safety Commissioners reported as follows:

Pursuant to action of the Board of Building and Safety Commissioners at the meeting of December 27, 1945, it is respectfully requested that the proposed amendments to the Building Code, attached hereto, be adopted.

These amendments are presented in accordance with Section 91.0316 of the Municipal Code, which requires an annual report with recommendations for changes to the Building Code, based upon the experience of the preceding year, with reference to the enforceability, changes and improvements in methods of construction.

Monday - January 7, 1946

The proposed amendments have been submitted to the construction industry for comments, public hearings have been held, and it is believed that the amendments as submitted are acceptable and desirable.

Also attached is a digest of the proposed Code changes, giving briefly the subject matter and the reason for the change.

Referred to the Building and Safety Committee.

No. 21012

The Superintendent of Building reported as follows:

In accordance with Departmental and Councilmanic approval, Mr. K. V. Keeley, Chief of the Fire Alarm and Police Signal Division of this Department, attended the Fiftieth Annual Conference of the International Municipal Signal Association held in Chicago, Illinois, November 11 to 15, inclusive.

Enclosed is a copy of a report on this trip rendered by Mr. Keeley, which is self-explanatory.

In our opinion this trip has been extremely beneficial to the Department of Building and Safety and the City, and we wish to express our appreciation to the Honorable City Council for providing the funds for this trip.

Referred to the Police and Fire Committee.

No. 20880 (Sup. #1)

The Board of Civil Service Commissioners reported as follows:

Pursuant to provisions of Section 100 of the City Charter and of City Ordinance No. 89,100 and in accordance with findings of classification survey made, the Board of Civil Service Commissioners in regular session on the 28th approved allocations as follows of thirty (30) positions requested in the Bureau of Inspection, Department of Public Works:

18 to Construction Inspector, Code 7291, CSC 34, #491

12 to Senior Construction Inspector Engineer, Code 7294, CSC 34, #490

Forms CSC 34 enclosed.

This action is without reference to budget considerations or the necessity for the positions and is to be effective when and if they are authorized by your Honorable Body.

Referred to the Director of Bureau of Budget and Efficiency and Personnel Committee.

No. 21273

The Board of Civil Service Commissioners reported as follows:

Pursuant to provisions of Section 100 of the City Charter and of City Ordinance No. 89,100 and in accordance with findings of classification survey made, the Board of Civil Service Commissioners in regular session on the 28th allocated to the class of Sanitation Inspector, Code 4361, two new positions requested in the Sanitation Division, Health Department, and described in CSC 34, #382 enclosed.

This action is without reference to budget considerations or the necessity for the positions and is to be effective when and if they are authorized by your Honorable Body.

Referred to the Director of Bureau of Budget and Efficiency and Personnel Committee.

Monday - January 7, 1946

518

No. 21858

The Board of Civil Service Commissioners reported as follows:

On December 4, 1945, Code 0651 was assigned to the new class of Ambulance Surgeon. This was an error, inasmuch as that code number is the one assigned to the class of Assistant Police Surgeon. In regular session on the 28th, therefore, the Board of Civil Service Commissioners adopted a motion changing the code for the new class of Ambulance Surgeon from 0651 to 0648.

This action will not affect the status of any persons working in this class.

Referred to the Director of Bureau of Budget and Efficiency and Personnel Committee.

No. 21861

The Board of Civil Service Commissioners reported as follows:

Pursuant to provisions of Section 100 of the City Charter and of City Ordinance No. 89,100 and in accordance with findings of classification survey made, the Board of Civil Service Commissioners in regular session on the 2nd reallocated position in the Bureau of Street Lighting held by Eunice Winters from the class of Stenographic Secretary, Code 1325, to the class of Senior Clerk Typist, Code 1368. CSC 34 #368 describing this position is enclosed.

This action is without reference to budget considerations or the necessity for the position and is to be effective when and if the proposed position is authorized by your Honorable Body.

Referred to the Director of Bureau of Budget and Efficiency and Personnel Committee.

No. 21855

The Board of Public Works reported as follows:

Herewith, accompanied by a certificate from the Health Department, is a request from Conrad R. Garrison, Survey Party Chief in the Survey Division of the Bureau of Engineering, for three months' leave of absence, with partial pay, in accordance with the provisions of Ordinance No. 89,100.

It is respectfully recommended that his request be granted.

Referred to the Director of Bureau of Budget and Efficiency and Personnel Committee.

