

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS

of the

PORT OF OAKLAND

Held on Monday, January 9, 1939, at the hour of 3:15 o'clock p.m., due written notice of such meeting having been given members of the Board.

Commissioners present: Colbourn, Fisher, Pardee, Roland and
President McElroy -5-

Commissioners absent: None

The Port Manager, Port Attorney and Assistant Chief Engineer were also present:

The minutes of the regular meeting of December 29, 1938, were approved, as read, and adopted.

Communication from the Hamburg-American Line, requesting reduction in charges assessed for handling damaged cargo from its vessel VANCOUVER, which was unloaded at Grove Street Pier, was read, together with letter from the Port Manager relative to their request and recommending that service charge on damaged bulk wheat, on which no service was rendered, be not billed, and after discussion, the Port Manager was directed to assess the charges for handling the damaged cargo in accordance with his recommendation as made.

Communication from G. E. McDonald, Managing Director, Oakland National Housing Exposition, advising they will not accept Board's offer to place Port exhibit in their exposition, was read. Following further discussion of the matter of placing the Port exhibit at the Housing Exposition, the Port Manager was directed to confer with Mr. McDonald and ascertain the minimum space rental which he would quote for the Port exhibit.

Communication from Oakland Chamber of Commerce, requesting presentation to Civil Aeronautics Authority of statement urging addition financial support be given Pan-American Airways Company to enable them to carry on trans-Pacific airway operations, was filed.

Communication from Captain Henry de F. Mel, relative to present status of Naval Supply Depot matter, was filed.

Communication from Albers Brothers Milling Co., making application for extension of time for making expenditures and improvements, as set forth in its lease, was read and resolution later passed, granting extension of time to July 1, 1940.

Communication from Shell Oil Company, advising they have been awarded

contract for serving gasoline to Army and Navy Reserve Bases at Oakland Municipal Airport and requesting permission to install two 550 gallon underground gasoline storage tanks on the field side of Hangar No. 1 for this purpose, was read and the Port Manager directed to advise the Shell Oil Company that their request was granted, provided that the installation can be approved by the City Fire Marshal.

Copy of Port Manager's letter to City Manager J. F. Hassler, contributing on behalf of the Board certain canned goods in dented containers, valued at \$50.00, for feeding City prisoners, was filed.

Communication from City Manager J. F. Hassler, expressing appreciation of canned goods contributed for purpose of feeding City prisoners was filed.

Communication from The Texas Company, requesting renewal of its lease at 19th Avenue and Dennison Street for period ending January 31, 1940, was read and the Port Attorney directed to prepare the lease.

Communication from the Port Manager, submitting report on results of survey of services rendered by American District Telegraph Co. at the Port terminals and recommending entering into a new blanket contract at saving in operating cost, was read and the Port Manager directed to submit new contract for the Board's approval and arrange for the alterations to the equipment necessary to insure the more efficient operation of the system.

Port Manager's Certificate of Completion of contract with Powell Bros. for furnishing and delivering concrete aggregates for concrete taxiway at Oakland Municipal Airport was filed.

Port Manager's Certificate of Completion of contract with Walter P. Koetitz for furnishing a piledriver for reconstruction of Frederick Street dock was filed.

Communication from the Port Manager, recommending continuance of rental of floating piledriver on a monthly basis for a period of two months, was read and recommendation approved.

Communication from the Southern Pacific Company, in respect to Outer Harbor Switching Agreement, advising change is contemplated whereby a lease arrangement will be entered into with Oakland Terminal Railroad instead of a sale of interest in tracks, as set forth in the agreement, was filed.

Communication from Ira Abraham, Attorney representing American

Dredging Company, tendering certified check for \$875.00 as rental for property occupied by American Dredging Company in Brooklyn Basin for six months' period of January 1 to June 30, 1939, was filed.

Copy of Secretary's letter to Ira Abraham, returning by registered mail certified check which he tendered with reasons therefor, was filed.

Communication from Sidney M. Hauptman, Trustee, Charles Nelson Co., reviewing past negotiations relative to the deeding of a right-of-way for a roadway through the Sunset Lumber Company property and suggesting further conference with attorneys for Wells Fargo Bank, to work out details, was referred to the Port Manager and the Port Attorney for report.

The Port Manager reported as follows on the status of certain funds as of December 30, 1938:

<u>Harbor Maintenance and Improvement Fund (No. 226)</u>	
Unencumbered Cash Balance as of Dec. 30, 1938	\$108,776.88
Set up in Special Funds 220 and 222	75,000.00
Total Unencumbered Cash in all revenue funds	
as of Dec. 30, 1938	183,776.88
Total Unencumbered Cash as of Dec. 31, 1938	162,383.59
<u>1925 Oakland Harbor Improvement Fund (No. 567)</u>	
Cash Balance as of January 6, 1939	155,040.98

Report of the Port Manager, submitting statement of Harbor Maintenance and Improvement Fund No. 226 for month of December, 1938, as compared with November 1938 and December 1937, as prepared by the Chief Port Accountant, was filed.

Progress report, submitted by the Port Manager, for the month of December and reviewing accomplishments of the calendar year of 1938, was filed.

Report of the Port Manager on operations at Oakland Municipal Airport for the month of December 1938, showing average of 109.7 planes hangared at the Airport, was filed.

Report of the Oakland Airport Transportation Service, submitting income and expense for the month of November 1938, showing loss of \$27.18, was filed.

Report of the Port Manager, submitting tonnage statistics of the Port for the month of November 1938, showing increase over November 1937, was filed.

Report of the Port Manager, on accounts receivable for the month of December 1938 as compared with November 1938, was filed.

Mr. Carl Simon, representing the Keystone Steel & Wire Co., met with the Board, relative to his request for the leasing of 20,000 square feet

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of space in the warehouse at 19th Avenue and Livingston Street. Mr. Simon offered to pay \$250.00 per month for this space, which is now being rented to the Works Progress Administration for housing their industrial projects. The Board advised Mr. Simon that it was reluctant to displace the W.P.A. occupancy of the building at this time inasmuch as they had endeavored to find warehouse space elsewhere and had been unsuccessful. Mr. Simon was requested to consider the occupancy of space in the adjacent section of the same warehouse and as an alternative to consider the matter of occupancy of the frame metal covered warehouse now being rehabilitated by the W.P.A. at 9th Avenue Terminal. Mr. Simon stated that he was very anxious to conclude arrangements for space, but that he would be agreeable to further consider the space referred to by the Board. The Port Manager was directed to confer with Mr. Simon further in this matter.

The Port Attorney reported that a motion to dismiss appeal had been argued before the District Court of Appeal in the American Dredging Company condemnation case and that the defendant's motion to dismiss had been denied; further, that the lower Court judgment was reversed so that the Port may take advantage of the disclaimer, and that the reply and affidavits on behalf the Port were filed in response to motion to dismiss appeal.

In connection with the proposed pier lease to Howard Terminal, the Port Manager submitted a memorandum setting forth several bases for arriving at a rental for the 25-year period requested. Mr. Charles Howard appeared before the Board and presented a communication setting forth his suggestions for a new lease agreement and requesting that a committee be appointed to study the matter and make definite recommendations to the Board as to the terms of the proposed lease. Following discussion, the Board advised Mr. Howard that the matter would be handled by the Committee of the Whole and his communication was referred to the Port Manager for report.

The Port Manager stated that a conference was held with Mr. Otto Fischer in respect to the details of the 25-year proposed lease with the Union Diesel Engine Co. and that Mr. Fischer had submitted a statement setting forth the phraseology which he desired incorporated in the lease, which was at variance with the Board's standard form of lease, in the matters of assignment, termination and dockage and toll provisions. The Port Attorney stated that further study was being given to Mr. Fischer's

objections.

Verbal report was made on a conference held with Mr. Nat Levy and Mr. Arthur Viner of the Moore Dry Dock Co. in respect to certain provisions of their proposed 25-year lease and it was stated that agreement had been reached on the following points:

Lessee to replace any piers removed during term with other improvements of equal extent;
Lessee to pay dockage and tolls to Port on general industrial cargo handled over leased premises;
Lessee to leave rails for cranes on termination of lease; and

further that the lease form would now be completed and submitted for final approval to Moore Dry Dock Co.

Report was made of conference held with the representatives of the Receiver for the Charles Nelson Co. and the attorney for the Wells Fargo Bank, in respect to the abandonment of lease and grant of right-of-way for embarcadero across the Sunset Lumber Company property. The Port Attorney reported that the attorney representing the bank had stated that his principals would not grant fee title for the proposed roadway, but that they offered to grant an easement for three years, subject to reversion if the road were not built by the Port at its own expense, or if any assessments were levied against their property for street improvements. Copy of proposed agreement, as submitted by the attorney for the Wells Fargo Bank, was read and referred to the Port Attorney for further study.

The Port Attorney reported that the El Dorado Oil Terminal case had been set for trial on February 1, 1939.

The Port Attorney submitted memorandum on proposed legislation, which he recommended should be introduced at the present legislature. After consideration of the various proposed bills, the Port Attorney was directed to submit the bills as recommended.

The Port Attorney submitted form of Bill of Sale which had been furnished to the attorney representing the owners of the ferryboat "Golden Gate" and reported that the owners now propose delivering full title to the boat on condition that suit against them be dismissed. The Port Manager stated that Mr. R. C. Porter had renewed his offer to remove the boat from the harbor, provided he be given a clear bill of sale, but that if he failed in so doing, the boat would remain in the hands of the Port to be dismantled under a W.P.A. project. The Board directed the Port Attorney and Port Manager to continue their efforts to the end that the ferryboat be removed from the harbor in the shortest possible time.

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The Port Attorney stated that Senator Nye had re-introduced his resolution in Congress, setting up claim of Government to all submerged tidelands.

The Port Attorney stated that in the trial of the Markus Hardware Co. against the International Air Race Association, for payment of their claim for furnishing materials used in the construction of the grandstand, a judgment was rendered for the plaintiff and that during the trial the Port of Oakland was not mentioned in the case.

The Port Manager reported that Dr. Newell of the Oakland Yacht Club had not yet furnished letter setting forth the Club's assurance that it will pay increased rental for additional Yacht Harbor facilities, if provided, and that no work had been started by the W. P. A. on this project.

The Port Manager stated that the American Aviation featured news item that Civil Aeronautics Authority airport report to be given Congress February 1, 1939 will recommend Federal aid to municipalities for airport purposes.

Verbal report was made that conference had been held by City officials with the Alameda legislative delegation in Sacramento on January 5, relative to the East Shore Highway and that Port officials had not been notified of this meeting; further, that written request was now being made to Senator Breed and Assemblyman Miller to advise us of any future meetings in respect to the East Shore Highway, so that the Port may be represented.

The Port Manager reported that during December 58 transport schedules could not use San Francisco Airport due to unfavorable weather conditions; 15 schedules could not use Oakland Airport due to blanket fog conditions in the entire bay area, and that these schedules were completed at Livermore.

The Port Manager stated that approximately one million cases of pineapple were expected to be handled in March at the Outer Harbor Terminal, a large percentage of which will go into storage, this being new business on which the Traffic Department has been working over a considerable period of time. It is estimated that this additional business will fully occupy the Port's facilities at the Outer Harbor.

The reports of the Auditing Committee on claims and demands, and on weekly payrolls, were adopted.

The following resolutions were introduced and passed by the following vote:

AYES: Commissioners Colbourn, Fisher, Pardee,
Roland and President McElroy -5-

NOES: None

ABSENT: None

"RESOLUTION NO. 4919

RESOLUTION APPROVING AND ALLOWING
CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Acme Transportation, Inc.	\$ 71.97
Arco Company of California, Ltd.	25.49
Raymond Arth	2.32
California Concrete Products Co.	52.92
California State Automobile Association	6.03
Chase & Teddy, Ltd.	20.11
City of Oakland, City Hall	560.11
Cochran & Celli	10.74
Coos Bay Lumber Company	31.01
Henry Cowell Lime and Cement Co.	80.69
East Oakland Auto Top Shop	3.50
The Electric Corporation	26.27
Gilson Electrical Supply Co.	14.12
Greenwood Printers Ltd.	34.92
The Hancock Oil Co. of Calif.	77.81
Hogan Lumber Company	2.37
Robert W. Hunt Company	22.75
Independent Construction Co., Ltd.	140.63
Inland Manufacturing Company	2.12
The Inter-City Printing Co.	12.88
Ed. Jones & Co.	2.25
Geo. A. Kreplin Co.	7.32
Maxwell Wholesale Hardware Company	2.60
National Lead Company	24.66
Oakland Association of Insurance Agents	30.20
Oakland Plumbing Supply Co.	1.43
The Pacific Telephone and Telegraph Company	36.50
Pacific Tool and Supply Company	3.83
Peterson Tractor & Equipment Co.	78.47
Joseph Pierotti & Co.	10.59
Royal Typewriter Company, Inc.	12.00
Smith Brothers	9.39
Standard Fence Company	50.12
Standard Mill and Lumber Co.	11.59
Sterling Press	5.56
Tide Water Associated Oil Company	26.90
Trade Lanes	3.00
The Tribune Publishing Co.	6.41
Underwood Elliott Fisher Company	11.50
Union Paper Company	3.88
United Iron Works	3.95
United States Rubber Products, Inc.	4.46
E. C. Wenger Company	13.57
Western Loose Leaf Co.	1.55
E. K. Wood Lumber Co.	26.96
Zellerbach Paper Company	28.75

East Bay Municipal Utility District	\$ 592.13
Libby, McNeill & Libby	27.04
Postmaster, Oakland	65.03
Lee J. Immel	98.00
Geo. A. Attwood	40.72
A. C. Meadows	28.70
Geo. H. Nash	50.55
Kling-Dawers Stationery Co., Inc.	9.29
George Baljevich	1.76
Commonwealth Club of California	3.00
East Bay Municipal Utility District	75.00
The Hancock Oil Co. of Calif.	226.92
Interurban Electric Railway Co.	13.00
Oakland Air Port Transportation Service	200.00
Superintendent of Documents	2.00
Thos. H. Moore	27.79
J. S. Saunders	9.70
Harold Wiltermood	39.20
Port Revolving Fund - Misc.	453.85
Payrolls - Administrative Department	2,057.50
" - Airport	860.00
" - Engineering Department	2,168.00
" - Grove and Market Street Piers	1,538.51
" - Maintenance Department	3,239.25
" - Ninth Avenue Pier	703.55
" - Outer Harbor Terminal	5,016.61
" - Traffic Department	1,392.50
Blake, Moffitt & Towne	14.36
Geo. R. Borrmann Steel Company	16.01
Chanslor & Lyon Stores Inc.	3.69
L. M. Clough Co.	28.71
Henry Cowell Lime and Cement Co.	106.88
Colyear Motor Sales Company	1.72
Frank W. Dunne Co.	26.24
East Oakland Auto Top Shop	3.00
Firestone Auto Supply & Service Stores	6.86
General Electric Company	26.18
Greenwood Printers Ltd.	48.77
Laird's Stationery	4.49
Lawton & Williams	34.95
Maxwell Wholesale Hardware Company	1.56
National Lead Company	35.78
Oakland Battery Co.	8.62
Oakland Plumbing Supply Co.	22.51
Oakland Saw Works	1.50
Pacific Rotaprinting Co.	144.20
Pacific Tool and Supply Company	1.28
Phoenix Iron Works	19.05
Planett Manufacturing Company	61.49
R. L. Polk & Co.	15.45
Precision Bearings, Inc.	1.41
Ransome Company	15.23
Richfield Oil Corporation	10.66
Schirmacher Co.	1.53
Shell Oil Company	21.06
B. Simon Hardware Co.	7.41
Smart & Mitchell	8.19
Smith Brothers	74.34
Southern Pacific Company	12.90
Strable Hardwood Company	4.24
Tide Water Associated Oil Company	12.32
Westinghouse Electric Elevator Company	2.34
1925 OAKLAND HARBOR IMPROVEMENT BOND FUND:	
Acme Transportation, Inc.	1,208.53
	\$22,569.26."

"RESOLUTION NO. 4920

RESOLUTION APPROVING WEEKLY PAYROLLS,
RATIFYING ALL HIRING AND EMPLOYMENTS THEREIN
AND REIMBURSING PORT REVOLVING FUND.

BE IT RESOLVED that the weekly payrolls for the weeks ending

December 20 and 27, 1938 and January 3, 1939 be and the same are hereby approved and the hiring or employment of each and all of the services therein set forth at the compensations therein paid is hereby ratified, confirmed and approved, and

BE IT FURTHER RESOLVED that the demand against the Harbor Maintenance and Improvement Fund for the reimbursement of the Port Revolving Fund in the amount set forth therein, having been approved by the Auditing Committee, is hereby approved and allowed, and the City Auditor be and he is hereby authorized and directed to draw his warrant for the same and make such reimbursement.

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Port Revolving Fund - Payrolls \$2,513.52."

"RESOLUTION NO. 4921

RESOLUTION ACCEPTING CONTRACT
WITH FOWELL BROS., INC., a
corporation.

BE IT RESOLVED that the contract with Powell Bros., Inc., a corporation, for the furnishing and delivering of 5,000 tons, more or less, of concrete aggregates to Oakland Municipal Airport, Oakland, having been satisfactorily completed, be and the same is hereby accepted."

"RESOLUTION NO. 4922

RESOLUTION EXTENDING TIME OF ALBERS
BROS. MILLING CO. FOR THE MAKING OF
CERTAIN IMPROVEMENTS.

Whereas, Albers Bros. Milling Co., Lessee under that certain instrument dated July 1, 1934 (City Auditor's No. 5074) has made application to this Board by a petition filed December 23, 1938 for an extension of time in which to complete the improvements of the leased premises under the provision of paragraph 7 of said instrument, with the right of reimbursement as therein provided, and

Whereas, it appears that the said Lessee has heretofore expended substantially \$83,266.97 in improving said premises and contemplates the making of further improvements involving expenditures of more than \$8,000 prior to July 1, 1939 pending certain rearrangements of its operations now under consideration, and thereafter to engage in other improvements of substantial character, but because of conditions which were unavoidable and unforeseeable it is not practicable for the entire remainder of the \$100,000 to be expended prior to such date in the fullest interest of the port or the Lessee, and good cause appearing therefor, and it being deemed that it is proper that the time for the completion of such improvements be extended a reasonable period at this time, and the Port Manager so recommending, now, therefore,

BE IT RESOLVED that the time for making the improvements provided in said instrument, now specified as expiring on July 1, 1939, be and the same is hereby extended to July 1, 1940, to the same extent and effect as if said latter date were originally written therein.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the said lessee."

"RESOLUTION NO. 4923

RESOLUTION ACCEPTING CONTRACT
WITH WALTER P. KOETITZ

BE IT RESOLVED that the contract with Walter P. Koetitz for the furnishing of a floating piledriver for use in reconditioning the wharf at the foot of Frederick Street extended having been satisfactorily completed, be and the same is hereby accepted."

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"RESOLUTION NO. 4924

RESOLUTION REJECTING TENDER BY AMERICAN
DREDGING COMPANY OF A FURTHER CHECK IN
ALLEGED PAYMENT OF RENTAL.

Whereas, American Dredging Company, a corporation, claiming a renewal or extension of its former lease dated June 30, 1911, did on December 30, 1938, tender a check in the amount of \$875.00 in alleged payment of rental for the ensuing six month period, despite the fact that said lease was duly terminated as of June 30, 1936 and the corporation so advised, and the Port Manager refused to accept said check and returned the same to said corporation by a letter dated December 30, 1938, now therefore,

BE IT RESOLVED that said action of the Port Manager be and the same is hereby ratified and confirmed and his letter returning said tender be and the same is hereby approved, this Board hereby finding that said corporation is liable to the City of Oakland for the payment of a reasonable amount for the use and occupation of the premises occupied by it since June 30, 1936 and that said amount so tendered does not represent a reasonable amount of rental, and further that said tender was not in legal form and was for said and other reasons properly rejected.

BE IT FURTHER RESOLVED that a certified copy of this resolution be sent to said corporation and its attorney, Mr. Ira Abraham."

"RESOLUTION NO. 4925

RESOLUTION AUTHORIZING DISPOSITION
OF DAMAGED CANNED GOODS FOR USE IN
CITY JAIL.

BE IT RESOLVED that the Port Manager is hereby authorized to turn over 23 cases of damaged canned goods to the City Manager, being cargo handled over the Outer Harbor Terminal, said canned goods to be used in feeding prisoners in the City Jail."

"RESOLUTION NO. 4926

RESOLUTION DETERMINING THAT LEASE OF
CERTAIN PROPERTY NEAR FOOT OF 19TH
AVENUE FOR A TERM OF FIFTEEN YEARS
SHOULD BE MADE, APPROVING FORM OF
LEASE AND NOTICE INVITING BIDS AND
DIRECTING ADVERTISEMENT FOR BIDS.

Whereas, public necessity and convenience and the interests of the Port require that the City of Oakland lease those certain premises located near the foot of 19th Avenue in the City of Oakland, and now occupied by S. T. Johnson Company, a corporation, for a period of fifteen years, to the highest responsible bidder subject to termination by the City of Oakland at the end of ten years under certain contingencies, and subject also to other terms, provisions and conditions specified by this Board; and

Whereas, a form of lease and of a notice inviting bids therefor have been prepared by the Port Attorney under the direction of this Board, and filed with it, and said form of lease and notice and the provisions thereof are hereby fully approved; now, therefore, be it

RESOLVED that the Secretary be and he is hereby directed to publish said notice in the official newspaper of the City of Oakland in the manner and for the time required by law to secure bids for such lease (each to be accompanied by a check in the amount of \$250.00), at public auction on Monday, January 23, 1939, at the hour of 4:15 p.m., and to furnish interested persons who may request them copies of such proposed lease; and be it further

RESOLVED that the Board reserves the right to reject any and all bids received by it if not satisfactory to it; and be it further

RESOLVED that if the present occupants of said premises do not bid or be not the successful bidder for such lease, the Port Attorney is hereby directed to take such steps as may be required by law to cause said occupant to vacate said premises in such time as to permit occupancy by the successful bidder on the effective date of such lease."

"RESOLUTION NO. 4927

RESOLUTION AUTHORIZING AGREEMENT WITH GAMERSTON & GREEN.

BE IT RESOLVED that the Port Manager be and he is hereby authorized to enter into an agreement with H. B. Gamerston and L. O. Green, copartners doing business under the style of Gamerston & Green, as Licensee, providing for the occupancy by Licensee of an area of approximately 0.44 acres in the Ninth Avenue Industrial Area, on a month to month basis, commencing December 1, 1938, at a monthly rental of \$48.40, and that such agreement shall be upon the general form of license agreement customarily used by this Board."

"RESOLUTION NO. 4928

RESOLUTION ACCEPTING BILL OF SALE TO CITY OF OAKLAND, acting by and through its BOARD OF PORT COMMISSIONERS, AND AUTHORIZING AND DIRECTING RECORDATION THEREOF.

Whereas, Allen Lamb, Lim Sing, H. J. Gardiner, Jack Kent and Estate of Sol Uri, deceased, have offered to convey to the City of Oakland all of their right, title and interest in and to that certain hulk or ship formerly the ferryboat "Golden Gate" now beached in the area of the Outer Harbor in order that the same may be dismantled, sold or otherwise disposed of by the authority of this Board, and to tender a bill of sale thereof upon that certain court action of abatement heretofore filed against them by this Board in the Superior Court of Alameda County being dismissed, and good cause appearing therefor, now therefore,

BE IT RESOLVED that said bill of sale be accepted, subject to the approval of the Port Attorney, and that he be authorized and directed to record the same in the office of the County Recorder of Alameda County and re-record it or a certified copy in the office of the City and County of San Francisco, and to grant to said parties a dismissal of said court action."

"RESOLUTION NO. 4929

RESOLUTION AUTHORIZING AGREEMENT WITH R. C. PORTER FOR REMOVAL OF GOLDEN GATE FERRY HULK.

Whereas, R. C. Porter has offered to enter into an agreement whereby he shall furnish all material, labor, skill, equipment and expense to remove the Golden Gate ferry hulk, or boat, now beached in the Outer Harbor area, at his own risk and liability, upon the condition that if he shall succeed in raising and moving the said hulk within a reasonable period of time, he shall be granted a bill of sale thereof by this Board in consideration of \$1.00; otherwise the said hulk shall remain in the control and responsibility of this Board without liability on his part, and

Whereas, it is deemed necessary to the best interests of the port that said boat be removed without delay, and said arrangement appearing reasonable and practicable, and no better plan appearing feasible, or higher price being obtainable, and the Port Manager so recommending, now therefore,

BE IT RESOLVED that the Port Manager be and he is hereby authorized and directed to enter into an appropriate agreement with said R. C. Porter, in form approved by the Port Attorney to accomplish said purposes."

"RESOLUTION NO. 4930

RESOLUTION AWARING CONTRACT FOR FURNISHING AND DELIVERING LOW LIFT DRAINAGE PUMP TO OAKLAND MUNICIPAL AIRPORT.

BE IT RESOLVED that the contract for the furnishing and delivering

of a low lift drainage pump to Oakland Municipal Airport, Oakland, and other incidental work, be and the same is hereby awarded to United Iron Works, a corporation, in accordance with the terms of its bid, filed January 9, 1939, said bid being the only bid received.

BE IT FURTHER RESOLVED that a bond for the faithful performance of the work in the full amount of the contract price shall be required, and that the procedure prescribed by law shall be taken for the execution of such contract."

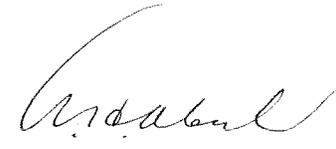
Pursuant to Resolution No. 4913 and advertising for five consecutive days in the city's official newspaper, bids for FURNISHING AND DELIVERING LOW LIFT DRAINAGE PUMP TO OAKLAND MUNICIPAL AIRPORT were received between the hours of 3:15 and 4:15 p.m. At the hour of 4:15, the following bid, being the only bid received, was publicly opened:

BID FOR
FURNISHING AND DELIVERING LOW LIFT DRAINAGE PUMP
TO OAKLAND MUNICIPAL AIRPORT

<u>Bidder</u>	<u>Lump Sum</u>	<u>Certified Check</u>
United Iron Works	\$2,768.00	\$300.00

Upon approval by the Port Attorney as to legality, and upon recommendation of the Port Manager, the bid of United Iron Works was accepted and Resolution No. 4930 passed, awarding the contract to said United Iron Works at the price of \$2,768.00.

ADJOURNED.



S E C R E T A R Y

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS

of the
PORT OF OAKLAND

Held on Monday, January 16, 1939, at the hour of 3:15 o'clock p.m., due written notice of such meeting having been given members of the Board.

Commissioners present: Colbourn, Fisher, Roland and
President McElroy -4-
Commissioner absent: Dr. Pardee -1-

The Port Manager and Port Attorney were also present.

The minutes of the regular meeting of January 9, 1939 were approved, as read and adopted.

Communication from the Southern Pacific Company and the Oakland Terminal Railroad Co., requesting consideration be given to incorporating in the proposed agreement for the use of the Port of Oakland tracks at the Outer Harbor Terminal, by which they would be permitted to pay the accrued

charges amounting to approximately \$50,000.00 over a five year period, was read. After discussion, the Board expressed its opinion that it would be agreeable to incorporate a time payment plan for the past due account and directed the Port Manager to further negotiate with representatives of the railroad companies and ascertain whether or not they would be agreeable to pay interest on the moneys due the Port over the five year period as proposed.

Public Notice from Lt. Colonel J. A. Dorst, U. S. District Engineer, amending rules and regulations governing the operation of Fruitvale Bridge to provide for commuter electric train service, was filed.

Copy of Strable Hardwood Company letter of January 12 to City Manager J. F. Hassler, requesting the paving of First Street between Washington and Clay Streets, was filed.

Communication from the Port Manager, advising Oakland National Housing Exposition has accepted Board's offer of \$50.00 for space at exposition for Port exhibit and recommending participation in the exposition, was read and the Port Manager directed to arrange for the placing of the exhibit at a space rental charge of \$50.00.

Communication from Coos Bay Lumber Company, submitting statement of lumber and lumber products handled over Ninth Avenue Municipal Terminal during 1938, which showed 50,257,313 FBM producing \$5,039.57 in tolls, was filed. It was noted that the tonnage guaranty of 18,000,000 FBM, as called for by the lease, has been greatly exceeded.

Communication from the Port Manager, relative to the construction of two frame, metal covered buildings at the Oakland Municipal Airport, to be used by the Boeing School of Aeronautics for doping operations and for repair of propeller blades, was read, and it was noted that the United Air Lines would reimburse the Board for all construction costs incurred for the buildings, which are to be built under a Works Progress Administration project. It was the consensus of the Board that as soon as written confirmation has been received from the United Air Lines of their offer to reimburse the Board, authority would be granted for the construction of the buildings, which are necessary to take care of increased activities at the Boeing School of Aeronautics.

Communication from the Port Manager, requesting authority to construct stairway to mezzanine in Hangar No. 1 at an estimated cost of \$250.00 for materials, was read. The Port Manager stated that it was

The Port Attorney stated that Bill of Sale to the "Golden Gate" ferryboat, executed by Lim Sing, Allen Lamb, H. J. Gardiner, Jack Kent and Estate of Sol Uri, had been received and recorded. The Port Manager stated that R. C. Porter had executed agreement for the removal of the ferryboat and that work would be started without delay, with the expectation that removal would be completed within thirty days.

The Port Attorney reported that all port bills, excepting one, were introduced at the State Legislature and that all members of the Alameda County representation participated. He also stated that an organization termed "United Landowners Association, Inc." had been created to oppose Government claims, which is actively supporting the Breed resolution.

The Port Attorney reported that other legislation of interest to the Port, as follows, was introduced:

1. Resolution demanding Federal investigation of status of Harry Bridges and his deportation, if justified;
2. Bill confirming lease of San Francisco to Pan American Airways Company for use of Treasure Island;
3. Bill exempting Exposition from used tax provisions; this bill was adopted as an emergency measure and signed by the Governor;
4. Resolutions urging Congress to aid shipbuilding on the Pacific Coast;
5. Resolution memorializing Congress to nullify exemption of Federal, State and Municipal securities from taxation.

The Board's attention was called to the Legislative Committee meeting of January 16, 1939 to consider all Alameda County highway projects, including survey of East Shore Highway possibilities and that the Port was represented in Sacramento by the Assistant Port Manager and Assistant Port Attorney.

The Port Attorney called the Board's attention to the fact that the U. S. Senate was commencing a hearing of the issues pertaining to Federal taxation of states, local securities, employees, etc., and that he had been urged to attend the conference on State Defense, which is to start on February 6, 1939.

In respect to Oakland Naval Supply Depot, it was reported that a communication had been received from Congressman Tolan, enclosing a copy of his bill H.R. 966, which he had introduced and it was noted that the bill was the same as had been introduced by him in a previous session of Congress.

Communication from Captain Mel, advising that other bills would be introduced by Senator Walsh and Congressman Vinson, was filed.

In respect to the proposed lease to Union Diesel Engine Co., the Port Manager stated that he had held conference with Mr. Otto Fischer, President of the Company, who submitted a list of modifications for the proposed lease. The Board reviewed the several modifications, as submitted by Mr. Fischer, and the Port Attorney was directed to prepare a new draft of the lease, incorporating those modifications which were approved by the Board.

The Port Manager submitted a memorandum in respect to the rental for the proposed Howard Terminal pier lease and stated that Mr. Howard had this date submitted an amended proposal, which would require analyzation, and that a further memorandum relative thereto would be presented to the Board at its next meeting.

The Port Manager stated that Aircraft Services are vacating space in leanto in Hangar No. 2 on January 31 and that this space is now equipped for doping planes and the Port has been offered this equipment at \$275.00, which cost \$400.00 to install, and he recommended that the space be operated by the Port as a doping room, thereby controlling an existing hazardous condition at the Airport. The Board adopted the Port Manager's recommendation and authorized him to negotiate with Aircraft Services for the purchase of the ventilating and other equipment now in place in this space in the hangar leanto.

The Board's attention was called to the report that Congressman Carter plans introducing new resolution calling for U. S. Engineer survey of San Leandro harbor.

It was reported that a luncheon conference was held on January 14 with Commander F. L. Baker of Washington, and Commander Cunningham in charge of the Naval Reserve Aviation Base at Oakland Municipal Airport, and that in the afternoon President McElroy attended a successful annual inspection of the Naval Reserve at the Airport, when over twenty airplanes took part in the flying maneuvers.

It was noted that transbay rail service on the San Francisco-Oakland Bay Bridge became effective on January 15, 1939.

The Board's attention was called to the appointments made by Governor Olson to the Board of State Harbor Commissioners, as follows: J. F. Marias, Importer and Exporter; Harry See, Trainmen's Union Executive; and Germaine Bulcke, Longshoremen's Union head; and that the State Senate was to hold a hearing on January 24 to consider the matter of confirming these appointments.

The report of the Auditing Committee on claims and demands was adopted.

The following resolution was introduced and passed by the following vote:

AYES: Commissioners Colbourn, Fisher and President McElroy -3-
 NOES: None
 ABSENT: Commissioner Pardee -1-
 NOT VOTING: Commissioner Roland -1-

"RESOLUTION NO. 4931

RESOLUTION APPROVING AND ALLOWING CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund;

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Austin P. Tichenor, D.D.S.	\$ 8.75
J. R. Sharpsteen	2.50
Sebastian Grass	34.00
Wm. H. Hales	34.00
Acme Awning & Linoleum Co.	9.75
Acme Transportation, Inc.	39.67
Alhambra Water Company	1.24
American Bitumuls Company	4.25
Edward R. Bacon Company	21.89
Geo. R. Borrmann Steel Company	156.99
Bostitch-Western, Inc.	19.57
Calaveras Cement Company	285.92
California Pottery Company	70.66
Clipper Cafe	5.03
L. M. Clough Co.	207.66
Cochran & Celli	4.83
Columbia Wood and Metal Preservative Co.	45.32
Colyear Motor Sales Company	6.09
Compton's Electric	5.50
Crowley Launch and Tugboat Co.	25.00
R. S. Dogge	30.75
East Bay Glass Company	10.55
East Bay Transit Company	5.00
Eastman Kodak Stores, Inc.	24.16
The Electric Corporation	134.41
Golden Gate Sheet Metal Works	47.01
Graybar Electric Company, Inc.	22.70
Greenwood Printers Ltd.	34.92
H. & M. C. Co.	4.12
The Hancock Oil Co. of Calif.	62.83
Heafey-Moore Co.	701.16
J. Hofert	27.30
Hogan Lumber Company	1.86
Lee J. Immel	66.00
Independent Construction Co., Ltd.	118.13
Ingersoll-Rand Company	4.49
International Business Machines Corporation	16.72
Kee Lox Manufacturing Co.	7.73
Kling-Dawers Stationery Co., Inc.	1.07
Geo. A. Kreplin Co.	23.87
Laird's Stationery	28.31
Libby, McNeill & Libby	21.03
Lincoln Press	40.17
C. W. Marwedel	6.76
Maxwell Wholesale Hardware Company	20.54

McKesson & Robbins, Incorporated	\$ 3.71
Albert C. Moe	305.96
National Lead Company	23.01
Oakland Airport Inn	1.55
Oakland Association of Insurance Agents	159.78
Oakland Plumbing Supply Co.	1.16
Oakland Printing Company	22.15
Oakland Saw Works	1.25
Pabco Paint Store	56.53
Pacific Tool and Supply Company	13.73
Joseph Pierotti & Co.	1.28
Pioneer Sawdust and Sand Depot	14.38
R. L. Polk & Co.	15.45
Printing Plates Incorporated	7.58
Rhodes & Jamieson, Ltd.	24.72
Royal Typewriter Company, Inc.	8.50
Sanders Glass Company	2.15
San Francisco Bay Carloading Conference	5.00
H. G. Scovern & Co.	6.06
Shell Oil Company	22.66
B. Simon Hardware Co.	5.90
Smith Brothers	14.80
Strable Hardwood Company	15.27
Clyde Sunderland	3.09
Tide Water Associated Oil Company	12.32
The Tribune Publishing Co.	14.17
United Iron Works	5.25
Zellerbach Paper Company	11.31
H. G. Adam	10.79
M. D. McCarl	34.97
W. P. Koetitz	400.00
1925 OAKLAND HARBOR AND IMPROVEMENT BOND FUND:	
Heafey-Moore Company	<u>1,671.46</u>
	\$5,346.15."

The following resolutions were introduced and passed by the following vote:

- AYES: Commissioners Colbourn, Fisher, Roland and President
McElroy -4-
- NOES: None
- ABSENT: Commissioner Pardee -1-

"RESOLUTION NO. 4932

RESOLUTION GRANTING A REVOCABLE PERMIT TO SHELL OIL COMPANY TO INSTALL GASOLINE TANKS AT THE OAKLAND MUNICIPAL AIRPORT.

BE IT RESOLVED that the application of Shell Oil Company for permission to install two 550-gallon gasoline tanks on the field side of Hangar No. 1 at the Oakland Municipal Airport, having been approved by the Port Manager, be and the same is hereby granted, subject to compliance with the fire regulations of the City of Oakland, subject to the terms and conditions which now apply to other facilities now maintained by the applicant at said airport and such further terms and conditions as may be hereafter agreed upon."

"RESOLUTION NO. 4933

RESOLUTION AUTHORIZING AGREEMENT WITH AMERICAN DISTRICT TELEGRAPH COMPANY OF SAN FRANCISCO RENEWING AND EXTENDING ARRANGEMENT FOR SERVICES OF SAID CORPORATION.

BE IT RESOLVED that the Port Manager is hereby authorized and directed to execute an agreement with American District Telegraph Company of San Francisco, a corporation, covering the installation and maintenance of a night watch and fire alarm signal system at the various terminals of the Port of Oakland, substantially in the form and substance of the proposed contract submitted heretofore to this Board and recommended by the Port Manager, said agreement to extend for a period of five years commencing February 1, 1938 at a charge to the Port of \$1830 per annum, together with an initial charge of \$55 for changes and additions, and to supersede all existing agreements between this Board and said corporation.

BE IT FURTHER RESOLVED that the Port Manager shall install, at the expense of the Port, necessary conduits and wires for additional stations and rearrangements of existing stations as required to conform with said agreement."

"RESOLUTION NO. 4934

RESOLUTION APPROVING BOND OF UNITED IRON WORKS, a corporation.

BE IT RESOLVED that the bond of United Iron Works, executed by American Surety Company of New York, in the amount of \$2,768 for the faithful performance of its contract with the City of Oakland for the furnishing and delivering of a low lift drainage pump to Oakland Municipal Airport be and the same is hereby approved."

"RESOLUTION NO. 4935

RESOLUTION AUTHORIZING CERTAIN CONSTRUCTION IN HANGAR NO. 1 AT OAKLAND MUNICIPAL AIRPORT.

BE IT RESOLVED that the Port Manager is hereby authorized to arrange for the flooring of the mezzanine in Hangar No. 1 and the construction of a stairway thereto, all at an estimated cost of \$275."

"RESOLUTION NO. 4936

RESOLUTION AUTHORIZING GASOLINE CONCESSION WITH UNION OIL COMPANY.

BE IT RESOLVED that the Port Manager be and he is hereby authorized to enter into an agreement with Union Oil Company of California, a corporation, as Licensee, granting to Licensee the concession to sell gasoline and lubricants at Oakland Municipal Airport and to maintain facilities in connection therewith for a period of one (1) year commencing November 1, 1938, with compensation to the Port upon the customary gallonage basis on all gasoline sold."

Port Ordinance No. _____ being, "AN ORDINANCE AMENDING ITEMS 200 and 2450 OF PORT ORDINANCE NO. 60," was introduced and passed to print by the following vote:

- AYES: Commissioners Colbourn, Fisher, Roland and President McElroy -4-
- NOES: None
- ABSENT: Commissioner Pardee -1-

ADJOURNED:

SECRETARY

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS

of the
PORT OF OAKLAND

Held on Monday, January 23, 1939, at the hour of 3:15 o'clock p.m. in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

Commissioners present: Colbourn, Fisher, Roland and
President McElroy -4-

Commissioner absent: Dr. Pardee -1-

The Port Manager, Port Attorney and Assistant Chief Engineer were also present.

The minutes of the regular meeting of January 16, 1939 were approved, as read, and adopted.

Communication from B. E. Bryan, General Manager, Strable Hardwood Co., returning signed lease on warehouse at First and Clay Streets and enclosing check for \$102.12 in full payment of cost of advertisement of lease, was read and resolution later passed, accepting the five-year lease which was made with J. E. Higgins Lumber Co. and providing for the recordation of same.

Communication from Dr. R. I. Newell, Commodore, Oakland Yacht Club, advising the Club is in position to pay \$2500.00 per year for lease of Yacht Harbor when the proposed enlargement of the harbor is completed, was read. It was recalled that during negotiations with the Oakland Yacht Club for the enlargement of the Yacht Harbor under a W.P.A. project, Dr. Newell had stated that the Club would be willing to pay \$3000.00 per year for the enlarged facilities. Accordingly, the Board directed the Port Manager to request Commodore Newell to revise his offer for the lease, so as to be in keeping with the negotiations.

Communication from W. S. Culbertson, Washington representative, Oakland Chamber of Commerce, advising of present status of plans for training of airplane pilots and mechanics by Federal authorities, was filed.

Communication from the Port Manager, advising arrangements have been made to advertise the Port of Oakland in the Alameda County Exhibit at the Golden Gate International Exposition, was filed.

Communication from Oakland Junior Chamber of Commerce, enclosing statement of expenses incurred in connection with the holding of Port of

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Oakland Day Luncheon on October 6, and presenting their bill for \$500.00, was read and the Port Manager directed to prepare claim and submit same for the Board's approval.

Communication from James S. Moore Jr., Attorney, Oakland Terminal Railway, advising they are agreeable to pay one per cent interest on amounts past due on five-year payment plan, as submitted in their communication of January 14, was read. The Port Manager stated that he had been advised by R. Waring, City Treasurer, that the City received one per cent interest on time deposits in local banks. After discussion, the Board directed the Port Attorney to incorporate in the agreement with the railroads a clause providing for the payment, with one per cent interest, on past due account on a five year payment plan, as suggested in Mr. Moore's communication.

Communication from Atlas Imperial Diesel Engine Co., submitting certified copy of resolution of its Board of Directors, ratifying and approving the act of S. F. Eastman, Chairman and M. A. Dent, Secretary, in executing 15-year lease with Board of Port Commissioners on plant on Nineteenth Avenue, at rental of \$575.00 per month, was filed.

Communication from the Port Manager, recommending drydocking of Port Dredge, together with periodic maintenance work and painting of hull of dredge at an estimated cost of \$6,000, was read. The Port Manager stated that the dredge had not been drydocked for a period of two years and that it was necessary to drydock and re-paint the hull and perform such maintenance work on the hull as is required, after careful inspection on drydock. It was also stated that the Underwriters required inspection of the hull while on drydock, to ascertain the present value of the hull for insurance purposes. The Port Manager stated that request had been received for the leasing of the dredge and that after the value had been ascertained, it would be possible to arrive at a figure for leasing purposes. After discussion, resolution was later passed approving specifications and authorizing calling for bids for the drydocking and maintenance work on the Port dredge.

Communication from Peter van der Vlies, Port Maintenance Laborer, requesting ten days' leave of absence on account of illness, starting January 17, 1939, was read and resolution later passed, granting leave of absence with three-quarters pay.

Copy of Proceedings of 1938 Convention of Pacific Coast Associa-

Memorandum of conference held at Sacramento on January 16, relative to the East Shore Highway, which was attended by the Assistant Port Manager and Assistant Port Attorney, was filed.

The Port Manager stated that R. C. Porter, who has contracted to raise and remove the ferryboat "Golden Gate," reported that he has now assembled his equipment and will start actual work on removal of the boat on Wednesday, January 25.