No. 21856

The Board of Public Works reported as follows:

Herewith, accompanied by a certificate from the Health Department, is a request from Frank J. Meehan, Civil Engineering Draftsman in the Bureau of Street Lighting, for three months' leave of absence, with partial pay, in accordance with the provisions of Ordinance No. 89,100.

It is respectfully recommended that his request be granted.

Referred to the Director of Bureau of Budget and Efficiency and Personnel Committee.

No. 21333

The Clerk read the following message from the Mayor:

I approve of the action of your Honorable Body on December 26, 1945, as contained in Council File No. 21333 authorizing the employment of 66 positions in 15 classes by the Board of Public Works in the Bureau of Engineering as set forth in the said file, such positions to be used in connection with the preparation of plans and specifications for the Hyperion Sewage Treatment Plant. I take this action to expedite the matter in spite of the fact that the Board of Civil Service Commissioners and the Bureau of Budget and Efficiency had not as yet acted pursuant to the provisions of the Salary Standardization Ordinance when your Honorable Body approved the said employment. I am advised, however, that the required action of the agencies mentioned, approving the classification of the said positions and the necessity for their employment, will be taken concurrently with my approval.

I direct your attention to the fact that I am not approving the employment of a Senior Architect, New Code, because such classification does not exist in Schedule A of the Salary Standardization Ordinance, and my approval of the authority for employment under the provisions of Section 15.1(a) of Ordinance No. 89,602 is limited to classes of positions included in the said Schedule A.

The President: "The Council having heretofore authorized the employment, the Clerk will notify the various departments interested of the same having been approved by the Mayor."

No. 21333

The Board of Civil Service Commissioners reported as follows:

Pursuant to provisions of Section 100 of the City Charter and of City Ordinance No. 89,100 and in accordance with findings of classification reviews made, the Board of Civil Service Commissioners in regular session on the 4th allocated as follows, sixty-six (66) new positions in the Sewer Design Division, Bureau of Engineering, Department of Public Works:

<u>No. of positions</u>	<u>Class</u>
1	Senior Clerk, Code 1143, 34 #443
1	Senior Clerk Stenographer, Code 1323, 34 #441
8	Architectural Draftsman, Code 7922, 34 #442
3	Architectural Assistant, Code 7923, 34 #445
3	Architectural Associate, Code 7924, 34 #447
1	Architect, Code 7925, 34 #449
22	Civil Engineering Draftsman, Code 7232, 34 #444
4	Civil Engineering Assistant, Code 7233, 34 #454
7	Civil Engineering Associate, Code 7235, 34 #450
1	Civil Engineer, Code 7237, 34 #451
2	Senior Civil Engineer, Code 9485, 34 #452
5	Structural Engineering Assistant, Code 7953, 34 #446
5	Structural Engineering Associate, Code 7955, 34 #448
2	Structural Engineer, Code 7956, 34 #455
1	Senior Structural Engineer, Code 9425, 34 #453

This action is without reference to budget considerations or the necessity for these positions and is to be effective when and if the proposed new positions are authorized

by your Honorable Body.

It is also understood that these allocations are tentative and based only on the proposed duties and the place of the positions in the organizational structure. If and when these positions are filled further review and analysis will be made to determine whether incumbents are in fact performing the duties of the class to which they are allocated.

Another position requested with this group is not here classified inasmuch as the duties and responsibilities of the position are such that a new class may be necessary and it is deemed undesirable to create such a new class until all architectural positions can be reviewed.

Forms CSC 34 describing these positions are enclosed.

The Bureau of Budget and Efficiency reported as follows:

With reference to the action of the Board of Civil Service Commissioners under date of January 4, 1946, allocating 66 new positions in the Bureau of Engineering to assist in the design of the Hyperion Sewage Treatment Plant, we report as follows.

In accordance with the provisions of Section 4.3 of the Salary Standardization Ordinance, we have made an analysis of a preliminary organization chart prepared by the Bureau of Engineering covering the aforementioned personnel and find that the action of the Board of Civil Service Commissioners should be concurred in by the Council.

In view of the above, we recommend that the Council concur in the action of the Board of Civil Service Commissioners under date of January 4, 1946, allocating 66 new positions in the Sewer Design Division of the Bureau of Engineering.