In respect to State legislative matters, the Port Attorney reported as follows:

That the State Senate agreed to hold special hearing on the Governor's recent appointments to San Francisco Harbor Board on Tuesday;

That new bills for the Port have been prepared as follows:

- (a) Two bills authorizing City Council and Board to grant right-of-ways for East Shore Highway on terms to be agreed upon, and
- (b) a bill authorizing City to reconvey area to State for National Guard purposes upon terms to be agreed upon;

That Senator Breed refuses to handle Port bill authorizing City to deal with local state lands on behalf the State; and

That Senator Breed secured appointment as Chairman of Senate Commerce Committee with Senator Shelley of San Francisco and Senator Nielsen of Sacramento, and that this appointment portends difficulty in securing approval of Port tideland bills as Senator Breed again stated that he is adverse to supporting any Port bills which will enable the Port to harass littoral land owners.

In respect to Federal taxation issues, the Port Attorney stated that President Roosevelt, in special message to Congress, urged taxation of all public securities and public employees with cancellation of retro-active taxes; that the Attorney General advised he hoped to attend Congressional hearings and City Attorney Fernhoff and others may do likewise; that City Attorney Fernhoff advised that local cities had raised a defense fund of about \$3000.00 and the Conference on State Defense reported a fund of some \$9,875.00, requesting contribution from the Port; that efforts of State Conference have been directed toward preventing Federal taxation of securities of State and municipalities, excepting through process of constitutional amendment, and toward prohibiting any taxation of local public revenues, and that reciprocal taxation of public employees was not being opposed.

In respect to the Hogan case, the Port Attorney stated that the

Superior Court had sustained demurrer to amended complaint and that the case is now in position for securing Appellate Court decision on issues of wharfing-out franchises.

The Port Manager reported that 7220 tons of copra and babassu nuts had been discharged at Seventh Street Unit, Outer Harbor Terminal, since December 8, 1938 and that this was new business for the municipal terminals; further, that the pneumatic bulk unloading equipment was cutting handling charges and thereby making the terminal attractive to shippers of this commodity.

The Port Manager stated that a small fire, caused by spontaneous combustion, had occurred in the copra stored at Seventh Street Unit of Outer Harbor Terminal on Saturday at 1:00 p.m. and that the small damage was confined to the copra.

It was reported that the Harbor Committee of the Oakland Chamber of Commerce had met on January 20 with representatives of Alameda in respect to furthering construction of additional tube and a new Fruitvale bridge and the Committee appointed was to meet informally and discuss the matter with County Supervisors.

It was reported that six longshoremen had been gassed while working in the McCormick SS AMERICAN ROBIN at Ninth Avenue Pier on November 21, 1938, that the gas was generated by breaking of casks of butyle acetate, which mixed with sodium nitrate in the hold of the vessel, but that all men had recovered.

It was reported that the last Clipper ship to use Alameda base had departed on January 22 and that all future flights will be made from Treasure Island base.

It was reported that the Maritime Commission was arranging for establishment of training schools for 3000 unlicensed and 300 licensed Merchant Marine officers and that they were endeavoring to have the City of Alameda donate the remainder of the land on Government Island to the Federal Government for the construction of buildings and facilities for this purpose.

The Port Manager reported that the Port Exhibit at the National Housing Exposition was receiving a great deal of attention and that very favorable comments had been received.

It was reported that word had just been received that Congressman Vinson today introduced a bill in the House for the Oakland Naval Supply Depot. In respect to this project, it was reported that the Budget Director

had recommended inclusion of \$6,453,000.00 for development of the depot, with President Roosevelt's approval, and that the Port Attorney had been advised of these plans during his recent trip to Washington, but was forbidden to communicate the information to the Board.

The Port Manager stated that he had been selected by the Board of Governors of Western Air Conference to attend, as a voting delegate, the Second Annual National Aviation Planning Conference to be held in Washington, D. C. on February 20 and 21, 1939, and that he would investigate the matter.

The Port Attorney stated that the California Foundries' lease was now ready for final execution and that copies had been sent forward for this purpose.

The Port Manager stated that he had received communication from Mr. H. R. Higgins, Vice President, Rosenberg Bros. & Co., advising that during the nine years they had occupied their leasehold at the Outer Harbor Terminal, they had reported in accordance with the terms of the lease every shipment which, for any reason, had moved out of terminals other than those operated by the Board and that inasmuch as the cost of preparing these reports was a considerable burden, he had requested permission to discontinue making such reports. Following discussion of the request, in which the Port Manager pointed out that over the years that reports have been made, he had found Rosenberg Bros. & Co. had strictly complied with the terms of the lease in respect to making their shipments, and he recommended that Mr. Higgins' request be granted with the understanding that should conditions develop when it would be necessary to again require the reports to be made, that the provisions of the lease should be made to apply. Resolution was later passed relieving Rosenberg Bros. & Co. of the obligation of making reports, with provision of a return to the making of such reports if and when required.

The reports of the Auditing Committee on claims and demands, and on the weekly payrolls, were adopted.

The following resolutions were introduced and passed by the following vote:

- AYES: Commissioners Colbourn, Fisher, Roland and President McElroy -4-
- NOES: None
- ABSENT: Commissioner Pardee -1-

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"RESOLUTION NO. 4937

RESOLUTION APPROVING AND ALLOWING
CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

LEASED WHARF IMPROVEMENT FUND:

HOWARD TERMINAL \$3,578.37

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Payrolls - Administrative Department	2,057.50
" - Airport	860.00
" - Engineering Department	2,096.75
" - Grove and Market Street Piers	1,557.23
" - Maintenance Department	2,795.72
" - Ninth Avenue Pier	719.61
" - Outer Harbor Terminal	5,035.37
" - Traffic Department	1,392.50
Bay City Sanitary Rag Co.	6.06
Geo. R. Borrmann Steel Company	1.53
California Pottery Company	41.10
Cochran & Celli	9.68
Coos Bay Lumber Company	25.83
The Electric Corporation	1.45
Firestone Auto Supply & Service Stores	78.53
W. P. Fuller & Co.	.71
General Electric Supply Corporation	4.55
Graybar Electric Company, Inc.	1.67
Haiden Auto Parts, Ltd.	2.53
The Hancock Oil Co. of Calif.	93.33
Kling-Dawers Stationery Co., Inc.	11.49
C. W. Marwedel	8.19
National Lead Company	96.59
Oakland Plumbing Supply Co.	3.95
Pacific Gas and Electric Company	1,483.17
Postmaster, Oakland	51.59
The Texas Company	3.38
Tide Water Associated Oil Company	20.26
White Investment Company	50.00
Wholesalers Credit Association	36.00
Zellerbach Paper Company	19.18
Sam Bates Company	192.75
East Bay Municipal Utility District	516.62
Port Revolving Fund - Misc.	757.60
Sebastian Grass	34.00
Wm. H. Hales	34.00

\$23,678.79"

"RESOLUTION NO. 4938

RESOLUTION APPROVING WEEKLY
PAYROLLS, RATIFYING ALL HIRINGS
AND EMPLOYMENTS THEREIN AND
REIMBURSING PORT REVOLVING FUND.

BE IT RESOLVED that the weekly payrolls for the weeks ending January 10 and January 17, 1939 be and the same are hereby approved and the hiring or employment of each and all of the services therein set forth at the compensations therein paid is hereby ratified, confirmed and approved, and

BE IT FURTHER RESOLVED that the demand against the Harbor Maintenance and Improvement Fund for the reimbursement of the Port Revolving Fund in the amount set forth therein, having been approved by the Auditing Committee, is hereby approved and allowed, and the City Auditor be and he is hereby authorized and directed to draw his warrant for the same and make such reimbursement.

HARBOR MAINTENANCE AND IMPROVEMENT FUND:
Port Revolving Fund - Payrolls

\$2,881.38"

"RESOLUTION NO. 4939

RESOLUTION APPROVING SPECIFICATIONS
FOR DRYDOCKING OF PORT DREDGE.

BE IT RESOLVED that the specifications and other provisions relative thereto filed with this Board for the drydocking of the Port dredge, and other incidental work thereon, and the manner indicated for payment therefor be and the same are hereby approved.

BE IT FURTHER RESOLVED that the Secretary be authorized to advertise for five consecutive days in the official newspaper for sealed proposals for the work contemplated and supplies to be furnished as required by law."

"RESOLUTION NO. 4940

RESOLUTION GRANTING LEAVE
OF ABSENCE WITH PAY TO PETER
VAN DER VLIES, PORT MAINTENANCE LABORER.

BE IT RESOLVED that Peter van der Vlies, Port Maintenance Laborer, (Port Ordinance No. 222, Section 5.03), is hereby granted a leave of absence on account of illness, said leave to be for ten working days commencing January 17, 1939, with compensation at the rate of 75% of the salary payable such employe, as provided by the rules of the Civil Service Board."

"RESOLUTION NO. 4941

RESOLUTION ACCEPTING AND PROVIDING
FOR RECORDATION OF LEASE WITH
J. E. HIGGINS LUMBER CO.

BE IT RESOLVED that this Board hereby accepts that certain lease dated January 1, 1939, between the City of Oakland, acting by and through this Board, and J. E. Higgins Lumber Co., a corporation, and authorizes and directs the recordation thereof."

"RESOLUTION NO. 4942

RESOLUTION RELATIVE TO TONNAGE
STATEMENTS RENDERED BY ROSENBERG
BROS. & CO., LESSEE.

Whereas it is provided in the leases held by Rosenberg Bros. & Co., covering facilities at the Outer Harbor Terminal, that said corporation, as lessee, shall from time to time render to the Port certain statements of tonnage shipped by it other than through the said terminal, and said lessee has requested to be relieved of this practice, and the Port Manager so recommending, and good cause appearing, now therefore,

BE IT RESOLVED that until such time as the Port Manager or this Board shall give to Rosenberg Bros. & Co. 30 days' written notice, demanding that the practice of rendering statements to the Port covering tonnage shipped other than through the Outer Harbor Terminal, as provided for in paragraph 2 (c) of each of the three leases held by said lessee, shall be resumed, said lessee shall not be required to render such statements."

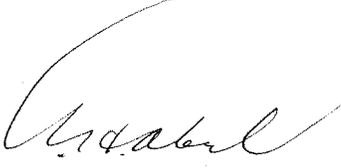
Port Ordinance No. 296 being "AN ORDINANCE AMENDING ITEMS 200 and 2450 OF PORT ORDINANCE NO. 60," having been duly introduced, read and published, was finally adopted by the following vote:

AYES:	Commissioners Colbourn, Fisher, Roland and President McElroy	-4-
NOES:	None	
ABSENT:	Commissioner Pardee	-1-

The hour of 4:15 o'clock p.m. having arrived, and due notice having

been given, the President called for bids at public auction for the proposed lease of certain property located at the foot of 19th Avenue. Only one bid therefor was received, being the written bid of S. T. Johnson Company, a corporation, offering to pay a rental of \$24,750.00 for a term of fifteen years and to comply with all the terms and conditions of the proposed lease. Said bid was duly accompanied by a cashier's check in the sum of \$250.00 and a written statement setting forth required information as to the responsibility of the bidder to comply with the proposed lease. The bid was thereupon publicly read. Upon the President calling for other bids, and there being none, either oral or written, and no other interested parties or prospective bidders being present, the bid was referred to the Port Manager for recommendation and to the Port Attorney as to form and legality.

ADJOURNED.


S E C R E T A R Y

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS

of the

PORT OF OAKLAND

Held on Monday, January 30, 1939, at the hour of 3:15 o'clock p.m. in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

Commissioners present: Colbourn, Fisher, Roland and President
McElroy -4-

Commissioner absent: Dr. Pardee -1-

The Port Manager, Port Attorney and Assistant Chief Engineer were also present.

The minutes of the regular meeting of January 23, 1939 were approved, as read, and adopted.

Communication from J. F. Douglas, Vice President, Carnation Co., acknowledging certified copy of Board's Resolution No. 4922, granting extension of time to July 1, 1940 to complete improvements on Albers Bros. Milling Co. leasehold and expressing his appreciation of the Board's action, was filed.

Communication from the Federal Emergency Administration of Public Works, advising that requisition for additional grant of \$611.23 on Project

1395-R, covering settlement made by Board with Independent Construction Co. in connection with construction of 504-foot extension of Outer Harbor Terminal Wharf, is disallowed, was filed.

Communication from H. R. Higgins, Vice President, Rosenberg Bros. & Co., expressing thanks for certified copy of Board's Resolution No. 4942 relieving them of making tonnage reports on cargo not handled over the Outer Harbor Terminal, was filed.

Communication from W. P. Smidt, Assistant Port Accountant, requesting leave of absence for ten days, commencing January 24, 1939, on account of illness as attested to by physician, was read and resolution later passed granting the request with three-quarters pay, in accordance with Civil Service regulations.

Communication from Peter van der Vlies, requesting extension of leave of absence on account of illness, for a period of ten working days, commencing January 27, 1939, as attested to by physician, was read and resolution later passed granting request with three-quarters pay, in accordance with Civil Service regulations.

Communication from the Port Manager, recommending purchase of certain heating and ventilating equipment installed in Room 230, Hangar No. 2, Oakland Municipal Airport, from Aircraft Services at price of \$250.00 and advising that the doping of aircraft parts will be required to be done in this doping room, for which a charge is to be made, was read and resolution later passed, authorizing purchase of the equipment as recommended.

Communication from the Port Manager, advising of conference held with Commodore R. J. Newell of the Oakland Yacht Club, in reference to rental to be paid for lease on Yacht Harbor when enlarged, was read and the Port Attorney directed to prepare draft of lease agreement for further consideration of the Board.

Communication from the Port Manager, submitting survey of salaries of Port employees, together with suggested adjustments, was read and referred to Commissioner Colbourn for review with the Port Manager and report.

Communication from the Port Manager, recommending advertising for bids for purchase of an additional 10,000 tons crusher-run rock for use at Oakland Municipal Airport, was read and resolution later passed, approving specifications and authorizing advertisement for bids for the rock, which is to be used in continuing the improvement of runways.

Communication from the Port Attorney, advising that the State Legislature passed submerged and tideland resolution (S.J.R. No. 4) on January 24 by a vote of 60 to 9, was filed.

Communication from the Port Attorney, submitting Pacific Steamship Lines' plans for reorganization in connection with 77B proceedings, pending in the Federal Court in San Francisco and recommending acceptance of the plan, which would result in immediate cash payment of \$1283.83 and receipt of a general creditors' note in the amount of \$12,057.86, was read and recommendation adopted.

Copy of report of City Manager on affairs of the City of Oakland for the month of December 1938, was filed.

The Port Manager reported as follows on the status of certain funds as of January 27, 1939:

<u>Harbor Maintenance and Improvement Fund (No. 226)</u>	
Unencumbered Cash Balance as of Jan. 27, 1939....	\$126,527.35
Set up in Special Funds 220 and 222	75,000.00
Total Unencumbered Cash in all revenue funds as of Jan. 27, 1939	201,527.35
Total Unencumbered Cash as of Dec. 31, 1938	162,383.59
<u>1925 Oakland Harbor Improvement Fund (No. 567)</u>	
Cash Balance as of Jan. 27, 1939	155,040.98

Report of the Port Manager, submitting tonnage statistics for the month of December, 1938, was filed.

Regarding the pending issues as to the status of the Howard Terminal agreement of November 5, 1914, the Port Attorney reported that he had been giving considerable study to outlining a form of lease for placing the Port's property, located in front of the Howard Terminal plant, upon a proper basis for competitive bidding, as had been discussed with the Board at previous meetings. He stated that any such lease would involve serious difficulties in working out an arrangement which would permit free and open bidding and yet serve the practical needs of the Port. He stated that although he had not received advice from Mr. Charles Howard nor his attorney, Mr. Charles Beardsley, in support of the continuance of the 1914 agreement, nevertheless it must be assumed that these parties would insist upon the validity of such agreement and would demand a substantial consideration being granted Howard Terminal for yielding its existing claims under such agreement, in permitting bids to be received by the Board for a lease, and that having in mind the financial studies made by the Port Manager, it did not appear that the Board would secure a

substantially higher return were a lease to be entered into at this time.

The Port Attorney called attention to the Charter provision which provides that leases made with public utilities by the City should not exceed ten years and pointed out that inasmuch as the wharves in question had been used and would continue to be used as a public utility, this Charter provision would apply. It was suggested that Howard Terminal would hardly be willing to surrender any rights it might have under the 1914 agreement for a mere ten year lease, as a twenty-five year lease had been requested and that in any event, the City would probably not be able to secure better financial returns than it is now receiving without being seriously charged with having unfairly repudiated the existing agreement. These considerations, the Port Attorney stated, led to a further study as to whether the City might, on its part, treat the existing agreement as valid. He stated that in view of the long length of time which had elapsed since its commencement, more than twenty-four years ago, he felt that the Court would not be likely to permit a judicial inquiry into the validity of the agreement and would probably hold that through the operation of laches, the City would not be permitted to question the agreement; that there would also be raised the contention that the City had repeatedly ratified the agreement by its various actions relative thereto, since the beginning of the agreement, and particularly since it received the land from the State in 1923 and that by allowing Howard Terminal to expend its monies in reliance upon it, the City may have estopped itself from questioning its legality.

Under these circumstances, the Port Attorney suggested that if Howard Terminal would be willing to expend its monies in the improvement of the premises, as proposed, and would be willing to proceed under the 1914 agreement, the better practice might well be for the Board to grant permission for the improvement and carry on under the old agreement without further consideration toward the granting of a new lease at this time. He stated he felt that if the Board took this stand, in his opinion, the Court would uphold such action under the conditions.

After considerable discussion, it was the consensus of the Board that, as a practical matter, the Port would probably not appreciably benefit itself by attempting to negotiate and write a new lease at this time for a short period, and the Port Manager and Port Attorney were directed to confer with Messrs. Howard and Beardsley and ascertain their position in the premises.

The Port Manager stated that he had received from Mr. Kelner, Manager, Albers Bros. Milling Co., copy of an order which had been issued requiring that henceforth all of the labels on their packages will omit "San Francisco" and instead will show "Oakland" along with Seattle, Portland and Los Angeles. In this connection, it was noted that a letter had been received from Major J. F. Douglas, Vice President, Carnation Company, advising that their business had been very good during the past year and was opening up nicely during January; further, that he would endeavor to call on the Board when he was next in Oakland.

In respect to State Legislation, the Port Attorney informed the Board on the following matters:

Assembly passed Port's submerged resolution opposing Senator Nye's resolution with a vote of 60-9; Senate's vote was unanimous;

Senator Shelley, San Francisco, introduced bill to place all municipal port facilities under control of State Board as alternative if Legislature refuses to transfer San Francisco Harbor to San Francisco;

Legislature passed resolution memorializing Congress to impose taxes on public securities. Such a tax would probably add 1% annual interest charge to future sales of harbor bonds.

Port's tideland bills authorizing grants of right-of-way to State for East Shore Highway and State Armory introduced by Assemblyman Miller.

Assemblyman Phillips introduced Port's general tideland bill which Senator Breed declined to handle.

The Board's attention was called to press reports of the request of Secretary of Agriculture Wallace to the City of Alameda for the remaining thirty-four acres on Government Island for the establishment of a maritime school and an enlargement of existing governmental agencies and that it is anticipated the matter would come before the Alameda City Council on January 30 for a decision. In this connection, the Port Manager stated that if the Government takes over the balance of Government Island, it would be in order that negotiations be started with the Government in respect to the channel lines in the Brooklyn Basin, which would permit the moving out of the pierhead line on the Oakland shore which is required to compensate for the area required by the State for the East Shore Highway. The Port Manager was directed to take such steps with the governmental agencies as were necessary to arrange for the relocation of the pierhead line.

The Port Attorney stated that the American Dredging Company had secured an order from the Court extending time in the condemnation case and

in doing so, was not keeping faith with the higher court.

The Port Attorney stated that the El Dorado wharf franchise case had been set for trial on Wednesday, February 1, and that a statement of facts had been negotiated which may avoid a trial.

In connection with the settlement of claims arising out of the damage occurring from broken sprinkler main at the Outer Harbor Terminal, it was stated that the Board was fully covered by insurance and that the Home Insurance Company was offering to settle the claim of Libby, McNeill & Libby on a nuisance claim basis for \$1000.00.

In respect to the U. S. Naval Supply Depot project, it was reported that the sub-committee had submitted a very favorable report on the Oakland site and that copies of the report had been given to all members; further, that Congressman Vinson had introduced bill in the House to authorize the expenditure of not to exceed \$6,500,000.00 to start the project. It was also stated that Congressman Scott would undoubtedly file separate report on the Oakland site and that this report also would be a favorable one.

In respect to the ferryboat "Golden Gate," the Port Manager stated that R. C. Porter, with whom agreement had been entered into for the removal of the boat, had advised him this date that his diver, Mr. Kimble, had refused to proceed with the work and that he now doubted if he would be in position to raise the boat with the present equipment within the time specified; that he would advise him definitely on January 31 whether or not he would undertake the job. In the event that Mr. Porter refused to proceed and was willing to withdraw from his agreement, the Board authorized the Port Manager to proceed with the wrecking of the boat by the Port of Oakland crew.

From press reports, it was noted that the Maritime Commission had awarded contracts to eastern yards for the construction of ten new cargo ships. The Port Manager stated that George Armes, President of General Engineering and Drydock Co., was leaving for Washington in an endeavor to obtain another contract for his Oakland yard.

It was reported that the Oakland Airport Inn had been burglarized and that the burglar, William O'Neal, an employee of the Interstate Co., had been given a sentence of one to fifteen years in San Quentin for the robbery.

From press reports, it was noted that the State Senate had failed to confirm the State Harbor Board appointments made by Governor Olson and that the matter of confirmation would go over until the legislature again convened on March 6.

Report of the Auditing Committee on claims and demands was adopted.

The following resolutions were introduced and passed by the following vote:

"RESOLUTION NO. 4943

RESOLUTION APPROVING AND ALLOWING CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Aome Transportation, Inc.	\$111.30
Aeronautical Chamber of Commerce of America	50.00
Air Reduction Sales Co.	12.73
American Association of Port Authorities	100.00
American Bitumuls Company	17.97
Associated Stationers	8.48
Geo. R. Borrmann Steel Company	26.87
Business Journalist	10.00
California Corrugated Culvert Company	14.42
Cochran and Celli	3.41
Cochran and Celli	6.93
Commercial News	2.50
Henry Cowell Lime and Cement Co.	33.46
Daily Commercial News	100.00
Frank Day	9.75
Dock Checkers Employers Association	116.36
East Bay Blue Print & Supply Co.	66.88
East Bay Municipal Utility District	11.00
East Oakland Auto Top Shop	3.50
Eastman Kodak Stores, Inc.	2.18
Fairbanks, Morse & Co.	11.44
Firestone Auto Supply & Service Stores	75.50
Gilson Electrical Supply Co.	27.61
H. & M. C. Co.	10.82
The Hancock Oil Co. of Calif.	235.46
Harvey Hanson	46.35
Hoffmeyer Belting & Supply Co.	.85
Hutchinson Co.	18.83
Lee J. Immel	87.67
Industrial Equipment Company	12.88
The Inter-City Express	7.50
Interstate Stucco Company	.61
Kellogg Express & Draying Co.	1.59
Kling-Dawers Stationery Co., Inc.	1.01
Geo. A. Kreplin Co.	36.54
Laird's Stationery	5.69
Lew's Auction Mart	5.00
Libby, McNeill & Libby	8.89
A. S. Lindstrom Co.	.75
The Marine Exchange of the San Francisco Chamber of Commerce	10.00
The Marine News	6.00
Maxwell Wholesale Hardware Company	97.45
National Lead Company	6.58
A. Newman	33.99
Oakland Airport Inn	1.13

Oakland Air Port Transportation Service	\$200.00
Oakland Battery Co.	12.67
Oakland National Housing Exposition	50.00
Oakland Plumbing Supply Co.	6.20
Fabco Paint Store	175.23
Pacific Marine Review	20.00
Pacific Ports and Marine News	32.50
Pacific Skipper	68.00
The Pacific Telephone and Telegraph Company	32.47
Pacific Tool and Supply Company	4.58
Peterson Tractor & Equipment Co.	1.41
Pittsburgh Plate Glass Company	28.90
Ransome Company	28.61
The Ross Carrier Company	13.50
San Francisco Commercial Club	46.65
A. D. Schader	3.45
Shields, Harper & Co.	1.24
B. Simon Hardware Co.	47.96
Irving L. Singer Co.	40.17
Smith Brothers	7.30
Sterling Press	18.68
Sunset-McKee Salesbook Co.	67.36
Tide Water Associated Oil Company	24.64
Transit Concrete	37.54
Union Paper Company	7.22
United Iron Works	3.00
Wailes Dove-Hermiston Corporation	40.17
E. C. Wenger Company	70.65
The Western Union Telegraph Company	5.03
Wonderlite Neon Products Co., Inc.	15.41
Wholesale Lumber Distributors, Inc.	48.08
Zellerbach Paper Company	11.31
Aircraft Services	250.00
The Pacific Telephone and Telegraph Company	227.85
Douglas D. Toffelmier, M. D.	15.00
Philena B. Brinkman	9.00
The Samuel Merritt Hospital	149.75
F. Ruppert	110.71
W. Reginald Jones	7.05
The Tribune Press	184.27
	<u>\$3,581.44"</u>

"RESOLUTION NO. 4944

RESOLUTION APPROVING DEVELOPMENT
PLAN SUBMITTED BY CENTRAL LAND
AND IMPROVEMENT COMPANY FOR
DREDGING A CANAL.

Whereas, Central Land and Improvement Company, a corporation, has made application to this Board under date of January 13, 1939 for permission to dredge a twenty-five foot deep water ship canal or channel approximately 260 feet in width and 2200 feet in length leading from the Airport Channel in a southeasterly direction toward Hegenberger Road, with the intention of depositing the spoils on adjacent lands of said corporation, pursuant to a general plan submitted with such application; and

Whereas, this Board having reviewed such plans under the provisions of Section 213 of the City Charter determines that the application should be granted; now therefore, be it

RESOLVED that permission is hereby granted to said applicant to construct such channel upon the condition, however, that when work is undertaken on the project, methods approved by the Port Manager shall be adopted through the construction of dikes to retain all the dredging spoils so none will be wasted into the Airport Channel, and that in the event any of the spoils shall become wasted into such channel, the applicant shall promptly remove the same at its own expense; and be it further

RESOLVED that the applicant shall accept this resolution by letter, agreeing to its conditions, whereupon it shall be deemed a contract

between applicant and the City of Oakland."

"RESOLUTION NO. 4945

RESOLUTION EXTENDING TIME
FOR PERFORMANCE OF CONTRACT
WITH SAM C. BATES, JR., DOING
BUSINESS AS SAM BATES COMPANY.

BE IT RESOLVED that the time for the performance of the contract with Sam C. Bates, Jr., doing business as Sam Bates Company, for the furnishing, on a rental basis, of one air compressor for use at Livingston Street Pier, Oakland, be and the same is hereby extended to and including February 28, 1939."

"RESOLUTION NO. 4946

RESOLUTION AUTHORIZING PORT MANAGER TO
ARRANGE FOR PURCHASE OF CERTAIN USED EQUIPMENT.

BE IT RESOLVED that the Port Manager is hereby authorized to accept on behalf of this Board the offer of A. M. Paul and A. C. Miner, co-partners doing business under the style of Aircraft Services, to sell to the Port certain electric fans and heating equipment now installed in Room 230, Hangar No. 2, Oakland Municipal Airport, for the sum of \$250.00."

"RESOLUTION NO. 4947

RESOLUTION ADOPTING PLANS AND
SPECIFICATIONS FOR FURNISHING
AND DELIVERING OF CRUSHER RUN
ROCK TO OAKLAND MUNICIPAL AIRPORT.

BE IT RESOLVED that the plans and specifications and other provisions relative thereto filed with the Board for the furnishing and delivering of 10,000 tons, more or less, of crusher run rock to Oakland Municipal Airport, and the manner indicated for payment therefor, including progressive payments, be and the same are hereby approved.

BE IT FURTHER RESOLVED that the Secretary be authorized to advertise for five consecutive days in the official newspaper for sealed proposals for the work contemplated and supplies to be furnished, as required by law."

"RESOLUTION NO. 4948

RESOLUTION GRANTING LEAVE OF ABSENCE WITH PAY TO WILLIAM
P. SMIDT, ASSISTANT PORT ACCOUNTANT.

BE IT RESOLVED That William P. Smidt, Assistant Port Accountant (Port Ordinance No. 222, Section 2.08), is hereby granted a leave of absence on account of illness, said leave to be for a period of ten consecutive days commencing January 24, 1939, with compensation at the rate of 75% of the salary payable such employe, as provided by the rules of the Civil Service Board."

"RESOLUTION NO. 4949

RESOLUTION GRANTING LEAVE OF ABSENCE
WITH PAY TO PETER VAN DER VLIES, PORT
MAINTENANCE LABORER.

BE IT RESOLVED that Peter Van der Vlies, Port Maintenance Laborer, (Port Ordinance 222, Section 5.03), is hereby granted a leave of absence on account of illness, said leave to be for ten working days commencing January 28, 1939, with compensation at the rate of 75% of the salary payable such employe, as provided by the rules of the Civil Service Board."

ADJOURNED.

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS

of the

PORT OF OAKLAND

Held on Monday, February 6, 1939, at the hour of 3:15 o'clock p.m., in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

Commissioners present: Colbourn, Fisher, Pardee, Roland
and President McElroy -5-

Commissioners absent: None

The Port Manager, Port Attorney and Assistant Chief Engineer were also present.

The minutes of the regular meeting of January 30, 1939 were approved, as read, and adopted.

Communication from Mr. Charles A. Beardsley, Attorney representing Howard Terminal, advising as to his understanding of the rights of his client under the agreement dated November 5, 1914, in reference to contemplated wharf improvements on the property covered by the agreement, was read. Mr. Beardsley, in his communication, stated that the 1914 agreement between the City and Howard Terminal had been ratified by the many previous actions of the Board in dealing with the matter and that the City was now estopped from inquiring into the validity of the agreement at its inception. Extended discussion by the Board covering the various points and issues involved ensued, in which the Port Attorney assured the Board he would file a report in support of its authority to grant permission to Howard Terminal to carry out the reconstruction and lengthening of Pier No. 2 to the pierhead line. The Board directed the filing of the report by the Port Attorney and later passed its resolution granting Howard Terminal's request for permission to reconstruct and extend its Pier No. 2 in accordance with application and plans filed with the Board at its meeting of November 21, 1938, subject to the provisions of its agreement of November 5, 1914 with the City of Oakland.

Communication from Colonel J. A. Dorst, U. S. Engineer, submitting public notice in respect to proposed reclamation of land adjoining Oakland Municipal Airport by Central Land and Improvement Company, was filed.

Communication from Gladys Kimball, submitting resignation as Senior Typist Clerk, was filed.

Communication from R. C. Porter, submitting release of all rights and interests to ferryboat "Golden Gate," which he may have acquired by

virtue of agreement entered into with the Board as of January 16, 1939, was filed.

Communication from the Port Manager, submitting for the Board's consideration certain changes and additions to Port Tariff Ordinance No. 60, was read and an ordinance later introduced and passed to print, amending Ordinance No. 60.

Port Manager's Certificate of Completion of contract with Heafey-Moore Co. for furnishing and delivering 10,000 tons, more or less, of crusher run rock to Oakland Municipal Airport, was filed.

Communication from Gertrude Pringle, requesting that the Port clean up areas adjoining highways to the bridge approach for 1939 Exposition, was read and the Port Manager directed to advise Miss Pringle that work was now under way on removal of the ferryboat and other unsightly debris along the shores of the Outer Harbor.

Communication from the Port Manager, relative to accident to Sherman E. Tucker, Port Maintenance Laborer, injured in elevator at Terminal Building C, Outer Harbor Terminal, on January 30, 1939, was read and resolution later passed granting leave of absence to Mr. Tucker for a period of twenty-five days with three-quarters pay, in accordance with Civil Service rules.

Communication from Congressman Tolan, expressing approval of passage of Breed submerged tideland resolution and stating that Vinson bill of the Naval Supply Depot project was expected to pass, was filed.

Communication from the Port of Oakland Watchmen, requesting increase in pay from \$130.00 to \$150.00 per month, was read and referred to Commissioner Colbourn for consideration, in connection with the survey of other proposed adjustments in payrolls now under consideration.

Copy of communication from the Port Attorney to Mr. Sidney M. Hauptman, Trustee for Charles Nelson Co., setting forth conditions under which an agreement would be entered into for the construction by the Port of a roadway across property to be deeded by the owners of the Sunset Lumber Company property, was read, and after discussion the Port Attorney was directed to prepare the agreement and submit same for approval. In this connection, the Port Manager stated that steps could be taken to construct the foundation of the road, which would be a link in the future embarcadero, under a W.P.A. project at small cost to the Port, and it was the consensus of the Board that this work be undertaken as soon as

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quarters pay.

President McElroy advised the Board that Mr. Ira Abraham, Attorney for the American Dredging Company had conferred with him during the week in reference to a proposed new lease on property with a frontage of 750 feet in Brooklyn Basin, as set forth in the Board's communication to Mr. Abraham of October 28, 1938, and that Mr. Abraham stated that the American Dredging Company could not pay the amount of rental the Board had set forth in its offer of lease. President McElroy also stated that after further consideration of the offer made last year and the more or less inactive type of occupancy proposed, he was not inclined to favor a lease on this extended amount of frontage, if at all. The Board concurred with President McElroy in his analyzation of the matter and it was stated that inasmuch as the Board's offer was made months ago and not accepted within the period allotted for its acceptance, it did not now feel obligated to further consider it as an offer. The matter of proceeding with the filing of an action for ejectment against the American Dredging Company for non-payment of rental, covering the entire area under occupancy rather than merely the portion of the property westerly of the tracks serving Ninth Avenue Pier as had been previously contemplated, was discussed and the Port Attorney directed to file action for ejectment on the entire property now occupied by the American Dredging Company.

The Port Attorney reported that the El Dorado Oil franchise case was now set for oral argument on February 23 and that an agreed statement of facts had been approved.

It was reported that the "China Clipper" dedicated Treasure Island Pan-American Base with its departure on Saturday, February 4, 1939.

President McElroy stated that he had visited and inspected the new Boeing Clipper Ship at the Treasure Island base of the Pan-American Airways and that he was greatly impressed with the magnitude of this seaplane and its appointments, which will permit the carrying of seventy-five passengers. Photographs of the Clipper were exhibited.

It was reported that Heller, Ehrman, White & McAuliffe had resigned as attorneys for the Toll Bridge Authority and that this would likely delay the completion of the overpass agreement, as this matter was being handled through their office.

From press reports, it was noted that Mr. C. H. Purcell, Chief Engineer, State Highway Department, was planning to accept position with the City of San Francisco, to clear up their street traffic problems.

The Port Attorney called attention to the meeting being held in Oakland by the State Assembly Unemployment Relief Committee, to obtain the attitude of the public as to means of solving the unemployment relief problem. It was the consensus of the Board that no appearance on the part of the Port be made at this hearing.

It was reported that copies of State Senator Shelley's bill (SB 1227) had been received and that no reference had been made in the bill to municipal ports; further, that the bill provides for the acquisition of port properties by the State through the issuance of revenue bonds.

A new letterhead for the Board's correspondence, as submitted by the Port Manager, was approved.

As Monday, February 13, is a legal holiday, it was agreed that the next meeting of the Board will be held upon the call of the President.

Reports of the Auditing Committee on claims and demands, and on weekly payrolls, were adopted.

The following resolutions were introduced and passed by the following vote:

- AYES: Commissioners Colbourn, Fisher, Pardee, Roland and President McElroy -5-
- NOES: None
- ABSENT: None

"RESOLUTION NO. 4950

RESOLUTION APPROVING AND ALLOWING CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:	
Air Reduction Sales Co.	\$ 4.89
American District Telegraph Company	.50
Associated Stationers	12.11
Bay City Sanitary Rag Co.	6.06
Calaveras Cement Company	285.92
California Electric Company	7.00
California Pottery Company	117.37
California State, County and Municipal Purchasing Agents' Association	2.00
Chase & Teddy, Ltd.	50.51
City of Oakland, Street Dept.	11.56
City of Oakland, City Hall	453.70
Cochran & Celli	2.14
Colyear Motor Sales Company	4.27
Henry Cowell Lime and Cement Co.	14.66
H. S. Crocker Company, Inc.	22.72
Daily Commercial News	34.28
Pete Della Vedowa	6.18
East Bay Municipal Utility District	184.81
Eastman Kodak Stores, Inc.	2.19
The Electric Corporation	119.08
Emeryville Industries Association	10.00

Flexaml Sign Mfg. Co.	# 24.23
The Fuller Brush Company	6.18
General Motors Truck & Coach	8.04
General Petroleum Corporation of California	22.11
Gilson Electrical Supply Co.	58.16
Graybar Electric Company, Inc.	123.05
Greenwood Printers Ltd.	34.25
H. & M. C. Co.	6.70
The Hancock Oil Co. of Calif.	127.49
Hogan Lumber Company	1.72
Interurban Electric Railway Company	13.00
Kling-Dawers Stationery Co., Inc.	6.71
Laird's Stationery	2.02
Libby, McNeill & Libby	2.01
Link-Belt Company	1.36
Melrose Lumber & Supply Co.	60.55
National Lead Company	1.56
Oakland Battery Co.	4.31
Oakland Junior Chamber of Commerce	500.00
Oakland Plumbing Supply Co.	5.66
Pacific Coast Aggregates, Inc.	49.23
Pacific Pipe Company	42.72
Pacific Tool and Supply Company	6.09
The Pilot	65.00
Pioneer Sawdust and Sand Depot	28.75
Remington Rand, Inc.	15.53
Rhodes & Kennedy, Inc.	9.06
Richfield Oil Corporation	66.46
Richmond Daily Independent	1.20
R. J. Roesling & Company	193.50
The Ross Carrier Company	11.66
Sanders Glass Company	23.35
Schirrmacher Co.	2.66
Sentinel Sanitary Supply Company	18.42
B. Simon Hardware Co.	12.08
Smith Brothers	11.51
Standard Oil Company of California	40.10
Sterling Press	9.34
The Tribune Press	4.12
The Tribune Publishing Co.	118.51
Underwood Elliott Fisher Company	11.50
Union Paper Company	28.16
Westinghouse Electric Elevator Company	64.96
Frank J. O'Brien	53.23
Port Revolving Fund - Misc.	525.37
J. S. Saunders	15.68
Thos. H. Moore	20.86
Payrolls - Administrative Department	2,042.99
" - Airport	860.00
" - Engineering Department	2,281.38
" - Grove and Market Street Piers	1,567.40
" - Maintenance Department	3,402.11
" - Ninth Avenue Pier	714.80
" - Outer Harbor Terminal	5,086.23
" - Traffic Department	1,392.50
Geo. H. Nash	74.75
	<hr/>
	\$21,232.27."

"RESOLUTION NO. 4951

RESOLUTION APPROVING WEEKLY PAYROLLS,
RATIFYING ALL HIRINGS AND EMPLOYMENTS
THEREIN AND REIMBURSING PORT REVOLVING FUND.

BE IT RESOLVED that the weekly payrolls for the weeks ending January 24 and January 31, 1939 be and the same are hereby approved and the hiring or employment of each and all of the services therein set forth at the compensations therein paid is hereby ratified, confirmed and approved, and

BE IT FURTHER RESOLVED that the demand against the Harbor Maintenance and Improvement Fund for the reimbursement of the Port Revolving Fund in the amount set forth therein, having been approved by the Auditing Committee, is hereby approved and

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allowed, and the City Auditor be and he is hereby authorized and directed to draw his warrant for the same and make such reimbursement.

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Port Revolving Fund - Payrolls \$2,183.79."

"RESOLUTION NO. 4952

RESOLUTION GRANTING HOWARD TERMINAL PERMISSION TO RECONSTRUCT AND EXTEND ITS PIER NO. 2 SUBJECT TO THE PROVISIONS OF ITS AGREEMENT OF NOVEMBER 5, 1914 WITH THE CITY OF OAKLAND.

Whereas, Howard Terminal has made application to this Board, pursuant to its agreement with the City of Oakland dated November 5, 1914, for permission to reconstruct its Pier No. 2 and to extend the same to the existing United States Pierhead Line, all pursuant to the general plans submitted with its application, at an estimated cost of approximately \$120,000, subject to reimbursement from dockage, tolls and demurrage earnings under said agreement as therein provided; now, therefore, be it

RESOLVED that the application of Howard Terminal for permission to reconstruct and extend its Pier No. 2, subject to reimbursement from dockage, demurrage and tolls as to the cost of the portion of improvement which may lie southerly of the agreed low tide line, as authorized by the terms of said agreement dated November 5, 1914, be and the same is hereby granted; and be it further

RESOLVED that the plans for the making of such improvement be and the same are hereby approved; and be it further

RESOLVED that a certified copy of this resolution be mailed by the Secretary of this Board to said applicant."

"RESOLUTION NO. 4953

RESOLUTION ADOPTING SPECIFICATIONS FOR 'PORT OF OAKLAND COMPASS.'

BE IT RESOLVED that the specifications filed with the Board for the printing and binding, and the delivering to the general offices of the Port of Oakland of the monthly house organ entitled 'Port of Oakland Compass' for a period commencing March 1, 1939 to and including February 28, 1940, and the manner of payment therefor, be and the same are hereby approved.

FURTHER

BE IT/RESOLVED that the Secretary be authorized and directed to advertise for five consecutive days in the official newspaper for sealed proposals for the work contemplated and supplies to be furnished as required by law."

"RESOLUTION NO. 4954

RESOLUTION APPROVING APPOINTMENT OF FLORENCE L. YOUNG TO THE POSITION OF INTERMEDIATE STENOGRAPHER-CLERK.

BE IT RESOLVED that the following appointment is hereby approved by this Board:

Florence L. Young, Intermediate Stenographer-Clerk, (Port Ordinance No. 222, Section 7.08) - \$110 per month - appointment effective February 1, 1939."

"RESOLUTION NO. 4955

RESOLUTION EXTENDING LEAVE OF ABSENCE GRANTED WILLIAM P. SMIDT, ASSISTANT PORT ACCOUNTANT.

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BE IT RESOLVED that the leave of absence heretofore granted William P. Smidt, Assistant Port Accountant (Port Ordinance No. 222, Section 2.08), by Resolution 4948 of this Board, on account of illness, is hereby extended for a further period of 3 days commencing February 3, 1939, with compensation at the rate of 75% of the salary payable such employe, as provided by the rules of the Civil Service Board."

"RESOLUTION NO. 4956

RESOLUTION APPROVING TRANSFER
OF C. F. BOLTON FROM SECTION
8.14 OF PORT ORDINANCE NO. 222
TO SECTION 8.13 OF SAID ORDINANCE.

BE IT RESOLVED that C. F. Bolton, holding the position of Cargo Repair Man under Section 8.14 of Port Ordinance No. 222 is hereby transferred to the position of Dock Laborer under Section 8.13 of said ordinance, at a salary of \$.80 for straight time and \$1.20 for overtime (per hour), said transfer being effective as of February 1, 1939".

"RESOLUTION NO. 4957

RESOLUTION RATIFYING, CONFIRMING AND
APPROVING LEAVE OF ABSENCE GRANTED
VAUGHN M. KING, PORT MAINTENANCE LABORER.

BE IT RESOLVED that the leave of absence granted Vaughn M. King, Port Maintenance Laborer (Port Ordinance No. 22, Section 5.03) by the Port Manager, on account of illness resulting from injury, for a period of 25 working days commencing January 6, 1939, is hereby ratified, confirmed and approved by this Board, with compensation at the rate of 75% of the salary payable such employe, as provided by the rules of the Civil Service Board."

"RESOLUTION NO. 4958

RESOLUTION GRANTING LEAVE OF ABSENCE
WITH PAY TO SHERMAN E. TUCKER, PORT
MAINTENANCE LABORER.

BE IT RESOLVED that Sherman E. Tucker, Port Maintenance Laborer, (Port Ordinance No. 222, Section 5.03), is hereby granted a leave of absence on account of illness resulting from injury, said leave to be for 25 working days commencing January 31, 1939, with compensation at the rate of 75% of the salary payable such employe, as provided by the rules of the Civil Service Board."

"RESOLUTION NO. 4959

RESOLUTION MAKING APPROPRIATION
OF FIVE HUNDRED DOLLARS TO OAKLAND
JUNIOR CHAMBER OF COMMERCE.

Whereas, in conjunction with the Junior Chamber of Commerce of the City of Oakland on September 12, 1938 and the approval of this Board expressed on such a date, arrangements were made for the holding of a public celebration in the City of Oakland on October 6, 1938, known as the 1938 Port of Oakland Day and Luncheon, in order to acquaint the people of the City with the growing importance of the Oakland harbor and its various terminals and other facilities provided for the accommodation and promotion of commerce and navigation, to encourage the citizens to attend and visit said facilities, and to commemorate the establishment of the Port of Oakland as a leading port of the Pacific, and otherwise to advertise and promote its advantages for public service, now therefore,

BE IT RESOLVED that vouchers in the amount of \$500 submitted by the Junior Chamber of Commerce for a portion of the expense of said celebration be and the same are hereby approved, and the sum of \$500 is hereby appropriated to said Oakland Junior Chamber of

Commerce in payment thereof."

"RESOLUTION NO. 4960

RESOLUTION AUTHORIZING FILING OF
ACTION AGAINST GEORGE COSGROVE.

BE IT RESOLVED that the Port Attorney be and he is hereby authorized to file such action against George Cosgrove and others, as he may be advised, for the recovery of the expenses of the Port arising out of the damage to the fence at the foot of Webster Street when run into by an automobile on or about November 11, 1938, and for incidental costs, and to take such steps in such proceeding as to him shall seem proper."

Port Ordinance No. _____, being "AN ORDINANCE AWARDDING LEASE OF CERTAIN PROPERTY NEAR LIVINGSTON STREET AND NINETEENTH AVENUE TO S. T. JOHNSON CO.; DETERMINING CERTAIN MATTERS IN CONNECTION THEREWITH; AND AUTHORIZING THE EXECUTION OF SUCH LEASE," and Port Ordinance No. _____, being, "AN ORDINANCE AMENDING CERTAIN ITEMS OF PORT ORDINANCE NO. 60, ADDING OTHER ITEMS THERETO, AND REPEALING ITEMS 2605 and 2615 THEREOF," were introduced and passed to print by the following vote:

AYES: Commissioners Colbourn, Fisher, Pardee, Roland and
President McElroy -5-

NOES: None

ABSENT: None

Pursuant to Resolution No. 4939 and Resolution No. 4947 and advertising for five consecutive days in the City's official newspaper, bids for DRYDOCKING, PAINTING & REPAIRING OF PORT OF OAKLAND DREDGE NO. 2 and for FURNISHING AND DELIVERING TEN THOUSAND TONS, MORE OR LESS, OF CRUSHER RUN ROCK TO OAKLAND MUNICIPAL AIRPORT were received between the hours of 3:15 and 4:15 p.m. At the hour of 4:15 p.m., the following bids, being all the bids received, were publicly opened:

BIDS FOR DREDGE NO. 2

ITEM A:	Bethlehem	General Engi-	Moore Dry Dock Co.
Drydocking,	Steel	neering & Dry	
Cleaning &	Corp.	Dock Co.	
<u>Painting.Lump Sum</u>	<u>\$2080.00</u>	<u>\$1890.00</u>	<u>\$2198.00</u>
ITEM B:			
Sandblasting hull	\$1324.00	1290.00	1415.00
<u>of dredge & ladder</u>			
ITEM C:			
Rivets			
Approx. 2000			
<u>Per each</u>	2.00	1.75	1.75
<u>TOTAL BID</u>	<u>\$7404.00</u>	<u>\$6680.00</u>	<u>\$7113.00</u>
<u>CERTIFIED CHECK:</u>	<u>\$ 350.00</u>	<u>\$ 350.00</u>	<u>\$ 715.00</u>

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS

of the

PORT OF OAKLAND

Held on Monday, February 20, 1939, at the hour of 3:15 o'clock p.m., due written notice of such meeting having been given members of the Board.

Commissioners present: Colbourn, Fisher, Pardee, Roland
and President McElroy -5-

Commissioners absent: None

The Port Manager, Port Attorney and Assistant Chief Engineer were also present.

Minutes of the regular meeting of February 6, 1939 were approved, as read, and adopted.

Communication from O. H. Fischer, President, Union Diesel Engine Co., advising form of lease, as submitted by Port Attorney, is acceptable with suggested corrections as set forth in his communication, was read. It was noted that Mr. Fischer requested that a clause be included in the proposed lease, permitting the lessee to assign the lease without approval of the Board. It was pointed out that all other Port leases require the approval of the Board for assignment and that in the drafts of leases with Moore Dry Dock Co. and General Engineering Co., which are comparable inasmuch as the lessee owns the abutting fee land, the approval of the Board is required for assignment of lease, and after discussion, it was the consensus of the Board that no exception should be made for the Union Diesel Engine Co. The remainder of the corrections, suggested by Mr. Fischer, were approved and the Port Attorney directed to correct the draft of lease and re-submit same for Mr. Fischer's approval.

Communication from W. S. Culbertson, Oakland Chamber of Commerce Washington representative, advising re Senate Naval Affairs Committee hearing on Oakland Supply Depot, was filed.

Communication from Federal Emergency Administration of Public Works, transmitting U. S. Treasury check, in amount of \$13,744.82, being final payment on P.W.A. Project Calif. 1629-DS, covering Ninth Avenue Pier Extension, was filed.

Communication from Charles P. Howard, President, Howard Terminal, acknowledging and thanking Board for certified copy of Resolution 4952, granting permission to proceed with reconstruction of its Pier No. 2, in accordance

with provisions of agreement dated November 5, 1914, was filed.

Communication from California Spring Garden Show, requesting permission to use small space in old warehouse at foot of Webster Street for assembling mural sets for forthcoming spring garden show, was read and permission was granted.

Communication from C. Stanley Wood, Commander Oakland Post 5, American Legion, requesting that the Post sponsor a special ceremony attending the presentation of deed to the Middle Harbor lands to the Federal Government, if and when the transfer is to be made, was read and the Secretary directed to advise Commander Wood that the Board would be pleased to have Post 5 of the American Legion sponsor the ceremonies.

Communication from E. C. Edwards, Commander, Twelfth Naval District, requesting to be advised as to lowest monthly rental the Board will accept for Hangar No. 3 at Oakland Municipal Airport for the fiscal year July 1, 1939 to June 30, 1940, was read and the Port Manager directed to advise the Commandant that the rental now being paid for the Naval Reserve facilities would be applicable for the fiscal year 1939-1940.

Communication from Port Manager, relative to offer of Oakland Terminal Railroad Co. to tender the note of Railway Equipment and Realty Co. for unpaid balance due the Board for past use of tracks at Outer Harbor Terminal, was read and after discussion, the Port Manager was directed to advise Mr. James Moore, Attorney for the Oakland Terminal Railroad Co., that the note of the Railway Equipment and Realty Co. would be acceptable.

Communication from Port Manager, relative to creation of position of Dock Labor Foreman, was read and ordinance later introduced and passed to print, creating the position.

Communication from E. B. Stone, President, Central Land and Improvement Company, acknowledging certified copy of Board's Resolution No. 4944 and accepting all conditions as set forth in the resolution in the carrying out of the plan for development of land adjoining the Airport, was filed.

Communication from Port Manager, submitting claim of Scherman Bros. for alleged shortage of scrap iron delivered at Outer Harbor Terminal, was referred to the Port Manager for further negotiations in respect to settlement of claim.

Communication from Helene Turner, submitting request for lay-off from her duties of Senior Typist Clerk at the Outer Harbor Terminal, effect-

ive March 16, 1939, was read and resolution later passed granting lay-off in accordance with Civil Service regulation.

Communication from Porter Giles, Manager, Oakland Real Estate Board, thanking the Port for its participation in the Oakland National Housing Exposition, was filed.

Communication from Wm. L. Edwards, Laborer, requesting leave of absence for 13 days, without pay, for personal reasons, was read and resolution later passed, granting leave without pay.

Communication from Colonel J. A. Dorst, U. S. Engineers, giving public notice of hearing at San Leandro on March 9, in respect to development of San Leandro Harbor in San Leandro Bay, was read and the Port Manager directed to attend the hearing.

Communication from Geo. A. Selig, requesting lay-off from his duties as Airport Attendant and Watchman, to enable him to accept a position with the Federal Government, was read and resolution later passed granting lay-off in accordance with Civil Service regulations.

Communication from Port Manager, submitting preliminary plan for enlargement of Administration Building at Oakland Municipal Airport to care for increased activities, was read and after discussion the Port Manager was directed to prepare construction plans for the Board's approval.

Communication from Postmaster Nellie G. Donohoe, replying to the Port Manager's letter, requesting that mail from south sea ports be handled by the Oakland postoffice when vessels dock at Outer Harbor Terminal, directly from sea and advising this request is being taken up with Washington authorities, was filed.

Communication from the Port Manager, advising plans have been completed for starting work on the extension of the sewer and construction of rock dyke in connection with the Yacht Harbor extension and other improvements along 19th Avenue, as previously approved by the Board, was read and a resolution later passed authorizing the advertisement for bids for dredging trenches and the construction of the rock dykes required to retain the fill to be placed at this section of the harbor.

The Port Manager reported as follows on the status of certain funds as of February 17, 1939:

<u>Harbor Maintenance and Improvement Fund (No. 226)</u>	
Unencumbered Cash Balance as of Feb. 17, 1939	\$122,981.04
Set up in Special Funds 220 and 222	75,000.00
Total Unencumbered Cash in all revenue funds	
as of Feb. 17, 1939	198,981.04
Total Unencumbered Cash as of Jan. 31, 1939	180,559.42

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1925 Oakland Harbor Improvement Fund (No. 567)
Cash Balance as of Feb. 17, 1939 \$ 163,131.26

Communication from the Port Manager, submitting additional report on salary adjustments on positions in Port Department which are now drawing less than \$200.00 per month, was continued for consideration at the next meeting of the Board.

Report of the Port Attorney, in respect to the Howard Terminal 1914 agreement with the City of Oakland and advising the Board that it had the power to regard the agreement as a binding and existing agreement, to run its course until its termination in 1949, thereby permitting the Board to grant Howard Terminal permission to make certain pier improvements at this time, was ordered filed.

It was noted that the Port's twelfth birthday had been celebrated on February 12 by the cutting of a splendid birthday cake by President McElroy and that the event had been given good publicity in the press.

The Board's attention was called to the Port's participation in the night parade on Friday, February 17, preceding the opening of the Golden Gate International Exposition on February 18, 1939.

The Port Manager stated that he had received a request from Libby, McNeill & Libby for a conference on February 21, in respect to renewal of their lease at Outer Harbor Terminal, which expires on November 14, 1939.

The Port Attorney stated that the trial of action against Ford Motor Co., Standard Gas Engine Co. and Wm. E. Cryer & Son is set for March 3 and that E. B. Field has been chosen as appraiser of Port's area adjoining the Ford property. He further reported that Mr. Field had stated he considered the value of \$15,000 per acre as reasonable as a basis for arriving at rental value of the property.

The Port Attorney reported that the American Dredging Company had filed answer in condemnation case, asking awarding of compensation for dirt fill on track right-of-way, and believing this a repudiation of stand taken by their attorneys before District Court of Appeal, a motion had been filed with the Court to recall remittitur and re-open proceedings. He further stated that the issue of such a motion was based upon false suggestions and unfair advantage taken of the Court by American Dredging Company attorneys.

The Port Attorney advised that an action against American Dredging Company for ejectment and back rentals, in amount of \$47,274.56, was filed

on February 11 and served and that the corporation had been notified that the Board would consent to no extensions of time.

The Port Attorney reported that briefs had been received covering data submitted to Senate Committee in hearings on issue of Federal taxation of state and municipal securities; further, it is estimated that such taxation would cost the states in increased interest costs about \$96,000.00, which the Federal Government would gain in taxes, and that municipalities would lose entirely, as they would gain no offset in taxing Federal securities.

For the Board's information, sets of bills introduced in the Legislature on behalf the Board were supplied to each member.

The Port Manager stated that the E. K. Wood Lumber Co. made another \$1000 payment, which reduced past due rental account to \$1345.46, and that they have subleased a portion of their land to Rockport Lumber Co., which company specializes in redwood from Mendocino County.

From press reports, it was noted that the City Council of Alameda had ordered placed on the March 14 election ballot the matter of gift of the remaining portion of Government Island to the Federal Government.

The Port Manager stated he had made written request to the City Manager to arrange for improvement of 19th Avenue and had been advised that investigation will be made and information submitted as to conditions under which improvement will be undertaken.

The Port Manager stated he had arranged berthing space for the "Jolly Roger" 56-foot diesel powered ocean-going cruiser and that this boat will make excursions around Treasure Island, leaving from Clay Street Pier daily.

Copy of Annual Report of El Dorado Terminal Co. for 1937, taken from State Railroad Commission files, was filed.

Copy of Budget of Board of State Harbor Commissioners, as included in State Budget, showing total revenues of \$5,065,852.75 and expenses of \$6,217,090.35 - a deficit of \$1,151,137.60 for 1937-1939 biennium, - was filed.

The Port Manager stated that on February 14 Encinal Terminals had been picketed by Ship Clerks, who claimed apprentices were being used instead of regular clerks and that their agreement was being violated. He further reported that no ships had been handled at this terminal since



February 15 and that today waterfront employees had issued ultimatum to Ship Clerks that unless they return to work before Friday, February 24, and let the matter be settled by arbitration, the entire bay ports will be closed.

The Port Manager stated that a representation from the Boy Scouts had been taken for instruction tour of the Port and Airport on February 9 and that the Oakland Area Council had expressed its appreciation to the Port.

From press reports it was noted that Captain A. H. Mayo advised the Senate Naval Affairs Committee that Oakland site meets all requirements of the Navy and explained to Senator Johnson that the Oakland Depot will increase the prospect of Mare Island being able to care for more ships, to which Senator Johnson had replied that "The testimony that it does not interfere with the activities at Mare Island ought to allay their fears."

The Port Manager advised that the American-Hawaiian SS VIRGINIA had been damaged in collision with the tanker SOLANO south of the Golden Gate and that she is now discharging her damaged cargo at Grove Street Pier, prior to drydocking. Board members examined the damaged vessel prior to the meeting and noted that she has a 15-foot hole in her port bow.

The Port Manager reported that the entire superstructure of the ferryboat "Golden Gate" has now been removed and that the hull is now in even keel and floating.

From press reports, it was noted that Mayor Rossi of San Francisco promised blanket protection for all State Harbor Board employees, if bill is passed to put State Harbor under City jurisdiction, and that he also has urged all City employees to get out and work for passage of this bill; further, that Clyde Eldridge of Mill Valley proposed in letter that San Francisco, having had the advantage of the State Harbor all these years, should now permit the earnings of the port to be used in building up other bay ports.

The reports of the Auditing Committee on claims and demands, and on Port Revolving Fund Weekly Payrolls, were adopted.

The following resolutions were introduced and passed by the following vote:

- AYES: Commissioners Colbourn, Fisher, Pardee and
President McElroy -4-
- NOES: None
- ABSENT: None
- NOT VOTING: Commissioner Roland -1-

"RESOLUTION NO. 4962RESOLUTION APPROVING AND ALLOWING
CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Air Reduction Sales Company	\$ 8.50
Alhambra Water Company	.62
The American Rubber Manufacturing Co.	1.59
Bay City Iron Works	12.54
Bay City Sanitary Rag Co.	12.63
Bigge Drayage Company	18.83
Blake, Moffitt & Towne	29.06
Geo. R. Borrmann Steel Company	6.20
Chase & Teddy, Ltd.	9.09
Joseph H. Clapp Packard Service, Inc.	5.16
L. M. Clough Co.	164.21
Cochran & Celli	1.21
Colyear Motor Sales Company	20.65
Henry Cowell Lime and Cement Co.	38.01
Dieterich-Post Company	28.78
R. S. Dogge	10.30
East Bay Glass Company	22.79
East Oakland Auto Top Shop	3.00
Eastman Kodak Stores, Inc.	7.20
The Electric Corporation	115.89
Firestone Auto Supply & Service Stores	5.05
Fishstrom Staple Company	15.14
The Fox Press	32.45
H. & M. C. Co.	8.24
The Hancock Oil Co. of Calif.	138.47
Hutchinson Co.	135.95
Independent Construction Co., Ltd.	56.25
Ingersoll-Rand Company	42.64
The International Press	41.20
Interstate Stucco Company	61.80
E. & R. James Company	9.91
S. T. Johnson Co.	28.33
Ed. Jones & Co.	.31
Kling-Dawers Stationery Co., Inc.	2.77
Laird's Stationery	2.02
Lawton & Williams	22.51
Melrose Lumber & Supply Co.	1.97
Merchants Express Corporation	.83
The Samuel Merritt Hospital	77.50
Albert C. Moe	157.21
National Lead Company	57.49
Oakland Association of Insurance Agents	5.70
Oakland Plumbing Supply Co.	23.29
Pacific Coast Committee	3.50
Pacific Electric Motor Co.	.73
Pacific Tool and Supply Company	5.97
Phoenix Iron Works	88.59
Pittsburgh Plate Glass Company	26.02
Richfield Oil Corporation	19.15
Sanders Glass Company	12.13
A. D. Schader	12.88
H. G. Scovern & Co.	3.03
Sentinel Sanitary Supply Company	4.04
Shields, Harper & Co.	2.22
Shipping Register	60.00
Smith Brothers	26.80
Standard Mill and Lumber Co.	.76
Standard Oil Company of California	76.31
State Electric Supply, Ltd.	43.33
The Texas Company	14.16
Thomas Sanitary Supply Co.	17.16

Austin P. Tichenor, D.D.S.	\$ 15.00
Tide Water Associated Oil Company	12.32
Strable Hardwood Company	8.75
The Tribune Publishing Co.	15.42
Tufoak Products Co., Inc.	9.95
Union Paper Company	22.72
Walworth California Company	.60
West Disinfecting Company	13.00
E. K. Wood Lumber Co.	12.55
Zellerbach Paper Company	26.33
G. A. Attwood	39.18
A. C. Meadows	24.05
Postmaster, Oakland	50.00
Sam Bates Company	192.75
Walter P. Koetitz	116.13
Sebastian Grass	34.00
Wm. H. Hales	34.00
Adherite Corporation	10.14
Baker, Hamilton & Pacific Company	245.89
Geo. R. Borrmann Steel Company	4.85
The Buckeye Ribbon & Carbon Co.	100.94
City of Oakland, Employees Compensation	2,400.70
Henry Cowell Lime and Cement Co.	11.81
The Electric Corporation	10.06
Electric Supply Co.	5.01
Hogan Lumber Company	7.04
Walter P. Koetitz	283.87
Geo. A. Kreplin Co.	2.58
Maxwell Wholesale Hardware Company	3.64
National Lead Company	33.27
Pacific Coast Engineering Company, Inc.	251.09
Planett Manufacturing Company	61.49
Printing Plates, Incorporated	35.43
B. Simon Hardware Co.	16.52
Smith Brothers	35.67
Sterling Lumber Company	41.89
Strable Hardwood Company	3.09
Thomas Sanitary Supply Co.	19.93
Union Paper Company	7.22
E. C. Wenger Company	15.14
West Disinfecting Company	32.13
White Investment Company	50.00
E. K. Wood Lumber Co.	451.46
H. G. Adam	8.11
Markell C. Baer	21.69
R. N. Ricketts	14.77
Harold Wiltermood	47.27
The C. A. Bischoff Surgical Co.	3.61
Dr. W. F. Holcomb	12.50
Dr. P. H. Petch	5.00
Providence Hospital	170.40
Dr. J. R. Sharpsteen	2.50
Sebastian Grass	34.00
Wm. H. Hales	34.00
Port Revolving Fund - Misc.	218.86
Payrolls - Administrative Department	2,112.46
" - Airport	860.00
" - Engineering Department	2,138.50
" - Grove and Market Street Piers	1,487.80
" - Maintenance Department	2,942.66
" - Ninth Avenue Pier	701.10
" - Outer Harbor Terminal	5,036.19
" - Traffic Department	1,378.57
LEASED WHARF IMPROVEMENT FUND:	
Howard Terminal	3,463.38
1925 OAKLAND HARBOR IMPROVEMENT BOND FUND:	
Heafey-Moore Co.	5,654.54
	<u>\$32,975.59</u>

"RESOLUTION NO. 4963

RESOLUTION ACCEPTING CONTRACT WITH
HEAFEY-MOORE CO., A CORPORATION.

BE IT RESOLVED that the contract with Heafey-Moore Co., a corporation, for the furnishing and delivering of 10,000 tons, more or less, of crusher run rock to Oakland Municipal Airport, Oakland, having been satisfactorily completed, be and the same is hereby accepted."

The following resolutions were introduced and passed by the following vote:

AYES: Commissioners Colbourn, Fisher, Pardee, Roland
and President McElroy -5-

NOES: None

ABSENT: None

"RESOLUTION NO. 4964

RESOLUTION APPROVING WEEKLY PAYROLLS,
RATIFYING ALL HIRINGS AND EMPLOYMENTS
THEREIN AND REIMBURSING PORT REVOLVING
FUND.

BE IT RESOLVED that the weekly payrolls for the weeks ending February 7 and February 14, 1939, be and the same are hereby approved and the hiring or employment of each and all of the services therein set forth at the compensations therein paid is hereby ratified, confirmed and approved, and

BE IT FURTHER RESOLVED that the demands against the Harbor Maintenance and Improvement Fund for the reimbursement of the Port Revolving Fund in the amount set forth therein, having been approved by the Auditing Committee, is hereby approved and allowed, and the City Auditor be and he is hereby authorized and directed to draw his warrant for the same and make such reimbursement.

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Port Revolving Fund - Payrolls

\$1,804.50"

"RESOLUTION NO. 4965

RESOLUTION RATIFYING, CONFIRMING
AND APPROVING ACTION OF PORT MANAGER
IN CREATING TEMPORARY POSITIONS OF
PILE DRIVER MAN.

BE IT RESOLVED that the action of the Port Manager in creating 2 temporary positions of Pile Driver Man, at \$1.40 per hour each, as of February 14, 1939, be and the same is hereby ratified, confirmed and approved."

"RESOLUTION NO. 4966

RESOLUTION RATIFYING, CONFIRMING
AND APPROVING REGULAR APPOINTMENTS OF
SAMUEL WM. EKLUND AND CARL E. BENSEN
TO POSITION OF PILE DRIVER MAN.

BE IT RESOLVED that the action of the Port Manager in making the following regular appointments is hereby ratified, confirmed and approved by this Board:

Samuel Wm. Eklund)	Pile Driver Man, (Port Ordinance No. 222,
)	Section 5.023) - \$1.40 per hour, each -
Carl E. Bensen)	appointment effective February 14, 1939."

"RESOLUTION NO. 4967

RESOLUTION REJECTING ALL BIDS RECEIVED
FOR DRYDOCKING PORT DREDGE, AND AUTHOR-
IZING READVERTISEMENT.

BE IT RESOLVED that all bids received by this Board at its meeting of February 6, 1939 for the drydocking, painting and repairing

of Port of Oakland Dredge No. 2 be and the same are hereby rejected for the reason that the certified check accompanying each of the low bids was insufficient in amount.

BE IT FURTHER RESOLVED that the Secretary of this Board is hereby authorized to return the certified checks accompanying said bids to the respective bidders, and to re-advertise for five consecutive days in the official newspaper for sealed proposals for said work, as required by law."

"RESOLUTION NO. 4968

RESOLUTION APPROVING PLANS AND SPECIFICATIONS FOR CONSTRUCTION OF ROCK DYKE, AND DIRECTING ADVERTISEMENT OF PROPOSALS THEREFOR.

BE IT RESOLVED that the special plans and specifications for the construction of a rock dyke at the extension to the Yacht Harbor in accordance with the general plans and specifications heretofore approved in Port Resolution 4898, be and the same are hereby approved; and be it further

RESOLVED that the Secretary of this Board be and he is hereby directed to advertise for sealed proposals therefor for five days in the official newspaper."

"RESOLUTION NO. 4969

RESOLUTION AUTHORIZING APPLICATION TO RAILROAD COMMISSION FOR PERMISSION TO CONSTRUCT GRADE CROSSING ON DOLPHIN STREET.

BE IT RESOLVED that the Port Attorney be and he is hereby authorized to file an application with the California Railroad Commission for permission to construct a crossing on Dolphin Street, near its intersection with Maritime Street, at grade over the spur track of Southern Pacific Company upon the usual conditions, and to take such steps in said proceeding as to him shall seem advisable."

"RESOLUTION NO. 4970

RESOLUTION EXPRESSING OPPOSITION TO SENATE JOINT RESOLUTION NO. 24 OF THE SEVENTY SIXTH CONGRESS OF THE UNITED STATES.

Whereas, the Honorable Senator Gerald P. Nye has introduced in the Senate of the United States, 76th Congress, Senate Joint Resolution No. 24, wherein it is asserted that all the submerged lands of the nation below the low water mark and within the three mile limit lying along the coast of the United States of America are the property of the United States and the Attorney General of the United States is authorized to institute actions to establish the asserted title of the Government thereto; and

Whereas, it has been uniformly held by the courts and other authorities since the formation of the Union that the title to all submerged lands and tidelands were reserved to the states by virtue of their sovereignty, and it was in part in reliance on this basis, and the fundamental principles involved therein, that the State of California accepted membership in the Union; and

Whereas, the State of California having conveyed to the City of Oakland substantially all of its submerged lands within the territorial limits of the City for harbor purposes, such City and this Board have expended millions of dollars of public funds in reclaiming such lands and in constructing wharves, piers, warehouses and other harbor facilities thereon for public use, and in granting

appropriate leases to private interests in promoting the commerce of the local port; and

Whereas, any such litigation as proposed, despite the unlikelihood of its successful termination in support of such asserted claim of title by the United States, would cause great confusion and doubt to arise as to the rights of the City in the use and control of such submerged lands and would tend to interfere with the further development and financing of the facilities of the Port of Oakland, causing the people of the City needless concern and expense and endangering existing investments of public and private interests, and in general would be mischievous in its results without serving the public interests; now, therefore, be it

RESOLVED that the Board of Port Commissioners of the City of Oakland respectfully urges and petitions the Congress of the United States to refuse enactment of Senate Joint Resolution No. 24, or any other bill or resolution which similarly seeks to establish any asserted title of the United States in the submerged lands or tidelands of the nation by virtue of any claim of sovereignty; and be it further

RESOLVED that copies of this resolution be transmitted to the President of the United States, the Vice President, the Speaker of the House of Representatives, and the Senators and Representatives of the State of California in the Congress with the request that they take such appropriate steps as may be practicable to prevent the passage of such proposed legislation."

"RESOLUTION NO. 4971

RESOLUTION CREATING TEMPORARY
POSITION OF JUNIOR TYPIST-CLERK.

BE IT RESOLVED that the following temporary position is hereby created:

1 Junior Typist-Clerk, at a. \$90, b. \$95, and c. \$100 per month."

"RESOLUTION NO. 4972

RESOLUTION GRANTING LEAVE OF
ABSENCE TO WILLIAM L. EDWARDS,
PORT MAINTENANCE LABORER.

BE IT RESOLVED that William L. Edwards, Port Maintenance Laborer, (Port Ordinance No. 222, Section 5.03), is hereby granted a leave of absence for personal reasons, for a period of 13 consecutive days commencing February 16, 1939, without pay."

"RESOLUTION NO. 4973

RESOLUTION GRANTING LAY-OFF TO
GEORGE A. SELIG, AIRPORT ATTEN-
DANT AND WATCHMAN.

BE IT RESOLVED that George A. Selig, Airport Attendant and Watchman (Port Ordinance No. 222, Section 6.03) is hereby granted a lay-off, at his request, commencing February 21, 1939, in accordance with the provisions of Civil Service Rule No. 96."

"RESOLUTION NO. 4974

RESOLUTION GRANTING LAY-OFFS
TO GLADYS KIMBALL AND HELENE TURNER.

BE IT RESOLVED that lay-offs are hereby granted to the following employees, upon their request:

Gladys Kimball, Senior Typist-Clerk, (Port Ordinance No.222,
Section 8.16)

Helene Turner, Senior Typist-Clerk, (Port Ordinance
No. 222, Section 8.16),

in accordance with the provisions of Civil Service Rule No. 96,
said lay-offs to be effective as of March 3 and March 16, 1939
respectively."

Port Ordinance No. _____ being "AN ORDINANCE ADDING A SECTION
TO BE NUMBERED 8.131 TO PORT ORDINANCE NO.222," was introduced and
passed to print by the following vote:

AYES: Commissioners Colbourn, Fisher, Pardee, Roland
and President McElroy -5-
NOES: None
ABSENT: None

PORT ORDINANCE NO. 297 BEING "AN ORDINANCE AMENDING CERTAIN
ITEMS OF PORT ORDINANCE NO. 60, ADDING OTHER ITEMS THERETO, AND REPEALING
ITEMS 2605 AND 2615 THEREOF," and Port Ordinance No. 298 being "AN ORDINANCE
AWARDING LEASE OF CERTAIN PROPERTY NEAR LIVINGSTON STREET AND NINETEENTH
AVENUE TO S. T. JOHNSON CO.; DETERMINING CERTAIN MATTERS IN CONNECTION
THEREWITH; AND AUTHORIZING THE EXECUTION OF SUCH LEASE, " having been duly
introduced, read and published, were finally adopted by the following vote:

AYES: Commissioners Colbourn, Fisher, Pardee, Roland
and President McElroy -5-
NOES: None
ABSENT: None

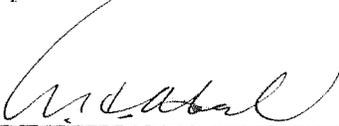
Pursuant to Resolution No. 4953 and advertising for five
consecutive days in the City's official newspaper, bids for Printing,
Binding and Delivery of the Monthly House Organ entitled "Port of Oakland
Compass", were received between the hours of 3:15 and 4:15 p.m. At the
hour of 4:15 p.m., the following bids, being all the bids received, were
publicly opened:

BIDS FOR
PORT OF OAKLAND COMPASS

<u>Bidder</u>	<u>Per Issue</u>	<u>Total Bid</u>	<u>Certified Check</u>
The Tribune Publishing Co.	\$165.00	\$1,980.00	\$205.00
Goodhue Printing Company	165.00	1,980.00	200.00

These bids were referred to the Port Attorney as to legality
and the Port Manager for recommendation as to acceptance of the bids.

ADJOURNED.



S E C R E T A R Y

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS

of the

PORT OF OAKLAND

Held on Monday, February 27, 1939, at the hour of 3:15 o'clock p.m., due written notice of such meeting having been given members of the Board.

Commissioners present: Colbourn, Pardee, Roland and Vice-
President Fisher -4-
Commissioner absent: President McElroy -1-

The Port Manager, Port Attorney and Assistant Chief Engineer were also present.

In the absence of President McElroy, Vice-President Fisher presided.

The minutes of the regular meeting of February 20, 1939 were approved, as read, and adopted.

Communication from J. A. Dorst, Lt. Col., U. S. Engineers, giving Public Notice in respect to the Board's request for permission to carry out certain harbor work in connection with extension of Yacht Harbor and construction of rock dykes along 19th Avenue, was filed.

Communication from J. W. Knox, Procurement Officer, Treasury Department, requesting renewal of its agreement for use of 28,600 square feet of warehouse space in 19th Avenue and Livingston Street Warehouse, by Works Progress Administration industrial project at rental of \$200.00 per month, was read and resolution later passed authorizing execution of lease renewal.

Copy of Secretary's letter to Mr. O. H. Fischer, President, Union Diesel Engine Co., advising of the Board's action requiring its approval to assignment of lease, was read. The Port Manager stated that as yet no response had been received from Mr. Fischer as to his acceptance of the Board's ruling.

Port Manager's Certificate of Completion of contract with Tribune Publishing Company for printing of the Port of Oakland Compass was filed.

Communication from Congressman John H. Tolan, advising, in reply to request received from Oakland Junior Chamber of Commerce for funds for new Army Reserve Hangar at Oakland Municipal Airport, that General Arnold informed him no Army funds would be available for this purpose, was filed.

In this connection, the Port Manager stated that no further word had been received from the Public Works Administration in respect to the Board's application for grant for the construction of a new Navy hangar, which would, if constructed, permit the housing of the Army's increased activities in Hangar No. 3, and it was not anticipated that any immediate action would be forthcoming from Washington, inasmuch as it would be required that further funds be voted for P.W.A. projects by Congress.

Communication from Colonel Walter K. Knox, Chairman World's Fair Premiere Committee of Oakland, thanking the Port for its excellent showing in the Oakland Parade on February 17, was filed.

Communication from the Port Manager, relative to revenue received from handling last shipment of scrap iron for Scherman Bros. at Outer Harbor Terminal, on which they registered a claim for shortage, was filed.

Communication from Major L. Ponton de Arce, Manager Federal Airway Traffic Control, requesting change in lighting fixtures in his office at Oakland Municipal Airport, at estimated cost of \$50.00, was read and authorization granted for the expense necessary to make the requested change.

Communication from Mr. T. Lee Jr., Manager Boeing School of Aeronautics, requesting the construction of a 16' x 42' building adjacent to Hangar No. 4, to be used for the doping of airplanes, and a 15' x 48' building, westerly of Hangar No. 5, for maintenance of airplane propellers, was read. Mr. Lee further requested that these buildings, which are estimated to cost about \$1300.00, be constructed by the Port, that the Boeing School would reimburse the Port for the actual cost of construction upon completion of same, and that the standard space rental basis at the Airport be made applicable to these buildings, the Boeing School being given credit for rental in the amount of their investment. After discussion, the Board directed the Port Manager to arrange for the construction of the buildings under a W.P.A. project.

In respect to the United Air Lines shop matter, Vice-President Fisher stated that he had received a personal letter from Mr. Patterson, President United Air Lines, stating that no decision has as yet been reached in this matter, but that they are also giving consideration to the location of the shops in the Los Angeles area and that before any decision is reached, he would confer with the Board in regard to the matter.

Communication from the Port Manager, submitting financial statistics of the Port in correction of an article appearing in the Post-Enquirer issue

of February 18, 1939, was filed.

Communication from Congressman Tolan, advising by wire that the Hobbs Tideland Oil Resolution was set for hearing before House Judiciary Committee on March 22 and enclosing copy of H. J. Resolution 176, was read and referred to the Port Attorney. It was noted that the Hobbs Resolution seeks to establish right of Federal Government to control oil deposits, without directly raising the question of title to submerged lands. It was further stated that the resolution apparently had the support of the Navy and the President.

Communication from the Port Manager, recommending the purchase of ten thousand tons, more or less, of additional crusher run rock for continuing the improvement of runways at Oakland Municipal Airport, was read and resolution later passed approving specifications and authorizing advertisement for bids.

The Port Manager reported as follows on the status of certain funds as of February 24, 1939:

<u>Harbor Maintenance and Improvement Fund (No. 226)</u>	
Unencumbered Cash Balance as of Feb. 24, 1939	\$131,325.00
Set up in Special Funds 220 and 222	75,000.00
Total Unencumbered Cash in all revenue funds as of Feb. 24, 1939	206,325.00
Total Unencumbered Cash as of Jan. 31, 1939	180,559.42
<u>1925 Oakland Harbor Improvement Fund (No. 567)</u>	
Cash Balance as of Feb. 24, 1939	163,131.26

Report of the Port Manager, on bids received and opened by the Board at its meeting of February 20 for the printing of the Port of Oakland Compass for twelve issues - March, 1939 to February, 1940 inclusive - was read and resolution later passed awarding the contract to the Tribune Publishing Co.

Report of the Port Manager, submitting tonnage statistics of the Port for the month of January, 1939, showing increase in tonnage over January, 1938, was filed.

Report of Oakland Airport Transportation Service on income and expense for month of January, 1939, showing loss of \$83.19, was filed.

The Port Manager reported that the waterfront strike, starting February 24, had been brought to a conclusion and that all the men had reported back for work on February 27. He stated that the dock clerks at the Port terminals had been given notice that their annual vacation would commence on February 24 and that further notice was now being given, terminating the vacations after a two-day period, thus placing the men again on active duty. He further stated that the dispute, which

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originated at Encinal Terminals and for which they were being criticized, is now to be settled by negotiations and arbitration, if found necessary.

It was reported that communication had been received from Captain Mel, advising that he believes the Navy is reasonably sure of getting action from the Senate in the near future on the Oakland Naval Supply Depot project and that the House Naval Affairs Committee is scheduled to hold hearings in the near future. He further stated that he was being transferred to duty in New York.

In respect to State Legislation, the Port Attorney reported that a conference was held by the San Francisco Chamber of Commerce Aviation Committee at which the Port was represented, relative to the proposed bills establishing State Commission of Aeronautics and imposing a gasoline tax on aviation, which would cost the industry in excess of \$121,000.00 annually, exclusive of the air transport lines, and that it was estimated that the United Air Lines' tax for gasoline would be in the neighborhood of \$70,000.00. He further reported that the Chamber of Commerce had gone on record in opposition to this legislation.

The Port Manager reported that Major Ronald A. Hicks, Acting Director Airways and Airports Division, Works Progress Administration, Washington, D. C., had visited the Oakland Municipal Airport and inspected the work which had been performed during the past year, commenting favorably thereon, and that he had stated a report would be submitted to Congress on or about March 15 by the Civil Aeronautics Authority, which would provide for plans to aid local airport construction projects.

The Port Attorney reported that the U. S. Maritime Commission rendered final decision in the San Diego Oriental Steamship case, holding that San Diego is entitled to shipments at terminal rates when vessels call direct.

The Port Attorney reported that the U. S. Maritime Commission announced general investigation of intercoastal steamship rates and practices and that this will probably open up the Stockton and Sacramento transshipment issues and other matters of importance to the Port.

The Port Manager submitted for the Board's information copies of reports from traffic representatives on their activities.

The Port Manager stated that he had conferred with Mr. Gellerson, Vice-President and Mr. Geary, Superintendent of Libby, McNeill & Libby, relative to renewal of their lease at the Outer Harbor Terminal and that he

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was preparing a report on this subject and would submit same to the Board at its next meeting.

Attention of the Board was called to the publicizing of the Oakland Municipal Airport by the Standard Oil Company in their February bulletin, in which issue they ran a story on the control of aircraft by radio.

The Port Manager stated that 1800 tons of babassu nuts had been discharged ex SS HOYANGER at the Seventh Street Unit of the Outer Harbor Terminal.

Copy of excerpt from January 27 issue of the PACIFIC SHIPPER, relative to the effect of labor troubles on the operation of steamship lines, was filed.

The Board's attention was called to the editorial in the last issue of the SHIPPING REGISTER on the Port of Oakland's birthday anniversary on February 12, 1939.

The Port Manager stated that he had been advised by the U. S. Engineers that the scope of the hearing to be held at San Leandro on March 9 was being broadened to include the consideration of a port on San Francisco Bay, as well as a port on San Leandro Bay.

Copy of information furnished to the members of the Dock Checkers Employers Association, in respect to the supplemental agreements involved in the matter of the recent strike, was filed.

The report of the Auditing Committee on claims and demands was adopted.

The following resolutions were introduced and passed by the following vote:

AYES:	Commissioners Colbourn, Pardee, Roland and Vice President Fisher	-4-
NOES:	None	
ABSENT:	President McElroy	-1-

"RESOLUTION NO. 4975

RESOLUTION APPROVING AND ALLOWING
CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:	
Air Reduction Sales Company	\$30.88
American Bitumuls Company	6.89
American Brass & Copper Co.	11.84

The American Rubber Manufacturing Co.	5.50
Anderson Printing Company	39.66
Athenian-Nile Club	6.03
Baker, Hamilton & Pacific Company	41.97
Bates & Rogers Construction Corporation	84.60
Bay City Sanitary Rag Co.	6.06
Bearing Specialty Company	8.28
Geo. R. Borrmann Steel Company	13.70
California Fruit News	11.50
California Pottery Company	62.80
Chase & Teddy, Ltd.	23.64
City of Oakland, Garage	.65
Clow Gasteam Heating Company	132.51
Cochran & Celli	5.73
M. L. Cohen Co.	.52
Colyear Motor Sales Company	6.68
Crane Co.	10.74
East Bay Blue Print & Supply Co.	59.67
The Electric Corporation	6.15
General Electric Supply Corporation	10.25
Gilson Electrical Supply Co.	21.20
Goodhue Printing Company	55.41
Graybar Electric Company, Inc.	2.65
Greenwood Printers Ltd.	32.91
Grinnell Company of the Pacific	27.10
H. & M. C. Co.	6.70
Haiden Auto Parts, Ltd.	4.55
The Hancock Oil Co. of Calif.	236.66
Robert W. Hunt Company	4.00
Industrial Equipment Company	56.00
Ed. Jones & Co.	11.18
Kling-Dawers Stationery Co. Inc.	1.52
Laird's Stationery	11.41
The Marine Exchange of the San Francisco Chamber of Commerce	10.00
C. W. Marwedel	2.17
Melrose Lumber & Supply Co.	6.46
Merchants Express Corporation	.55
National Lead Company	10.00
Oakland Plumbing Supply Co.	.41
Pacific Electric Motor Co.	4.17
Pacific Gas and Electric Company	1,658.56
The Pacific Telephone and Telegraph Company	234.69
Pacific Tool and Supply Company	19.00
Joseph Pierotti & Co.	25.98
Postal Telegraph-Cable Company	1.80
Rhodes & Kennedy, Inc.	49.45
Richfield Oil Corporation	23.39
Royal Typewriter Company, Inc.	1.50
E. J. Saake	8.25
San Francisco Bay Carloading Conference	5.00
San Francisco Commercial Club	46.77
Schirmacher Co.	3.01
Shipping Register	3.00
B. Simon Hardware Co.	19.69
Smith Brothers	9.64
Southern Pacific Company	4.53
Standard Mill and Lumber Co.	3.04
Standard Oil Company of California	40.10
Joe Stern	7.73
Strable Hardwood Company	17.71
Clyde Sunderland	10.82
Tide Water Associated Oil Company	55.54
The Tribune Publishing Co.	63.28
Underwood Elliott Fisher Company	11.50
United Iron Works	6.18
United Office Machine Company	9.27
The Western Union Telegraph Company	4.31
Zellerbach Paper Company	15.02
Pacific Shipper	85.00
City of Oakland, Streets	57.17
M. D. McCarl	14.64
F. Ruppert	100.00
	<u>\$3,706.87</u>

3400

"RESOLUTION NO. 4976RESOLUTION AWARDING CONTRACT FOR
'PORT OF OAKLAND COMPASS.'

BE IT RESOLVED that the contract for the printing, binding and delivery of the monthly house organ entitled 'Port of Oakland Compass' for the twelve month period from March 1, 1939 to February 29, 1940, inclusive, be and the same is hereby awarded to THE TRIBUNE PUBLISHING CO., a corporation, as the lowest responsible bidder, in accordance with the terms of its bid, filed February 20, 1939.

BE IT FURTHER RESOLVED that a bond for the faithful performance of the work in the amount of \$1,000 shall be required and that the procedure prescribed by law shall be taken for the execution of such contract.

BE IT FURTHER RESOLVED that the other bid received for said contract be and it is hereby rejected and the check accompanying same shall be returned to the proper person."

"RESOLUTION NO. 4977RESOLUTION ACCEPTING CONTRACT
WITH THE TRIBUNE PUBLISHING CO.,
A CORPORATION, FOR 'PORT OF
OAKLAND COMPASS.'

BE IT RESOLVED that the contract with The Tribune Publishing Co., a corporation, for the printing, binding and delivering of the monthly house organ entitled 'Port of Oakland Compass' for the twelve-month period from March 1, 1938 to February 28, 1939, inclusive, having been satisfactorily completed, be and the same is hereby accepted."

"RESOLUTION NO. 4978RESOLUTION ADOPTING SPECIFICATIONS
FOR FURNISHING AND DELIVERING OF
CRUSHER RUN ROCK OAKLAND MUNICIPAL
AIRPORT.