Mr. Cronk moved, seconded by Mr. Bennett, that the action of the Board of Civil Service Commissioners allocating 66 new positions in the Sewer Design Division of the Bureau of Engineering be concurred in, and the City Attorney be instructed to present the necessary amendment to the Personnel Ordinance of the City Engineer as per Council instructions of December 26, 1945 above referred to.

Which motion was adopted by a unanimous vote.

No. 21860

The City Attorney reported as follows:

I wish to call your attention to HR 4070 now pending in the House of Representatives, known as the Water Pollution Act. The purposes are succinctly set forth in the Resolution which I am transmitting herewith.

I believe that it would be well to give our approval to this Act, copy of which is attached.

Mr. Allen presented following resolution and moved its adoption:

WHEREAS, there has been introduced in the House of Representatives, Bill No. HR 4070, referred to and cited as "The Water Pollution Act", which has for its purpose the authorization to the Surgeon General of the United States to investigate and cooperate with other Federal Agencies, State Health Authorities, Municipalities and to prepare comprehensive programs for eliminating the pollution and improving the sanitary condition of the surface and underground waters in or adjacent to any city; and provides necessary procedures to accomplish its purposes; provides for an annual appropriation of not to exceed \$100,000,000 to be used for grants-in-aid and loans under the provisions of Sections 5 and 6 of said Act; provides for the sum of \$1,500,000 to be allotted by June 30, 1946 and paid to the States

Monday - January 7, 1946

for promotion, investigation, services and studies necessary in the prevention and control of water pollution,

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Los Angeles, in regular session assembled, does hereby approve said "Water Pollution Act" referred to as HR 4070 and urges the Congress to enact the same into law.

Done at Los Angeles, California, this 7th day of January, 1946.

Which motion being duly seconded by Mr. Harby, said resolution was adopted by the following vote: Ayes, Messrs. Allen, Bennett, Christensen, Cronk, Davies, Harby, Henry, Holland, McClanahan, Rasmussen, Timberlake and President Moore (12). Noes, none.

No. 18420

The City Engineer reported as follows:

I present herewith, for adoption, one copy of the assessment diagram for the improvement of the first alley west of Alma Street between 21st Street and 22nd Street, under Ordinance No. 89476. File No. 18420 is now on file in the office of the City Clerk.

Pursuant to Section 4 of Ordinance No. 68643, this diagram was forwarded to the Bureau of Right of Way and Land for examination of the same with respect to public property. The attached copy of the report from the Bureau states that no public-owned property is involved.

Mr. Allen moved, seconded by Mr. Harby, that the report as read and assessment district map be adopted.

Which motion was adopted by a unanimous vote.

No. 18507

The City Engineer reported as follows:

I present herewith, for adoption, one copy of the assessment diagram for the improvement of Brookhaven Avenue from 120 feet west of Midvale Avenue to Military Avenue, Under Ordinance No. 89563. File No. 18507 is now on file in the office of the City Clerk.

Pursuant to Section 4 of Ordinance No. 68643, this diagram was forwarded to the Bureau of Right of Way and Land for examination of the same with respect to public property. The attached copy of the report from the Bureau states that no public-owned property is involved.

Mr. Allen moved, seconded by Mr. Harby, that the report as read and assessment district map be adopted.

Which motion was adopted by a unanimous vote.

No. 18598

The City Engineer reported as follows:

I present herewith, for adoption, one copy of the assessment diagram for the improvement of 248th Street between Broad Avenue and Avalon Boulevard, under Ordinance No. 89613. File No. 18598 is now on file in the office of the City Clerk.

Pursuant to Section 4 of Ordinance No. 68643, this diagram was forwarded to the Bureau of Right of Way and Land for examination of the same with respect to public property. The attached copy of the report from the Bureau states that no public-owned property is involved.

Mr. Allen moved, seconded by Mr. Harby, that the report as read and assessment district map be adopted.

Which motion was adopted by a unanimous vote.

Monday - January 7, 1946

No. 10069

The City Engineer reported as follows:

I present herewith, for adoption, duplicate copies of the assessment diagram for the improvement of Mettler Street between the southerly line of 87th Place and the northerly line of 88th Place and a portion of another street, under Ordinance No. 89488. File No. 10069 is now on file in the office of the City Clerk.

Pursuant to Section 4 of Ordinance No. 68643, this diagram was forwarded to the Bureau of Right of Way and Land for examination of the same with respect to public property. The attached copy of the report from the Bureau states that no public-owned property is involved.

Mr. Allen moved, seconded by Mr. Harby, that the report as read and duplicate assessment district maps be adopted.

Which motion was adopted by a unanimous vote.

No. 9116

The City Engineer reported as follows:

I present herewith, for adoption, duplicate copies of the assessment diagram for the improvement of the first alley west of Vermont Avenue between the southerly line of 60th Street and the northerly line of 60th Place, and portions of other streets, under Ordinance No. 89487. File No. 9116 is now on file in the office of the City Clerk.

Pursuant to Section 4 of Ordinance No. 68643, this diagram was forwarded to the Bureau of Right of Way and Land for examination of the same with respect to public property. The attached copy of the report from the Bureau states that no public-owned property is involved.

Mr. Allen moved, seconded by Mr. Harby, that the report as read and duplicate assessment district maps be adopted.

Which motion was adopted by a unanimous vote.

No. 17829

The City Engineer reported as follows:

I present herewith, for adoption, duplicate copies of the assessment diagram for the construction of a sanitary sewer in Fulton Avenue and Longridge Avenue between the northerly line of Ventura Boulevard and the northerly line of Valley Vista Boulevard and in a portion of another street (Fulton Avenue and Longridge Avenue Sewer District), under Ordinance No. 89495. File No. 17829 is now on file in the office of the City Clerk.

Pursuant to Section 4 of Ordinance No. 68643, this diagram was forwarded to the Bureau of Right of Way and Land for examination of the same with respect to public property. The attached copy of the report from the Bureau states that no public-owned property is involved.

Mr. Allen moved, seconded by Mr. Harby, that the report as read and duplicate assessment district maps be adopted.

Which motion was adopted by a unanimous vote.

Councilman Austin entered the Council and took his seat.

Monday - January 7, 1946

523

No. 21640

The Finance Committee reported as follows:

In connection with the request of the City Clerk for an appropriation of \$2510.00 to the transportation expense accounts of the Council Fund to meet anticipated requirements for the balance of the fiscal year:

The Bureau of Budget and Efficiency reports that, based on actual expenditures in the expense accounts affecting Council transportation for the first four months of the current fiscal year, it is estimated that these costs will exceed budget appropriations, and recommends that the requested appropriation be made.

We therefore RECOMMEND, SUBJECT TO THE APPROVAL OF THE MAYOR, that the sum of \$2510.00 be transferred from the Reserve Fund to the Unappropriated Balance, and appropriated from the Unappropriated Balance to the following accounts within the Council Fund, to-wit:

Expense 3 - Mileage, Carfare and Driver Service	\$ 1,110
Expense 4 - Gasoline and Lubricants	300
Expense 5 - Auto Repairs and Supplies	1,100.

Mr. Holland moved, seconded by Mr. Davies, that the report as read be adopted.

Which motion was adopted by the following vote: Ayes, Messrs. Allen, Austin, Bennett, Christensen, Cronk, Davies, Harby, Henry, Holland, McClanahan, Rasmussen, Timberlake and President Moore (13). Noes, none.

No. 21704

The Finance Committee reported as follows:

In connection with the liquidation of the Assessment Investment Fund, we RECOMMEND, in accordance with the recommendations of the Director of the Bureau of Assessments, that said Bureau be instructed to accept the sum of \$56.93, being the face value of Bond No. 4, Series 4, for the opening and widening of Perlita Avenue, against Lot 9, Block E, Tract No. 5358, which amount is offered by Mr. Clark Booher.

We further RECOMMEND that the City Treasurer be instructed to waive the City's 2½% penalty when said bond is presented to him for cancellation, and the Controller advised that all penalties accruing subsequent to the issuance of said bonds are waived.

Mr. Holland moved, seconded by Mr. Davies, that the report as read be adopted.

Which motion was adopted by the following vote: Ayes, Messrs. Allen, Bennett, Christensen, Cronk, Davies, Henry, Holland, McClanahan, Rasmussen, Timberlake and President Moore (11). Noes, Messrs. Austin and Harby (2).