BE IT RESOLVED that the specifications and other provisions relative thereto filed with the Board for the furnishing and delivering of 10,000 tons, more or less, of crusher run rock to Oakland Municipal Airport, and the manner indicated for payment therefor, including progressive payments, be and the same are hereby approved.

BE IT FURTHER RESOLVED that the Secretary be authorized to advertise for five consecutive days in the official newspaper for sealed proposals for the supplies to be furnished, as required by law."

"RESOLUTION NO. 4979RESOLUTION APPROVING RENEWAL OF
LEASE WITH WORKS PROGRESS ADMINISTRATION.

BE IT RESOLVED that in accordance with Port Resolution No. 4579 the renewal of the lease between the Port and the United States of America, dated March 16, 1938, for the occupancy of 28,600 square feet in the warehouse building at the foot of 19th Avenue for a further period of twelve (12) months commencing April 1, 1939 and ending March 31, 1940, at a monthly rental of \$200.00, be and the same is hereby approved."

"RESOLUTION NO. 4980

RESOLUTION AUTHORIZING AGREEMENT WITH THE TEXAS COMPANY.

BE IT RESOLVED that the President of this Board be and he is hereby authorized to enter into an agreement with The Texas Company, a corporation, as Licensee, providing for the occupancy by Licensee of an area of approximately 1.1 acres at the intersection of 19th Avenue

and Dennison Street for a period of one year commencing February 1, 1939 at a monthly rental of \$260.00, and that such agreement shall be upon the general form of license agreement customarily used by this Board."

Port Ordinance No. 299, being "AN ORDINANCE ADDING A SECTION TO BE NUMBERED 8.131 TO PORT ORDINANCE NO. 222," having been duly introduced, read and published, was finally adopted by the following vote:

- AYES: Commissioners Colbourn, Pardee, Roland and Vice-President Fisher -4-
- NOES: None
- ABSENT: President McElroy -1-

ADJOURNED.



SECRETARY

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS
of the
PORT OF OAKLAND

Held on Monday, March 6, 1939 at the hour of 3:15 o'clock p.m. in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

Commissioners present: Colbourn, Fisher, Roland and President McElroy -4-

Commissioner absent: Dr. Pardee -1-

The Port Manager, Port Attorney and Assistant Chief Engineer were also present.

The minutes of the regular meeting of February 27, 1939 were approved, as read, and adopted.

Communication from Mr. O. H. Fischer, President, Union Diesel Engine Co., accepting decision of the Board in respect to approval of assignment and requesting lease form be now prepared for advertisement, was read. The Port Attorney stated the final draft of the proposed lease, which includes the changes which were discussed and adopted, had been completed.

Copy of telegram received from Congressman Tolan, in respect to Naval Supply Depot hearing before Senate Naval Affairs Committee, was filed.

Copies of telegrams sent to Senator Johnson and Congressman Tolan, relative to Naval Supply Depot, were filed.

Supplemental Notice by Lt. Colonel J. A. Dorst, U. S. District Engineer, advising San Leandro Hearing on March 9 will embrace not only San Leandro Bay, but also San Francisco Bay plans for proposed harbor, was read and the Port Manager and Port Attorney directed to attend the hearing and present a statement opposing the creation of an additional port adjoining Oakland, inasmuch as the Board has already provided port facilities in San Leandro Bay, adjacent to the City of San Leandro.

Communication from the Port Manager, recommending replacement of eleven year old auto truck in Port service with new truck at estimated cost of \$1500.00, was read and resolution later passed approving specifications and calling for bids for a new truck.

Port Manager's Certificate of Completion of contract with Sam Bates Company for rental of one air compressor was filed.

Communication from Civil Aeronautics Authority, requesting renewal of agreement for radio range station at Oakland Municipal Airport for period of one year ending June 30, 1940, was read and resolution later passed authorizing renewal of the agreement.

Communication from Congressman John H. Tolan, enclosing copy of H. J. Resolution 181, introduced by Congressman O'Connor of Montana, relative to establishment of title of the United States to certain submerged lands containing petroleum deposits and advising hearings on Hobbs resolution, regarding title to oil in submerged lands, have been set for March 22 and requesting representation from Port of Oakland, was read and following discussion, the Port Attorney was requested to further report on the matter of representation at the proposed hearing.

Communication from Postmaster Nellie G. Donohoe, advising Port's request for handling south sea mail through Oakland postoffice is not likely to receive favorable consideration at Washington, as San Francisco is the designated exchange office for foreign mail, was filed.

Communication from Brigadier General Delos C. Emmons, U. S. Army Air Corps, expressing appreciation of Port Manager's letter of congratulation on his advancement and complimenting Oakland Airport, was filed.

Communication from the United States Forest Service, advising that lease on 13,375 square feet of floor space in 19th Avenue and Livingston Street warehouse would be cancelled as of March 30, 1939, was filed

The Port Manager stated that the Keystone Steel & Wire Co., which recently arranged for space in the warehouse, was considering the rental of the space, which is being vacated by the Government.

Copy of report of City Manager J. F. Hassler, on affairs of the City for the month of January, 1939, was filed.

The Port Manager reported as follows on the status of certain funds as of February 28, 1939:

<u>Harbor Maintenance and Improvement Fund (No. 226)</u>	
Unencumbered Cash Balance as of Feb. 28, 1939	\$108,906.28
Set up in Special Funds 220 and 222	75,000.00
Total Unencumbered Cash in all revenue funds	
as of Feb. 28, 1939	183,906.28
Total Unencumbered Cash as of Jan. 31, 1939.....	180,559.42
<u>1925 Oakland Harbor Improvement Fund (No. 567)</u>	
Cash Balance as of Feb. 28, 1939	163,131.26

Report of the Port Manager, submitting comparative statement of Harbor Maintenance and Improvement Fund No. 226 for February, 1939, as compared with January, 1939 and February, 1938, as prepared by the Chief Port Accountant, was filed.

Report of the Port Manager, on progress of the Port during the month of February, 1939, was filed.

Report of the Port Manager, submitting statement of accounts receivable for month of February, 1939, as compared with January, 1939, showing improvement in collections, was filed.

Report of the Port Manager, on operations of Oakland Municipal Airport for month of February, 1939, showing average of 105.5 planes hangared at Airport, was filed.

The Board further considered the matter of salary adjustments of Port employees, which matter had been discussed at previous Board meetings and it was the consensus of the members present that salary adjustments should be made at this time on positions with salaries less than \$200.00, which adjustment would increase the monthly payroll about \$1000.00 and it was ordered that an ordinance be prepared and presented to the Board for consideration at its next meeting effecting these changes. The matter of adjustment of salaries above \$200.00 was continued for further consideration.

The Port Manager reported that Major J. F. Douglas, Vice President, Carnation Company, had conferred with him and had stated that at a recent meeting of their directors, it had been decided to proceed with the construction of an office building on the Albers Bros. Milling Co. leasehold, which would house the offices of Albers Bros. which are now in San Francisco.

The Port Attorney stated that the State Legislature was reconvening for the second session on March 6 and that in its earlier session Assembly Bill No. 2487 had been introduced to repeal all wharf franchise provisions of the harbors and navigation code and that the effect of the bill would be to repeal existing requirements of law for franchises for public utility wharves. He stated that he had held conversation with Lt. Governor Patterson and that the Lt. Governor had been quite interested in the various bills, which had been introduced by the Port at this session and expressed his desire to aid in this port legislation.

It was reported that Captain Dunning, one of the bar pilots, had requested the Board's assistance in defeating Assembly Bill No. 2417 introduced at the request of Captain January, a former bar pilot, which would increase the number of general bar pilots from twenty to thirty and provide five new bar pilots for the ports of Mare Island, Benicia and Port Costa and that the bill, as drawn, made no reference to Oakland. The Port Attorney was requested to further investigate and report on the bill.

The Port Attorneys stated that Assemblyman Miller had advised him that he would endeavor to secure early action on the Port Tideland Bills.

In respect to Federal legislation, the Port Attorney stated that Congressman O'Connor of Montana had introduced H.J.R. 181, which is identical with the Nye Resolution, S.J.R. 24, both asserting title to the submerged shore lands of the nation; further, that Senator Walsh of Massachusetts had introduced S.J.R. 83, which is identical with the Hobbs resolution. Copy of Port Attorney's letter to Leander J. Shelley of the Port of New York Authority, pointing out the issues involved in the Hobbs resolution, was filed. It was stated that the hearing before the House Committee on the Hobbs resolution was set for March 22, 1939.

The Board's attention was also called to S. J. R. No. 23, introduced by Senator Nye of North Dakota, providing for the seizure of all property needed in time of war.

Copy of letter from Port Attorney to President McElroy, concerning suggested charter amendment relative to airport, was filed.

The Port Attorney reported that actions against El Dorado Terminal Co. and the Ford Motor Co. were continued to March 22 and 28 respectively, due to illness of Attorney W. F. Williamson.

Memorandum of the Port Manager, indicating that more transport passengers were handled in January at the Oakland Municipal Airport than

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at the San Francisco Airport, was filed.

The Board's attention was called to the dedication of the Pacific Gas and Electric Company's new five million dollar unit at its Station C at the foot of Grove Street, and a folder descriptive of this addition to its plant was filed.

The Port Manager reported that De La Rama Steamship Agencies, Inc. announced a new monthly Oriental Pacific Coast service, as well as a monthly service from San Francisco Bay to Philippine Islands and the Atlantic Coast; that Harold Norton, former Oakland representative of the Dollar Line, will be Assistant Manager of the De La Rama Steamship Agencies, Inc.

The Port Manager reported that during February of 1939, San Francisco Airport, due to adverse weather conditions, did not serve twenty-two arriving transport schedules and that these were handled at the Oakland Airport; he further reported that Captain Bill Bergman, of Royal Swedish Air Force, had visited the Airport.

The Board's attention was called to the communication of the United Air Lines, requesting permission for the remodeling, at their own cost, of their operating offices in the tower building at Hangar No. 5. The Port Manager stated that he had inspected the proposed improvements and that they had stated their office space at the airport was becoming quite congested and that they had made inquiries relative to the possibility of construction of a new Administration Building. The Board approved the request of the United Air Lines for the remodeling work which they are undertaking.

It was reported that the United Air Lines had added another schedule to Los Angeles called the "Day Breaker," leaving Oakland at 6:38 a.m., San Francisco at 7:00 a.m., arriving in Los Angeles at 9:00 A.M., thus making a total of six round trip schedule to Los Angeles.

It was reported that the Chamber of Commerce Harbor Committee would meet on March 7, at 3:00 p.m., to discuss proposed legislation in connection with the port, which had been introduced in the State Legislature. Vice President Fisher stated that at the last committee meeting, on February 28, the matter of decision in respect to the port's tideland bills, was deferred for further discussion at its next meeting. He also stated that both he and the Port Manager had urged favorable consideration of the bills, but that there appeared to be a definite negative attitude

expressed to this legislation.

The reports of the Auditing Committee on claims and demands, and on weekly payrolls, were adopted.

The following resolutions were introduced and passed by the following vote:

AYES:	Commissioners Colbourn, Fisher, Roland and President McElroy	-4-
NOES:	None	
ABSENT:	Commissioner Pardee	-1-

"RESOLUTION NO. 4981

RESOLUTION APPROVING AND ALLOWING
CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Air Reduction Sales Company	\$ 24.26
American Bag & Union Hide Co.	1.55
American-LaFrance-Foamite Corporation	19.69
Baker, Hamilton & Pacific Company	2.22
Bay City Iron Works	15.95
Bay City Sanitary Rag Co.	12.11
The Black & Decker Mfg. Co.	3.35
Geo. R. Borrmann Steel Company	196.19
Cochran & Celli	6.34
Colyear Motor Sales Company	7.22
Crowley Launch and Tugboat Co.	25.00
Dock Checkers Employers Association	102.30
East Bay Glass Company	8.75
East Bay Municipal Utility District	24.08
The Electric Corporation	1.78
Field-Ernst Envelope Co.	52.89
General Electric Supply Corporation	3.26
Gilson Electrical Supply Co.	14.28
Golden Gate Sheet Metal Works	14.94
Goodhue Printing Company	63.24
The Hancock Oil Co. of Calif.	204.11
Industrial Equipment Company	4.50
Interurban Electric Railway Co.	13.00
L. N. "Len" Johnson-Typewriters	25.00
Kling-Dawer's Stationery Co., Inc.	4.59
Libby, McNeill & Libby	762.62
Marchant Calculating Machine Company	10.37
Maxwell Wholesale Hardware Company	331.25
Melrose Lumber & Supply Co.	176.87
National Lead Company	8.03
Oakland Battery Co.	5.59
Oakland Plumbing Supply Co.	39.48
Pacific Coast Aggregates, Inc.	56.52
Pacific Electric Motor Co.	182.39
The Pacific Telephone and Telegraph Company	32.41
Pacific Tool and Supply Company	8.96
Peterson Tractor & Equipment Co.	6.95
Phoenix Iron Works	38.32
Remington Rand Inc.	24.72
Sentinel Sanitary Supply Company	7.58
Smith Brothers	27.25
Standard Oil Company of California	24.02
Standard Saw Works	3.90
Transit Concrete, Ltd.	39.42
Chester N. Weaver Co.	1.47
Wholesale Lumber Distributors, Inc.	7.00

East Bay Municipal Utility District	\$ 599.56
City of Oakland, City Hall	431.79
Oakland Air Port Transportation Service	200.00
The Tribune Press	175.00
Geo. A. Attwood	15.29
A. C. Meadows	27.35
Geo. H. Nash	45.25
Harold Wiltermood	44.75
Lea Steinberg	5.00
W. Wellman	34.00
Port Revolving Fund	760.70
Payrolls - Administrative Department	2,128.93
" - Airport	836.79
" - Engineering Department	2,055.88
" - Grove and Market Street Piers	1,699.28
" - Maintenance Department	3,479.53
" - Ninth Avenue Pier	750.92
" - Outer Harbor Terminal	4,864.71
" - Traffic Department	1,382.50
	\$22,182.95."

"RESOLUTION NO. 4982

RESOLUTION APPROVING WEEKLY PAYROLLS,
RATIFYING ALL HIRINGS AND EMPLOYMENTS
THEREIN AND REIMBURSING PORT REVOLVING
FUND.

BE IT RESOLVED that the weekly payrolls for the weeks ending February 21 and February 28, 1939, be and the same are hereby approved and the hiring or employment of each and all of the services therein set forth at the compensations therein paid is hereby ratified, confirmed and approved, and

BE IT FURTHER RESOLVED that the demand against the Harbor Maintenance and Improvement Fund for the reimbursement of the Port Revolving Fund in the amount set forth therein, having been approved by the Auditing Committee, is hereby approved and allowed, and the City Auditor be and he is hereby authorized and directed to draw his warrant for the same and make such reimbursement.

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Port Revolving Fund - Payrolls \$3,122.83."

"RESOLUTION NO. 4983

RESOLUTION ACCEPTING CONTRACT
WITH SAM BATES COMPANY FOR RENTAL
OF AIR COMPRESSOR.

Whereas Sam Bates Company has faithfully performed all the terms and conditions of and has completed that certain contract with the Port dated June 1, 1938, Auditor's No. 6467, for the rental of one air compressor; now, therefore, be it

RESOLVED that said contract be and it is hereby accepted; and be it further

RESOLVED that all actions taken and orders issued by the Port Manager and Chief Engineer in connection with the performance of said contract be and the same are hereby ratified, confirmed and approved."

"RESOLUTION NO. 4984

RESOLUTION APPROVING BOND OF
THE TRIBUNE PUBLISHING CO., a
corporation.

RESOLVED that the bond of The Tribune Publishing Co., a corporation, executed by American Surety Company of New York, in the amount of \$1,000 for the faithful performance of its contract with the City of Oakland for the printing of the monthly house organ entitled "Port of Oakland Compass" be and the same is hereby approved."

"RESOLUTION NO. 4985

RESOLUTION RATIFYING APPOINTMENT
OF MYRTLE PLATT TO POSITION OF
JUNIOR TYPIST CLERK.

BE IT RESOLVED that the action of the Port Manager in making the regular appointment of Myrtle Platt to the position of Junior Typist Clerk in accordance with Port Resolution No. 4971, effective February 27, 1939, be and the same is hereby ratified, confirmed and approved."

"RESOLUTION NO. 4986

RESOLUTION RATIFYING APPOINTMENT
OF VAN H. RICHARDSON TO THE
POSITION OF AIRPORT ATTENDANT
AND WATCHMAN.

BE IT RESOLVED that the action of the Port Manager in making the following regular appointment is hereby ratified, confirmed and approved by this Board:

VAN H. RICHARDSON, Port Ordinance No. 222, Sec. 6.03, appointment effective February 26, 1939."

"RESOLUTION NO. 4987

RESOLUTION GRANTING LEAVE
WITH PAY TO FRANK PROVENZANO.

BE IT RESOLVED that Frank Provenzano, Dock Laborer (Port Ordinance No. 222, Sec. 8.13), is hereby granted a leave of absence on account of illness resulting from injury received on duty, said leave to be for five (5) working days commencing February 18, 1939, with compensation at the rate of seventy five per cent (75%) of salary payable such employee as provided by the rules of the Civil Service Board."

"RESOLUTION NO. 4988

RESOLUTION GRANTING LEAVE
WITH PAY TO ROY WHEABLE.

BE IT RESOLVED that Roy Wheable, Port Maintenance Laborer, (Port Ordinance No. 222, Sec. 5.03), is hereby granted a leave of absence on account of illness resulting from injury received on duty, said leave to be for ten and one-half (10½) working days commencing at noon on February 21, 1939, with compensation at the rate of seventy-five per cent (75%) of salary payable such employee as provided by the rules of the Civil Service Board."

"RESOLUTION NO. 4989

RESOLUTION APPROVING SPECIFICATIONS
AND AUTHORIZING ADVERTISEMENT OF
BIDS FOR ONE NEW ONE AND ONE-HALF
TON AUTO TRUCK.

BE IT RESOLVED that the specifications for the furnishing and delivering of one new one and one-half ton auto truck and other provisions relative thereto filed with the Board together with the manner indicated for payment therefor be and the same are hereby approved; and be it further

RESOLVED that the Secretary be and he is hereby authorized to advertise for five (5) consecutive days in the official newspaper for sealed proposals therefor as required by law."

"RESOLUTION NO. 4990

RESOLUTION APPROVING W.P.A. PROJECT FOR
CONSTRUCTION OF TWO FRAME GALVANIZED

IRON BUILDINGS AT OAKLAND MUNICIPAL
AIRPORT UNDER PROJECT PROPOSAL NO.0803-
1514, WORKS PROJECT NO. 8780.

BE IT RESOLVED THAT THE PLANS AND SPECIFICATIONS AND ESTIMATES of cost for the construction of two ^{frame}galvanized iron buildings at Oakland Municipal Airport, one to be 16' x 42' adjacent to Hangar No. 4, and the other to be 15' x 48' adjacent to Hangar No. 5, for which Works Progress Administration has allotted funds under Project Proposal No. 0803-1514, Work Project No. 8780, at an estimated cost to the Port of \$1300.00, be and the same are hereby approved; and be it further

RESOLVED that the Port Manager be and he is hereby authorized to purchase on the open market any item of materials or equipment necessary therefor that costs less than \$1000.00."

"RESOLUTION NO. 4991

RESOLUTION APPROVING AGREEMENT WITH
BOEING SCHOOL OF AERONAUTICS.

Whereas, arrangements have been made with Works Progress Administration for the construction of two frame galvanized iron buildings, one 16' x 42' adjacent to Hangar No. 4, and the other 15' x 48' adjacent to Hangar No. 5, at Oakland Municipal Airport, at an estimated cost to the Port of \$1300.00; and

Whereas, Boeing School of Aeronautics, being desirous of using the space so made available, has agreed to advance to the port the costs incurred by the port for such construction, in consideration of the use of such space for a period to be fixed by the application of such advancement on the basis of the standard rentals prevailing at the Airport from time to time; now, therefore, be it

RESOLVED that said agreement be and it is hereby approved, on condition that Boeing School of Aeronautics agree to hold the port harmless of any liability arising out of the use or condition of said premises when such liability does not arise from negligence of any officer or employee of the port; and be it further

RESOLVED that the Port Manager be and he is hereby directed to send a certified copy of this Resolution to Boeing School of Aeronautics with the request for a letter from said firm assenting to the provisions hereof, and that this resolution and such letter shall constitute the agreement between the parties."

"RESOLUTION NO. 4992

RESOLUTION AUTHORIZING FURTHER
AGREEMENT COVERING ASSIGNMENT
ON AREA FOR RADIO RANGE STATION.

BE IT RESOLVED that the President of this Board be and he is hereby authorized to enter into an agreement with United States of America for a period of one year commencing July 1, 1939, providing for the assignment to the United States of America, during said period, of the area of land at the Oakland Municipal Airport described in that certain agreement dated July 1, 1933, in consideration of \$1.00 payable June 30, 1940, and providing for the maintenance and operation of a radio range station thereon upon and subject to like terms, covenants and conditions as in the said agreement contained to the same extent as if said agreement were further extended to cover said period commencing with July 1, 1939."

The following resolution was introduced and passed by the following vote:

AYES: Commissioners Colbourn, Fisher and President
McElroy -3-
NOES: None
ABSENT: Commissioner Pardee -1-
NOT VOTING: Commissioner Roland -1-

"RESOLUTION NO. 4993RESOLUTION APPROVING CHANGES IN
EMPLOYEES' FIDELITY BOND.

Whereas, effective October 30, 1937, American Surety Company of New York, a corporation, executed and delivered to the Port its certain bond conditioned upon the faithful performance of their duties by the Port officers and employees therein named and in the sums respectively shown, and continuing until cancelled; and

Whereas, certain changes in the Port's employment have occurred, requiring changes in the coverage of said bond; now, therefore,

BE IT RESOLVED that the addition to the coverage of said bond to include therein the following employees as of the dates and in the amounts set after their respective names and positions, to wit:

Harold T. King, Dock Lumber Tally Man - \$1,000 - effective June 1, 1938.

R. J. Wells, Assistant Terminal Superintendent (Dock) - \$2,000 - effective February 8, 1938.

Clarence M. Crum, Port Watchman - \$1,000 - effective October 30, 1937.

Willard H. Minor, Port Watchman - \$1,000 - effective November 1, 1937.

Harold A. Robinson, Port Watchman - \$1,000 - effective June 1, 1938.

Dwight Kimble, Port Maintenance Laborer and Watchman - \$1,000 - effective August 1, 1938;

is hereby approved; and

BE IT FURTHER RESOLVED that the cancellation of the coverage of said bond to eliminate therefrom the following employees as of the dates and in the amounts set after their respective names and positions, to-wit:

Fred E. Moore, Terminal Superintendent and Traffic Representative - \$1,000 - effective April 28, 1938;

George E. Blanchard, Dock Clerk - \$1,000 - effective December 31, 1937;

Frank W. Cullin, Dock Clerk - \$1,000 - effective December 31, 1937;

Raymond M. Brown, Assistant Terminal Superintendent (Dock) - \$2,000 - effective February 7, 1938;

is hereby approved; and

BE IT FURTHER RESOLVED that the continuation of said bond as so modified is hereby approved, and this Board hereby directs the payment of the premiums due thereon."

The following resolutions were introduced and passed by the following vote:

AYES: Commissioners Colbourn, Fisher, Roland and President
McElroy -4-

NOES: None

ABSENT: Commissioner Pardee -1-

"RESOLUTION NO. 4994RESOLUTION AUTHORIZING AGREEMENT
WITH SCAMMELL LUMBER CO.

BE IT RESOLVED that the President of this Board be and he is hereby authorized to enter into an agreement with J. W. Scammell, an

individual, doing business under the style of Scammell Lumber Co., as Licensee, providing for the occupancy by Licensee of an area of approximately an acre in the Ninth Avenue Terminal Industrial Area, for a period of one (1) year commencing December 1, 1938, at a monthly rental of \$110.00, and that such agreement shall be upon the general form of license agreement customarily used by this Board."

"RESOLUTION NO. 4995

RESOLUTION AUTHORIZING AGREEMENT
WITH GEORGE BALJEVICH.

BE IT RESOLVED that the President of this Board be and he is hereby authorized to enter into an agreement with George Baljevich, as Licensee, providing for the occupancy by Licensee of that certain restaurant store located on Terminal Street near the terminus of 14th Street for a period of one year commencing November 17, 1938 at a monthly rental of \$100.00, and that such agreement shall be upon the general form of license agreement customarily used by this Board."

Pursuant to Resolutions Nos. 4967, 4968 and 4978 and advertising for five consecutive days in the city's official newspaper, bids for "Drydocking, Painting and Repairing of Port of Oakland Dredge," "Construction of Rock Dyke near Livingston Street Pier," and "Furnishing and Delivering Ten Thousand Tons, More or Less, of Crusher Run Rock to Oakland Municipal Airport," were received between the hours of 3:15 and 4:15 p.m. At the hour of 4:15 p.m., the following bids, being all the bids received, were publicly opened:

BIDS FOR
DRYDOCKING, PAINTING AND REPAIRING OF
PORT OF OAKLAND DREDGE NO.2

Bidder	ITEM A	ITEM B	ITEM C	Total	Total Bid	Certified Check
	Drydocking Cleaning Painting Lump Sum	Sandblast Hull of Dredge & Ladder Lump Sum	Replacing Rivets Approx.2000 Per Each			
General Eng- ineering & Drydock Company	\$1890	\$1190	\$1.75	\$3500	\$6580	\$700
Bethlehem Steel Co.	2080	1324	2.00	4000	7404	750
Moore Dry Dock Co.	2198	1415	1.75	3500	7113	715

BIDS FOR
CONSTRUCTION OF ROCK DYKE ADJACENT TO 19TH AVE. NEAR
LIVINGSTON STREET PIER, OAKLAND, CALIF.

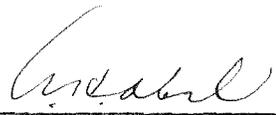
ITEM A	DANIEL CONTRACTING COMPANY		HUTCHINSON CO.
Rock for rock dyke approx. 15000 tons - PER TON		\$ 1.96	\$1.95
TOTAL		\$29,400.00	\$29,250.00
ITEM B Dredging Trench	LUMP SUM	\$ 2,450.00	\$ 2,000.00
TOTAL BID		\$31,850.00	\$31,250.00
CERTIFIED CHECK		\$ 3,250.00	\$ 3,150.00

BIDS FOR
FURNISHING AND DELIVERING TEN THOUSAND TONS, MORE OR LESS
OF CRUSHER RUN ROCK TO OAKLAND MUNICIPAL AIRPORT

<u>Bidder</u>	<u>Per Ton</u>	<u>Total Bid</u>	<u>Certified Check</u>
Heafey-Moore Co.	\$0.798	\$7,980.00	\$850.00

These bids were referred to the Port Attorney as to legality and the Port Manager for recommendation as to acceptance of the bids.

ADJOURNED.



SECRETARY

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS
of the
PORT OF OAKLAND

Held on Monday, March 13, 1939 at the hour of 3:15 o'clock p.m. in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

- Commissioners present: Colbourn, Fisher, Roland and President McElroy -4-
- Commissioner absent: Dr. Pardee -1-

The Port Manager, Port Attorney and Assistant Chief Engineer were also present.

The minutes of the regular meeting of March 6, 1939 were approved, as read, and adopted.

Communication from Alameda County Building Trades Council, transmitting their resolution in respect to Assembly Bills 454, 456, 606, 783 and 1607, was filed.

Communication from Commander F. B. Connell, Manager, Inter-Island Airways, Ltd., relative to handling their new Sikorsky S-43 at Oakland Airport for transshipment to Honolulu by Matson Steamship Co., was read. The Port Manager stated that the amphibian plane arrived at the airport on March 12 and would be prepared for shipment to Honolulu in accordance with the request of Commander Connell.

Communication from Colonel Warren T. Hannum, Division Engineer, U. S. Engineers, giving public notice that following hearing and investigation of Sacramento's request for a deep water port, a report has been made which is unfavorable to carrying out the project, as it has been found that the anticipated commerce, which might be expected to use the proposed waterway, would be insufficient to justify the cost of the improvement, was filed.

Communication from O. H. Fischer, President, Union Diesel Engine Co., advising the final draft of lease on port property adjoining his plant, as well as notice of publication for lease, are satisfactory, was read and resolution later passed approving the form of lease and notice inviting bids and directing the secretary to advertise for bids for a 25-year lease.

Communication from G. E. Gaylord, Superintendent, Southern Pacific Company, granting port's request for placement of one six-inch and one 21-inch pipeline under Southern Pacific Company right-of-way at Oakland Municipal Airport and enclosing executed agreement covering same, was read and resolution later passed approving form of agreement and authorizing its execution.

Copy of communication from Congressman Tolan, relative to Naval Supply Depot site legislation and requesting Board to oppose Vinson Bill, which would require Oakland to deed land, including Southern Pacific Company property and franchise rights, to Federal Government free of cost, was read and after discussion, it was directed that a telegram be sent to Congressman Tolan, opposing the assumption of any responsibility toward clearing any encumbrances from the Middle Harbor Naval Supply Depot site, as proposed by Vinson Bill H. R. 4897.

Communications from Congressmen Gearhart, Welch, Sheppard, Ford and Geysler of California, advising they will oppose the Nye Resolution which, if enacted, would place submerged tidelands under Federal Government control, were filed.

Communication from E. K. Burlew, Acting Secretary of the Interior, acknowledging Board's Resolution No. 4970, expressing opposition to S. J. R. 24 and advising same will be carefully considered, was filed.

Communication from Marion Tibbetts, Publisher "The Observer," requesting Port advertisement in his paper, was read and request denied.

Certified copy of Civil Service Board Resolution 17013, establishing new class of position in Port Department under classification of Dock

Labor Foreman, was filed.

Communication from Pacific Steamship Co., enclosing Certificate of Indebtedness No. 177, in amount of \$1283.83, bearing 6% interest and payable one year from February 20, 1939, was read and the Port Manager directed to accept the certificate.

Communication from German American Chamber of Commerce, extending formal invitation to reception and luncheon at Hotel Mark Hopkins at noon on March 16, honoring Captain Fritz Wiedemann, newly appointed German Consul General, was read and the Secretary was directed to send the Board's regrets.

Copy of statement presented by Port Manager on behalf of Board to Lt. Colonel J. A. Dorst, District Engineer, at public hearing at San Leandro in opposition to development of additional ports on San Francisco Bay adjoining Oakland, was filed. In connection with this matter, it was reported that the Port Manager and Port Attorney attended the hearing and it was noted that San Leandro had failed to present proper evidence, indicating the need for a harbor and that their request would undoubtedly be denied.

Copy of Decision of United States Maritime Commission in regard to Stockton case was filed. In this connection, the Port Attorney filed a report with the Board indicating that the decision authorized the steamship lines to withdraw services from Stockton, unless they wish to serve it at terminal rates which the record, submitted at the hearing, shows they cannot afford to do.

Communication from Port Manager, submitting proposed changes in Items 586 and 1170 of Port tariff, increasing rates which have been adopted by San Francisco Carloaders and Bay Terminal Operators, was read and ordinance later introduced and passed to print, amending the items affected.

Communication from the Port Manager, advising the hull of the ferryboat "Golden Gate" has now been raised and requesting authority to advertise sale of same, was read and resolution later passed authorizing the sale of the hull at the next meeting of the Board.

The Port Manager reported as follows on the status of certain funds as of March 10, 1939:

<u>Harbor Maintenance and Improvement Fund (No. 226)</u>	
Unencumbered Cash Balance as of Mar. 10, 1939	\$131,354.16
Set up in Special Funds 220 and 222	75,000.00
Total Unencumbered Cash in all revenue funds	
as of Mar. 10, 1939	206,354.16
Total Unencumbered Cash as of Feb. 28, 1939	183,906.28

1925 Oakland Harbor Improvement Fund (No. 567)

Cash Balance as of Mar. 10, 1939 \$159,377.80

Report of the Port Manager, recommending payment of claim of Scherman Bros., in the amount of \$456.03, was read and after discussion, it was the consensus of the Board that the claim be settled.

In respect to the submerged tideland bills, the Port Attorney stated that he had conferred at length with Attorney General Earl Warren and had reviewed the issues involved and in order to aid him in his appearance before the House Committee in Washington on March 22, discussion was given to the matter of having a representative attend the hearing. The Port Attorney advised that it would be difficult for him to go to Washington, inasmuch as the State Legislature was now in session and it would be required that he be in Sacramento when the several bills before the legislature, in respect to the Port, were argued by the Committee.

Consideration was given to the matter of having one of the Board members attend the hearing in Washington and it was decided that no appearance would be made by a member of the Board.

Communication from Mr. George F. Nicholson of Los Angeles, Secretary of Special Committee on Submerged and Reclaimed Land Legislation of the American Association of Port Authorities, seeking to have the Port Attorney encourage Senators Breed and Seawell to bring attack on Governor Olson to force his support to defeat the tideland bills, together with reply of the Port Attorney refusing the request was filed.

It was reported that the Chamber of Commerce Harbor Committee had, at its last meeting, voted to recommend to directors of the Chamber that the tideland bills now before the State Legislature be opposed. It was the consensus of the Board that these bills, which had been initiated at the Board's request, should be supported to determination by the Legislature.

It was further reported that the Chamber of Commerce Harbor Committee had recommended the adoption by the Board of an ordinance regulating the issuance of weighmaster certificates, issued by Port employees, to augment the Weighmaster's Bill now before the Legislature. After discussion, the Board directed the preparation of an ordinance for its consideration at its next meeting.

The Port Attorney reported that on the hearing of the motion to recall the remittitur, which had been issued by the District Court of Appeal

in the case of City of Oakland vs. American Dredging Company, being the condemnation case on appeal, the Court had denied the motion, stating that in reversing the judgment of the trial court on January 9, it rested its action solely upon the oral stipulation of counsel for respondent in consenting to such a reversal, and that it had not intended to pass upon the effect of the disclaimer which had been filed in the trial court, the merits of the appeal, or any other issues which were presented at the argument. He reported further that while at least one of the Justices indicated that the Court may have been somewhat misled by the respondent's arguments, the Court had stated it was not disposed to recall the remittitur, which would have required a finding of fraud and false suggestion. The Port Attorney stated the action of the Court cleared the way for a motion before the trial court to strike the answer that had been filed.

Claim for \$8000.00 damages by J. S. Standley, stevedore who was injured at the Ninth Avenue Pier on December 16, 1938, was filed. The Port Attorney reported that the Board was fully covered by insurance and that the City Attorney had forwarded the claim to him with the statement that the City also was fully covered.

The Port Attorney reported that the lease of the California Foundries, Inc. had been executed and a resolution was later passed authorizing the recordation of the document.

The Port Attorney reported that the Outer Harbor Switching Agreement with the Southern Pacific Company and the Oakland Terminal Railroad Co. was now in final form and approved by the railroads and was ready for execution; a resolution was later passed approving the final form of agreement.

The Port Manager reported that the SS MAUNA ALA arrived at Outer Harbor Terminal on March 12 and discharged 106,000 cases of pineapple for the Hawaiian Pineapple Company's account, that the SS HONOMII, with 571,000 cases, arrived on the same date and will start discharging immediately, this being a record for cargo carried on one ship.

The report of the Auditing Committee on claims and demands was adopted.

The following resolutions were introduced and passed by the following vote:

- AYES: Commissioners Colbourn, Fisher and President McElroy -3-
- NOES: None
- ABSENT: Commissioner Pardee -1-
- NOT VOTING: Commissioner Roland -1-

100

3000

"RESOLUTION NO. 4996

RESOLUTION APPROVING AND ALLOWING
CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Acme Sign Shop	\$ 9.00
Airport Directory Company	50.00
Air Reduction Sales Company	24.06
American Bitumuls Company	7.15
The American Rubber Manufacturing Co.	57.50
J. H. Baxter & Co.	343.87
Geo. R. Borrmann Steel Company	299.70
Calaveras Cement Company	285.92
California Fireworks Co., Ltd.	15.14
Chanslor & Lyon Stores, Inc.	39.35
Chase & Teddy, Ltd.	59.63
City of Oakland, Electrical Dept.	154.25
City of Oakland, Purchasing Department	5.10
L. M. Clough Co.	483.81
Cochran & Celli	10.93
Henry Cowell Lime and Cement Co.	41.51
Crowley Launch and Tugboat Co.	35.00
East Bay Municipal Utility District	75.00
Eastman Kodak Stores, Inc.	9.00
The Electric Corporation	12.41
The Elliott Addressing Machine Company	9.27
Firestone Auto Supply & Service Stores	102.96
The Fox Press	18.80
W. P. Fuller & Co.	9.18
General Electric Supply Corporation	11.08
Greenwood Printers, Ltd.	33.58
H. & M. C. Co.	6.70
The Hancock Oil Co. of Calif.	55.51
Hogan Lumber Company	4.80
Independent Construction Co., Ltd.	123.75
International Business Machines Corporation	44.05
Ed. Jones & Co.	2.44
Key Route Coal Yard	136.48
Walter P. Koetitz	400.00
Geo. A. Kreplin Co.	11.21
Leitch & Company	19.72
The A. Lietz Company	16.82
Maxwell Wholesale Hardware Company	30.38
P. W. McSoreley	5.00
Melrose Lumber & Supply Co.	38.65
Melrose Sheet Metal Works	60.35
Albert C. Moe	212.66
National Lead Company	38.22
Chas. C. Navlet Co., Inc.	10.60
Negretti & Zambra	5.82
Nordman & Aurich	1.31
Oakland Association of Insurance Agents	491.52
Oakland Plumbing Supply Co.	43.04
Pacific Coast Aggregates, Inc.	60.04
Pacific Marine Review	20.00
Pacific Tool and Supply Company	17.92
Phoenix Iron Works	30.90
Phoenix Photo Engraving Co.	57.59
The Post Enquirer	413.20
Printing Plates Incorporated	2.09
Ransome Company	316.02
Rhodes & Kennedy, Inc.	5.75
San Francisco Bay Carloading Conference	5.00
B. Simon Hardware Co.	12.43
Smith Brothers	4.95
Standard Oil Company of California	31.80
Strable Hardwood Company	29.47
Clyde Sunderland	37.60

Tide Water Associated Oil Company	\$ 12.32
The Tribune Press	3.35
The Tribune Publishing Co.	521.42
Union Paper Company	28.87
Western Flying	3.00
E. K. Wood Lumber Co.	159.33
Zellerbach Paper Company	14.13
Sebastian Grass	34.00
Wm. H. Hales	34.00
Frank J. O'Brien	48.08
Sherman E. Tucker	37.04
E. G. Adam	26.62
Thos. H. Moore	15.47
J. S. Saunders	10.50
General Electric Company	28.07
1925 OAKLAND HARBOR IMPROVEMENT BOND FUND:	
Heafey-Moore Company	2,442.00
	<u>\$8,425.19"</u>

"RESOLUTION NO. 4997

RESOLUTION AWARDING CONTRACT FOR
FURNISHING AND DELIVERING CRUSHER
RUN ROCK TO OAKLAND MUNICIPAL AIRPORT.

BE IT RESOLVED that the contract for the furnishing and delivering of 10,000 tons, more or less, of crusher run rock to Oakland Municipal Airport, Oakland, be and the same is hereby awarded to HEAFEY-MOORE CO., a corporation, as the lowest responsible bidder, in accordance with the terms of its bid, filed March 6, 1939, which bid was the only bid received for said contract.

BE IT FURTHER RESOLVED that, pursuant to the specifications, the certified check accompanying said bid shall be held as bond as a guarantee of the furnishing and delivering of said material. At and upon such delivery, said certified check shall be returned to said corporation."

The following resolutions were introduced and passed by the following vote:

AYES: Commissioners Colbourn, Fisher, Roland and President
McElroy -4-

NOES: None

ABSENT: Commissioner Pardee -1-

"RESOLUTION NO. 4998

RESOLUTION EXTENDING TIME FOR
PERFORMANCE OF CONTRACT WITH
UNITED IRON WORKS.

BE IT RESOLVED that the time for the performance of the contract with the United Iron Works, a corporation, for the furnishing and delivering of a low lift drainage pump to Oakland Municipal Airport, be and the same is hereby extended to and including April 15, 1939".

"RESOLUTION NO. 4999

RESOLUTION AWARDING CONTRACT FOR
DRYDOCKING, PAINTING AND REPAIRING
OF PORT OF OAKLAND DREDGE NO. 2.

BE IT RESOLVED that the contract for the drydocking, painting and repairing of Port of Oakland Dredge No. 2, at Oakland, be and the same is hereby awarded to General Engineering & Dry Dock Co., a corporation, as the lowest responsible bidder, in accordance with the terms of its bid, filed March 6, 1939.

BE IT FURTHER RESOLVED that a bond for the faithful performance of the work in the full amount of the contract price shall be required, and that the procedure prescribed by law shall be taken for the execution of such contract.

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BE IT FURTHER RESOLVED that the other bids received for said contract be and they are hereby rejected and the checks accompanying same shall be returned to the proper persons."

"RESOLUTION NO. 5000

RESOLUTION AWARDING CONTRACT FOR
CONSTRUCTION OF ROCK DYKE.

BE IT RESOLVED that the contract for the construction of rock dyke adjacent to 19th Avenue near Livingston Street Pier, Oakland, be and the same is hereby awarded to Hutchinson Co., a corporation, as the lowest responsible bidder, in accordance with the terms of its bid, filed March 6, 1939.

BE IT FURTHER RESOLVED that a bond for the faithful performance of the work in the full amount of the contract price shall be required and that the procedure prescribed by law shall be taken for the execution of such contract.

BE IT FURTHER RESOLVED that the other bid received for said contract be and it is hereby rejected and the check accompanying same shall be returned to the proper person."

The following resolution was introduced and passed by the following vote:

AYES: Commissioners Colbourn, Fisher and President
McElroy -3-

NOES: None

ABSENT: Commissioner Pardee -1-

NOT VOTING: Commissioner Roland -1-

"RESOLUTION NO. 5001

RESOLUTION APPROVING BOND OF HUTCHINSON CO.

BE IT RESOLVED that the bond of Hutchinson Co., a corporation, executed by American Surety Company of New York, in the amount of \$31,250 for the faithful performance of its contract with the City of Oakland for the construction of rock dyke adjacent to 19th Avenue near Livingston Street Pier, Oakland, be and the same is hereby approved."

The following resolutions were introduced and passed by the following vote:

AYES: Commissioners Colbourn, Fisher, Roland and
President McElroy -4-

NOES: None

ABSENT: Commission Pardee -1-

"RESOLUTION NO. 5002

RESOLUTION RATIFYING TEMPORARY APPOINTMENT
OF ROY SCOTT TO THE POSITION OF DOCK LABOR FOREMAN.

BE IT RESOLVED that the following temporary appointment is hereby approved by this Board, said appointment to be effective as of March 7, 1939:

Roy Scott, Dock Labor Foreman, (Port Ordinance No. 222, Section 8.131) - \$170 per month, plus pay for overtime and extra hours as follows: Overtime shall be paid at the rate of 42 $\frac{1}{2}$ ¢ per hour for work during other than regular working hours between 8:00 a.m. and 5:00 p.m. on regular working days, provided if foremen shall work in excess of 200 hours in any one calendar month (including both straight time and overtime) each shall be paid for

such time in excess of 200 hours at the following rates: for straight time 90¢ per hour; for overtime, \$1.35 per hour. Such rates of pay shall be in addition to the regular monthly salary."

"RESOLUTION NO. 5003

RESOLUTION AUTHORIZING SALE OF THE HULK "GOLDEN GATE."

BE IT RESOLVED that the Port Manager is hereby authorized to provide for the sale of the hulk of the ferryboat designated "Golden Gate," at public auction, before this Board, on Monday, March 20, 1939, at the hour of 4:15 p.m., after advertising for five days notice of such sale and inviting written bids therefor. The Board reserves the right to reject any and all bids received. Bidder must furnish certified check in amount of 10% of bid with his bid and upon award of the sale to him shall pay balance of bid price and shall within five days remove the property from the Outer Harbor area. Bill of sale will be ready for delivery at time of sale and payment of price bid."