No. 21688

The Finance Committee reported as follows:

In the matter of report of the City Treasurer transmitting Lost Securities Bond in the amount of \$260.00 written by the Aetna Casualty and Surety Company, and tendered by William Harrison Taggart with his request for the issuance of duplicates of lost or destroyed interest coupon for \$9.80 and principal coupon for \$35.00, both due January 1, 1931, and detached from Bond No. 123 for the improvement of Montana Avenue, Series 3; said bond being filed in order to protect the City against any loss which might be occasioned by the payment of monies due Mr. Taggart upon said lost coupons:

We RECOMMEND that said bond, which has been approved by the City Attorney, be

approved, and transmitted to the City Treasurer, and the City Treasurer authorized to issue duplicate coupons to cover said lost coupons.

Mr. Holland moved, seconded by Mr. Davies, that the report as read be adopted.

Which motion was adopted by the following vote: Ayes, Messrs. Allen, Austin, Bennett, Christensen, Cronk, Davies, Harby, Henry, Holland, McClanahan, Rasmussen, Timberlake and President Moore (13). Noes, none.

No. 6264

The Finance Committee reported as follows:

In connection with report from the City Engineer relative to the status of the Dockweiler Street and Muirfield Road Storm Drain:

The Engineer states that in 1941 an appropriation of \$9702.00 was made from the Permanent Improvement Fund as the sponsor's share of constructing the storm drain as a WPA project, and that if the City desires to construct the project at this time said \$9702.00 must be reallocated and an additional sum of \$9798.00 appropriated, making a total of \$19,500.00 for construction under a cash contract, including engineering.

The Public Works Committee is of the opinion that this improvement is necessary, and we RECOMMEND that the City Attorney be instructed to present an ordinance increasing the amount heretofore appropriated from \$9702.00 to \$19,500.00 and making said sum available to finance project under cash contract, said additional appropriation of \$9798.00 to be made from the Permanent Improvement Fund.

Mr. Holland moved, seconded by Mr. Davies, that the report as read be adopted.

Which motion was adopted by the following vote: Ayes, Messrs. Allen, Austin, Bennett, Christensen, Cronk, Davies, Harby, Henry, Holland, McClanahan, Rasmussen, Timberlake and President Moore (13). Noes, none.

No. 21108

The Finance Committee reported as follows:

In accordance with the request of the Board of Health Commissioners, we RECOMMEND that mileage authority be granted for the position of Principal Air Pollution Control Inspector, and the four positions of Air Pollution Control Inspector in the Health Department, for the period ending June 30, 1946.

Mr. Holland moved, seconded by Mr. Davies, that the report as read be adopted.

Which motion was adopted by the following vote: Ayes, Messrs. Allen, Austin, Bennett, Christensen, Cronk, Davies, Harby, Henry, Holland, McClanahan, Rasmussen, Timberlake and President Moore (13). Noes, none.

No. 17790 (Sup. #1)

The Finance Committee reported as follows:

In the matter of communication from the Board of Public Works transmitting report of the Director of the Bureau of Right of Way and Land submitting, in compliance with Council instructions, two renewals of Lease Agreements for well site purposes in the Huston Street and Clybourne Avenue Drainage District, covering the following described properties:

R/W No. 20742-1.3A: Lease between the City as Lessee, and Edward P. and Frances McGuire as Lessors, covering portion of Lot 73, Tract No. 12426 located on the south side of

Monday - January 7, 1946

525

Huston Street easterly of Ledge Avenue, for a term of one year commencing on December 28, 1945 and ending on December 27, 1946, at a rental of \$100 for the full term, payable semi-annually in advance.

R/W No. 20742-6.2A: Lease between the City as Lessee and Jeanette E. Dingler as Lessor, covering portion of Lot 20, Tract 9500, located at 14518 Burbank Boulevard, for a period of one year beginning on November 20, 1945 and ending on November 19, 1946, at a rental of \$100 for the full term payable semi-annually in advance, which leases contain a provision for three successive renewal periods of one year each at the same rental rate.

We RECOMMEND that said Lease Agreements, which have been approved as to form by the City Attorney, be approved, and the Director of the Bureau of Right of Way and Land authorized and instructed to execute same on behalf of the City.

We further RECOMMEND that the Chief Accounting Employee of the Board of Public Works be instructed to draw the necessary demands from the funds heretofore appropriated for this purpose.

Mr. Holland moved, seconded by Mr. Davies, that the report as read be adopted.

Which motion was adopted by the following vote: Ayes, Messrs. Allen, Austin, Bennett, Christensen, Cronk, Davies, Harby, Henry, Holland, McClanahan, Rasmussen, Timberlake and President Moore (13). Noes, none.

(Said leases are Nos. 1171 and 1172, respectively.)

No. 21466

The Finance Committee reported as follows:

In accordance with the recommendation of the Board of Health Commissioners, we RECOMMEND that the Health Department be instructed to draw a demand on Departmental Receipts in the sum of \$25.00, payable to Albert Louis Messoro, as a refund, under the provisions of Section 22.12 of the Municipal Code, of the amount paid for a health permit to operate as a retail milk distributor, as claimant is a disabled veteran and entitled to a free permit.

Mr. Holland moved, seconded by Mr. Davies, that the report as read be adopted.

Which motion was adopted by the following vote: Ayes, Messrs. Allen, Austin, Bennett, Christensen, Cronk, Davies, Harby, Henry, Holland, McClanahan, Rasmussen, Timberlake and President Moore (13). Noes, none.

No. 20929

The Finance Committee reported as follows:

In the matter of the claim of Fred Dunlap in the amount of \$50.00 for damage to trees, shrubs and flowers at 10812 Ashton Avenue, allegedly due to a fire started by a City lot cleaning crew, on August 3, 1945:

The City Attorney reports the facts in connection with this damage, as disclosed by his investigation, and calls attention to the fact that the Municipal Weed Abatement Law provides that before any such claim may be paid from the general funds of a municipality, it is necessary that the legislative body must first find and determine that such damage was caused by the negligence of an officer or employee.

Inasmuch as there is insufficient evidence to show negligence of City employees as the cause of this damage, we RECOMMEND that said claim be denied and filed.

Mr. Holland moved, seconded by Mr. Davies, that the report as read be adopted.

Monday - January 7, 1946

526

Which motion was adopted by the following vote: Ayes, Messrs. Allen, Austin, Bennett, Christensen, Cronk, Davies, Harby, Henry, Holland, McClanahan, Rasmussen, Timberlake and President Moore (13). Noes, none.

No. 21382

The Finance Committee reported as follows:

We RECOMMEND, in accordance with an opinion submitted by the City Attorney, that the claim of Jerry Devine in the sum of \$264.00 for damage alleged to have been caused to his automobile by a Police Department car, on October 28, 1945, be denied and filed.

Mr. Holland moved, seconded by Mr. Davies, that the report as read be adopted.

Which motion was adopted by the following vote: Ayes, Messrs. Allen, Austin, Bennett, Christensen, Cronk, Davies, Harby, Henry, Holland, McClanahan, Rasmussen, Timberlake and President Moore (13). Noes, none.

No. 21631

The Finance Committee reported as follows:

In the matter of claim of Bert Jackson for a refund of the sum of \$10.00 paid for a Special Officer permit:

The Board of Police Commissioners reports that no such refund can legally be made as the regular investigation was conducted in this case.

We RECOMMEND, in view of said Board's report, that this claim be denied and filed.

Mr. Holland moved, seconded by Mr. Davies, that the report as read be adopted.

Which motion was adopted by the following vote: Ayes, Messrs. Allen, Austin, Bennett, Christensen, Cronk, Davies, Harby, Henry, Holland, McClanahan, Rasmussen, Timberlake and President Moore (13). Noes, none.

No. 21630

The Finance Committee reported as follows:

In the matter of the claim of Ralph Jackson for a refund of the sum of \$5.20 paid for a license to operate a retail furniture business at 11311 Massachusetts Avenue:

The City Clerk reports that investigation reveals that Mr. Jackson is operating this business and is therefore subject to the license, and that he has withdrawn his request for refund.

We therefore RECOMMEND that the matter be filed.

Mr. Holland moved, seconded by Mr. Davies, that the report as read be adopted.

Which motion was adopted by a unanimous vote.

No. 21686

The Finance Committee submitted a report, recommending that agreement between the City and the Board of Supervisors providing for the purchase by the City of certain tax deeded lands, being Parcels 343 to 554, inclusive, Folder 13-3, be approved.

On motion of Mr. Allen, seconded by Mr. Holland, action on said report was continued until the meeting of the Council to be held January 10, 1946.