"RESOLUTION NO. 5004

RESOLUTION AUTHORIZING AGREEMENT WITH SOUTHERN PACIFIC COMPANY PERMITTING THE PORT TO CONSTRUCT CERTAIN PIPELINES.

BE IT RESOLVED that the Port Manager be and he is hereby authorized to enter into an agreement with Southern Pacific Company in the form submitted to this Board permitting the Port, in consideration of the sum of \$5.00, to construct and maintain one 6" transite pipe and one 21" reinforced concrete pipe crossing the right-of-way of said company at or near Malford Station, and Oakland Municipal Airport."

"RESOLUTION NO. 5005

RESOLUTION ACCEPTING AND PROVIDING FOR RECORDATION OF LEASE WITH CALIFORNIA FOUNDRIES, INC.

BE IT RESOLVED that this Board hereby accepts that certain lease dated February 1, 1939 between the City of Oakland, acting by and through this Board and California Foundries, Inc., a corporation, and authorizes and directs the recordation thereof."

"RESOLUTION NO. 5006

RESOLUTION AUTHORIZING AGREEMENT WITH PACIFIC OIL SALES COMPANY.

BE IT RESOLVED that the Port Manager be and he is hereby authorized to enter into an agreement with C. W. Pratt, C. W. Klein and E. G. Neilson, copartners doing business under the style of Pacific Oil Sales Company, as Licensee, providing for the occupancy by Licensee of premises in the North Industrial Area for a period of one year commencing February 1, 1939 at a monthly rental of \$55.00, and that such agreement shall be upon the general form of license agreement customarily used by this Board."

"RESOLUTION NO. 5007

RESOLUTION DETERMINING THAT A LEASE SHOULD BE MADE OF CERTAIN PROPERTY NEAR THE FOOT OF EAST SEVENTH STREET FOR A PERIOD OF TWENTY-FIVE YEARS, APPROVING FORM OF LEASE AND NOTICE INVITING BIDS, AND DIRECTING THE SECRETARY TO ADVERTISE FOR BIDS.

Whereas, this Board finds and determines that it would be to the best interest of the Port that it make a lease of certain premises in the City of Oakland near the foot of East Seventh Street and now occupied

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by Union Diesel Engine Company, for a term of twenty-five years, to the highest responsible bidder, at the highest rent bid therefor, and upon the provisions and conditions specified by this Board; now, therefore, be it

RESOLVED that the form of such lease and notice inviting bids therefor which have been prepared by the Port Attorney under the direction of this Board and which have been filed with it, be and the same are hereby approved; and be it further

RESOLVED that the Secretary be and he is hereby authorized to publish said notice in the official newspaper in the manner and for the time required by law to secure bids for such lease (each bid to be accompanied by a cash deposit or a check of or certified by a responsible bank in the amount of \$250.00) at public auction on Monday, March 27, 1939, at the hour of 4:15 p.m. of said day, and to furnish copies of such proposed lease to interested parties who may request the same; and be it further

RESOLVED that the Board reserves the right to reject any and all bids; and be it further

RESOLVED that if the present occupant of said premises does not bid or be not the successful bidder for such lease, the Port Attorney shall take such steps as may be necessary to cause said occupant to vacate said premises in time to permit their occupancy by the successful bidder at the time of the effective date of such lease."

"RESOLUTION NO. 5008

RESOLUTION APPROVING FORM OF AGREEMENT
WITH OAKLAND TERMINAL RAILROAD CO. AND
SOUTHERN PACIFIC COMPANY, AND AUTHORIZING
EXECUTION.

Whereas, pursuant to Port Resolution No. 1928 passed by this Board on December 15, 1930, Oakland Terminal Railroad Co., a California corporation, and Southern Pacific Company, a Kentucky corporation, constructed various railroad tracks in the area of the Outer Harbor under revocable permit and have provided switching services in connection with said tracks and other tracks constructed by this Board, and

Whereas, negotiations have been carried on with said railroads from time to time since the passage of such resolution and a form of agreement has now been prepared substantially as requested by said Port Resolution No. 1928, setting forth the terms under which such switching arrangements shall be continued, and other railroads may be permitted to share in such operations, and said agreement is now ready for execution by the parties thereto and has been presented to this Board for consideration, and

Whereas, the sum of \$134,525.62 was expended by this Board in constructing city tracks in such area, and the railroads above named have each agreed by said proposed agreement to pay the city for the use of such tracks commencing with August 17, 1931 and until December 31, 1938, one-half of the sum of \$49,872.82, and commencing with January 1, 1939, their respective portion of 5% per annum upon said cost of construction as annual rental for the continued use thereof, in addition to paying maintenance costs thereof, and said agreement and the terms thereof hereby being approved, now, therefore

BE IT RESOLVED that the President of this Board is hereby authorized and directed to execute the same on behalf of the City of Oakland, and the Secretary to attest the same."

"RESOLUTION NO. 5009

RESOLUTION AUTHORIZING AGREEMENT
WITH WESTERN VEGETABLE OILS COMPANY.

BE IT RESOLVED that the President of this Board be and he is hereby authorized to enter into an agreement with Western

Vegetable Oils Company, Incorporated, a corporation, as Licensee, providing for the occupancy by Licensee of an area of 1.6 acres at the intersection of Terminal and Petroleum Streets for a period of one year commencing November 1, 1938 at a monthly rental of \$327.00, and that such agreement shall be upon the general form of license agreement customarily used by this Board."

"RESOLUTION NO. 5010

RESOLUTION AUTHORIZING AGREEMENT
WITH WEST E. MOREAU.

BE IT RESOLVED that the President of this Board be and he is hereby authorized to enter into an agreement with West E. Moreau, as Licensee, providing for the occupancy by Licensee of an area of 16,853 square feet in Hangar 4A, together with rooms numbered 400, 405, 415, 416 and 417 in said hangar, at Oakland Municipal Airport, on a month to month basis, commencing December 1, 1938, at a rental of \$288.89 per month, and that such agreement shall be on the form customarily used for Airport purposes."

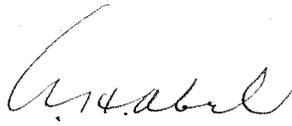
Port Ordinance No. _____ being "AN ORDINANCE AMENDING ITEMS 586 and 1170 OF PORT ORDINANCE NO. 60," was introduced and passed to print by the following vote:

AYES: Commissioners Colbourn, Fisher, Roland and
President McElroy -4-

NOES: None

ABSENT: Commissioner Pardee -1-

ADJOURNED.


S E C R E T A R Y

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS

of the

PORT OF OAKLAND

Held on Monday, March 20, 1939 at the hour of 3:15 o'clock p.m. in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

Commissioners present: Colbourn, Fisher, Pardee, Roland and
President McElroy -5-

Commissioners absent: None

The Port Manager, Port Attorney and Assistant Chief Engineer were also present.

The minutes of the regular meeting of March 13, 1939 were approved, as read, and adopted.

Copy of telegram from President McElroy to Congressman Tolan, advising Board is opposed to assuming any responsibility toward clearing any encumbrance from Middle Harbor site for Naval Supply Depot as proposed by Vinson Bill H. R. 4897, was filed.

Communication from Congressman Tolan, transmitting copy of his argument before House Naval Affairs Committee in favor of Oakland Naval Supply Depot site, was filed.

Communication from the Port Manager, submitting amendment to Port Tariff Ordinance No. 60, in respect to assumption of responsibility for loss of lumber, lumber products, scrap metal or other bulk commodities handled at uncovered port facilities, was read and ordinance later introduced and passed to print amending the Port Tariff Ordinance in this respect.

Communication from Captain E. W. Eickelberg, Lt. Commander U. S. Coast & Geodetic Survey, advising the Coast Survey Ship will vacate berth at Grove Street Terminal on March 27 and requesting berth for two Coast Survey Ships, starting October 1, 1939, was read and the Port Manager directed to advise Captain Eickelberg that the requested berthing space for two survey ships would be provided.

Communication from D. T. Lauer, Asst. Secretary, American Trust Company, requesting approval of payment to Libby, McNeill & Libby of proceeds of coupons on \$4000 Cudahy Packing Co. bonds held as security for faithful performance of their lease, was read and request granted.

Communication from Charles A. Holman, Port Watchman, requesting leave of absence for ten days, on account of illness, attested to by physician's certificate, was read and resolution later passed granting leave, as requested, with three-quarters pay.

Communication from J. A. Riley, Meteorologist, U. S. Weather Bureau, requesting renewal of lease for quarters occupied in Administration Building at Oakland Municipal Airport for five year period from February 1, 1939 to January 31, 1944, was read. Following discussion, in which the necessity for continuing the weather reporting service at the Airport was stressed, it was decided that the present lease should be extended, as requested.

Communication from the Port Manager, recommending rental of a floating pile driver for use on construction work in connection with Yacht Harbor and 19th Avenue sewer extension work, was read and resolution

later passed authorizing calling for bids for the pile driver.

Communication from Chalmers Graham, Counsel for Pacific Coast-wise European Steamship Conference, commenting on Stockton European rate case decision, was filed.

Communication from the Port Attorney, reviewing issues pertaining to wharf franchises, was filed.

The Port Manager reported as follows on the status of certain funds as of March 17, 1939:

<u>Harbor Maintenance and Improvement Fund (No. 226)</u>	
Unencumbered Cash Balance as of Mar. 17, 1939	\$ 93,437.57
Set up in Special Funds 220 and 222	75,000.00
Total Unencumbered Cash in all revenue funds	
as of Mar. 17, 1939	168,437.57
Total Unencumbered Cash as of Feb. 28, 1939	183,906.28
<u>1925 Oakland Harbor Improvement Fund (No. 567)</u>	
Cash Balance as of March 17, 1939	159,377.80

In respect to the Moore Dry Dock Company lease matter, the Port Attorney stated that he had received communication from Attorneys Brobeck, Phleger & Harrison, advising that they had checked the proposed form of intention to lease the property fronting the Moore Dry Dock Company plant and had approved same. The Port Attorney further stated that Moore Dry Dock Company had executed the agreement fixing the low tide line and surrendering the 50-year franchise provisions and a resolution was later passed, accepting the agreement and providing for its recordation.

The Port Attorney submitted form of lease and notice inviting bids for the waterfront property fronting on the Moore Dry Dock Company plant and a resolution was later passed, determining that the lease should be made and approving form of lease and notice inviting bids.

In respect to legislative matters at Sacramento, the Port Attorney stated that the Assembly Committee would hear the Board's tideland bills on March 21. Communication from Assemblyman Miller, relative to these tideland bills, was filed.

In further respect to the Naval Supply Depot matter, the Port Manager reported that a telegram had been received from Congressman Tolan, advising that on March 21 the final hearing of the House Naval Affairs Committee on the Oakland Supply Depot matter would be held and a vote taken; he further stated that Admiral Ben Moreell, Chief of the Bureau of Yards and Docks, and Captain A. H. Mayo, of the Bureau of Supplies, had presented convincing testimony supporting the Oakland base.

The Port Manager further stated that a letter had been received

by Harold D. Weber, General Manager, Oakland Chamber of Commerce, from Congressman Carter, advising that he had opportunity to do some very effective work to further the Oakland Supply Depot project and that he considered the matter to be at this time in very good shape.

It was reported that the directors of the Oakland Chamber of Commerce had acted on the recommendation of its Harbor Committee in opposing the Port's tideland bills. The Port Attorneys stated that Mr. Patterson of the Alameda County Building & Trades Council had conferred with him and stated that their Council had taken adverse action to the tideland bills without full knowledge of all facts involved.

Other legislation reported on by the Port Attorney included the following:

A. B. 969 by Mr. Kilpatrick would establish 5-day week for all municipal and state officers and employees, with time and a half for overtime; A. B. 2568 by Mr. Redwine would provide for the Saturday closing of all public offices; A. B. 1404 by Mr. Williamson would provide for a 5-day, 40-hour week for State Harbor Board employees; and A. B. 483 by Mr. Allen would exempt all public warehouses under Federal bonds from State regulation.

In respect to national legislation, it was reported that the House of Representatives' Judicial Committee hearing on the Hobbs resolution had been broadened to include the O'Connor resolution, wherein Federal claim to submerged lands would be directly asserted.

It was also reported that Mr. George Nicholson, Secretary, American Association Committee, had wired from Washington, requesting permission to represent the Port of Oakland and was advised that the Board would not be personally represented, but that Attorney General Warren was fully advised as to the Board's position in this matter.

The Port Manager reported that he had held conference with Mr. George Armes and Mr. Peter P. Mesquita of the General Engineering & Drydock Company on March 14 and was informed that their Company contemplates closing their operations at the Oakland plant at the foot of 5th Avenue, as it does not appear possible for them to get any ship contracts from the Government; however, it was stated that present plans contemplate continuing with the existing leases to their expiration, but that Mr. Armes had indicated that if the Board had an offer for use of these leaseholds, he would be pleased to relinquish their interest in this property.

The Board's attention was called to press reports to the effect that the San Francisco Chamber of Commerce is proposing a joint five man board to govern San Francisco's harbor, three to be chosen by the state and two by the City of San Francisco and that the municipality did not look with favor on this proposal.

The Port Manager reported that a meeting with the California Association of Port Authorities had been held in the Board room on March 18 and that all California ports were represented at this meeting, which was also attended by Mr. J. F. Marias of the San Francisco Harbor Board. Matters pertaining to the various ports were discussed, including the increase of tolls, and Mr. Marias had indicated a friendly attitude toward a free discussion of this important subject. Officers for the year were elected as follows: G. E. Arbogast, of the Los Angeles Harbor Board, President; and Mr. M. D. McCarl, Assistant Port Manager of the Port of Oakland, Secretary.

The Board's attention was called to the laying of the keel at the Moore Dry Dock plant on Saturday, March 18, for the new 8900 ton freighter, having a length of 492 feet and costing \$2,850,000.00. The Board was represented at the keel laying ceremonies by Vice-President Fisher.

The Port Manager stated he had received request from the American Association of Airport Executives for membership in their organization and the Board authorized membership to be taken at a cost of \$5.00 per year.

The Secretary reported that claim against the Board of Port Commissioners by J. S. Standley, stevedore, for injuries received at Ninth Avenue Terminal on December 16, 1938, had been served on him on March 20, 1939.

The reports of the Auditing Committee on claims and demands, and on Port Revolving Fund Payrolls, were adopted.

The following resolutions were introduced and passed by the following vote:

AYES: Commissioners Colbourn, Fisher, Pardee, Roland and
President McElroy -5-
NOES: None
ABSENT: None

"RESOLUTION NO. 5011

RESOLUTION APPROVING AND ALLOWING
CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby

approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Air Reduction Sales Company	\$ 14.34
American Bitumuls Company	17.64
American Brass & Copper Co.	9.71
American Concrete and Steel Pipe Co.	980.39
American Tractor Equipment Corporation	19.18
Apex Manufacturing Company	13.60
Bearing and Equipment Co.	13.25
Blake, Moffitt & Towne	16.78
Geo. R. Borrmann Steel Company	115.15
California Fruit News	11.50
Calrock Asphalt Company	8.55
City of Oakland, Garage Department	2.85
Clipper Cafe	1.61
Cochran & Celli	38.06
M. L. Cohen Co.	17.72
H. S. Crocker Company, Inc.	29.53
Dieterich-Post Company	9.89
DuFrane Machine & Engine Works, Inc.	2.00
East Bay Blue Print & Supply Co.	77.97
East Bay Glass Company	16.08
East Oakland Auto Top Shop	8.00
The Electric Corporation	40.49
Electric Supply Co.	21.20
General Electric Supply Corporation	87.52
General Petroleum Corporation of California	5.03
The Hancock Oil Co. of Calif.	274.50
Hogan Lumber Company	35.33
The International Press	15.45
Key Route Coal Yard	119.48
The Kinnear Manufacturing Co. of Calif.	53.56
The Kiplinger Washington Agency	18.00
Kling-Dawers Stationery Co., Inc.	3.28
Laird's Stationery	2.72
Lamberson & Whyatt Welding Works	9.00
C. W. Marwedel	22.56
Maxwell Wholesale Hardware Company	146.15
Melrose Lumber & Supply Co.	134.72
Melrose Sheet Metal Works	2.06
C. L. Moody Brush Co.	8.46
National Lead Company	109.79
A. Newman	33.48
Oakland Rim and Wheel Co.	1.03
Pacific Shipper	68.00
Pacific Tool and Supply Company	72.01
Peterson Tractor & Equipment Co.	9.15
Pittsburgh Plate Glass Company	2.76
Planett Manufacturing Company	91.62
Railway Express Agency, Inc.	.43
Richfield Oil Corporation	19.11
San Francisco Commercial Club	34.84
Schirrmacher Co.	1.03
H. G. Scovern & Co.	12.00
B. Simon Hardware Co.	42.03
Smith Brothers	8.68
Standard Oil Company of California	19.96
Clyde Sunderland	29.87
Tide Water Associated Oil Company	23.25
Transit Concrete, Ltd.	288.15
The Tribune Publishing Co.	19.30
Underwood Elliott Fisher Company	11.50
Union Paper Company	33.81
United Iron Works	19.57
United Office Machine Company	4.79
Voegtly & White	30.70
Chester N. Weaver Co.	7.79
E. C. Wenger Company	1.11
The Western Union Telegraph Company	1.49

West Disinfecting Company	\$	32.13
E. K. Wood Lumber Co.		975.08
Zellerbach Paper Company		16.96
W. J. Howie		10.00
Sanders Glass Company		62.11
Sam Bates Company		192.75
Vaughn M. King		42.32
The Samuel Merritt Hospital		172.10
June Grand		5.00
Port Revolving Fund		365.80
Payrolls - Administrative Department		2,119.60
" - Airport		860.00
" - Engineering Department		2,231.63
" - Grove and Market Street Piers		1,630.61
" - Maintenance Department		3,388.86
" - Ninth Avenue Pier		793.88
" - Outer Harbor Terminal		5,485.66
" - Traffic Department		1,382.50
	\$	<u>23,187.55."</u>

"RESOLUTION NO. 5012

RESOLUTION APPROVING WEEKLY PAYROLLS,
RATIFYING ALL HIRINGS AND EMPLOYMENTS
THEREIN AND REIMBURSING PORT REVOLVING
FUND.

BE IT RESOLVED that the weekly payrolls for the weeks ending March 7 and March 14, 1939, be and the same are hereby approved and the hiring or employment of each and all of the services therein set forth at the compensations therein paid is hereby ratified, confirmed and approved, and

BE IT FURTHER RESOLVED that the demand against the Harbor Maintenance and Improvement Fund for the reimbursement of the Port Revolving Fund in the amount set forth therein, having been approved by the Auditing Committee, is hereby approved and allowed, and the City Auditor be and he is hereby authorized and directed to draw his warrant for the same and make such reimbursement.

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Port Revolving Fund Payrolls \$ 5,100.06."

The following resolution was introduced and passed by the following vote:

AYES: Commissioners Colbourn, Fisher, Pardee and President
McElroy -4-

NOES: None

ABSENT: None

NOT VOTING: Commissioner Roland -1-

"RESOLUTION NO. 5013

RESOLUTION APPROVING BOND OF
GENERAL ENGINEERING & DRY DOCK
CO., a corporation.

BE IT RESOLVED that the bond of General Engineering & Dry Dock Co., a corporation, executed by American Surety Company of New York, in the amount of \$6,580.00 for the faithful performance of its contract with the City of Oakland for the performance of drydocking, painting and repairing of Port of Oakland Dredge No. 2, Oakland, be and the same is hereby approved."

The following resolutions were introduced and passed by the following vote:

AYES: Commissioners Colbourn, Fisher, Pardee, Roland and
President McElroy -5-

NOES: None

ABSENT: None

"RESOLUTION NO. 5014

RESOLUTION RATIFYING ACCEPTANCE OF
CERTIFICATE OF INDEBTEDNESS FOR A
PORTION OF CLAIM AGAINST PACIFIC
STEAMSHIP LINES, LTD.

BE IT RESOLVED that the action of the Port Manager in accepting Certificate of Indebtedness Number 177 of Pacific Steamship Lines, Ltd., in the sum of \$1283.83, payable February 20, 1940 with six per centum (6%) interest, in substitution for the Port's claim in a like amount for indebtedness incurred subsequent to September 25, 1935, be and the same is hereby ratified and approved."

"RESOLUTION NO. 5015

RESOLUTION GRANTING LEAVE OF ABSENCE
WITH PAY TO CHARLES A. HOLMAN, PORT
WATCHMAN.

BE IT RESOLVED that Charles A. Holman, Port Watchman, (Port Ordinance No. 222, Section 8.21), is hereby granted a leave of absence on account of illness, said leave to be for ten (10) consecutive days commencing March 9, 1939, with compensation at the rate of 75% of the salary payable such employee, as provided by the rules of the Civil Service Board."

"RESOLUTION NO. 5016

RESOLUTION AUTHORIZING ADVERTISEMENT
FOR BIDS FOR FURNISHING PILE DRIVER TO BE
USED IN EXTENSION OF YACHT HARBOR.

RESOLVED that the Secretary of this Board be and he is hereby authorized to advertise for five (5) consecutive days in the official newspaper for sealed proposals for furnishing a pile driver, in accordance with the specifications heretofore approved by this Board in Port Resolution No. 4898, said pile driver to be used in the work of extending the Yacht Harbor."

"RESOLUTION NO. 5017

RESOLUTION AUTHORIZING AGREEMENT
WITH RED SALMON CANNING COMPANY.

BE IT RESOLVED that the Port Manager be and he is hereby authorized to enter into an agreement with Red Salmon Canning Company, a corporation, as Licensee, providing for the occupancy by Licensee for a period of one (1) year commencing January 12, 1939 of anchorage space in the North Arm of the Estuary of San Antonio for the Steamship American Star and the Tugs Madrona and Frank B, at the rate of \$50.00 per month for said steamship and \$10.00 per month each for said tugs, payable for such time as they shall severally be anchored, and that such agreement shall be upon the general form of license agreement customarily used by this Board."

"RESOLUTION NO. 5018

RESOLUTION ACCEPTING AND PROVIDING
FOR RECORDATION OF AGREEMENT AND
CONVEYANCE WITH MOORE DRY DOCK COMPANY.

BE IT RESOLVED that this Board hereby accepts that certain Agreement and Conveyance dated April 5, 1938 between the City of Oakland, acting by and through this Board, and Moore Dry Dock Company, a corporation, and authorizes and directs the recordation thereof."

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"RESOLUTION NO. 5019RESOLUTION AUTHORIZING COMPROMISE OF
CLAIM OF SCHERMAN BROS., INC.

Whereas, Scherman Bros., Inc., on December 6, 1938 filed a claim for payment to it of certain sums aggregating the total amount of \$613.13 for alleged shortages of scrap iron material delivered to the Port for storage on open dock based upon the going value of such scrap iron, which scrap iron, pursuant to standard Port practice, was received by lots without weighing at the Port but said shipper now exhibits weighmaster receipts and asserts that the full weight claimed by it was in fact delivered to the Port but upon delivery by the Port to rail cars, at its order, the said lots were short of the former weight delivered to the Port; and

Whereas, the Port Manager recommends that such claim be satisfied by paying the said shipper the sum of \$456.03 in full settlement and satisfaction, and it appears to this Board, after considering the facts, and for good cause, that such a compromise should be approved; now, therefore, be it

RESOLVED that upon the said shipper filing a written acceptance of such offer of \$456.03 in full satisfaction and a claim for payment thereof, the same shall be approved and payment therefor duly allowed."

"RESOLUTION NO. 5020RESOLUTION ACCEPTING BID OF R. H.
CLARK AND C. H. SWANTON FOR HULL
OF 'GOLDEN GATE.'

BE IT RESOLVED that the bid of R. H. Clark and C. H. Swanton in the sum of \$100.00 for the hull of the former ferryboat 'Golden Gate,' being personal property unfit and unnecessary for the use of the City, which bid was the highest bid received by this Board after due advertisement and public auction, be and the same is hereby accepted; and be it further

RESOLVED that the President of this Board be and he is hereby authorized to execute and deliver to said bidder a bill of sale to said hull upon receipt of the full amount of said sum, and that said bidder shall remove said hull within five (5) days from the date of this resolution."

"RESOLUTION NO. 5021RESOLUTION DETERMINING THAT A
LEASE SHOULD BE MADE OF CERTAIN
PROPERTY NEAR THE FOOT OF ADELINE
STREET FOR A PERIOD OF TWENTY-FIVE
YEARS, APPROVING FORM OF LEASE AND NOTICE
INVITING BIDS, AND DIRECTING THE SECRETARY
TO ADVERTISE FOR BIDS.

Whereas, this Board finds and determines that it would be to the best interest of the Port that it make a lease of certain premises in the City of Oakland near the foot of Adeline Street and now occupied by Moore Dry Dock Company, for a term of twenty-five years, to the highest responsible bidder, at the highest rent bid therefor, and upon the provisions and conditions specified by this Board; now, therefore, be it

RESOLVED that the form of such lease and notice inviting bids therefor which have been prepared by the Port Attorney under the direction of this Board and which have been filed with it, be and the same are hereby approved; and be it further

RESOLVED that the Secretary be and he is hereby authorized to publish said notice in the official newspaper in the manner and for the time required by law to secure bids for such lease (each bid to be accompanied by a cash deposit or a check of or certified by a

responsible bank in the amount of \$250.00) at public auction on Monday, April 3, 1939, at the hour of 4:15 p.m. of said day, and to furnish copies of such proposed lease to interested parties who may request the same; and be it further

RESOLVED that the Board reserves the right to reject any and all bids; and be it further

RESOLVED that if the present occupant of said premises does not bid or be not the successful bidder for such lease, the Port Attorney shall take such steps as may be necessary to cause said occupant to vacate said premises in time to permit their occupancy by the successful bidder at the time of the effective date of such lease."

Port Ordinance No. 300 being "AN ORDINANCE AMENDING ITEMS 586 AND 1170 OF PORT ORDINANCE NO. 60," having been duly introduced, read and published, was finally adopted by the following vote:

AYES: Commissioners Colbourn, Fisher, Pardee, Roland and
President McElroy -5-
NOES: None
ABSENT: None

Port Ordinance No. _____ being "AN ORDINANCE AMENDING ITEM 140 OF PORT ORDINANCE NO. 60," was introduced and passed to print by the following vote:

AYES: Commissioners Colbourn, Fisher, Pardee, Roland and
President McElroy -5-
NOES: None
ABSENT: None

Pursuant to Resolutions No. 4989 and No. 5003 and advertising for five consecutive days in the City's official newspaper, bids for One New Auto Dump Truck and For Sale of Hull of Ferryboat GOLDEN GATE were received between the hours of 3:15 and 4:15 p.m. At the hour of 4:15 p.m., the following bids, being all the bids received, were publicly opened:

BIDS FOR
FURNISHING & DELIVERING ONE NEW ONE AND ONE-HALF
TO TWO TON AUTO DUMP TRUCK.

<u>Bidder</u>	<u>Lump Sum</u>	<u>Certified Check</u>
Chester N. Weaver Co.	\$1,286.41	\$128.64
F. H. Dailey Motor Company	1,137.27	113.72
Yellow Truck & Coach Manufacturing Company	1,266.48	130.00*
Jos. Pierotti & Sons Co.	1,225.00	150.00*
Cochran & Celli	1,200.00	130.00
Bill Wood Motor Co., Ltd.	1,230.68	123.07
(J.E. French Co.	1,303.85	140.00
(J.E. French Co.	1,362.15	140.00
International Harvester Company	1,268.00	160.00**
C. W. Campbell	1,210.00	125.00

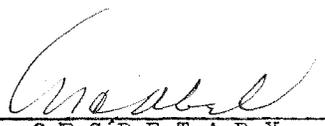
*Cashier's check. **Not Certified.

These bids were referred to the Port Attorney as to legality and the Port Manager for recommendation as to acceptance of the bids.

BIDS FOR
SALE OF HULL OF FERRY BOAT "GOLDEN GATE."

The Board received one oral bid for the sale of and sold at public auction the Hull of Ferryboat "Golden Gate" to R. H. Clark and C. H. Swanton for the sum of \$100.00 and thereafter adopted Resolution No. 5020, confirming the sale.

ADJOURNED.



S E C R E T A R Y

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS
of the
PORT OF OAKLAND

Held on Monday, March 27, 1939 at the hour of 3:15 o'clock p.m., in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

Commissioners present: Colbourn, Fisher, Pardee, Roland and President McElroy -5-
Commissioners absent: None

The Port Manager, Port Attorney and Assistant Chief Engineer were also present.

The minutes of the regular meeting of March 20, 1939 were approved, as read, and adopted.

Communication from Captain Stanley V. Parker, Commander, San Francisco Division U. S. Coast Guard, advising that effective April 30 berthing space at Clay Street Pier for Coast Guard boat will not be required, due to completion of berthing facilities at Government Island, was filed. The Port Manager stated that the berth to be vacated would be occupied by a Coast and Geodetic Survey vessel upon its return from Seattle.

Communication from John J. Flynn, Chairman National Foreign Trade Week Finance Committee, advising National Foreign Trade Week will be held May 21 to 27, 1939 and requesting appropriation of \$625.00 toward defraying expenses of the event, was read. It was noted that the budget, as submitted by Mr. Flynn, included an item of \$500.00 for Port Day

celebration and inasmuch as this event will be held in the fall by the Junior Chamber of Commerce, the Board directed that contribution to the Foreign Trade Week celebration be limited to \$125.00.

Communication from Carl Hoffman, Publisher Post-Enquirer, advising of his intention to publish its annual Promotion Edition, featuring Oakland's 87th Anniversary and requesting a page advertisement of the Port at a cost of \$403.20, was read and referred to the Port Manager for recommendation.

Communication from Charles Miles, Adjutant Oakland Post 5, American Legion, transmitting copy of its resolution urging Congress to enact legislation providing for acceptance of Oakland Supply Depot Site, was filed.

Communication from J. F. Douglas, Vice-President, Carnation Company, transmitting copy of 1938 Annual Statement of the Company, was filed.

The Port Manager's Certificate of Completion of contract with Heafey-Moore Co. for furnishing ten thousand tons, more or less, of crusher run rock to Oakland Municipal Airport, (contract of February 7, 1939) was filed.

Copy of telegrams from President McElroy to Chairman Vinson of the House Naval Affairs Committee and to Congressman Tolan, advising Board is opposed to clearing any encumbrances on Naval Supply Depot site, were filed.

Communication from J. E. French Co., advising their quotation of \$1103.85 for a dump truck, as made in a postscript to their letter of March 20, is incorrect and that their proposal made on the regular bidding blank in the amount of \$1303.85 is correct, was filed.

The Port Manager reported as follows on the status of certain funds as of March 24, 1939:

<u>Harbor Maintenance and Improvement Fund (No. 226)</u>	
Unencumbered Cash Balance as of Mar. 24, 1939.....	\$ 97,396.00
Set up in Special Funds 220 and 222.....	75,000.00
Total Unencumbered Cash in all revenue funds	
as of Mar. 24, 1939.....	172,396.00
Total Unencumbered Cash as of Feb. 28, 1939.....	183,906.28

<u>1925 Oakland Harbor Improvement Fund (No. 567)</u>	
Cash Balance as of Mar. 24, 1939.....	159,377.80

Report of the Port Manager, relative to renewal of lease with Libby, McNeill & Libby, was read. In this connection, the Port Manager stated that Mr. H. R. Higgins, Vice-President Rosenberg Bros. & Co.,

had advised him they desired to enter into negotiations for renewal of their lease, which expires September 15, 1939. It was the consensus of the Board that negotiations for the renewal of these two important leases should be undertaken and the Port Manager was requested to submit for the Board's consideration, basis for determination of lease rental for these leases.

Report of the Port Manager, submitting tonnage statistics of the Port of Oakland for the month of February, 1939, showing increase over January, 1939 and February, 1938, was filed.

Report of the Oakland Airport Transportation Co., submitting statement of income and expense for month of February, 1939, showing profit of \$41.09 on United Air Lines operations and loss of \$75.53 on Airport bus operation, was filed.

In respect to the matter of the survey of salary adjustments of Port employees receiving less than \$200.00 per month, as submitted by the Port Manager, which survey had previously been reviewed and approved by Commissioner Colbourn, Commissioner Roland reported he had thoroughly checked the survey and recommended adoption of the report with modifications in rate of a few of the positions of like classification. An ordinance was later introduced and passed to print, adjusting the salary of Port employees receiving less than \$200.00 per month, in accordance with the report.

It was noted that the House Naval Affairs Committee on March 21 approved Oakland Naval Supply Depot bill, with provision that Southern Pacific Company be paid not to exceed \$300,000 for its property and rights and that activities of the depot be under jurisdiction of Mare Island Commandant.

It was reported that W. A. Patterson, President, United Air Lines, had announced in the press on March 22 that Oakland Airport is favored for its repair and maintenance shops, to be moved from Cheyenne, Wyoming, with employment for one thousand men and an estimated annual payroll of one million dollars; further, that Los Angeles Airport is also being considered and that points to be considered in arriving at a decision as to location would be (1) cost of airplane construction materials, (2) accessibility of living quarters for employees, and (3) general labor situation. Vice-President Fisher stated that in his conversation with Mr. Patterson, he had stated that he would return to Oakland about May 5 and that no decision as to location of the shops would be made until the matter was fully discussed with the Board. The Port Manager

was directed to make arrangements for a luncheon meeting with Mr. Patterson upon his return.

The Port Attorney stated that Attorneys for the American Dredging Company, after having secured all the time possible by Court order for answering ejectment suit, filed a demurrer on perfunctory grounds.

The Port Attorney reported on progress of State legislation as follows:

That the Assembly Committee on Commerce and Navigation had approved the following port bills: Bill granting tidelands at foot of Broadway to City; bills relative to proposed East Shore Highway through City's tidelands; bill relative to construction of armory at 3rd Avenue; and bill granting strip east of airport to City.

The Port Attorney further reported that the Hogan Tideland Bill had been laid on the table by the committee; that progress was being made with bills relative to airport Navy hangars, old hulks, aviation laws, weighmaster certification and airport annexation; that bills regarding proposed aviation gasoline tax and department of aeronautics have apparently been dropped by proponents; that in view of progress made on Southern Pacific Tideland Bill, it had been suggested that bills changing wharf franchise laws and State's authority to fix low tidelines be held up for the time being; and that the Assembly Committee had approved the San Francisco harbor transfer bill, but that it was expected the bill would be killed in the Senate.

The Port Attorney stated that he had received word that the Conference on State Defense proposed a statute classifying municipal corporations with the term "political subdivisions" and requested the Port's cooperation in securing passage.

From press reports it was noted that the Civil Aeronautics Authority had submitted its long delayed report to Congress on Civil Aviation, recommending that \$125,000,000 be made available immediately for most urgent airport projects and estimated that \$425,000,000 would be required to develop an adequate national system of airports. The Port Manager stated he had wired for a copy of the full report.

It was reported that the Matson Steamship Company's vessels MONTEREY and MATSONIA had been tied up by C.I.O. pickets since March 24 in direct violation of their contracts, which specify no work stoppage; that the Matson Company had secured an injunction against the Union,

which to date had not been served on the Union, due to strong arm methods employed by the C.I.O. It was further reported that the Alaska Packing Company ships, now being prepared for the forthcoming salmon season, were being picketed to force negotiations with C.I.O. unions as to employment.

It was reported that the U. S. Maritime hearing on intercoastal steamship rate structure (Docket 514) had been postponed to April 17, 1939.

The Port Attorney stated that he had received affidavits from Frank O'Brien, Dublin, Ireland, confirming his right to compensation payments, for injuries received as a waterfront laborer in 1927.

The Port Manager reported that the Pacific Gas and Electric Company had a serious gas explosion in its new boiler plant, Station C, opposite Grove Street Pier on March 24, damaging boiler and concrete smokestack.

The Port Attorney stated that the trial of action against the Ford Motor Company will be continued, due to illness of Attorney Williamson, who is expected to be a witness.

The Port Manager reported that effective March 25 the United Air Lines had ordered all its Douglas airplane schedules to San Francisco eliminated until their runways are improved; that two north and south schedules, using Boeing No. 247 airplanes, would still use San Francisco Airport, and that this order will be in effect at least until April 14, when the runways are expected to be improved.

Copy of Vinson Bill H. R. 4897, amended to limit payment to Southern Pacific Company for its rights in Middle Harbor Naval Supply Depot site to \$300,000.00 and placing the depot under supervision of the Mare Island Navy Yard Commandant, together with copy of letter from Congressman Carter, relative thereto, were filed.

The report of the Auditing Committee on claims and demands was adopted.

The following resolutions were introduced and passed by the following vote:

AYES: Commissioners Colbourn, Fisher, Pardee, Roland and
President McElroy -5-

NOES: None

ABSENT: None

"RESOLUTION NO. 5022

RESOLUTION APPROVING AND ALLOWING
CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

LEASED WHARF IMPROVEMENT FUND:

Howard Terminal \$3,521.10

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Air Reduction Sales Co.	9.79
American Bag & Union Hide Co.	15.14
American Bitumuls Company	17.61
American Business	3.00
American-LaFrance-Foamite Corporation	39.97
Baker, Hamilton & Pacific Company	10.09
Bay City Lumber Company	107.03
Bearing and Equipment Co.	8.53
Geo. R. Borrmann Steel Company	118.81
Calaveras Cement Company	285.92
California Pottery Company	92.75
Joseph H. Clapp Packard Service Inc.	.90
Clipper Cafe	6.37
Cochran & Celli	4.84
Coos Bay Lumber Company	32.45
Henry Cowell Lime and Cement Co.	59.69
H. S. Crocker Company, Inc.	6.50
Crowley Launch and Tugboat Co.	25.00
Frank Day	12.75
East Bay Glass Company	13.38
East Bay Municipal Utility District	479.58
Eastman Kodak Stores, Inc.	4.61
The Electric Corporation	31.78
Fitzgerald Electro-Mechanical Company	22.80
General Electric Company	28.35
Gilson Electrical Supply Co.	5.09
Gleason & Richardson	74.30
The Glidden Company	68.22
Goodhue Printing Company	92.70
Graybar Electric Company, Inc.	35.95
Greenwood Printers Ltd.	32.91
Gurley-Lord Tire Company	20.31
H. & M. C. Co.	6.70
Haiden Auto Parts, Ltd.	.36
The Hancock Oil Co. of Calif.	169.72
C. P. Hunt Company	1.52
L. N. "Len" Johnson-Typewriters	12.50
S. T. Johnson Co.	28.33
Ed. Jones & Co.	7.57
Walter P. Koetitz	200.00
Laird's Stationery	7.32
Lawton & Williams	26.37
Libby, McNeill & Libby	41.09
Libby, McNeill & Libby	2.95
Marine Exchange of the San Francisco Chamber of Commerce	10.00
C. W. Marwedel	8.36
Maxwell Wholesale Hardware Company	90.20
Melrose Lumber & Supply Co.	1.76
Melrose Sheet Metal Works	33.05
National Lead Company	31.67
Oakland Plumbing Supply Co.	5.83
M. D. McCarl, Secretary-Treasurer, Pacific Coast Assn. of Port Authorities	150.00
Pacific Gas and Electric Company	1,443.63
The Pacific Telephone and Telegraph Company	29.10
The Pacific Telephone and Telegraph Company	227.84
Pacific Tool and Supply Company	4.94
Postmaster, Oakland	114.18

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Remington Rand, Inc.	\$	1.55
The Rigney Tile Company		95.00
Sentinel Sanitary Supply Company		3.29
B. Simon Hardware Co.		20.24
Smith Brothers		21.46
Sunset-McKee Salesbook Co.		75.23
Symon Bros.		2.37
Tide Water Associated Oil Company		30.80
Transit Concrete, Ltd.		37.54
The Tribune Publishing Co.		38.34
E. C. Wenger Company		10.62
Westinghouse Electric Supply Company		63.26
White Investment Company		50.00
E. K. Wood Lumber Co.		227.40
The Tribune Press		175.00
J. G. Bastow		7.72
W. Reginald Jones		23.91
M. D. McCarl		14.89
Carl B. Bowen, M.D.		6.50
J. R. Sharpsteen, M.D.		1.25
William H. Sargent, M.D.		5.00
J.R. Sharpsteen, M.D.		3.00
Frederick E. Blume, M.D.		3.00
		<hr/>
		\$8,860.58."

"RESOLUTION NO. 5023

RESOLUTION AWARDING CONTRACT
FOR FURNISHING AND DELIVERING
ONE NEW AUTO DUMP TRUCK.

BE IT RESOLVED that the contract for the furnishing and delivering of one new one and one-half to two-ton auto dump truck be and the same is hereby awarded to G. E. Dailey, as the lowest responsible bidder, in accordance with the terms of his bid, filed March 20, 1939.

BE IT FURTHER RESOLVED that, pursuant to the specifications, the certified check accompanying said bid shall be held as bond as a guarantee of the furnishing and delivering of said dump truck; said certified check to be then returned to said bidder.

BE IT FURTHER RESOLVED that the other bids received for said contract be and they are hereby rejected and the checks accompanying same shall be returned to the proper persons."

The following resolution was introduced and passed by the following vote:

AYES: Commissioners Colbourn, Fisher, Pardee and President
McElroy -4-

NOES: None

ABSENT: None

NOT VOTING: Commissioner Roland -1-

"RESOLUTION NO. 5024

RESOLUTION ACCEPTING CONTRACT
WITH HEAFY-MOORE CO., A CORPORATION.

BE IT RESOLVED that the contract with Heafey-Moore Co., a corporation, dated February 7, 1939, (Auditor's No. 6604), for the furnishing and delivering of 10,000 tons, more or less, of crusher run rock to Oakland Municipal Airport, Oakland, having been satisfactorily completed, be and the same is hereby accepted."

The following resolutions were introduced and passed by the following vote:

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AYES: Commissioners Colbourn, Fisher, Pardee, Roland and
President McElroy -5-

NOES: None

ABSENT: None

"RESOLUTION NO. 5025

RESOLUTION REJECTING CLAIM
OF J. S. STANDLEY.

Whereas, one J. S. Standley on or about the 8th day of March, 1939 caused to be filed with the Secretary of this Board a copy of a claim theretofore filed with the City Clerk of the City of Oakland, which copy was not executed, and wherein said J. S. Standley made claim for the sum of \$7500.00 general damages in addition to special damages by reason of an injury alleged to have been sustained by him on December 16, 1938; and

Whereas, said J. S. Standley thereafter and on the 20th day of March, 1939 filed with the Secretary of this Board a verified claim for a similar amount and in connection with the same incident; now, therefore, be it

RESOLVED that said claim or claims be rejected."

"RESOLUTION NO. 5026

RESOLUTION APPROVING APPOINTMENT OF RALPH WM. RODGERS TO POSITION OF PILE DRIVER MAN.

BE IT RESOLVED that the appointment of Ralph Wm. Rodgers to the position of Pile Driver Man, in accordance with Resolution No. 4965, is hereby ratified, confirmed and approved by this Board, said appointment to be effective as of March 7, 1939."

"RESOLUTION NO. 5027

RESOLUTION AWARDING CONTRACT TO WALTER P. KOETITZ FOR RENTAL OF ONE FLOATING PILE DRIVER.

BE IT RESOLVED that the contract for the furnishing, on a rental basis, of one floating piledriver be and the same is hereby awarded to Walter P. Koetitz, as the lowest responsible bidder, in accordance with the terms of his bid, filed March 27, 1939.

BE IT FURTHER RESOLVED that a bond for the faithful performance of the work in the amount of \$1,000 shall be required and that the procedure prescribed by law shall be taken for the execution of such contract.

BE IT FURTHER RESOLVED that the other bid received for said contract be and it is hereby rejected and the check accompanying same shall be returned to the proper person."