No. 21507

The Clerk reported that pursuant to the provisions of the "Lighting District Ordinance of 1935", the Council at its meeting of November 21, 1945, fixed January 7, 1946,

Monday - January 7, 1946

in the Council Chamber of the City Hall, at the hour of 10 A.M., as the time and place for hearing protests in relation to the proposed improvement for the furnishing of electric current to and the maintenance of the street lighting system or systems, including lighting posts and appliances, for the purpose of providing street lighting in and/or along the following streets and districts, as contemplated by the Ordinance of Intention set opposite the name of the respective improvement, to-wit:

<u>Name of Improvement</u>	<u>Ordinance of Intention No.</u>
Benedict Canyon Drive Lighting District	89,907
Bentley Avenue and Sunset Boulevard Lighting District	89,908
Beverlycrest Drive and Schuyler Road Lighting District	89,909
Beverly Drive Lighting District	89,910
Beverly Glen Boulevard and Wilshire Blvd. Ltg. Dist.	89,911
Figueroa St., bet. Slauson Ave. and Florence Ave.	89,912
Flower St., bet. Washington Blvd. and Figueroa St.	89,913
"G" Street and King Avenue Lighting District	89,914
Gaffey St., bet. Channel St. and Ninth St.	89,915
Grand Ave., bet. Pico Blvd. and Santa Barbara Ave.	89,916
Hill St., bet. Pico Blvd. and Santa Barbara Ave.	89,917
Hoover Boulevard Lighting District	89,918
Hoover St. and 24th St. Lighting District	89,919
Main Street Lighting District	89,920
Mapleton Drive and Sunset Blvd. Lighting District	89,921
Menlo Ave., bet. Exposition Blvd. and Santa Barbara Ave.	89,922
Moraga Drive and Bellagio Road Lighting District	89,923
Olive Street, bet. Pico Blvd. and 23rd St.	89,924
Olympic Blvd., bet. Heath Ave. and Beverly Glen Blvd.	89,925
108th St., bet. Figueroa St. and Vermont Ave.	89,926
Pico Blvd., bet. Midvale Ave. and Purdue Ave.	89,927
Pico Blvd., bet. Patricia Ave. and Overland Ave.	89,928
San Pedro Lighting District	89,929
Summitridge Drive and Altridge Drive Ltg. District	89,930
Veteran Ave. and Tennessee Ave. Lighting District	89,931
Wilmington Lighting District	89,932

The Clerk reported that affidavits are on file showing that "Notices of Street Lighting Maintenance" had been posted and published as required by law; and reported further that no protests had been filed against the proposed improvements for the furnishing of electric current to and the maintenance of the street lighting system or systems for the lighting of the streets and districts enumerated above, as contemplated by any of the respective ordinances of intention.

The President asked if there were any persons present desiring to present any protests, in any respect, against the doing of the work, the confirmation of said assessments or of any individual assessment, and there being none as to any of the said proposed improvements,

Mr. Allen moved, seconded by Mr. Harby, that the rules be suspended, and that the following resolution be adopted:

Monday - January 7, 1946

528

"RESOLVED, that each and all of the proposed assessments under Ordinances of Intention numbered 89,907 to 89,932, inclusive, and the several reports in relation thereto made by the Board of Public Works be, and the same hereby are severally confirmed and adopted; and that the City Attorney be instructed to prepare the necessary ordinances declaring the action of the Council upon each of said reports and assessments, and ordering the improvements to be made."

Which resolution was adopted by the following vote: Ayes, Messrs. Allen, Austin, Bennett, Christensen, Cronk, Davies, Harby, Henry, Holland, McClanahan, Rasmussen, Timberlake and President Moore (13). Noes, none.

No. 21574

The President: "At the meeting of the Council held December 31, 1945, consideration of a report of the Public Works Committee recommending that a portion of Cabora Drive be withdrawn from public use was set for this time. The matter is now before your Honorable Body for your action thereon."

On motion of Mr. Allen, seconded by Mr. Davies, action on said report was continued until the meeting of the Council to be held January 9, 1946.

No. 20192

Mr. Allen moved, seconded by Mr. Christensen, that File No. 20192 pertaining to a proposed amendment to the ordinance prescribing the duties of the Public Defender, be withdrawn from the office of the City Attorney and presented to the Council for further consideration.

Mr. Christensen moved, seconded by Mr. Rasmussen, that consideration of the subject matter be continued until the meeting of the Council to be held January 11, 1946.

During the discussion which followed,

Councilman Davies requested the privilege of being excused from the Council Chamber.

Which request was granted by the President.

Upon calling the roll on the motion to continue, the members voted as follows: Ayes, Messrs. Bennett, Christensen, Cronk, Harby and Timberlake (5). Noes, Messrs. Allen, Austin, Henry, Holland, McClanahan, Rasmussen and President Moore (7).

The President declared said motion lost and instructed the Clerk to call the roll on the motion to withdraw said file.

Upon calling the roll, the members voted as follows: Ayes, Messrs. Allen, Bennett, Christensen, Harby, McClanahan and Timberlake (6). Noes, Messrs. Austin, Cronk, Henry, Holland, Rasmussen and President Moore (6).

The President declared said motion lost.

No. 14026

The Board of Park Commissioners reported as follows:

There is attached hereto copy of a letter from the City Attorney dated January 3, 1946 in reference to the acquisition of Rancho Golf Club property by the City of Los Angeles for use as a public park, which letter is self-explanatory.

There is also submitted a copy of Resolution No. 1 (1946) adopted by the Board of Park Commissioners on January 3, 1946, together with a stipulation prepared by the

Monday - January 7, 1946

529

Attorney for compromise and settlement and for judgment in accordance therewith marked "Exhibit "A", transfer and assignment marked Exhibit "B" and release and discharge from the Commissioners of Internal Revenue and the United States of America marked Exhibit "C", which documents referred to as Exhibits "B" and "C" are to be executed by the Board of Park Commissioners at a later date.

We respectfully request that your Honorable Body approve the action of the Board of Park Commissioners as set forth in Resolution No. 1.

It is further requested that all documents be returned to the City Attorney. Referred to the Parks and Recreation Committee.

No. 14026

The Parks and Recreation Committee reported as follows:

In the matter of communication from the Board of Park Commissioners transmitting copy of letter from the City Attorney dated January 3, 1946, with reference to acquisition of the Rancho Golf Club property by the City for use as a public park; also transmitting copy of Resolution No. 1 of 1946 adopted by said Board on January 3, 1946, setting forth the conditions under which said property can be acquired; and also referring to Stipulation prepared by the City Attorney and attached to said resolution, which stipulation sets forth conditions for compromise and settlement, and the transfer and assignment from the Commissioner of Internal Revenue and the United States of America:

Your Committee has given consideration to this matter, and RECOMMENDS:

1. That said Resolution No. 1 above referred to be approved.
2. That the City Attorney be authorized to execute said Stipulation, marked Exhibit "A", in behalf of the City.
3. That the President of the Board of Park Commissioners be authorized to execute Transfer and Assignment, marked Exhibit "B", and the Secretary authorized to attest to said signature.
4. That the President of the Board of Park Commissioners be authorized to execute Exhibit "C", being Release and Discharge of the Commissioner of Internal Revenue and the United States of America, and the Secretary authorized to attest to such signature, said Exhibits "B" and "C" transferring to the United States of America 6-1/4% of the amount or value of oil or gas that may be produced upon property described therein, and releasing the United States of America from any claims the City may have arising from the collection of certain rentals from the property in the past.

We further RECOMMEND that the City Clerk return all documents to the City Attorney for further handling.

Mr. Henry moved, seconded by Mr. Harby, that the report as read be adopted.

Which motion was adopted by the following vote: Ayes, Messrs. Allen, Austin, Bennett, Christensen, Cronk, Harby, Henry, Holland, McClanahan, Rasmussen, Timberlake and President Moore (12). Noes, none.

No. 21897

Mr. Jim Wilson, President of the Board of Public Works, addressed the Council and stated it had been suggested that Commissioner Joseph O. Donovan be authorized and directed to attend the Special Session of the State Legislature for the week beginning January 7, 1946, to assist in presenting to the proper authorities the needs of the City of Los Angeles.

Monday - January 7, 1946

Los Angeles Mr. Austin moved, seconded by Mr. Christensen, that Commissioner Donovan be so authorized and directed.

Which motion was adopted by a unanimous vote.

The President appointed Councilman Allen on the State, County and Federal Affairs Committee during the absence of Mr. Davenport.

Mr. Cronk moved, seconded by Mr. McClanahan, that the Council do now adjourn.

Which motion was adopted by the following vote: Ayes, Messrs. Allen, Austin, Bennett, Christensen, Cronk, Harby, Henry, Holland, McClanahan, Rasmussen, Timberlake and President Moore (12). Noes, none.

Thereupon the Council did adjourn.

ATTEST: WALTER C. PETERSON, CITY CLERK

By *[Signature]*
Minute Clerk

[Signature]
President of the Council