Port Ordinance No. _____ being "AN ORDINANCE AMENDING CERTAIN PORTIONS OF PORT ORDINANCE NO. 222, ADJUSTING RATES OF COMPENSATION, AMENDING TITLES TO CERTAIN POSITIONS, INCREASING CERTAIN NUMBERS OF POSITIONS, ADDING CERTAIN SECTIONS THERETO, AND REPEALING SECTION 7.09 THEREOF," was introduced and passed to print by the following vote:

AYES: Commissioners Colbourn, Fisher, Pardee, Roland and
President McElroy -5-

NOES: None

ABSENT: None

Port Ordinance No. 301 being "AN ORDINANCE AMENDING ITEM 140 OF PORT ORDINANCE NO. 60," having been duly introduced, read and published, was finally adopted by the following vote:

AYES: Commissioners Colbourn, Fisher, Pardee, Roland and
President McElroy -5-

NOES: None

ABSENT: None

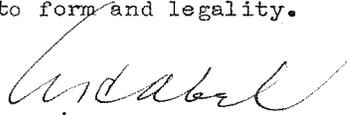
Pursuant to Resolution No. 5016 and advertising for five consecutive days in the City's official newspaper, bids for Rental of Pile Driver for Period of Approximately Six Months were received between the hours of 3:15 and 4:15 p.m. At the hour of 4:15 p.m., the following bids, being all the bids received, were publicly opened:

<u>Bidder</u>	<u>BIDS FOR</u> <u>RENTAL OF PILE DRIVER</u>		<u>Certified</u> <u>Check</u>
	<u>Per Month</u>	<u>Total</u>	
Walter P. Koetitz	\$340.00	\$2040.00	\$210.00
M. B. McGowan, Inc.	675.00	4050.00	400.00 and 5.00 cash.

Upon approval by the Port Attorney as to legality, and upon recommendation of the Port Manager, the bid of Walter P. Koetitz was accepted and Resolution No. 5027 passed, awarding the contract to said Walter P. Koetitz at the price of \$340.00 per month, he being the lowest bidder.

Due notice having been given, the President called for bids at public auction for the proposed lease of certain property near the foot of East Seventh Street. Only one bid therefor was received, being the written bid of Union Diesel Engine Co., a corporation, offering to pay a rental of \$15,000.00 for the entire 25-year term of such lease and to comply with all the terms and conditions of the proposed lease. Said bid was duly accompanied by a certified check in the sum of \$250.00 and a written statement setting forth required information as to the responsibility of the bidder to comply with the proposed lease. The bid was thereupon publicly read. Upon the President calling for other bids, and there being none, either oral or written, and no other interested parties or prospective bidders being present, the bid was referred to the Port Manager for recommendation and to the Port Attorney as to form and legality.

ADJOURNED.



S E C R E T A R Y

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS
of the
PORT OF OAKLAND

Held on Monday, April 3, 1939 at the hour of 3:15 o'clock p.m.,
in the office of the Board, Room 75, Grove Street Pier, due written notice
of such meeting having been given members of the Board.

Commissioners present: Colbourn, Pardee, Roland and Vice-
President Fisher -4-
Commissioner absent: President McElroy -1-

The Port Manager, Port Attorney, and Assistant Chief Engineer
were also present.

In the absence of President McElroy, Vice-President Fisher
presided.

The minutes of the regular meeting of March 27, 1939 were
approved, as read, and adopted.

Communication from A. E. Stewart, Contract Attorney, Southern
Pacific Company, advising valuation of tracks, etc., as set forth in switch-
ing agreement, had been approved, was filed.

Copy of letter from Wm. S. Culbertson, Washington Counsel,
Oakland Chamber of Commerce, advising that Naval Supply Depot matter is
now in satisfactory shape and that the Navy is satisfied with present legis-
lation progress, was filed.

Communication from the Tribune Publishing Co., advising their
1939 year book is now in course of compilation and requesting the Board to
place a full page advertisement at a cost of \$325.00, was read. The Port
Manager submitted a statement that provision had been made in the fiscal
year advertising budget for the placing of port advertisements in the
annual edition of both the Post-Enquirer, whose request was made in a
communication presented at previous meeting, and in the Tribune, at a total
cost of \$647.56 for both publications, which would include the printing of
articles on the Port and Airport. The Board directed that arrangements
be made for the placing of the advertisements, as requested by both
publications.

Communication from the Civil Aeronautics Authority, outlining
salient features of its report to the Congress, in which request of
\$125,000,000 is made for national airport development, was read. In this

connection, Congressman Carter wired that the full report is being printed and that copies will be forwarded in about ten days.

Communication from Lt. Colonel J. A. Dorst, U. S. Engineers, forwarding permit from Chief of Engineers, giving approval for improvements to be made along 19th Avenue adjacent to Livingston Street Pier, was filed.

Communication from Anthony J. Harper, painter, requesting leave of absence from March 27 to May 15, 1939, on account of illness occasioned by accident resulting in broken jaw, attested to by physician, was read and resolution later passed granting leave of absence with three-quarters pay for 25 days, the remainder of the leave to be without pay.

Communication was submitted by the Port Manager, relative to items of free time and storage in Port Tariff Ordinance No. 60, change in these items being requested by private terminal operators. The Port Manager suggested that inasmuch as this matter was of vital importance, careful consideration should be given prior to arriving at a decision. He further suggested that he could arrange to have several of the heavy shippers, using the Port's facilities, appear before the Board and present their views of the changes proposed to be made by the private terminal operators.

Communication from E. A. Blackman, requesting lease of space at Ninth Avenue Terminal for his lumber operations, was read and referred to the Port Manager.

The Port Manager submitted revised plans for additional space to be provided at the Airport Administration Building, to take care of demands of several Government Agencies which are rapidly expanding their activities. He stated that the original plan, as submitted to the Board at previous meeting, would not adequately meet the space demands and that the new plan, which has been approved by the heads of the Government Agencies, would require 8400 square feet additional space and would cost about \$20,000.00. Consideration was given to remodeling the Airport Inn as an Administration Building, at an estimated cost of \$10,000.00, and after discussion, it was decided that to do so would eliminate this feature of the Airport, which produces \$3600.00 annual rental and accordingly, it was ordered that the revised plans for adding to the existing Airport Administration Building be approved and the construction of the addition be undertaken without delay under a W.P.A. project.

was directed to present further tonnage and cost of occupancy data for the Board's consideration.

The Port Attorney stated that Mr. Earl Warren, Attorney General, on his return from Washington, had advised him that in the Congressional hearings on submerged tidelands issues, it was frankly admitted that if the law were sustained, the Federal Government would take over all port properties; further, that, in his opinion, the bills would not pass the Congress.

Mr. Warren further advised that the U. S. Senate is likely to take action, directly taxing the income of all state and municipal securities and that Governor Olson had declared to him that he was favorable to such reciprocal taxation.

The Port Attorney reported that recent opinions of the U. S. Supreme Court on income taxation cases unequivocally makes all Federal, State and local officers and employees subject to taxation for the past years and that state and municipal employees are liable for payment of Federal taxes on any public income received since 1926; further, that Federal employees in California are liable to payment of taxes on incomes received since 1935.

In respect to the American Dredging Company actions, the Port Attorney reported that the Court had overruled lessee's demurrer to the ejectment suit and that lessee now indicates it proposes to sue for recovery of premises on basis that its quitclaim deed of 1911 excepted the lease and hence the quitclaim deed may be rescinded. The Port Attorney stated that he has filed proceedings to strike answer in the condemnation suit on the grounds that it is inconsistent with disclaimer.

The Port Manager reported that he had received acknowledgment from Chairman Bland, of the Merchant Marine & Fisheries Committee, of the Board's telegram relative to H. R. 5130, which would subject state and municipal port organizations to full jurisdiction of the Maritime Commission, thus treating them as private organizations, and further advising that hearings on the bill would be resumed on April 19. The Port Manager stated that he had been in communication with J. F. Marias, President of the State Harbor Board, on this matter and that the State Harbor Board is opposed to the legislation and had directed him to appear at the Washington hearing in opposition to the bill. The Port Manager further reported that he had indicated to Mr. Marias that the Board was

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likewise opposed to being placed under the Maritime Commission's jurisdiction and would undoubtedly file statement in opposition to the bill at the time of the hearing.

In respect to State legislation, the Port Attorney reported that the Assembly Committee had approved the Port's bill A.B. 590, covering the removal of old hulks; that he had appeared before the Assembly Committee in support of Assembly Bill 2501, which would place intrastate air transport companies under the jurisdiction of the Railroad Commission, and that the Committee had approved this bill; further, that Mr. Hainer Hinshaw, Assistant to the President, United Air Lines, had expressed his appreciation of the Port's support of the bill, which they were very much interested in having passed.

The Board's attention was called to Assembly Bill 969, which would place all public employees of city and state under a 35-hour week, with time and a half for overtime and which would grant permission to close all public offices on Saturdays; further, that Senate Constitutional Amendment No. 17 provides that all unused property of public agencies shall be subject to local taxation and if the amendment were passed, it would have serious effect on the Port.

The Port Attorney stated that his office had listed over one hundred bills in which the Port is interested, which were being carefully watched, and that because of the hectic state of the Assembly, due to the controversy over the budget, it was deemed impractical to press controversial bills such as the Southern Pacific tideland grant bill.

The Port Manager stated that the Matson Steamship Company strike, which held up the sailing of its vessels since March 24, was concluded on March 29.

The Port Manager stated that dock checkers have demanded from the Waterfront Employers Association that they be paid travel fare on the bus from the 16th Street Station to the Outer Harbor Terminal and that this is in line with the practice of the steamship companies, who now pay this fare for longshoremen working ships at the terminal. From the past year's record, it was indicated that this additional cost would amount to about \$70.00 per year, as it affects only those checkers who are ordered from the San Francisco hall, when in rush periods additional help is required. It was the consensus of the Board that inasmuch as the private terminals are required to pay for transportation, the Port would be re-

quired to follow suit and the allowance for travel fare was authorized.

The Board authorized the issuance of a Board Letter on recent Port progress.

The report of the Auditing Committee on claims and demands was adopted.

The following resolutions were introduced and passed by the following vote:

AYES: Commissioners Colbourn, Pardee and Vice President Fisher -3-

NOES: None

ABSENT: President McElroy -1-

NOT VOTING: Commissioner Roland -1-

"RESOLUTION NO. 5028 \

RESOLUTION APPROVING AND ALLOWING CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Acme Awning & Linoleum Co.	\$	9.30
American Brass & Copper Co.		4.09
American Tractor Equipment Corporation		15.41
Baker, Hamilton & Pacific Company		111.03
Geo. R. Borrmann Steel Company		2.42
Burroughs Adding Machine Company		13.98
City of Oakland, Street Department		67.25
City of Oakland, City Hall		434.05
Construction Methods & Equipment		2.00
Henry Cowell Lime and Cement Co.		1.28
Dieterich-Post Company		37.65
Dock Checkers Employers Association		95.98
East Bay Blue Print and Supply Co.		11.03
Firestone Auto Supply & Service Stores		2.00
Gilson Electrical Supply Co.		36.47
Graybar Electric Company, Inc.		4.39
The Hancock Oil Co. of Calif.		108.58
Robert W. Hunt Company		4.00
Lee J. Immel		103.00
International Business Machines Corporation		16.94
Interurban Electric Railway Co.		13.00
Kling-Dawers Stationery Co., Inc.		1.46
Geo. A. Kreplin Co.		12.78
Laird's Stationery		1.41
Maxwell Wholesale Hardware Company		129.43
National Lead Company		29.78
Oakland Air Port Transportation Service		200.00
Oakland Battery Co.		4.67
Oakland Plumbing Supply Co.		2.40
Pacific Marine Review		20.00
Phoenix Iron Works		24.72
Rhodes & Jamieson, Ltd.		9.01
The San Francisco Examiner		5.20
Sentinel Sanitary Supply Company		13.87
Shields, Harper & Co.		.56
Shipping Register		3.00
B. Simon Hardware Co.		17.06
Smith Brothers		37.49
Standard Mill and Lumber Co.		12.51

Clyde Sunderland	\$	16.74
TideWater Associated Oil Company		12.32
The Tribune Publishing Co.		121.29
Voegtly & White		1.55
Chester N. Weaver Co.		.71
E. K. Wood Lumber Co.		268.06
Zellerbach Paper Company		14.86
Geo. H. Nash		66.51
R. N. Ricketts		16.44
Bank of America		5.42
Carl B. Bowen, M.D.		20.00
Sebastian Grass		34.00
Frank O'Brien		53.23
F. Ruppert		110.71
S. E. Tucker		37.04
1925 OAKLAND HARBOR IMPROVEMENT BOND FUND:		
Heafey-Moore Company		6,963.00
		<hr/>
		\$9,361.08."

"RESOLUTION NO. 5029

RESOLUTION APPROVING BOND OF
WALTER P. KOETITZ.

BE IT RESOLVED that the bond of Walter P. Koetitz, executed by American Surety Company of New York, in the amount of \$1,000 for the faithful performance of his contract with the City of Oakland for the furnishing, on a rental basis, of one floating piledriver, be and the same is hereby approved."

The following resolutions were introduced and passed by the following vote:

- AYES: Commissioners Colbourn, Roland, Pardee and Vice-President Fisher -4-
- NOES: None
- ABSENT: President McElroy -1-

"RESOLUTION NO. 5030

RESOLUTION AUTHORIZING AGREEMENT
PROVIDING SPACE FOR UNITED STATES
WEATHER BUREAU.

BE IT RESOLVED that the President of this Board be and he is hereby authorized to enter into an agreement with United States of America, providing for the use of premises in the Administration Building, Oakland Municipal Airport, by the United States Weather Bureau, by extending for a period of five years commencing February 1, 1939 that certain agreement between the parties dated February 1, 1934, and subject to termination on sixty days' notice by either party."

"RESOLUTION NO. 5031

RESOLUTION GRANTING LEAVE OF
ABSENCE TO ANTHONY J. HARPER,
PAINTER.

BE IT RESOLVED that Anthony J. Harper, Painter, (Port Ordinance No. 222, Section 5.07), is hereby granted a leave of absence on account of illness for a period of 45 days commencing March 27, 1939, with compensation for the first 25 working days thereof, at the rate of 75% of the salary payable such employe, as provided by the rules of the Civil Service Board."

"RESOLUTION NO. 5032

RESOLUTION RESCINDING A PROPOSED
ORDINANCE NUMBERED 302, INCREASING
RATES OF COMPENSATION PAID TO
EMPLOYEES.

BE IT RESOLVED that the proposed ordinance numbered 302, to be effective April 1, 1939, passed to print at the last meeting of this Board, entitled: 'An Ordinance Amending Certain Sections of Port Ordinance No. 222, Adjusting Rates of Compensation, Amending Titles to Certain Positions, Increasing Certain Numbers of Positions, Adding Certain Sections thereto, and Repealing Section 7.09 Thereof,' be and the same is hereby rescinded."

Port Ordinance No. 303 being "AN ORDINANCE AMENDING CERTAIN PORTIONS OF PORT ORDINANCE NO. 222, ADJUSTING RATES OF COMPENSATION, AMENDING TITLES TO CERTAIN POSITIONS, INCREASING CERTAIN NUMBERS OF POSITIONS, ADDING CERTAIN SECTIONS THERETO, AND REPEALING SECTION 7.09 THEREOF," and Port Ordinance No. ___ being "AN ORDINANCE AWARDED LEASE OF CERTAIN PROPERTY NEAR THE FOOT OF EAST SEVENTH STREET TO UNION DIESEL ENGINE CO.; DETERMINING CERTAIN MATTERS IN CONNECTION THEREWITH; AND AUTHORIZING THE EXECUTION OF SUCH LEASE," were introduced and passed to print by the following vote:

AYES: Commissioners Colbourn, Roland, Pardee and Vice-President
Fisher -4-
NOES: None
ABSENT: President McElroy -1-

The hour of 4:15 o'clock p.m. having arrived, and due notice having been given, the Vice-President called for bids at public auction for the proposed lease of certain property near the foot of Adeline Street, Oakland. Only one bid therefor was received, being the written bid of Moore Dry Dock Company, a corporation, offering to pay rental of \$75,000.00 for the entire term of 25 years, and to comply with all the terms and conditions of the proposed lease. Said bid was duly accompanied by a certified check in the sum of \$250.00 and a written statement setting forth required information as to the responsibility of the bidder to comply with the proposed lease. The bid was thereupon publicly read. Upon the Vice-President calling for other bids, and there being none, either oral or written, and no other interested parties or prospective bidders being present, the bid was referred to the Port Manager for recommendation and to the Port Attorney as to form and legality.

ADJOURNED.


S E C R E T A R Y

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS
of the
PORT OF OAKLAND

Held on Monday, April 10, 1939 at the hour of 3:15 o'clock p.m., in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

Commissioners present: Colbourn, Fisher, Pardee, Roland
and President McElroy -5-
Commissioners absent: None

The Port Manager, Port Attorney, and Assistant Chief Engineer were also present.

The minutes of the regular meeting of April 3, 1939 were approved, as read, and adopted.

Communication from P. B. Ivey, requesting permission to hold an endurance flight for Taylorcraft plane at Oakland Municipal Airport, was read and upon recommendation of the Port Manager, request was denied.

Communication from McClatchy Newspapers, requesting placement of a Port advertisement in their Golden Gate Exposition edition of their Sacramento, Fresno and Modesto Bee at a cost of \$262.08, was read and following discussion, the Port Manager was directed to arrange for Port advertisement and publicity in the three newspapers at a total cost of \$262.08.

Communication from Alfred Hermanson, Port Maintenance Laborer, requesting leave of absence for nine working days, with three-quarters pay on account of sickness, attested to by physician, was read and resolution later passed granting leave as requested, with three-quarters pay, in accordance with Civil Service regulations.

Communication from Attorneys Heller, Ehrman, White & McAuliffe, advising that form of indenture with Sidney M. Hauptman, Trustee for Charles Nelson Co., regarding Sunset Lumber Co. lease and the proposed street right-of-way, had been approved by Mr. Hauptman, Mr. Sterling Carr, his attorney, and the Wells Fargo Bank, and requesting that a joint ordinance in respect thereto be passed by the Board and City Council, was filed. The Port Manager and Port Attorney reported on a conference held with City Engineer Walter N. Frickstad and Hilton Melby, Assistant City Attorney, in which Mr. Frickstad stated it was his opinion that curbs and sidewalks should be made a requirement of the indenture and that this request had

been transmitted to Mr. Hauptman for consideration. Action on the matter was deferred by the Board until its next meeting.

The Port Manager reported as follows on the status of certain funds as of April 7, 1939:

<u>Harbor Maintenance and Improvement Fund (No. 226)</u>	
Unencumbered Cash Balance as of April 7, 1939	\$ 99,425.79
Set up in Special Funds 220 and 222	75,000.00
Total Unencumbered Cash in all revenue funds	
as of Apr. 7, 1939	174,425.79
Total Unencumbered Cash as of March 31, 1939	140,520.01
<u>1925 Oakland Harbor Improvement Fund (No. 567)</u>	
Cash Balance as of Apr. 7, 1939	150,553.80

Report of the Port Manager on progress of the Port during the month of March, 1939, was filed.

Report of the Port Manager on Fund 226, Harbor Maintenance and Improvement Fund, at close of the month of March, 1939, February, 1939 and March, 1938, showing increase of earned revenue during March, 1939 of \$24,926.26 over February of 1939, was filed.

Report of the Port Manager on accounts receivable, showing decrease in accounts past due of \$4673.63 over February of 1939, was filed.

The Port Manager reported that Mr. Tom Hogan had conferred with him in respect to the location of the low tide line on the property occupied by the Hogan Lumber Company between Harrison and Alice Streets. He stated that Mr. Hogan had presented a list of seven points to be discussed in arriving at an agreement as to the location of the low tide line. The Board discussed the points, as presented, and directed the Port Manager to arrange for conference with Mr. Hogan and his attorney for further discussion of the matter.

In respect to the matter of location of the United Air Lines Shops at the Oakland Municipal Airport, attention was called to a clipping from the Los Angeles Times, quoting Mr. S. V. Hall, Western Operations Manager, as indicating the shops would be moved to Los Angeles in the event Los Angeles bond issue of three million dollars was voted for improvement of its airport. The Port Manager stated that he had conferred with Mr. Hall, who stated he was misquoted and that the matter of location of the shops had not been decided. He further stated that President Patterson had advised him that he would not be in position to go to Oakland during May, as previously indicated, but that he would confer with the Board in the early part of June.

It was further reported that Mr. Hall and Mr. Hinshaw, Assistant to President Patterson, had expressed their thanks for the valuable assistance rendered by the Port Attorney in furthering their legislation at Sacramento.

The Port Manager stated that a copy of the Senate Naval Affairs Committee hearing on the Oakland Supply Depot bill had been received and that additional copies, which had been requested, would be furnished all Board members as soon as received.

Relative to State legislation at Sacramento, the Port Attorney reported that the Assembly had passed the following Port bills: Bill granting Southern Pacific Company submerged lands to City; bill authorizing right-of-ways for East Shore Highway; bill granting strip of land at Airport to City; and bill authorizing conveyance of tideland for State Armory. He further reported that the Assembly Committee had approved Port bill bringing up to date California law by including regulations of Civil Aeronautics Authority; that the following bills are awaiting vote by the Assembly: Bill authorizing destruction of old hulks; bill giving Railroad Commission authority over intrastate air transport operations; that the proposed changes in pilotage laws had been tabled; that the San Francisco Harbor/transfer bill had been passed by the Assembly; and that the Senate Committee tabled a similar bill by Senator Shelley.

From press reports it was noted that the State Personnel Board had finally issued its order discharging Carl Sturzenacker as Chief of State Lands.

In respect to Congressional legislation, the Port Attorney raised the question as to whether the Board should endorse or oppose bill designed to place the Port under Maritime Commission jurisdiction, as proposed by the bill introduced by Congressman Bland. Following discussion, the Board directed the Port Attorney to advise Congressman Bland that it was not in favor of public wharfinger operations being placed under the jurisdiction of the Maritime Commission..

The Port Manager stated that the Hawaiian Pineapple Company advised they will ship between 500,000 and 750,000 cases of pineapple during July to September, and that this is in addition to the one million cases already received.

The Port Manager reported that following a recent conference with officials of the Pacific Westbound Conference we were ad-

vised that the arguments presented were received favorably and that we may be granted terminal rates predicated on some fair minimum tonnage requirement.

The Port Manager reported on conference held with Captain Brown of the U. S. Bureau of Public Roads, relative to the future development of Government Island as related to the proposed change in harbor lines in the Brooklyn Basin area, which will be required by the proposed East Shore Highway. He stated that Captain Brown is preparing a complete development plan of Government Island, which apparently would work harmoniously with the Board's proposed change of harbor lines, and that further conferences would be held with Captain Brown whereby a comprehensive plan for the entire area would be developed.

For the Board's information, a memorandum setting forth data in respect to Rosenberg and Libby leases was presented and it was stated that further information, as a basis for the new leases with these firms, would be submitted at a later date.

The Oakland Yacht Club sent invitation and complimentary tickets for their opening spring dance at the Club on April 15 and the Secretary was directed to express the Board's thanks to the Club.

Copy of Board letter, which was mailed on April 7, was filed.

The Port Manager stated that he had received letter from Federal Bureau of Airways, advising that effective May 15, the U. S. Army Air Corps would use 4495 kilocycles for its aircraft transmitters in lieu of 3105 kilocycles now used in conjunction with civil aircraft and that the Navy would undoubtedly also use the new frequency. It was further stated that the change in kilocycles would require additional equipment in the Control Tower, which would cost in the neighborhood of \$250.00.

The reports of the Auditing Committee on claims and demands, and on weekly payrolls, were adopted.

The following resolutions were introduced and passed by the following vote:

- AYES: Commissioners Colbourn, Fisher, Pardee, Roland and President McElroy -5-
- NOES: None
- ABSENT: None

"RESOLUTION NO. 5033

RESOLUTION APPROVING AND ALLOWING CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Air Reduction Sales Company	\$22.60
American Bitumuls Company	29.10
American District Telegraph Company	1.00
Associated Stationers	15.14
Baker, Hamilton & Pacific Company	21.25
Bay City Iron Works	2.50
Geo. R. Borrmann Steel Company	7.93
Calaveras Cement Company	285.92
J. Catucci	24.00
Frank R. Church	385.00
L. M. Clough Co.	186.82
Commonwealth Club of California	3.00
Frank Day	7.50
East Bay Glass Company	3.03
East Bay Municipal Utility District	63.14
The Electric Corporation	88.03
Electrical Products Corporation	13.64
Fairbanks, Morse & Co.	16.21
Firestone Auto Supply & Service Stores	24.26
Gilson Electrical Supply Co.	49.68
Graybar Electric Company, Inc.	55.59
Greenwood Printers Ltd.	48.98
Charles R. Hadley Company	3.97
Haiden Auto Parts, Ltd.	1.03
The Hancock Oil Co. of Calif.	288.66
Hogan Lumber Company	2.97
E. H. Huebbe	3.61
Interstate Stucco Company	24.72
S. T. Johnson Co.	28.33
Laher Spring & Tire Corp.	6.34
Laird's Stationery	4.04
Lawton & Williams	35.23
Libby, McNeill & Libby	14.55
C. W. Marwedel	.61
Metropolitan Window Shade Factory	49.85
National Lead Company	25.18
Oakland Association of Insurance Agents	345.40
Oakland Battery Co.	4.31
Oakland National Engraving and Gravure Co.	35.91
Oakland Plumbing Supply Co.	8.79
Oakland Saw Works	2.75
Pacific Tool and Supply Company	14.64
Phoenix Iron Works	30.90
Planett Manufacturing Company	61.49
The Ross Carrier Company	3.23
Scherman Bros., Inc.	456.03
H. G. Scovern & Co.	2.57
B. Simon Hardware Co.	86.15
Smith Brothers	29.91
Southern Pacific Company - Pacific Lines	5.00
State Electric Supply, Ltd.	27.18
Strable Hardwood Company	4.89
Tay-Holbrook Inc.	1.18
Tide Water Associated Oil Company	45.11
The Tribune Publishing Co.	3.81
Underwood Elliott Fisher Company	1.70
Chester N. Weaver Co.	63.68
Zellerbach Paper Company	15.02
Postmaster, Oakland	25.00
Sebastian Grass	34.00
Harold Hale	34.00
S. E. Tucker	37.04
Dr. D. J. Tepper	7.25
Geo. A. Attwood	17.79
A. C. Meadows	24.93
Thos. H. Moore	23.87
J. S. Saunders	28.24
Port Revolving Fund - Misc.	420.20
Payrolls - Administrative Department	2,112.50
" - Airport	860.00
" - Engineering Department	2,283.51

Payrolls - Grove and Market Street Piers	\$1,543.90
" - Maintenance Department	3,862.40
" - Ninth Avenue Pier	766.69
" - Outer Harbor Terminal	5,733.51
" - Traffic Department	<u>1,382.50</u>
	\$22,290.39."

"RESOLUTION NO. 5034

RESOLUTION APPROVING WEEKLY PAYROLLS,
RATIFYING ALL HIRINGS AND EMPLOYMENTS
THEREIN AND REIMBURSING PORT REVOLVING
FUND.

BE IT RESOLVED that the weekly payrolls for the weeks ending March 21, March 25 and April 1, 1939 be and the same are hereby approved and the hiring or employment of each and all of the services therein set forth at the compensations therein paid is hereby ratified, confirmed and approved, and

BE IT FURTHER RESOLVED that the demand against the Harbor Maintenance and Improvement Fund for the reimbursement of the Port Revolving Fund in the amount set forth therein, having been approved by the Auditing Committee, is hereby approved and allowed, and the City Auditor be and he is hereby authorized and directed to draw his warrant for the same and make such reimbursement.

HARBOR MAINTENANCE AND IMPROVEMENT FUND:
Port Revolving Fund Payrolls \$10,819.00."

"RESOLUTION NO. 5036

RESOLUTION APPROVING WORKS
PROGRESS ADMINISTRATION PROJECT
FOR CONSTRUCTION OF ADDITION TO
AIRPORT ADMINISTRATION BUILDING
UNDER W.P.A. PROJECT PROPOSAL NO.
0803-1514, WORK PROJECT NO. 8780,
AND AUTHORIZING ADVERTISEMENT FOR
CERTAIN MATERIALS TO BE FURNISHED.

BE IT RESOLVED that the plans and specifications and estimates of cost for the construction of addition to the Airport Administration Building under W.P.A. Project Proposal No. 0803-1514, Work Project No. 8780, and for which the Works Progress Administration has allotted funds, be and the same are hereby approved by this Board, and the Port Manager is hereby authorized and directed to acquire the necessary materials and equipment and provide supervision for said work, the estimated cost thereof being \$22,000.

BE IT FURTHER RESOLVED that the Secretary is hereby authorized to purchase any item of necessary materials and equipment less than \$1,000 in amount in the open market.

BE IT FURTHER RESOLVED that the Secretary be authorized to advertise for five consecutive days in the official newspaper for sealed proposals for the furnishing of 100,000 board feet, more or less, of framing lumber for said work."

"RESOLUTION NO. 5037

RESOLUTION GRANTING LEAVE
OF ABSENCE WITH PAY TO
ALFRED HERMANSON, PORT
MAINTENANCE LABORER.

BE IT RESOLVED that Alfred Hermanson, Port Maintenance Laborer, (Port Ordinance No. 222, Section 5.03), is hereby granted a leave of absence on account of illness, said leave to be for a period of 9 working days commencing March 30, 1939, with compensation at the rate of 75% of the salary payable such employee, as provided by the rules of the Civil Service Board."

Port Ordinance No. 303 being "AN ORDINANCE AMENDING CERTAIN PORTIONS OF PORT ORDINANCE NO. 222, ADJUSTING RATES OF COMPENSATION, AMENDING TITLES TO CERTAIN POSITIONS, INCREASING CERTAIN NUMBERS OF POSITIONS, ADDING CERTAIN SECTIONS THERETO, AND REPEALING SECTION 7.09 THEREOF," having been duly introduced, read and published, was finally adopted by the following vote:

AYES: Commissioners Colbourn, Fisher, Pardee, Roland
and President McElroy -5-
NOES: None
ABSENT: None

Subsequent to adoption of the above entitled ordinance, (NO.303) the following resolution was introduced and passed by the following vote:

AYES: Commissioners Colbourn, Fisher, Pardee, Roland and
President McElroy -5-
NOES: None
ABSENT: None

"RESOLUTION NO. 5035

RESOLUTION ASSIGNING OFFICERS AND EMPLOYEES TO POSITIONS OR PLACES OF EMPLOYMENT, AND FINDING AND DETERMINING THE CLASS, SCALE OR GRADE WITHIN THE SALARY SCHEDULE HERETOFORE FIXED TO WHICH CERTAIN EMPLOYEES OF THE PORT DEPARTMENT ARE ENTITLED, AND DESIGNATING THE COMPENSATION OR SALARIES TO WHICH THEY ARE ENTITLED.

Whereas, Port Ordinance No. 303 has been adopted by this Board to be effective April 16, 1939, and amending Port Ordinance No. 222, whereby adjustments in the rates of compensation and salaries payable to port officers and employees have been made, and it is now desired to assign officers and employees to certain of such positions or places of employment covered by said Ordinance No. 222, as amended, and to prescribe the salaries and compensation to which they shall be respectively entitled, now therefore,

BE IT RESOLVED that hereinafter set forth appears the following:

In the first column, under the caption 'Ord. Sec.' appears the appropriate section of Port Ordinance No. 222, as amended.

In the second column, under the caption 'Employee' appear the names of the officers and employees of the Port Department whose salaries and rates of compensation shall be adjusted as herein provided.

In the third column, under the caption 'Title of Position' appear the titles of positions corresponding to the sections of Port Ordinance No. 222, as amended, designated at the beginning of the line in which each of such titles appear.

In the fourth column, under the caption 'Salary' appears the salary or compensation and the letter, (if any applies), of designation of the grade or scale of position which such employee designated in such line shall be entitled to receive. Said rates of salary or compensation shall be payable on a monthly basis unless otherwise hereinafter specified.

Ord. Sec.	Employee	Title of Position	Salary
<u>Administrative</u>			
2.081	Alan A. Brizee	Intermediate Clerk	e. \$140
2.111	Ruth Croter	Intermediate Stenographer-Clerk	b. \$110
2.112	Myrtle Platt	Junior Typist-Clerk	c. \$90
2.11	Patricia Crittenden	Intermediate Typist-Clerk	c. \$110
2.13	Louis W. DeClaybrook	Janitor	b. \$105
2.13	Leon L. Lyons	Janitor	e. \$130
2.09	Charlotte C. Crase	Junior Account Clerk	d. \$115
2.09	Evelyn Rowley	Junior Account Clerk	d. \$115
2.07	Ruth G. Jatho	Junior File Clerk	c. \$110
3.4	Dora Williams	Legal Stenographer-Clerk	b. \$130
2.031	Leona C. Powell	Mimeograph Operator	d. \$125
2.03	C. A. Luck	Port Purchasing Clerk	d. \$215
2.06	Dorothy L. Schmitt	Senior File Clerk	c. \$130
2.12	Marie L. Thatcher	Senior Stenographer-Clerk	e. \$155
2.1	Virginia Ahlberg	Telephone Operator and Clerk	c. \$110
2.12	Eleanore Henderson	Senior Stenographer-Clerk	c. \$140
<u>Engineering</u>			
4.09	Geo. L. Bertotti	Engineering Aid	c. \$140
4.08	William J. Kearney	Instrumentman	c. \$200
4.11	Fred H. Austin	Port Construction Inspector	b. \$7.00 per day
4.11	Jack B. Baines	Port Construction Inspector	d. \$9.00 per day
4.11	Francis S. Boyer	Port Construction Inspector	b. \$7.00 per day
4.111	R. H. Cooper	Port Construction Inspector	b. \$190
4.14	H. E. Anderson	Port Electrician	d. \$215
4.14	John J. Smith	Port Electrician	b. \$190
4.15	W. A. Dornenburg	Port Engineering Clerk	c. \$150
4.15	Henry L. Whiffen	Port Engineering Clerk	b. \$140
<u>Traffic</u>			
7.08	Florence Young	Intermediate Stenographer-Clerk	b. \$110
7.08	Ruth Mullen	Intermediate Stenographer-Clerk	b. \$110
7.06	Gladys Downes	Port Traffic Clerk	d. \$125
7.07	R. J. Jones	Port Statistician	d. \$170
7.05	Frank M. Ford	Port Traffic and Tariff Clerk	c. \$200
8.16	Lea D. Steinberg	Senior Typist-Clerk	a. \$110
<u>Airport</u>			
6.03	Emile J. Basso	Airport Attendant and Watchman	c. \$150
6.03	Harold J. Gannon	Airport Attendant and Watchman	c. \$150
6.03	George B. King	Airport Attendant and Watchman	c. \$150
6.03	Van H. Richardson	Airport Attendant and Watchman	a. \$130
6.02	Chester A. Weaver	Airport Clerk	c. \$180
6.1	G. C. Bourquin	Airport Control Tower Operator	c. \$180
6.1	Leland E. Housman	Airport Control Tower Operator	c. \$180
6.1	George C. Wilcox	Airport Control Tower Operator	c. \$180
6.05	Robert C. Gilmore, Jr.	Janitor	b. \$105
6.04	Henry W. Bangle	Airport Gardener & Laborer	c. \$130
<u>Maintenance</u>			
4.15	George Billingsley	Port Engineering Clerk	c. \$150
5.01	H. O'Connell	Port Maintenance Foreman	a. \$6.00 per day
5.01	Percy E. Turner	Port Maintenance Foreman	b. \$6.50 per day
5.01	W. R. Kirk	Port Maintenance Foreman	c. \$7.00 per day
5.021	Wm. Haney	File Driver Foreman -	a. \$1.70 per hour when working with full crew, b. \$1.40 per hour when working with less than full crew and not operat- ing pile driving equipmen

Ord. Sec.	Employee	Title of Position	Salary
5.023	Ralph Wm. Rodgers	File Driver Man	\$1.40 per hour
5.03	Robert F. Anderson	Port Maintenance Laborer	b. \$5.40 per day
5.03	Rodney M. Buxton	Port Maintenance Laborer	b. \$5.40 per day
5.03	Wm. L. Edwards	Port Maintenance Laborer	b. \$5.40 per day
5.03	Melvin F. Fitzgerald	Port Maintenance Laborer	b. \$5.40 per day
5.03	Alfred Hermanson	Port Maintenance Laborer	c. \$5.80 per day
5.03	Paul Holmgren	Port Maintenance Laborer	c. \$5.80 per day
5.03	Vaughn M. King	Port Maintenance Laborer	c. \$5.80 per day
5.03	Louis Hall Leadley	Port Maintenance Laborer	b. \$5.40 per day
5.03	Ira Newman	Port Maintenance Laborer	c. \$5.80 per day
5.03	Edward F. O'Brien	Port Maintenance Laborer	c. \$5.80 per day
5.03	Raymond Panelli	Port Maintenance Laborer	b. \$5.40 per day
5.03	John Silva	Port Maintenance Laborer	a. \$5.00 per day
5.03	Joseph W. Silva	Port Maintenance Laborer	b. \$5.40 per day
5.03	Sherman E. Tucker	Port Maintenance Laborer	b. \$5.40 per day
5.03	Roy Wheable	Port Maintenance Laborer	b. \$5.40 per day
5.03	Peter van der Vlies	Port Maintenance Laborer	a. \$5.00 per day
5.03	Hans K. Frost	Port Maintenance Laborer	c. \$5.80 per day
5.019	Grover F. Robertson	Power Equipment Operator and Mechanic and Laborer	\$200
5.02	Ira V. Beaulieu	Power Equipment Operator or Mechanic or Laborer	a. \$10.00, b. \$7.50 c. \$5.50 per day
5.041	E. J. Hales	Truck Driver and Laborer	\$165
5.08	Thomas Griffen	Concrete Worker or Laborer	a. \$6.80, b. \$5.50 per day.
8.22	Dwight Kimble	Port Maintenance Laborer and Watchman	\$140
8.22	Wm. C. Walter	Port Maintenance Laborer and Watchman	\$140
<u>Grove and Market Street Terminal</u>			
8.09	Howard F. Sutherland	Dock Office Clerk	h. \$180
8.21	Emory Blunkall	Port Watchman	b. \$140
8.21	Bruce M. Walker	Port Watchman	b. \$140
8.11	Wallace F. Duncan	Railroad Car Clerk and Cashier	e. \$190
8.23	David D. Grubb	Dock Sweeper and Watchman	\$130
8.16	Agnes Baker	Senior Typist-Clerk	d. \$125
<u>Outer Harbor Terminal</u>			
8.14	Louis Fiora	Cargo Repair Man	c. \$175, (plus pay for overtime as hereinafter in Sec. 16.7 provided).
8.07	F. O. Schullerts	Dock Clerk	h. \$175, (plus pay for overtime as hereinafter in Sec. 16.7 provided).
8.09	Sidney J. Armstrong	Dock Office Clerk	i. \$185
8.09	Carl E. Boorman	Dock Office Clerk	c. \$150
8.09	Charles C. Buckley	Dock Office Clerk	c. \$150
8.09	Sidney G. Carlton	Dock Office Clerk	i. \$185
8.09	Richard N. Compton	Dock Office Clerk	i. \$185
8.09	Ivon Dearborn	Dock Office Clerk	c. \$150
8.09	Pierce T. Lonergan, Jr.	Dock Office Clerk	g. \$175
8.09	Richard A. Peppin	Dock Office Clerk	i. \$185
8.09	L. M. Purcell	Dock Office Clerk	i. \$185
8.09	Harry W. Roessner, Jr.	Dock Office Clerk	c. \$150
8.09	Frank G. Tabb	Dock Office Clerk	i. \$185
8.09	Jack R. Warner	Dock Office Clerk	h. \$180
8.17	Dorothy S. Doyle	Intermediate Stenographer-Clerk and Telephone Operator	a. \$110
8.17	Clare A. Marks	Intermediate Stenographer-Clerk and Telephone Operator	e. \$130
8.2	Lawrence T. Stile	Port Messenger and Clerk	e. \$120
8.23	Albert H. Jones	Dock Sweeper and Watchman	\$130

<u>Ord. Sec.</u>	<u>Employee</u>	<u>Title of Position</u>	<u>Salary</u>
8.23	John Tamboury	Dock Sweeper and Watchman	\$130
8.21	Wallace Bergman	Port Watchman	b. \$140
8.21	Clarence M. Crum	Port Watchman	b. \$140
8.21	Frank Fehlman	Port Watchman	a. \$130
8.21	Geo. W. Harvey	Port Watchman	b. \$140
8.21	Owen I. Hattrem	Port Watchman	b. \$140
8.21	Chas. A. Holman	Port Watchman	a. \$130
8.21	Frank Hilken	Port Watchman	b. \$140
8.21	Willard H. Minor	Port Watchman	b. \$140
8.21	Otto W. Richter	Port Watchman	b. \$140
8.21	Harold A. Robinson	Port Watchman	b. \$140
8.21	Roscoe W. Stafford	Port Watchman	b. \$140
8.16	Elma Barnette	Senior Typist-Clerk	c. \$120
8.16	Julia Gannon	Senior Typist-Clerk	c. \$120

Ninth Avenue Terminal

8.09	Paul G. Zacher	Dock Office Clerk	b. \$145
8.21	Luigi Guinasso	Port Watchman	b. \$140
8.21	Carl N. Olsen	Port Watchman	b. \$140

Extra Port Watchmen

8.211	Harry G. Armstrong	Extra Port Watchman	\$5.25 per day
8.211	Wm. H. Budwiser	Extra Port Watchman	\$5.25 per day
8.211	Frank A. Davis	Extra Port Watchman	\$5.25 per day
8.211	Alexander M. Haskey	Extra Port Watchman	\$5.25 per day

BE IT FURTHER RESOLVED that, pursuant to the provisions of Port Ordinance No. 222, and said Port Ordinance No. 303, amending said former ordinance, the officers and employees of the Port Department shall, commencing with April 16, 1939, be assigned to and shall hold the positions or grades or scales of positions or places of employment respectively set forth hereinabove after their names, and shall be paid the salaries or compensation respectively designated in said column five.

BE IT FURTHER RESOLVED that this resolution shall take effect at the same time that said Port Ordinance No. 303 becomes effective; Resolutions Nos. 4643, 4965 and 4971 and any or all other resolutions or parts of resolutions in conflict herewith are to such extent rescinded."

Port Ordinance No. 304 being "AN ORDINANCE AWARDED LEASE OF CERTAIN PROPERTY NEAR THE FOOT OF EAST SEVENTH STREET TO UNION DIESEL ENGINE CO.; DETERMINING CERTAIN MATTERS IN CONNECTION THEREWITH; AND AUTHORIZING THE EXECUTION OF SUCH LEASE," having been duly introduced, read and published, was finally adopted by the following vote:

AYES:	Commissioners Colbourn, Fisher, Pardee, Roland and President McElroy	-5-
NOES:	None	
ABSENT:	None	

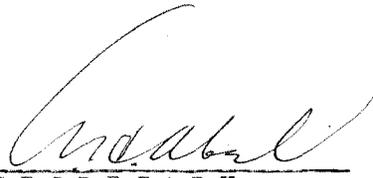
Port Ordinance No. ____ being "AN ORDINANCE AMENDING SECTION 8.13 OF PORT ORDINANCE NO. 222," and Port Ordinance No. ____ being "AN ORDINANCE AWARDED LEASE OF CERTAIN PROPERTY NEAR THE FOOT OF ADELIN STREET TO MOORE DRY DOCK CO.; DETERMINING CERTAIN MATTERS IN CONNECTION THEREWITH; AND AUTHORIZING THE EXECUTION OF SUCH LEASE," were introduced and passed to print by the following vote:

AYES: Commissioners Colbourn, Fisher, Pardee, Roland
and President McElroy -5-

NOES: None

ABSENT: None

ADJOURNED.



SECRETARY

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS
of the
PORT OF OAKLAND

Held on Monday, April 17, 1939 at the hour of 3:15 o'clock p.m.,
in the office of the Board, Room 75, Grove Street Pier, due written notice
of such meeting having been given members of the Board.

Commissioners present: Colbourn, Fisher, Pardee, Roland and
President McElroy -5-

Commissioners absent: None

The Port Manager, Port Attorney, and Assistant Chief Engineer
were also present.

The minutes of the regular meeting of April 10, 1939 were ap-
proved, as read, and adopted.

Telegram from Congressman Tolan, advising House of Representa-
tives on April 13 passed Oakland Supply Depot bill as amendment to Navy
Public Works Bill, was filed.

Copy of wire sent Congressman Tolan, congratulating him on ob-
taining passage of Oakland Naval Supply bill, was filed.

Communication from Board of Administration, Oakland Municipal
Employees Retirement System, forwarding forms to be completed by each
employee affected, was filed. The Port Manager stated the forms had
been distributed to the employees of the Port.

Communication from R. H. Spaulding, Assistant Operating Vice-
President, The Interstate Co., requesting renewal of lease on Airport
Inn and Restaurant for one year ending March 1, 1940, was read and the
Port Attorney directed to prepare agreement for renewal of lease, as

requested.

Port Manager's Certificate of Completion of contract with General Engineering & Dry Dock Co. for drydocking, painting and repairing of Port of Oakland Dredge No. 2, was filed.

Port Manager's Certificate of Completion of contract with United Iron Works for furnishing and delivering low lift drainage pump to Oakland Municipal Airport, was filed.

Port Manager's Certificate of Completion of contract with G. E. Dailey, for furnishing and delivering one $1\frac{1}{2}$ ton Chevrolet auto truck with dump body, was filed.

Communication from the Port Manager, recommending advertising for bids for 10,000 tons, more or less, of crusher run rock for further improvement of Airport runways, was read and resolution later passed authorizing advertisement, as recommended.

Communication from Brobeck, Phleger & Harrison, acknowledging receipt of Outer Harbor switching agreements and advising that approval for execution by railroads will be sought from Railroad Commission, was filed.

Communication from Brobeck, Phleger & Harrison, acknowledging receipt of papers in connection with Moore Dry Dock Company lease, and tideland settlement, and expressing approval thereof, was filed.

Copy of Decision No. 31921 of Railroad Commission, granting port authority to construct grade crossing on Dolphin Street across Southern Pacific Company spur tracks, was filed.

Communication from Heller, Ehrman, White & McAuliffe, Attorneys for Hauptman and Charles Nelson Co., agreeing that the Port may include provision in proposed agreement permitting City to construct sidewalks, was read and ordinance later introduced, authorizing execution of agreement with Sidney M. Hauptman, Trustee.

The Port Manager reported as follows on the status of certain funds as of April 14, 1939:

<u>Harbor Maintenance and Improvement Fund (No. 226)</u>	
Unencumbered Cash Balance as of April 14, 1939	\$109,621.10
Set up in Special Funds 220 and 222	75,000.00
Total Unencumbered Cash in all revenue funds	
as of April 14, 1939	184,621.10
Total Unencumbered Cash as of March 31, 1939	140,620.01
<u>1925 Oakland Harbor Improvement Fund (No. 567)</u>	
Cash Balance as of April 14, 1939	150,553.80

Report of the Port Manager, submitting financial report of operators of the Port for the six months' period ending December 31, 1938, indicating increase of \$36,306.53 in income over expense as compared with first half of last fiscal year, was filed.

The Port Manager reported that a conference would be held during the week with Mr. Tom Hogan for further discussion of low tideline agreement, which was considered by the Board at its last meeting.

The Port Attorney stated that oral argument of the El Dorado franchise case, which was set for this morning before Judge Ogden, had been continued until April 26.

In respect to State legislation, the Port Attorney reported that the Senate Committee was scheduled to hear arguments today on Port bills which had passed the Assembly; that the Assembly Committee approved the Port's weighmaster bill, and will consider the Port's bills on Airport Navy hangars and annexation of airport lands on Tuesday morning, April 18.

In regard to Congressional legislation, the Port Attorney reported that the hearing by Chairman Bland on Federal jurisdiction over state and municipal wharves had been continued indefinitely; that copy of letter to Chairman Bland had been prepared by the Port Attorney, which will be mailed to port authorities in order to draw interest to the issues at stake; that the State Attorney General had advised of his support in opposing proposed extension of Federal Jurisdiction; that Congress having passed bill covering income taxes on state and Federal public salaries, attention was now being given to issue of taxing public securities; that report had been submitted of Conference on State Defense, warning municipalities of the financial difficulties they face; and that such Federal taxation will materially affect the Port's ability to sell further harbor bonds.

It was reported that the U. S. Maritime Commission postponed intercoastal investigation until May 15 and that many shippers and ports have manifested interest in the case.

The Port Attorney reported that State authorities at Sacramento had advised that completion of overpass agreement and bridge right-of-way matters must be held up until the Highway Commission can find time to consider the details.

In respect to Assembly Bill No. 397, requiring that a licensed officer be maintained at all times on all vessels over 250 tons net

register, while tied up at moorings, it was stated that this bill had been passed by the Assembly and was now before the Senate Committee and that the bill was being actively opposed by steamship interests, which would be put to heavy expense in maintaining licensed officers aboard vessels should the bill become a law. It was the consensus of the Board that the Port Attorney appear before the Committee opposing the bill from the standpoint of the Port's interests in furthering the economic operation of vessels using the Port's facilities.

The Port Manager reported that the Alameda County Supervisors had approved the proposition for accepting a strip of land at the intersection of Jones Avenue and Davis Street from the Matoza interests, which will permit future widening of the intersection to serve the proposed East Shore Highway to be constructed along the north side of the Southern Pacific right-of-way through the Airport to connect with Alameda.

It was reported that Governor Olson appointed E. A. McMillen of the Brotherhood of Railway Clerks to the State Harbor Board, subject to confirmation.

The Port Manager stated that arrangements had been made with Alameda County Development Association to have Port of Oakland slide on exhibition at Alameda-Contra Costa Building on Treasure Island and that photographic murals of Port and Airport can also be placed on walls at cost of \$25.00 each, two murals being recommended. The Board approved the arrangements as made and authorized the placing of two murals at a cost of \$50.00.

The Port Manager reported that Mr. E. A. Blackman had reserved five thousand square feet of space in the new dry lumber shed now under construction at three cents per square foot and that he will handle dry lumber and building materials at this location.

The Port Manager reported that Henry O'Connell, Maintenance Foreman, had been given 60-day suspension for being under influence of liquor while on the job, this being his second offense.

It was reported that the Highway Drivers Council, A.F.L. Union's regulations require two union men to load or unload any truck at the docks when individually owned trucks call for shipments. The Port Manager explained that this discriminatory ruling was made in an endeavor to force all trucking into the hands of union operated trucks and that it would be very difficult to have any change in this regulation made by the union.

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It was reported that during the month of March, 53 departing transport planes and 49 arriving transport planes could not land at San Francisco Airport, and that following March 25, as previously reported, all schedules, except two using Boeing No. 247 planes, were cancelled from using San Francisco Airport.

Written invitation, received from the Port of Philadelphia to attend the Port of Philadelphia celebration on June 29, was filed.

From press reports, it was noted that Manager Cahill, of San Francisco Utilities Commission, reported to supervisors that Treasure Island is not needed as an airport for the next six or eight years, stating there is no economic justification for its improvement at this time.

In respect to the matter of the East Shore Highway, the Port Manager was directed to address a communication to Mr. C. H. Purcell, Chief Engineer, Highway Commission, advising him of the Board's opposition to the location of the highway along 19th Avenue northerly of Livingston Street. It was explained by the Port Manager that he had been verbally advised some months ago that arrangements had been made to place the highway easterly of the Atlas Diesel plant and that in accordance with this decision, the Board proceeded with projects to increase the size of the Oakland Yacht Harbor and other improvements along 19th Avenue, including improvement of the concrete warehouse at the corner of Livingston Street, which improvements were now under way and would be destroyed should the East Shore Highway be located along 19th Avenue. The Port Manager further reported that recently State Highway surveyors were noticed surveying the 19th Avenue location and that he had advised Colonel Skeggs' office of the improvement work being undertaken along 19th Avenue, requesting that no further consideration be given to the use of this portion of the street for State Highway purposes. It was the consensus of the Board that a letter be filed with the State Highway Engineer and the State Highway Commission, setting forth the Board's position in the matter.

The report of the Auditing Committee on claims and demands was adopted.

The following resolutions were introduced and passed by the following vote:

AYES: Commissioners Colbourn, Fisher, Pardee, Roland and
 President McElroy -5-

NOES: None

ABSENT: None

"RESOLUTION NO. 5038

RESOLUTION APPROVING AND ALLOWING
 CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having
 been approved by the Auditing Committee, be and the same are hereby
 approved and allowed by the Board of Port Commissioners and the
 Auditor is authorized to draw his warrant for the same out of the
 proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Adherite Corporation	\$ 18.41
Allis-Chalmers Manufacturing Company	1.93
Sam Bates Company	192.75
Bay Cities Asbestos Co.	3.88
The C. A. Bischoff Surgical Co.	60.52
Blake, Moffitt & Towne	28.26
Geo. R. Borrmann Steel Company	4.43
Frank R. Brown	4.25
Chase & Teddy, Ltd.	10.80
L. M. Clough Co.	15.00
Cochran & Celli	35.35
M. L. Cohen Co.	6.18
East Bay Glass Company	11.14
East Bay Municipal Utility District	521.01
Eastman Kodak Stores, Inc.	388.35
The Electric Corporation	6.06
Field-Ernst Envelope Co.	42.90
Frank Typewriter & Adding Machine Co.	2.00
General Motors Truck & Coach	3.21
Greenwood Printers Ltd.	33.58
The Hancock Oil Co. of Calif.	179.95
Hogan Lumber Company	3.23
Industrial Equipment Company	100.00
International Business Machines Corporation	15.50
L. N. "Len"Johnson-Typewriters	12.50
Kellogg Express & Draying Co.	.40
Kling-Dawers Stationery Co., Inc.	7.32
Laird's Stationery	1.62
Libby, McNeill & Libby	.93
Maxwell Wholesale Hardware Company	5.19
Merchants Express Corporation	4.00
Albert C. Moe	354.59
Oakland Airport Inn	2.78
Oakland Fire Extinguisher Co.	41.79
Oakland Plumbing Supply Company	8.53
Pacific Gas and Electric Company	1,345.43
Pacific Coast Aggregates, Inc.	60.68
Pacific Electric Motor Co.	18.59
Pacific Shipper	68.00
Pacific Tool and Supply Company	1.28
Parris Manufacturing Co.	16.06
Patrick and Moise-Klinkner Co.	3.86
Plant Rubber & Asbestos Works	2.67
Postal Telegraph-Cable Company	1.20
Postmaster, Oakland	83.15
Royal Typewriter Company, Inc.	4.15
San Francisco Bay Carloading Conference	5.00
San Pablo Auto Wrecking Co.	4.12
Schirmacher Co.	.62
Shell Oil Company	27.30



B. Simon Hardware Co.	\$ 13.65
Smith Brothers	10.76
Southern Pacific Company	13.60
Standard Mill and Lumber Co.	17.72
Sterling Lumber Company	81.76
Thomas Sanitary Supply Co.	32.21
Tide Water Associated Oil Company	3.91
Transcontinental & Western Air, Inc.	1.00
The Tribune Publishing Co.	97.08
Union Paper Company	17.28
Western Iron & Metal Co.	899.96
The Western Union Telegraph Company	19.24
E. K. Wood Lumber Co.	482.56
Zellerbach Paper Company	14.13
General Engineering and Dry Dock Co.	4,961.25
The Tribune Press	169.95
W. Reginald Jones	15.16
M. D. McCarl	33.87
Harold Wiltermood	46.86
H. G. Adam	34.20
Frederick E. Blume, M. D.	4.25
Sebastian Grass	34.00
The Samuel Merritt Hospital	8.75
Douglas D. Toffelmier, M. D.	2.50
	<hr/>
	\$10,786.10"

"RESOLUTION NO. 5039

RESOLUTION ACCEPTING CONTRACT WITH UNITED IRON WORKS.

BE IT RESOLVED that the contract with United Iron Works, a corporation, for the furnishing and delivering of a low lift drainage pump to Oakland Municipal Airport, having been satisfactorily completed, be and the same is hereby accepted."

"RESOLUTION NO. 5040

RESOLUTION ACCEPTING CONTRACT WITH GENERAL ENGINEERING & DRY DOCK CO., A CORPORATION.

BE IT RESOLVED that the contract with General Engineering & Dry Dock Co., a corporation, for the drydocking, painting and repairing of Port of Oakland Dredge No. 2, Oakland, having been satisfactorily completed, be and the same is hereby accepted."

"RESOLUTION NO. 5041

RESOLUTION APPROPRIATING ONE HUNDRED TWENTY FIVE DOLLARS TO OAKLAND FOREIGN TRADE AND HARBOR CLUB.

BE IT RESOLVED that an amount not to exceed \$125.00 is hereby appropriated to defray the expenses to be incurred in publicizing National Foreign Trade week to be held May 21 to May 27, 1939, inclusive."

"RESOLUTION NO. 5042

RESOLUTION ADOPTING SPECIFICATIONS FOR THE FURNISHING OF CRUSHER RUN ROCK TO OAKLAND MUNICIPAL AIRPORT.

BE IT RESOLVED that the specifications and other provisions relative thereto filed with the Board for the furnishing and delivering of 10,000 tons, more or less, of crusher run rock to Oakland Municipal Airport, and the manner indicated for payment therefor, including progressive payments, be and the same are

hereby approved.

BE IT FURTHER RESOLVED that the Secretary be authorized to advertise for five consecutive days in the official newspaper for sealed proposals for the supplies to be furnished, as required by law."

"RESOLUTION NO. 5043

RESOLUTION ACCEPTING CONTRACT
WITH G. E. DAILEY.

BE IT RESOLVED that the contract with G. E. Dailey for the furnishing and delivering of one new auto dump truck to the Grove Street Terminal, having been satisfactorily completed, be and the same is hereby accepted."

"RESOLUTION NO. 5044

RESOLUTION AUTHORIZING AGREEMENT
FOR OCCUPANCY BY UNITED STATES
NAVY OF SPACE AT OAKLAND MUNICIPAL
AIRPORT.

BE IT RESOLVED that the President of this Board be and he is hereby authorized to enter into an agreement with United States of America extending for a further period of one (1) year commencing July 1, 1939 that certain agreement dated July 1, 1932 providing for the occupancy of Hangar No. 3 and other space by United States Navy at Oakland Municipal Airport at a yearly rental of \$3500.00 and upon and subject to all the terms and conditions in said lease contained."

"RESOLUTION NO. 5045

RESOLUTION AUTHORIZING GASOLINE
CONCESSION AGREEMENT WITH SHELL
OIL COMPANY.

BE IT RESOLVED that the Port Manager be and he is hereby authorized to enter into an agreement with Shell Oil Company providing for the gasoline concession at Oakland Municipal Airport for a period of one (1) year commencing November 1, 1938 in consideration of payment of sums per gallon set forth in the form of gasoline concession agreement customarily used by this Board."

Port Ordinance No. 305 being "AN ORDINANCE AWARDED LEASE OF CERTAIN PROPERTY NEAR THE FOOT OF ADELIN STREET TO MOORE DRYDOCK CO.; DETERMINING CERTAIN MATTERS IN CONNECTION THEREWITH; AND AUTHORIZING EXECUTION OF SUCH LEASE," and Port Ordinance No. 306 being "AN ORDINANCE AMENDING SECTION 8.13 OF PORT ORDINANCE NO. 222," having been duly introduced, read and published, were finally adopted by the following vote:

AYES: Commissioners Colbourn, Fisher, Pardee, Roland and
President McElroy -5-
NOES: None
ABSENT: None

Ordinance No. ____ C.M.S. and Port Ordinance No. ____ being "AN ORDINANCE AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH SIDNEY M. HAUPTMAN, AS TRUSTEE OF THE CHARLES NELSON CO., AND WITH OTHER PARTIES RELATIVE TO CANCELLATION OF LEASE GRANTED TO SUNSET LUMBER COMPANY, AND THE ACQUISITION BY CITY OF OAKLAND OF A RIGHT-OF-WAY FOR STREET AND INCIDENTAL PURPOSES,"

was introduced and passed to print by the following vote:

AYES: Commissioners Colbourn, Fisher, Pardee, Roland and
President McElroy -5-
NOES: None
ABSENT: None

At this time Commissioner Colbourn was excused.

Mr. George A. Armes, President, General Engineering & Dry Dock Co., together with Mr. Peter P. Mesquita, Secretary-Treasurer, Mr. James H. Young, Vice-President and Mr. Harrison A. Jones, Attorney, appeared before the Board at 4:00 p.m. in respect to the continuance of operations at their Oakland plant, located on Port property at the foot of Fifth Avenue. Mr. Armes stated that the decline in the shipping business and the adverse labor conditions on the coast, affecting ship repair work, has made it unprofitable for his company to continue the operation of the shipyard business and that his company had, therefore, decided to discontinue the operation of the Oakland plant. He stated that under the present regulations and requirements of the Maritime Commission, his company could not qualify for participation in the new shipbuilding program and was thereby limited to repair work, which has continually decreased until the present employment is about two hundred, whereas, under normal conditions seven hundred persons were employed.

Mr. Armes also stated that his company would continue the occupancy of the premises until the expiration of the present leases, which expire February 28, 1942, this occupancy to include the area held under the pending year-to-year lease agreement. He stated his company had no intention of defaulting on its present lease agreements, but that this advance notice was given so that if the Board desired to secure possession of the premises, for any reason, prior to the expiration of the leases, his company would be agreeable to relinquish same in advance of the expiration date. He stated further, however, that a sudden upturn in shipping, or change in the Government's shipbuilding program, may change the situation entirely and make their continued operation of the yard profitable, in which case they would desire to continue in the shipyard business. Mr. Armes expressed his appreciation of the past pleasant relationship with the Board and its staff.

Pursuant to Resolution No. 5036 and advertising for five consecutive days in the City's official newspaper, bids for Furnishing and Delivering 100,000 board feet, more or less, of lumber to Oakland Municipal Airport were received between the hours of 3:15 and 4:15 p.m. At the hour of 4:15 p.m.,

the following bids, being all the bids received, were publicly opened:

BIDS FOR
FURNISHING AND DELIVERING 100,000 BOARD FEET, MORE OR LESS, OF LUMBER
TO OAKLAND MUNICIPAL AIRPORT.

	Loop Lumber & Mill Co.	Hill & Mor- ton, Inc.	E.K.Wood Lbr. Co.	Oakland Lbr. Co.	Bay City Lbr. Co.	Hogan Lbr. Co.
All items price per MFBM:						
ITEM A <u>5772 FBM</u>	\$ 25.23	\$ 25.75	\$ 26.00	\$ 26.10	\$27.50	\$ 25.00
ITEM B <u>1260 FBM</u>	26.78	25.75	26.00	26.10	27.50	25.00
ITEM C <u>32,927 FBM</u>	25.49	25.75	26.50	26.10	28.00	26.00
ITEM D <u>26,041 FBM</u>	22.15	24.25	22.90	24.55	25.50	24.00
ITEM E <u>24,000 FBM</u>	25.23	22.15	22.90	22.50	25.00	22.50
ITEM F <u>10,000 FBM</u>	34.51	32.25	32.20	31.90	33.50	30.00
<u>TOTAL BID</u>	2,546.11	2,514.54	2,523.34	2,541.24	2795.82	2,496.88
<u>CERTIFIED CHECK</u>	255.00	250.00	253.00	254.00	300.00	300.00

Upon approval by the Port Attorney as to legality and upon recommenda-
tion of the Port Manager, the bid of Hogan Lumber Company was accepted and the
following resolution introduced and passed by the following vote, awarding the
contract to said Hogan Lumber Company at the price of \$2,496.88, this company
being the lowest bidder:

AYES: Commissioners Fisher, Pardee, Roland and President McElroy -4-

NOES: None

ABSENT: Commissioner Colbourn -1-

"RESOLUTION NO. 5046

RESOLUTION AWARDING CONTRACT TO HOGAN
LUMBER COMPANY FOR THE FURNISHING AND
DELIVERING OF LUMBER TO OAKLAND
MUNICIPAL AIRPORT.

BE IT RESOLVED that the contract for the furnishing and deliver-
ing of lumber to Oakland Municipal Airport is hereby awarded to Hogan Lumber
Company, the lowest responsible bidder, in accordance with the terms of its
bid filed April 17, 1939; and be it further

RESOLVED that in accordance with the specifications the certified
check accompanying said bid shall be held in lieu of bond to be returned to
said bidder upon the faithful performance and completion of said contract;
and be it further

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RESOLVED that all other bids be and are hereby rejected and that the Secretary be and he is hereby directed to return to said bidders the certified checks accompanying their respective bids."

ADJOURNED.



S E C R E T A R Y

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS

of the

PORT OF OAKLAND

Held on Monday, April 24, 1939 at the hour of 3:15 o'clock p. m., in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

Commissioners present: Colbourn, Fisher, Pardee, Roland and
President McElroy -5-
Commissioners absent: None.

The Port Manager and Assistant Chief Engineer were also present.

The minutes of the regular meeting of April 17, 1939 were approved, as read, and adopted.

Communication from F. B. Connell, Vice-President, Inter-Island Airways, Ltd., expressing thanks for cooperation and assistance in handling their latest amphibian at Oakland Municipal Airport while being transshipped to Honolulu, was filed.

Communications from Brotherton, Thomas & Co. and D. A. Sargent & Co., each filing request to audit the Board's accounts for the fiscal year ending June 30, 1939, were read and after discussion, it was the consensus of the Board that its policy of having the accounts audited by the firm auditing the City of Oakland's fiscal year accounts should be continued and the Port Manager was directed to arrange with D. A. Sargent & Co. to audit the Board's accounts for this fiscal year at the same compensation as previously paid for this service.

Communication from Major William H. Fillmore, expressing appreciation for placing of wind sock at northeast end of Airport, was filed.

Copy of Port Manager's letter to State Highway Department officials, protesting further consideration of 19th Avenue for East Shore Highway location, was read and the Port Manager directed to mail copies to the Oakland Chamber of Commerce and Downtown Property Owners Association for their information.

Communication from J. H. Jouett, President, Aeronautical Chamber of Commerce, enclosing copy of letter from Assistant Secretary of War Louis Johnson and requesting advice as to steps to be taken to remove 3% sales tax from California manufactures of aeronautical equipment ordered by Federal Government, was filed.

Communication from Clifford W. Henderson, Chairman "Air Armada" Committee, requesting use of Oakland Municipal Airport during proposed visit of "Air Armada" from Southern California to Treasure Island on April 29, was read. The Port Manager stated that an invitation to use Oakland Municipal Airport had been extended to the Air Armada Committee.

Communication from H. W. Roessner, Jr., Dock Office Clerk, requesting increase in pay, was read and referred to the Port Manager for report.

Communication from Congressman Starnes, of Alabama, enclosing copy of H. R. 4576 making appropriations for public works projects and requesting the Board's support of the measure, was filed.

The Port Manager reported as follows on the status of certain funds as of April 21, 1939:

<u>Harbor Maintenance and Improvement Fund (No. 226)</u>	
Unencumbered Cash Balance as of Apr. 21, 1939....	\$ 98,923.77
Set up in Special Funds 220 and 222.....	75,000.00
Total Unencumbered Cash in all revenue funds	
as of Apr. 21, 1939....	173,923.77
Total Unencumbered Cash as of March 31, 1939.....	140,520.01

<u>1925 Oakland Harbor Improvement Fund (No. 567)</u>	
Cash Balance as of April 21, 1939.....	150,553.80

Report of the Oakland Airport Transportation Service on income and expense, showing net profit of \$96.32 during the month of March, was filed.

Report of the Port Manager, on accident to United Air Lines' plane by Naval Reserve plane on April 16, was filed.

Consideration of memorandum of conference with Mr. Tom Hogan, relative to location of low tideline, was deferred for discussion until the next Board meeting.

The Board's attention was called to the First Annual Report Banquet of the Oakland Plan, to be held at Hotel Oakland on April 28 at which Mr. Dave Beck, International Vice-President of the Brotherhood of Teamsters, would speak and President McElroy was delegated to represent the Board at the affair.

Following a showing of the new sound movie film of the Port of Oakland, Mr. H. R. Higgins, Vice-President, Rosenberg Bros. & Co., met with the Board and discussed, in general, matters pertaining to their lease at the Outer Harbor and their request for a renewal of the lease on Terminal Buildings A and AA. Mr. Higgins stated that the past relationship with the Board and its staff had been most pleasant and it was their desire to continue their occupancy of the Outer Harbor buildings on a satisfactory rental basis, which he felt should be somewhat lower than the present rental, due to the fact that money use is now at a very low rate and also that they were obtaining space rental in Emeryville at as low as three-quarters of one cent per square foot. It was pointed out that although money rates were depressed, rental rates on desirable warehouse space, with low insurance cost, were not depressed. The advantageous location of the leasehold, adjacent to the docks with low transfer charges, was stressed. Mr. Higgins stated that it was possible that the advantage might be outweighed by labor troubles centering on the waterfront which they have experienced, whereas locations away from the harbor were not so seriously affected. Mr. Higgins stated that in the event a renewal of the lease is effected, his company desired to be relieved of the obligation of depositing bonds as guaranty of faithful performance of the lease. President McElroy stated that the bond deposit was required on account of the investment in structures made by the Port and that inasmuch as this obligation had been met, it was the consensus of the Board that this requirement would be omitted from any future lease on existing structures.

Mr. Higgins commented on the difficulty encountered in obtaining, in lean shipping periods, the required 150-ton minimum established by steamship companies for calls at the terminal, and stated that if the Port had control of all of the shipping terminals on the estuary, this difficulty

would be eliminated. After further discussion, President McElroy stated that the Board would give further study to the matter and would arrange for a future conference on the subject.

In respect to the bonds now in escrow guaranteeing the performance of the present lease, Mr. Higgins stated that some of the bonds will mature in June of 1939 and he requested that the Board give consideration to the matter of not requiring a replacement of these bonds for the period from June to September, 1939, when the lease expires. Mr. Higgins was informed that if the provisions of the lease permitted the Board not to require replacement, his request would be granted and that he would be advised as to the Board's decision in this matter.

The Port Manager was directed to arrange for a conference with Mr. W. A. Gellersen, Vice-President and General Manager, and Mr. Eugene Geary, Superintendent, of Libby, McNeill & Libby at the next Board meeting, in respect to renewal of their lease on Terminal Building B, which expires on November 14, 1939.

It was reported that the City Council had adopted joint ordinance, as passed by the Board, to authorize agreement with Sidney M. Hauptman, in respect to the easement for street through the Charles Nelson Company property.

It was reported that the trial of action for back rentals against the Ford Motor Co., Wm. Cryer and the Standard Gas Engine Co. was being held this date and that the Port Attorney and Assistant Port Attorney were representing the Board at this trial. It was also stated that E. B. Field, witness for the Port as real estate appraiser, will testify that the annual rental for the city's tideland area at this location would amount to \$1000.00 per annum.

Relative to State legislation, the Port Attorney submitted written report in respect to Southern Pacific tideland matter, which is being held up by Senator Breed until May 1, who stated that conferences would be held with the State Lands Commission.

It was further reported that the bills conveying airport strip to City and authorizing City to convey to State the necessary lands for East Shore Highway and for the proposed armory, have passed both houses and are in the Governor's hands, the Senate Committee having approved the bills on April 18; that the Assembly Committee recommended passage of Port's airport annexation and airport navy hangars bills; and that the Assembly passed

RECEIVED
APR 25 1934
SAN FRANCISCO
CALIFORNIA

Port's bill permitting removal of old derelicts in the harbor.

The Port Manager stated an invitation had been received from Pan-American Airways to the christening ceremonies of its new "California Clipper", to be held at 3:00 p.m. on April 25 at Treasure Island.

The Port Manager stated that the San Francisco Chamber of Commerce bulletin, which had come to his attention, announced that conferences had been scheduled with United Air Lines Officials in respect to locating their repair shops at San Francisco Airport.

The Port Manager stated word had been received that the State Assembly had passed a measure exempting California aircraft manufactures from the 3% state sales tax on U. S. Government aircraft orders.

The Board's attention was called to press reports that United Air Lines had petitioned the Civil Aeronautics Authority for an increase in their airmail revenue and had requested that the compensation be placed on a pound-mile basis for airmail carriage.

Attention of the Board was called to the 25-year lease made by the City of Alameda with the United Engineering Company of San Francisco for a 7-acre tract of land on the estuary, approximately opposite the Grove Street Terminal, and that the monthly lease rental amounted to \$50.00 for the first five years, \$75.00 for the second five years and \$100.00 thereafter.

From press reports it was noted that San Francisco was now quoting tonnage statistics for the entire bay of 28,812,967 tons as compared with Los Angeles harbor tonnage of 21,145,075 tons. It was further noted in the breakdown of the San Francisco bay tonnage that San Francisco proper was credited with 6,050,231 tons, Oakland with 3,443,522 tons, that Richmond harbors oil tonnage accounted for 9,090,082 tons, Carquinez Straits ports 4,003,344 tons, and San Pablo and Mare Island ports 2,917,465 tons. These figures indicated that Oakland's tonnage amounted to more than 50% of the tonnage of San Francisco proper. It was further observed that the heavy tonnage of Richmond, Carquinez Straits and San Pablo ports was mainly oil of the various refineries located at these bay points, whereas the tonnage of San Francisco and Oakland was mainly general cargo tonnage.

Communication from the Boy Scout Cub Masters, expressing appreciation for the assistance rendered by the Board in holding its kite flying contest at the Outer Harbor on April 16, was filed.

Announcement was made of the testimonial luncheon, honoring the 75th birthday of M. J. Kelly, to be held at the Leamington Hotel at noon on April 27, and it was noted that members of the Board would be present at this luncheon.

The reports of the Auditing Committee on claims and demands, and on weekly payrolls, were adopted.

The following resolution was introduced and passed by the following vote:

AYES: Commissioners Colbourn, Fisher, Fardee and
President McElroy -4-

NOES: None

ABSENT: None

NOT VOTING: Commissioner Roland -1-

"RESOLUTION NO. 5047

RESOLUTION APPROVING AND ALLOWING
CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Payrolls - Administrative Department	\$2,112.50
" - Airport	860.00
" - Engineering Department	2,228.38
" - Grove and Market Street Piers	1,529.62
" - Maintenance Department	3,529.07
" - Ninth Avenue Pier	719.78
" - Outer Harbor Terminal	4,993.12
" - Traffic Department	1,382.50
Port Revolving Fund - Misc.	484.42
The American Rubber Manufacturing Co.	21.73
Baker, Hamilton & Pacific Company	24.98
George Baljevich	2.78
California Fruit News	11.50
City of Oakland, Street Department	72.00
Clipper Cafe	8.70
Cochran & Celli	4.30
Henry Cowell Lime and Cement Co.	33.45
Dewey and Almy Chemical Company	10.20
Dock Checkers Employers Association	99.90
East Bay Blue Print & Supply Co.	65.31
East Bay Municipal Utility District	30.00
Eastman Kodak Stores Inc.	9.09
The Electric Corporation	3.61
Frank Typewriter & Adding Machine Co.	50.00
Gilson Electrical Supply Co.	48.75
Grinnell Company of the Pacific	3.59
The Hancock Oil Co. of Calif.	129.32
Hogan Lumber Company	3.48
The Howe Scale Company	6.93
Industrial Equipment Company	67.50
The Jones Auto Supply Co.	.97
Kling-Dawers Stationery Co., Inc.	3.36
Walter P. Koetitz	102.00
Laird's Stationery	4.10
Long FilmSlide Service	21.63
Marine Exchange of the San Francisco Chamber of Commerce	10.00

draw his warrant for the same and make such reimbursement.

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Port Revolving Fund

\$2,295.63."

"RESOLUTION NO. 5049

RESOLUTION EXTENDING LEAVE OF
ABSENCE HERETOFORE GRANTED MAY
L. PALMER, SECRETARY TO PORT
MANAGER.

BE IT RESOLVED that May L. Palmer, Secretary to Port
Manager (Port Ordinance No. 222, Section 2.05), is hereby granted
a further leave of absence on account of illness, said leave to be
extended to and including August 31, 1939, without compensation."

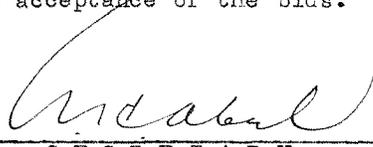
Pursuant to Resolution No. 5042 and advertising for five con-
secutive days in the City's official newspaper, bids for Furnishing and
Delivering Ten Thousand Tons, More or Less, of Crusher Run Rock to Oak-
land Municipal Airport were received between the hours of 3:15 and 4:15
p.m. At the hour of 4:15 p.m., the following bids, being all the bids
received, were publicly opened:

BIDS FOR
FURNISHING AND DELIVERING TEN THOUSAND TONS, MORE OR LESS,
OF CRUSHER RUN ROCK TO OAKLAND MUNICIPAL AIRPORT.

<u>Bidder</u>	<u>Per Ton</u>	<u>Total Bid</u>	<u>Certified Check</u>
Henry J. Kaiser Company	\$1.25	\$12,500.00	\$1,250.00
J. Catucci	0.91	9,100.00	910.00
L. M. Clough Co.	0.895	8,950.00	925.00

These bids were referred to the Port Attorney as to legality
and the Port Manager for recommendation as to acceptance of the bids.

ADJOURNED.



S E C R E T A R Y

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS

of the

PORT OF OAKLAND

Held on Monday, May 1, 1939, at the hour of 3:15 o'clock
p.m., in the office of the Board, Room 75, Grove Street Pier, due written
notice of such meeting having been given members of the Board.

Commissioners present: Colbourn, Fisher, Roland and President
McElroy -4-

Commissioner absent: Dr. Fardee -1-

The Port Manager, Port Attorney and Assistant Chief Engineer

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were also present.

The minutes of the regular meeting of April 24, 1939 were approved, as read, and adopted.

Communication from Waterfront Employers Association, enclosing copy of letter to Mayor Rossi of San Francisco, together with a set of enclosures relative to demand of Ship Clerks Union for overtime pay for monthly Dock Clerk, working on shift work before 8:00 a.m., was filed.

Communication from the Port Manager, reviewing conferences in respect to Ship Clerks Association demand for overtime pay for monthly Dock Clerk working on shift starting at 6:00 a.m. and enclosing copy of letter advising Ship Clerks Association that Board would consider its demand at its meeting of May 1, 1939, was read. In connection with this matter, Mr. Frank Gregory, Secretary, Waterfront Employers Association, and Mr. Harvey Scott, Manager of The Oakland Plan, met with the Board and discussed the demand of the Ship Clerks Association for overtime pay for the Dock Clerk employed at the Outer Harbor Terminal for the 6 to 8 a.m. period of his morning shift. Mr. Gregory presented a communication addressed to the Board, reviewing the record of their supplemental agreement covering Dock Clerk's employment at East Bay Terminals. The communication was read and following further discussion, Mr. Gregory, on departing, offered the continuation of the Association's assistance in the matter and he was advised that representatives of the Ship Clerks Association had indicated they would later present their demands in open meeting and that the Port Manager would advise him of such conclusion as the Board may make in respect to any demands which may be made.

Communication from Mr. Walter N. Frickstad, City Engineer, advising that it is not likely that funds, other than from Port Department, can be made available for improvement of proposed road to Alameda through Oakland Municipal Airport, was filed.

Communication from Libby, McNeill & Libby, advising Swift & Co. Bond No. 4845, held in escrow by American Trust Company as guaranty of lease performance, will be called for redemption on May 15, 1939 and requesting substitution of Cudahy Packing Co. 3-3/4% Bond for \$1000 due in 1955, was read and request granted.

Communication from Mr. Frank Hilken, Port Watchman, submitting his resignation effective April 30, 1939 to accept Police Department

appointment, was filed.

Communication from Richfield Oil Corporation, requesting application for construction of a 10' x 26' steel and tile oil heater building at its plant in the Outer Harbor area, was read and resolution later passed approving permit, as requested.

Communication from the Port Manager, advising of dismissal for cause of Van Buren Anglin, Truck Driver on probation, was filed.

Copy of Report of City Manager to City Council on affairs of the City for month of March, 1939, was filed.

Communication from International Union of Operating Engineers, requesting increase in pay for Power Equipment Operators from \$1.25 per hour to \$1.50 per hour, together with letter from Port Manager, naming rates paid to Power Equipment Operators in connection with demand of International Union of Operating Engineers, were read and referred to the Port Manager for further investigation and report.

The Port Manager reported as follows on the status of certain funds as of April 28, 1939:

<u>Harbor Maintenance and Improvement Fund (No. 226)</u>	
Unencumbered Cash Balance as of Apr. 28, 1939.....	\$104,356.63
Set up in Special Funds 220 and 222.....	75,000.00
Total Unencumbered Cash in all revenue funds	
as of Apr. 28, 1939.....	179,356.63
Total Unencumbered Cash as of March 31, 1939.....	140,520.01
<u>1925 Oakland Harbor Improvement Fund (No. 567)</u>	
Cash Balance as of April 28, 1939.....	150,553.80

Report of the Port Manager, relative to request of H. W. Roessner, Jr., Dock Office Clerk, for increase in pay, was filed.

The Port Attorney reported that action against Ford Motor Co., Wm. Cryer and others, was tried on April 24 and 25 before Judge Wagler and that the case is now under submission. The issues developed into action against Ford Motor Co. on the theory of hold-over and the attorneys for Ford Motor Co. announced their intention to appeal any adverse judgment to the highest courts. It was further reported that Judge Wagler expressed a desire to inspect the premises.

The Port Attorney reported on the hearings in the El Dorado franchise case before Judge Ogden on April 26 and stated that the judge declared there was no question in his mind but that a public utility wharfinger operator was required to secure a wharf franchise from the Board for all intrastate commerce operations, even though he owned the property, the only question open being the application of the commerce

clause of the Federal Constitution on intrastate and foreign commerce operations. In connection with this matter, the Port Manager stated that he had received a letter from the El Dorado Oil Works, advising they would not furnish the Port with their tonnage statistics and on request for the reason, they stated it was on account of the legal actions taken by the Port in the franchise matter.

In respect to State Legislation, the Port Attorney reported that Port bills which have passed the Legislature have been withheld from the Governor, pending his illness, by process of delaying enrollment; that Department of Agriculture now approves Port's wharfinger bill with minor changes in text; and that bill exempting sales of aircraft to Government from state sales tax has been approved by the Senate Committee as an urgency measure.

The Port Attorney stated that the State Land Commission had set May 8 for conferences covering the Oakland tideland issues. Communication in respect to this matter from Mr. Webb Shadle, Executive Officer and Attorney for the Land Commission, advising of the meeting, and communications from Senator Breed, requesting meeting with the Commission, and Mr. Foulds, advising of the date of same, were filed.

The Port Attorney reported that he had received advice that the National Rivers and Harbors Congress meeting in Washington, 34th Convention, adopted resolution condemning claims of Federal Government to ownership of submerged lands, "As it will deprive present owners and claimants of property rights without due process of law, many of these bottoms being owned by some states," "And we further condemn same as an invasion of States rights....."

President McElroy reported on The Oakland Plan Report dinner and the address by Dave Beck, Vice-President of the International Teamsters Union.

The Board's attention was called to Metropolitan Oakland's new folder and sightseeing tours, which include Oakland Airport.

From press reports it was noted that the Chrysler Motor Parts Corporation completed negotiations for purchase of about 13 acres of property on Davis Street, Eden Township, fronting on Southern Pacific Company tracks east of Oakland Municipal Airport, that they plan on a building covering 50,000 square feet and a 5000 square foot office building, and that the National Automotive Fibres, Inc. has purchased about 12 acres

adjoining the Chrysler site for a 100,000 square foot factory building.

The Port Attorney stated that the Maritime Commission had set Intercoastal investigation for hearing in San Francisco on May 31 and that the Port must outline its position by May 10.

The report of the Auditing Committee on claims and demands was adopted.

The following resolutions were introduced and passed by the following vote:

AYES: Commissioners Colbourn, Fisher, Roland and President McElroy-4-

NOES: None

ABSENT: Commissioner Pardee -1-

"RESOLUTION NO. 5050

RESOLUTION APPROVING AND ALLOWING CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Air Reduction Sales Co.	\$	8.50
American Concrete and Steel Pipe Company		588.24
Baker, Hamilton & Pacific Company		3.83
Bay City Sanitary Rag Co.		13.62
Geo. R. Borrermann Steel Company		20.59
Burroughs Adding Machine Company		1.21
California-Arizona Cotton Association		25.00
Calrock Asphalt Company		5.01
Cochran & Celli		6.26
Henry Cowell Lime and Cement Co.		53.13
Milt Dohner		216.30
The Electric Corporation		34.21
Field- Ernst Envelope Co.		112.38
General Electric Supply Corporation		9.20
Gilson Electrical Supply Co.		91.15
Graybar Electric Company, Inc.		25.12
The Hancock Oil Co. of Calif.		162.26
Hogan Lumber Company		220.10
Laird's Stationery		3.48
Maxwell Wholesale Hardware Company		4.04
National Law Book Company		5.00
National Lead Company		25.18
Pacific Coast Engineering Company, Inc.		368.95
Pacific Manifoldng Book Co., Inc.		406.03
The Pacific Telephone and Telegraph Company		31.78
Pacific Tool and Supply Company		5.17
Phoenix Iron Works		3.61
Joseph Pierotti & Co.		3.48
Rhodes & Jamieson, Ltd.		24.72
Sanders Glass Company		29.72
Sentinel Sanitary Supply Company		1.57
Shields, Harper & Co.		53.25
B. Simon Hardware Co.		2.07
Smith Brothers		5.47
Standard Mill and Lumber Co.		7.21
Standard Oil Company of California		39.92
The Tribune Press		7.98
The Tribune Publishing Co.		13.95
Union Paper Company		29.94
E. K. Wood Lumber Co.		403.49

Zellerbach Paper Company	\$	28.75
F. H. Dailey Motor Company		1,137.27
Markell C. Baer		5.98
The Samuel Merritt Hospital		7.50
Pavlinger Laboratories		5.00
J. R. Sharpsteen, M. D.		2.50
Frank J. O'Brien		51.51
F. Ruppert		107.14
		<u>\$4,417.77."</u>

"RESOLUTION NO. 5051

RESOLUTION GRANTING RICHFIELD OIL CORPORATION PERMISSION TO CONSTRUCT OIL HEATER HOUSE.

BE IT RESOLVED that the application of Richfield Oil Corporation for permission to construct a hollow tile, corrugated steel roofed oil heater house, 26 feet by 10 feet, at its plant at Ferry and Petroleum Streets, at an estimated cost of \$750.00, and at its sole risk and expense, be and the same is hereby granted."

"RESOLUTION NO. 5052

RESOLUTION AWARDING CONTRACT FOR FURNISHING OF CRUSHER RUN ROCK TO OAKLAND MUNICIPAL AIRPORT.

BE IT RESOLVED that the contract for the furnishing and delivering of 10,000 tons, more or less, of crusher run rock to Oakland Municipal Airport, Oakland, be and the same is hereby awarded to L. M. Clough and E. M. Roach, co-partners doing business under the style of L. M. Clough Co., as the lowest responsible bidder, in accordance with the terms of their bid, filed April 24, 1939.

BE IT FURTHER RESOLVED that, pursuant to the specifications, the certified check accompanying said bid shall be held as bond as a guarantee of the furnishing and delivering of said material. At and upon such delivery, said certified check shall be returned to said bidder.

BE IT FURTHER RESOLVED that the other bids received for said contract be and they are hereby rejected and the checks accompanying same shall be returned to the proper persons."

"RESOLUTION NO. 5053

RESOLUTION RESCINDING RESOLUTIONS NOS. 3936, 4343 and 4460.

BE IT RESOLVED that Resolutions Nos. 3936, 4343 and 4460 are hereby rescinded."

Port Ordinance No. 307 and Ordinance No. _____ C.M.S., being "AN ORDINANCE AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH SIDNEY M. HAUPTMAN, AS TRUSTEE OF THE CHARLES NELSON CO., AND WITH OTHER PARTIES RELATIVE TO CANCELLATION OF LEASE GRANTED TO SUNSET LUMBER COMPANY, AND THE ACQUISITION BY CITY OF OAKLAND OF A RIGHT-OF-WAY FOR STREET AND INCIDENTAL PURPOSES," having been duly introduced, read and published, was finally adopted by the following vote:

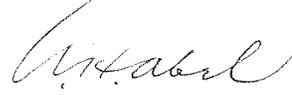
AYES:	Commissioners Colbourn, Fisher, Roland and President McElroy	-4-
NOES:	None	
ABSENT:	Commissioner Pardee	-1-

Six representatives from the Ship Clerks Association, headed by Charles Huston, President I.L.W.U. Local 1-34, including Paul Heide, District Organizer I.L.W.U., Charles Becker, Business Agent, Fred Heiner and Cecil Cassin of the Executive Board, and Mike Johnson of the Grievance Committee, met with the Board in respect to the Union's demand that overtime be paid for Dock Clerks employed by the Port between the hours of 6 a.m. and 8 a.m. The representatives stated they considered the employment of men on shift work during hours other than from 8 a.m. to 5 p.m. a violation of their agreement with the Dock Checkers Employers' Association and although the Port is not a member of the employers organization, they were appealing to the Board to conform to this executed agreement by paying overtime for the one monthly dock clerk, who works at the Outer Harbor Terminal, starting his shift at 6 a.m.

The Board informed the Union representatives that for several years dock clerks have been employed on shift work and that the privately operated terminals in the East Bay were likewise operating their facilities on the same basis, it being the Board's understanding that shift work was permitted under a so-called supplemental agreement. The Union representatives stated they had no knowledge of a supplemental agreement and that their executed agreement with the Dock Checkers Employers Association did not permit working men on straight time other than between the hours of 8 a.m. and 5 p.m. They stated they had scheduled their order to the members of the Union not to work before 8 a.m. on shift work, to take effect May 1, but had postponed it until they could meet with the Board.

Following further discussion of the matter, the Board informed the Union representatives that inasmuch as decision of the matter would affect all East Bay Terminals, the matter would have to be further discussed and that it would endeavor to arrive at a conclusion at the next meeting on May 8.

The Union representatives stated no men would report for work at the Outer Harbor Terminal at 6 a.m. on May 2nd, unless the overtime rate was paid. Following the departure of the Union representatives, their demands were further discussed and the Port Manager was directed to arrange for a conference with the Private Terminal Operators on the matter and Mr. Harvey Scott offered the use of the meeting room of The Oakland Plan for the conference.



S E C R E T A R Y

ADJOURNED.

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS

of the

PORT OF OAKLAND

Held on Monday, May 8, 1939, at the hour of 3:15 o'clock p.m. in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

Commissioners present: Colbourn, Fisher, Pardee, Roland
and President McElroy -5-
Commissioners absent: None

The Port Manager, Port Attorney and Assistant Chief Engineer were also present.

Minutes of the regular meeting of May 1, 1939, were approved, as read, and adopted.

Communication from Roscoe D. Jones, Attorney, representing E. K. Wood Lumber Co., requesting changes in draft of 25-year lease, was read and referred to the Port Manager for report.

General Creditors Note No. 909 for \$12,057.86, issued by Pacific Steamship Lines, Inc., in payment of past due accounts, and bearing interest of 4% from April 20, 1939, payable on or before five years, was accepted.

Communication from Howard Terminal, requesting permission to perform certain maintenance painting on sprinkler pipes under Pier No. 1, was read and permission granted.

Communication from Brobeck, Phleger & Harrison, advising that steps are being taken to secure Railroad Commission's approval of Outer Harbor switching agreement, was filed.

Copies of correspondence between the Port Manager and Colonel Skeggs, District Engineer, State Highway Department, in respect to location of East Shore Highway along 19th Avenue, was filed.

Communication from the Port Attorney, advising as to future policy asserted by State Lands Commission in respect to state-owned tidelands, preventing further grants of title to cities, was filed.

Communication from Hutchinson Co., requesting extension of time on its contract, was read and resolution later passed, granting extension of thirty days for completion of the contract.

Communication from Warehousemen's Union, Local 1-6, ILWU, enclosing resolution requiring all Civil Service employees of the City of Oakland who hold Union membership to terminate their membership in Oakland Civil

Service Employees Association, was filed.

The Port Manager reported as follows on the status of certain funds as of May 5, 1939:

<u>Harbor Maintenance and Improvement Fund (No. 226)</u>	
Unencumbered Cash Balance as of May 5, 1939	\$105,321.84
Set up in Special Funds 220 and 222	75,000.00
Total Unencumbered Cash in all revenue funds	
as of May 5, 1939	180,321.84
Total Unencumbered Cash as of April 30, 1939	162,360.92

<u>1925 Oakland Harbor Improvement Fund (No. 567)</u>	
Cash Balance as of May 5, 1939	147,556.92

Report on Fund 226 at close of April, 1929 as compared with March, 1939 and April, 1938, showing increase in total fund resources, was filed.

Report on Accounts Receivable at close of April, 1939, as compared with March, 1939, showing decrease of \$14,000.00, was filed.

Report of the Port Manager, submitting tonnage statistics for month of March, 1939 as compared with February, 1939 and March, 1938, showing an increase of 60,000 tons over March, 1938, with an increase for first three months of 1939 over like period in 1938 of 137,000 tons, was filed.

Monthly progress report for April, 1939, submitted by the Port Manager, was filed.

Messrs. Louis J. Breuner, Rudolph Blaettler, R. H. Biggs, Charles P. Howard, Hyland Hinman, Members of the Executive Committee of The Oakland Plan and the Employers Council, together with Mr. Harvey Scott, Manager, and Paul St. Sure, its Attorney, met with the Board and discussed the demand made by the Ship Clerks Union for overtime pay for shift work performed by Civil Service Dock Clerks at the Outer Harbor Terminal. President McElroy stated that the Board had reached the conclusion that the demand of the Union, as made, could not be met at this time and a draft of reply to the Ship Clerks Union, setting forth the Board's stand in the matter, was read. Mr. Laney, as spokesman for the Committee, stated that The Oakland Plan represented some four hundred employers and approximately thirty thousand employees and that their organization desired to be helpful because of the effect the Board's decision in this case might have on the relations of labor with other employers who are members of The Oakland Plan. He stated that the principle involved in this controversy was of sufficient importance to justify the tying up of the Port, if necessary, notwithstanding the fact that the number of men and the amount of money involved was very small.

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Mr. Paul St. Sure stated that the representatives of The Oakland Plan had been successful in settling a number of controversies between labor and employers and that they desired to be of service to the Board in this case. It was his opinion that The Oakland Plan could be of service in a very effective way in building up public opinion in favor of the Port and that they desired to be kept informed and were prepared to give help, if requested by the Board.

President McElroy thanked the representatives present for their offer of assistance and stated they would be kept advised as the negotiations with the labor union progressed and would be called upon for assistance and support if the controversy continued.

The Port Manager reported that a \$3,000,000 bond issue for development of Los Angeles Airport was defeated by voters at May 2nd election and that this may be of help to the Oakland situation in respect to United Air Lines shop matter.

In respect to the Intercoastal hearing by the Maritime Commission on May 31, the Port Attorney reported that at a conference held with private terminals operators and traffic representatives of the Chamber of Commerce, the following issues affect the Port: Practice of steamship operators extending terminal rates to shallow water ports, such as Sacramento, etc., and the practice of lines absorbing rail haul from San Francisco to industrial plants in the bay area.

Relative to Congressional legislation, the Port Attorney stated that the House of Representatives' Judicial Committee had reported as preparing to recommend passage of bills asserting Federal claim to title of submerged tidelands.

In respect to State legislation at Sacramento, the Port Attorney filed communication advising as to the future policy asserted by State Lands Commission regarding state-owned tidelands, preventing further grants of title to cities. He further reported that the bill placing intrastate transport airplane operations under jurisdiction of the Railroad Commission having passed the Assembly is now meeting opposition in the Senate Aviation Committee. All other bills, sponsored by the Port, were reported as making good progress through the Legislature.

Communication was received from Messrs. Keyes & Erskine, San Francisco law firm, advising that their firm had been authorized to handle all matters pertaining to Bay Bridge right-of-ways and land transfers

formerly handled by Heller, Ehrman, White & McAuliffe.

The Port Manager reported that Mrs. May L. Palmer, Secretary to the Port Manager, died on May 5 at Sacramento, the funeral being held on May 6; thus terminating eight years of excellent service to the Port. Members of the Board expressed their sorrow at Mrs. Palmer's passing.

The Port Manager stated he had received questionnaire from the Public Works Administration, requesting to be advised as to the continuation of the Board's applications for P.W.A. projects now on file in Washington, and it was the consensus of the Board that these applications be retained in effect for future disposition.

The Board's attention was called to the 87th Anniversary Special Edition of the Post-Enquirer, containing advertisement and articles on the Port of Oakland.

Request of W. B. Wardell for permission to fly balloon signs in the North Harbor area was denied.

Reports of the Auditing Committee on claims and demands, and on weekly payrolls, were adopted.

The following resolutions were introduced and passed by the following vote:

AYES:	Commissioners Colbourn, Fisher, Pardee, Roland and President McElroy	-5-
NOES:	None	
ABSENT:	None	

"RESOLUTION NO. 5054

RESOLUTION APPROVING AND ALLOWING CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:		
Payrolls - Administrative Department		\$2,232.50
" - Airport		992.50
" - Engineering Department		2,244.63
" - Grove and Market Street Piers		1,536.40
" - Maintenance Department		3,310.45
" - Ninth Avenue Pier		728.45
" - Outer Harbor Terminal		5,108.92
" - Traffic Department		1,400.00
Port Revolving Fund		244.82
City of Oakland, City Hall		454.05
General Petroleum Corporation of California		21.57
The Hancock Oil Co. of Calif.		109.19
Oakland Association of Insurance Agents		19.23
General Engineering & Drydock Company		1,653.75

Hutchinson Co.	\$ 8,214.00
H. G. Adam	23.10
Geo. A. Attwood	28.07
W. Reginald Jones	9.40
Geo. H. Nash	81.00
J. S. Saunders	18.28
A. C. Meadows	22.01
Thos. H. Moore	28.21
Air Reduction Sales Co.	16.85
American Tractor Equipment Corporation	20.30
Aviation	4.00
Baker, Hamilton & Pacific Company	7.98
Bay City Lumber Company	66.01
Bay City Sanitary Rag Co.	6.31
Geo. R. Borrmann Steel Company	28.17
California Pottery Company	9.46
Frank R. Church	521.47
Cochran & Celli	8.73
M. L. Cohen Co.	4.64
The Cotton Trade Journal	3.50
Eastman Kodak Stores Inc.	6.06
The Electric Corporation	25.24
Frank Typewriter & Adding Machine Co.	1.77
Roderick L. Gould	1.00
Graybar Electric Company, Inc.	3.22
Greenwood Printers Ltd.	38.57
Hogan Lumber Company	182.00
Robert W. Hunt Company	4.00
Interurban Electric Railway Co.	13.00
E. & R. James Company	1.75
Geo. A. Kreplin Co.	13.10
Libby, McNeill & Libby	120.00
Mailler Searles, Inc.	73.37
C. W. Marwedel	12.24
Maxwell Wholesale Hardware Company	38.21
National Lead Company	19.19
Oakland Plumbing Supply Co.	30.75
Oakland Scavenger Co.	2.00
Pacific Tool and Supply Company	18.81
Postmaster, Oakland	103.18
R. J. Roesling & Company	123.00
Sentinel Sanitary Supply Company	19.75
B. Simon Hardware Co.	14.26
Strable Hardwood Company	7.20
Clyde Sunderland	2.06
Tide Water Associated Oil Company	33.86
The Tribune Publishing Co.	15.83
Underwood Elliott Fisher Company	4.07
United Office Machine Company	14.00
Superintendent of Documents	10.00
Western City	2.00
Zellerbach Paper Company	16.95
E. K. Wood Lumber Co.	80.48
Harold Hale	14.56
Sebastian Grass	34.00
	<hr/>
	\$30,277.43."

"RESOLUTION NO. 5055

RESOLUTION APPROVING WEEKLY PAYROLLS,
 RATIFYING ALL HIRINGS AND EMPLOYMENTS
 THEREIN AND REIMBURSING PORT REVOLVING FUND.

BE IT RESOLVED that the weekly payrolls for the weeks ending April 22 and April 29, 1939, be and the same are hereby approved and the hiring or employment of each and all of the services therein set forth at the compensations therein paid is hereby ratified, confirmed and approved, and

BE IT FURTHER RESOLVED that the demand against the Harbor Maintenance and Improvement Fund for the reimbursement of the Port Revolving Fund in the amount set forth therein, having been approved

by the Auditing Committee, is hereby approved and allowed, and the City Auditor be and he is hereby authorized and directed to draw his warrant for the same and make such reimbursement.

HARBOR MAINTENANCE AND IMPROVEMENT FUND:
Port Revolving Fund Payrolls \$2,970.20."

"RESOLUTION NO. 5056

RESOLUTION EXTENDING TIME FOR PERFORMANCE
OF CONTRACT WITH HUTCHINSON CO.

BE IT RESOLVED that the time for the performance of the contract with Hutchinson Co., a corporation, for construction of rock dyke adjacent to 19th Avenue near Livingston Street Pier, Auditor's No. 6616, be and the same is hereby extended to and including June 12, 1939."

"RESOLUTION NO. 5057

RESOLUTION APPROVING TEMPORARY
APPOINTMENT OF ALEXANDER M. HASKEY
TO POSITION OF PORT WATCHMAN.

BE IT RESOLVED that the following temporary appointment is hereby approved by this Board:

ALEXANDER M. HASKEY, Port Watchman, (Port Ordinance No. 222, Section 8.21) - a. \$130.00 per month - appointment effective at noon, May 16, 1939."

"RESOLUTION NO. 5058

RESOLUTION ADVANCING FRANK FEHLMAN,
PORT ORDINANCE NO. 222, SECTION 8.21 A,
TO GRADE B OF SAID SECTION.

BE IT RESOLVED that FRANK FEHLMAN, now employed as Port Watchman under Section 8.21, Grade a., Port Ordinance No. 222, is hereby advanced to Grade b. \$140.00 per month, of said section and ordinance, effective at noon, May 16, 1939."

"RESOLUTION NO. 5059

RESOLUTION AUTHORIZING AGREEMENT
WITH SMITH LUMBER COMPANY.

BE IT RESOLVED that the President of this Board be and he is hereby authorized to enter into an agreement with Smith Lumber Company, a corporation, as Licensee, providing for the occupancy by Licensee of that certain area of approximately five (5) acres near the foot of Nineteenth Avenue for a period of one (1) year commencing April 1, 1939 at a total rent for said period of \$5000.00, and in addition thereto providing for the privilege of Licensee to occupy additional adjacent lands that may be assigned by the Port Manager for the purpose of storing lumber, Licensee to pay therefor the sum of \$.20 per average carrier load per month, and that such agreement shall be upon the general form of license agreement customarily used by this Board."

Representatives of the Ship Clerks Union met with the Board at 4 p.m., in respect to their demand for overtime pay between the hours of 6 and 8 a.m. for monthly Civil Service Dock Clerks working on shifts starting at 6 a.m. The following Union representatives were present: Messrs. J. M. Henry, Paul Heide, F. Heiner, C. M. Becker, J. Russo, and Mike Johnson.

President McElroy informed the Union representatives that the Board had given careful consideration to their request for overtime pay and that it

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was prepared to submit its answer denying their request in letter form, which was handed to Mr. J. M. Henry, Chairman of the Labor Relations Committee. Upon their request, which was granted, the Union representatives assembled in the Port Manager's office to consider the Board's reply and, after a short interval, returned to the Board room. Mr. Henry, acting as spokesman for the group, stated they desired time to study the letter and would give the Board their reply at its next meeting on Monday, May 15, and that in the meantime, matters would remain in status quo, the Dock Clerk involved reporting at 8 a.m. unless he was assured that overtime pay would be given for the period between 6 and 8 a.m. and that inasmuch as the Dock Clerk was a monthly employee and was available for service from 8 a.m. to 5 p.m., irrespective of the fact that his services were not used after 3 p.m., it was their opinion that he would be entitled to full pay for the month and that this would be true irrespective of the number of hours he should actually work, as related to the maximum of 190 hours required to be worked in accordance with the agreement entered into by private terminal operators with the Union.

President McElroy suggested that during the coming week, while the Union was considering the Board's reply, the Dock Clerk involved should report for work at 6 a.m., as was the practice before the question of overtime pay was raised. The Union representatives excused themselves from the Board meeting and, following a conference in the Port Manager's office, returned to the meeting and Mr. Henry stated that they would refuse to allow the man to begin work at 6 a.m. without overtime pay for the period between 6 and 8 a.m.

During the period the Union representatives were in the Board meeting, the matter was discussed at some length by various Union members and it was pointed out by the Board that it was simply following the practice which had been in effect for some two years at East Bay terminals, the Union representatives contending that the only basis for the employment of its members was the written agreement and Mr. Henry stated that if any different working conditions than those named in the agreement had been in effect, they could only be considered a concession by the Union to the employers and such concession was, therefore, subject to recall at any time.

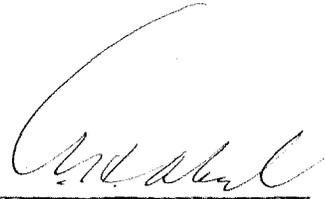
The Union representatives refused to admit the existence of any supplemental agreement differing from the signed agreements between the

Waterfront Employers Association and the Union.

The Union representatives left with the statement that they would give the answer to the Board's letter at its next meeting.

Representatives of the press were present during the Board meeting. Upon retirement of the Union representatives, the Board discussed the matter further and authorized the Port Manager to take such action in disciplining the Dock Clerk, who had refused to report for work at 6 a.m., as he might deem desirable. He was also authorized, if deemed desirable, to assign other Dock Clerks to report at 6 a.m. and, if these Dock Clerks also refused to report, to take such disciplinary action as seemed proper, reporting on same to the Board at its next meeting.

ADJOURNED.



SECRETARY

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS
of the
PORT OF OAKLAND

Held on Monday, May 15, 1939, at the hour of 3:15 o'clock p.m. in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

Commissioners present: Colbourn, Fisher, Pardee, Roland and
President McElroy -5-
Commissioners absent: None.

The Port Manager, Port Attorney and Assistant Chief Engineer were also present.

Minutes of the regular meeting of May 8, 1939 were approved, as read, and adopted.

Communication from Lieutenant J. T. Cox, U. S. Army, requesting execution of agreement, extending lease on Hangar No. 1B for fiscal year period ending June 30, 1940, was read and resolution later passed, authorizing extension of the lease as requested.

Communication from the Port Manager, submitting ordinance amending

Port Tariff Ordinance No. 60, was read and ordinance later introduced and passed to print, amending the Tariff Ordinance as recommended.

Communication from the Port Attorney, relative to compensatory injury received by Terminal Superintendent Harry T. Burton to his knee, resulting from accident happening on April 22, 1937, was read and following explanation of the accident, the Board directed that the injury be considered an industrial injury, and that Mr. Burton be entitled to hospitalization, including cost of operation as provided for by regulations.

Communication from Alice S. Troxel, Secretary to Port Attorney, requesting leave of absence for 60 days, commencing May 9, 1939 on account of sickness, attested to by physician, was read and resolution was later passed, granting leave with three-quarters pay from May 9 to June 12, in accordance with regulations.

Communication from the Port Attorney, advising of illness of Alice S. Troxel, Law Secretary, was filed.

Communication from F. A. Schwede, Chief of Survey Party, requesting leave of absence for personal reasons, without pay, for 15 days commencing June 7, 1939, was read and on recommendation of the Port Manager, resolution was authorized, granting leave as requested, without pay.

Communication from the Port Manager, reporting delinquency of D. Grubb, Dock Sweeper and Watchman, and recommending discharge, was read. After discussion, the Port Manager was authorized to forthwith suspend Mr. Grubb, subject to review of the matter at the next meeting of the Board.

The Port Manager reported as follows on the status of certain funds as of May 12, 1939:

<u>Harbor Maintenance and Improvement Fund (No. 226)</u>	
Unencumbered Cash Balance as of May 12, 1939.....	\$108,388.08
Set up in Special Funds 220 and 222.....	75,000.00
Total Unencumbered Cash in all revenue funds	
as of May 12, 1939.....	183,388.08
Total Unencumbered Cash as of April 30, 1939.....	162,360.92
<u>1925 Oakland Harbor Improvement Fund (No. 567)</u>	
Cash Balance as of May 12, 1939.....	147,556.92

Report of the Port Manager on operations of Oakland Municipal Airport for the month of April, 1939, showing average of 106.9 planes hangared and large increase in transport passengers, due to shutdown of San Francisco Airport, was filed.

In respect to the demand of the Ship Clerks Union for overtime pay for monthly port employee between the hours of 6 and 8 a.m., the Port Manager presented memoranda of several conferences held during the week and advised that The Oakland Plan had made written request to Union to attend a conference to discuss the situation.

Representatives Heiner, Heide, Drayson, Becker, Russo and Johnson, representing the Ship Clerks Union, met with the Board, as they had promised they would do at the previous Board meeting, to submit a written reply to the Board's letter of May 8 to them. When requested by President McElroy to present their reply, Paul Heide, District representative, stated they had no written answer and that their verbal reply to the Board's letter request for continuance of the monthly Dock Clerk's services on shift hours starting at 6 a.m. was "no." Reference was made by Union representatives to their basic agreement with the Waterfront Employers and the fact that shift work was not applied at San Francisco, and they contended that the Port of Oakland, as agents for the various steamship lines, should pay the same rates as are paid by the steamship companies at their piers in San Francisco. They referred to a letter, which they claim they received from the Port of Oakland in 1937, to the effect that the Port would abide by the basic agreement. The Port officials present stated they had no recollection of such a communication and request was made for a copy, which Mr. Mike Johnson said he would furnish.

President McElroy again called attention of the Union representatives to the fact that the shift work practice, of which they were complaining, had been in effect at the Port of Oakland and at East Bay terminals for a long period - in excess of two years - and that no complaint had been registered previously with the Board. The Union representatives replied that the practice of not paying overtime during the period from 6 to 8 a.m. was a chiseling practice and the fact that it had been in effect over a long period did not change the violation of their basic agreement with the Waterfront Employers.

In response to the Board's inquiry as to why the Union did not require the private terminals to conform to the basic agreement inasmuch as they contend there is no supplemental agreement in respect to shift work, the Union representatives replied they might make a demand on the private terminal operators at any time.

President McElroy advised the Union representatives the Board would take under advisement their comments.

It was reported that the House Naval Affairs Subcommittee on Appropriations arrived at Oakland Municipal Airport at 10 a.m., May 15, and inspected the Alameda Naval Air Base and Oakland Supply Depot. The representatives on the inspection trip included James G. Scrugham of Nevada, George J. Bates of Massachusetts, Charles A. Plumley of Vermont, and Albert E. Carter of Oakland, together with Captain Arthur H. Mayo, who accompanied the committee. President McElroy stated that he had attended a luncheon honoring the committee members and that he had been advised that the Naval Supply Depot legislation was practically assured of final passage by the Senate.

Relative to State legislation, the Port Attorney reported that Governor Olson had vetoed bill A.B. 455, conveying airport strip to City; that the Governor signed bills granting the Port authority to transfer to the State the right-of-ways for East Shore Highway and site for armory purposes upon terms and conditions to be agreed upon; that the Assembly passed weighmaster's bill, thus completing action on Port bills; that the Senate passed Port bill which incorporates regulations of Civil Aeronautics Authority into State laws; and that the Senate Committee held nearly three hours' hearing on A.B. 2701 (air transport bill) which was hotly debated and action deferred.

The Port Attorney reported that the American Dredging Company had filed lengthy answer in ejectment suit asserting title to area formerly leased to it and praying for rescission of lease and restoration of premises on ground of fraud and mutual mistake of law, and that further oral argument held in American Dredging Condemnation suit and further memorandum had been filed by the Port Attorney.

From press reports it was noted that Edward A. McMillan, Railway Clerks representative, had been confirmed by the Senate to membership on the State Harbor Board.

The Port Manager stated that the Port of Portland had been closed since last Thursday and that West Coast Arbitrator Morse would hold hearings on May 15, to endeavor to re-open the port.

The Port Manager stated that conference had been set in respect to maintenance of the Port of Oakland Overpass structure in the Outer Harbor,

to be held in City Manager Hassler's office on May 17.

It was noted from press reports that the Alabama State Docks Commission closed its Foreign Trade Zone, stating operating costs far exceeded benefits.

The Port Manager reported that protest had been made against the use on W.P.A. projects of German cement, which the Port was required to take over on account of non-payment of storage charges. He stated that the cement was being used in the concrete wall being built under a W.P.A. project at the E.K. Wood Lumber Company dock. Later, during the meeting, it was ascertained that the W.P.A. had removed its objection to the use of the cement.

Report of the Auditing Committee on claims and demands was adopted.

The following resolution was introduced and passed by the following vote:

AYES: Commissioners Colbourn, Fisher, Pardee and President
McElroy -4-

NOES: None

ABSENT: None

NOT VOTING: Commissioner Roland -1-

"RESOLUTION NO. 5060

RESOLUTION APPROVING AND ALLOWING
CERTAIN CLAIMS AND DEMANDS.

RESOLVED; That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND;

Air Reduction Sales Company	\$	8.50
Alhambra Water Company		1.24
American Tractor Equipment Corporation		19.18
Baker, Hamilton & Pacific Company		36.99
Blake, Moffitt & Towne		6.66
California Container Corporation		4.08
L. M. Clough Co.		827.46
Cochran & Celli		1.00
Henry Cowell Lime and Cement Co.		33.41
Milt Dohner		23.59
East Bay Blue Print & Supply Co.		54.97
East Bay Glass Company		2.68
The Electric Corporation		1.75
Firestone Auto Supply & Service Stores		17.42
Frank Typewriter & Adding Machine Co.		12.00
W. P. Fuller & Co.		51.89
General Electric Company		11.95
Gilson Electrical Supply Co.		8.96
Graybar Electric Company, Inc.		7.33
Greenwood Printers Ltd.		33.58
H. & M. C. Co.		6.70
The Hancock Oil Co. of Calif.		94.55

The Hancock Oil Co. of Calif.	\$ 1.25
E. H. Huebbe	11.33
International Business Machines Corporation	19.28
E. & R. James Company	9.91
Johns-Manville Sales Corporation	10.30
Keystone Steel & Wire Company	104.47
Laird's Stationery	3.64
C. Markus Hardware	18.33
R. F. McGuiness	12.50
Kieckhefer Container Corporation	68.90
Miller-Bryant-Pierce	6.96
Albert C. Moe	203.00
National Lead Company	11.36
Oakland Association of Insurance Agents	7,719.15
Oakland Plumbing Supply Co.	42.12
Oakland Saw Works	1.00
Pacific Electric Motor Co.	.72
Pacific Ports and Marine News	97.50
Pacific Rotaprinting Co.	55.62
Petersen Tractor & Equipment Co.	10.05
Printing Plates Incorporated	51.94
San Francisco Bay Carloading Conference	5.00
San Francisco Commercial Club	23.56
Schirmmacher Co.	.82
Sentinel Sanitary Supply Company	4.04
B. Simon Hardware Co.	2.16
Smith Brothers	29.64
Strable Hardwood Company	8.76
Tide Water Associated Oil Company	21.81
The Tribune Press	3.86
The Tribune Publishing Co.	39.31
Union Paper Company	1.93
Western Auto Supply Company	6.68
The Western Union Telegraph Company	3.88
E. K. Wood Lumber Co.	76.23
George Young	12.47
Zellerbach Paper Company	5.65
Harold Wiltermood	51.78
William H. Sargent, M. D.	340.00
1925 OAKLAND HARBOR IMPROVEMENT BOND FUND:	
Heafey-Moore Company	5,717.86
	<u>\$16,085.66"</u>

The following resolutions were introduced and passed by the following vote:

- AYES: Commissioners Colbourn, Fisher, Pardee, Roland and President McElroy -5-
- NOES: None
- ABSENT: None

"RESOLUTION NO. 5061

"RESOLUTION AUTHORIZING HOWARD TERMINAL TO PAINT SPRINKLER PIPES UNDER PIER NO. 1.

BE IT RESOLVED that the application of Howard Terminal for permission to perform certain maintenance painting on sprinkler pipes under Pier No. 1, waterward of the low tideline at an estimated cost of \$400.00 be and the same is hereby granted.

BE IT FURTHER RESOLVED that said Howard Terminal shall be entitled to such refunds from dockage and tolls as may be authorized in its lease with the City dated November 5, 1914."

"RESOLUTION NO. 5062

RESOLUTION EXTENDING TIME FOR PERFORMANCE OF CONTRACT WITH HOGAN LUMBER CO.

BE IT RESOLVED that the time for the performance of the

contract with Hogan Lumber Co., a corporation, for furnishing and delivering 100,000 board feet, more or less, of lumber to Oakland Municipal Airport, Auditor's No. 6627, be and the same is hereby extended to and including June 14, 1939."

"RESOLUTION NO. 5063

RESOLUTION AUTHORIZING ACCEPTANCE OF GENERAL CREDITOR'S NOTE OF PACIFIC STEAMSHIP LINES, INC. FOR CLAIM AGAINST PACIFIC STEAMSHIP LINES, LTD.

BE IT RESOLVED that this Board hereby authorizes acceptance of General Creditor's note No. 909 of Pacific Steamship Lines, Inc., in the amount of \$12,057.86 in substitution of the Port's claim in a like amount against Pacific Steamship Lines, Ltd., in accordance with the plan of reorganization of the latter company as approved by the Federal District Court by order dated February 20, 1939."

"RESOLUTION NO. 5064

RESOLUTION RATIFYING APPOINTMENT OF GORDON M. HENRY TO POSITION OF TRUCK DRIVER OR BLADER OPERATOR OR LABORER.

BE IT RESOLVED that the action of the Port Manager in making the following appointment is hereby ratified, confirmed and approved by this Board:

GORDON M. HENRY, Truck Driver or Blader Operator or Laborer (Port Ordinance No. 222, Section 5.04), a. \$6.50, b. \$6.00, c. \$5.50 - appointment effective May 9, 1939 at noon."

"RESOLUTION NO. 5065

RESOLUTION APPROVING TEMPORARY APPOINTMENT OF RUTH ANTISDEL TO POSITION OF PORT TELEPHONE OPERATOR.

BE IT RESOLVED that the following temporary appointment is hereby approved by this Board:

RUTH ANTISDEL, Port Telephone Operator (Port Ordinance No. 222, Section 8.18) - \$110.00 per month - appointment effective May 15, 1939."

"RESOLUTION NO. 5066

RESOLUTION GRANTING LEAVE OF ABSENCE WITH PAY TO ALICE S. TROXEL.

BE IT RESOLVED that Alice S. Troxel, Secretary to the Port Attorney (Port Ordinance No. 222, Section 3.3), is hereby granted, on account of illness, a leave of absence from May 9, 1939 to June 12, 1939, inclusive, with compensation at the rate of 75% of the salary payable such employee, on the same basis as is provided by the rules of the Civil Service Board."

"RESOLUTION NO. 5067

RESOLUTION AUTHORIZING AGREEMENT WITH UNITED STATES ARMY FOR HANGAR 1B.

BE IT RESOLVED that the President of this Board be and he is hereby authorized to enter into an agreement with United States of America providing for the occupancy by the Air Corps Detachment, United States Army, of Hangar No. 1B at Oakland Municipal Airport for the period of one (1) year, commencing July 1, 1939, at a monthly rental of \$151.59, and that such agreement shall be upon the United States Standard Form No. 2 as revised."



Port Ordinance No. _____ being "AN ORDINANCE AMENDING CERTAIN ITEMS OF PORT ORDINANCE NO. 60, ADDING OTHER ITEMS THERETO, AND REPEALING ITEM 697 THEREOF," was introduced and passed to print by the following vote:

AYES: Commissioners Colbourn, Fisher, Pardee, Roland and President McElroy -5-

NOES: None

ABSENT: None

ADJOURNED

[Handwritten Signature]
SECRETARY

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS
of the
PORT OF OAKLAND

Held on Monday, May 22, 1939, at the hour of 3:15 O'clock p.m. in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

Commissioners present: Colbourn, Fisher, Pardee, Roland and President McElroy -5-
Commissioners absent: None.

The Port Manager, Port Attorney and Assistant Chief Engineer were also present.

Minutes of the regular meeting of May 15, 1939 were approved, as read, and adopted.

Commissioner Roland called attention to Resolution No. 5063, authorizing acceptance of General Creditor's Note of Pacific Steamship Lines, Inc., for the Port's claim in the amount of \$12,057.86 against Pacific Steamship Lines, Ltd., stating that although the resolution had been passed, he desired additional information in respect thereto, and the Port Manager and Port Attorney were directed to submit further report thereon.

Communication from Colonel Warren T. Hannum, Division Engineer, U. S. Engineers, advising the report to the Chief of Engineers on the proposed improvement of San Leandro Harbor has been made and is un-

favorable to the improvement, was filed.

Communication from H. W. Bunker, President Coos Bay Lumber Co., requesting a renewal of lease at Ninth Avenue Terminal for a period of fifteen years from the expiration of present lease, February 29, 1940, was read, and the Port Manager was directed to submit report on performance of the lessee under existing lease.

Communication from Sutter Packing Co., calling attention to excessive charges being assessed by A.F.L. "Lumpers" for unloading of trucks at East Bay waterfront terminals, which will result in diverting cargo to other ports if not eliminated, together with memorandum from Oakland Plan, in respect to elimination of excessive charges made by A.F.L. "Lumpers" at East Bay terminals, were read. The Port Manager stated that, as included in the Oakland Plan's memorandum, the Teamsters A.F.L. Union officials had advised that the objectionable practice would be eliminated immediately and that he had written the Sutter Packing Co. to this effect; however, he further stated that conference with Messrs. Casey and Real of the Teamsters Union would be held on May 25, at which time the entire matter will be reviewed.

Port Manager's Certificate of Completion of contract with Heafey-Moore Co. for furnishing 10,000 tons, more or less, of crusher run rock to Oakland Municipal Airport, was filed.

Communication from Oakland Municipal Civil Service Employees Association, enclosing copy of their letter in reply to Warehousemen's Union Local 1-6, I.L.W.U., resolution ordering that their members resign from the Civil Service Employees Association, was filed.

Communication from New York World's Fair, extending invitation to the formal opening of its Aviation Building, was filed.

Communication from Alameda County Advisory Council, extending invitation to opening of its third Toy Loan Center at the Clawson School, was filed.

The Port Manager advised that forty-four cases of fruit in dented cans had accumulated at the Outer Harbor Terminal and recommended that same be donated to the City of Oakland for the feeding of prisoners, as has been done in the past. The Board directed the Port Manager to so dispose of the damaged canned goods.

Communication from Works Progress Administration, submitting

proposal to improve old warehouse building at foot of Webster Street and construct additional structures under Works Project No. 8780, together with communication from Port Manager, submitting data in respect to improvement of structures at foot of Webster Street and rental of same by W.P.A., were read. After thorough study of the proposed improvements, it was the consensus of the Board that the Port Manager advise the W.P.A. that it was inclined to favorably consider the proposal and that further details in respect thereto should be submitted.

Communication from Port Attorney, recommending that the appeal of the Hogan wharf franchise case be carried forward as was anticipated and directed in Port Resolution No. 4631, passed on April 25, 1938, was read and recommendation approved.

Communication from Dwight Kimble, Port Watchman, requesting leave of absence for twenty days commencing May 9, because of fractured toe, was read and resolution later passed, granting leave as requested, with three-quarters pay, in accordance with Civil Service rules.

The Port Manager reported as follows on the status of certain funds as of May 19, 1939:

<u>Harbor Maintenance and Improvement Fund (No. 226)</u>	
Unencumbered Cash Balance as of May 19, 1939.....	\$102,037.85
Set up in Special Funds 220 and 222.....	75,000.00
Total Unencumbered Cash in all revenue funds	
as of May 19, 1939..	177,037.85
Total Unencumbered Cash as of April 30, 1939.....	162,360.92
<u>1925 Oakland Harbor Improvement Fund (No. 567)</u>	
Cash Balance as of May 19, 1939.....	147,556.92

Report of the Port Manager, submitting additional data in respect to delinquency of David D. Grubb, Watchman, was read and referred to Port Manager for further report.

The Port Manager stated that W. J. Masterson, who has held the position of Chief Wharfinger for many years, will retire from service on July 1, 1939 and recommended that Mr. Masterson's leave of absence be cancelled and that he be re-employed for the month of June, so that the records of the Port, with which he is familiar, may be put in order prior to his retirement. The Board approved the Port Manager's recommendation and resolution was later passed, terminating the leave of absence and restoring Mr. Masterson to active duty, commencing June 1, 1939.

President McElroy reported that he had received telegram from Congressman Tolan, advising that the U. S. Senate had passed the Oakland

Naval Supply Depot bill. It was noted that the next step would be the passage of the appropriation bill, authorizing the expenditure of \$6,500,000 and that the House Subcommittee on Appropriations, which recently visited Oakland, had stated that favorable recommendation for the passage of the bill would be made.

In respect to the Ship Clerks Union controversy, memorandum of conference held with the Waterfront Employers Association, on May 18, was filed. The Port Manager presented copy of wire sent by Waterfront Employers Association to Secretary of Labor Perkins, urging arbitration be enforced in this controversy and stated that as yet no reply had been received from Washington relative thereto.

It was reported that the Oakland Plans Conference, which was scheduled for May 19, was not held, due to non-response by the Union representatives and that arrangements would be made to hold the conference during the coming week.

The Port Manager stated that no trucks were being handled at the Outer Harbor Terminal during the hours of 6 to 8 a.m. and that no great inconvenience has been caused so far by the delay, due to the fact that the heavy shipping season has as yet not started.

The Port Manager reported that a fire, originating presumably from a cigarette, did about \$75.00 damage to the westerly apron of Market Street Pier on Thursday, May 18, and that the sprinkler system had operated, giving the alarm.

President McElroy and Commissioner Colbourn reported that they had enjoyed the ride taken in the new Douglas DC 4 forty-two passenger airplane which the United Air Lines brought to the Oakland Airport on Friday, May 19. It was also stated that a luncheon conference with President Patterson and other officials of the United Air Lines would be held at the Athenian Nile Club on Tuesday, May 23, for discussion of the proposed repair shop location at Oakland Airport.

It was noted that the Chrysler Corporation had held ground-breaking ceremonies on May 19 for its 65,000 square-foot parts plant, which is located just east of the Oakland Municipal Airport on Davis Street.

Report was made on the conference held with Colonel Skeggs, District Engineer, State Highway Department, in respect to the maintenance of the Port of Oakland overpass structure. The conference was held in the office of the City Manager and was attended by the Port Manager, Assistant Chief Engineer,

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Port Attorney, City Engineer and City Manager. The conference developed that no provision had been made for maintenance in the agreement for the construction of the Port of Oakland overpass structure and Colonel Skeggs urged that the City undertake the work of maintaining the structure, inasmuch as, he stated, the State Highway Department could not maintain the structure as it was not located on a State Highway. The Port officials urged that the maintenance be carried on by the State. In order to determine the legal responsibility for maintaining the structure, it was arranged that the Port and City Attorneys and Bridge Authority Attorneys confer on the matter, following which a further conference would be held.

In respect to the Intercoastal hearing, the Port Attorney stated that the hearings opened in Washington on May 15 and had been transferred to New Orleans, following which they will be continued in San Francisco on May 31. He stated that Mr. Differding, Traffic Manager of Oakland Chamber of Commerce, reported that extension of rates to shallow water ports, such as Sacramento, is being opposed by the steamship lines and is one of the main issues involved.

Relative to State Legislation, the Port Attorney reported as follows: Further hearings on air transport bill (A.B. 2701) are set for Thursday, May 25; and that further brief had been forwarded to the Senate Committee covering legal points reconciling jurisdiction of Railroad Commission and Civil Aeronautics Authority.

Copies of Governor Olson's message, vetoing A. B. 455 regarding grant of strip of land near Airport, were filed.

The Board's attention was called to the celebration of Foreign Trade Week, May 22 to May 27 inclusive. It was stated that a World Trade Luncheon would be held Tuesday, May 23, at the Leamington Hotel and a banquet at the Lake Merritt Hotel on Thursday evening, to which Board members were invited.

The Board's attention was called to the death of William R. Duck, pioneer operator of Duck Air Services at the Oakland Municipal Airport since 1928. He was killed in an airplane accident at Coalville, Utah on May 21.

The Port Attorney reported in respect to the El Dorado Franchise Case that Judge Ogden announced judgment in favor of the Port, upholding its duty and authority in requiring franchises to be obtained from it for the operation of public wharves. Full written report, relative to this matter, was submitted by the Port Attorney.

It was the consensus of the Board that in the event a conclusion was arrived at in respect to the threatened labor dispute at the Outer Harbor Terminal during the present week, the next meeting scheduled for May 29 would not be held.

Reports of the Auditing Committee on claims and demands, and on weekly payrolls, were adopted.

The following resolutions were introduced and passed by the following vote:

AYES: Commissioners Colbourn, Fisher, Pardee and
President McElroy -4-

NOES: None

ABSENT: None

NOT VOTING: Commissioner Roland -1-

"RESOLUTION NO. 5068

RESOLUTION APPROVING AND ALLOWING
CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Air Reduction Sales Company	\$ 16.16
American Brass & Copper Co.	2.57
American-LaFrance-Foamite Corporation	4.84
Baker, Hamilton & Pacific Company	6.67
Bay City Lumber Company	33.23
Bearing and Equipment Co.	57.12
Blake, Moffitt & Towne	18.37
Geo. R. Borrmann Steel Company	33.67
Lloyd Bowen	3.09
Burroughs Adding Machine Company	4.35
California Fruit News	17.25
California Pottery Company	3.13
Chanslor & Lyon Stores, Inc.	19.06
Clipper Cafe	2.33
Cochran & Celli	7.57
Colyear Motor Sales Company	13.76
Henry Cowell Lime and Cement Co.	14.77
Dearborn Chemical Company	26.32
Dempsey & Sanders	53.35
Dock Checkers Employers Association	95.46
East Bay Glass Company	1.29
East Oakland Auto Top Shop	1.25
Eastman Kodak Stores Inc.	15.03
The Electric Corporation	34.44
E. B. Field Co.	100.00
Firestone Auto Supply & Service Stores	53.44
Graybar Electric Company, Inc.	9.54
Greenwood Printers Ltd.	32.91
The Hancock Oil Co. of Calif.	145.16
Kee Lox Manufacturing Co.	7.73
Kling-Dawers Stationery Co., Inc.	.91
Geo. A. Kreplin Co.	14.06
Laird's Stationery	2.53
Lamberson & Whyatt Welding Works	1.25
Merchants Express Corporation	.85

National Lead Company	\$.51
Oakland Association of Insurance Agents	2,224.70
Pacific Coast Aggregates, Inc.	109.03
Pacific Marine Review	20.00
Pacific Ports and Marine News	32.50
Pacific Shipper	70.00
The Pacific Telephone and Telegraph Company	226.84
Pacific Tool and Supply Company	35.07
Peterson Tractor & Equipment Co.	67.49
Postal Telegraph-Cable Company	.20
Printing Plates Incorporated	7.76
Ransome Company	404.23
Richfield Oil Corporation	22.54
Searle Air Brake Co.	1.55
Sentinel Sanitary Supply Company	6.46
B. Simon Hardware Co.	23.31
C. W. Sims	20.90
Strable Hardwood Company	1.52
Clyde Sunderland	3.09
Tide Water Associated Oil Company	12.32
Underwood Elliott Fisher Company	11.50
White Investment Company	50.00
E. K. Wood Lumber Co.	51.89
Zellerbach Paper Company	14.13
M. D. McCarl	15.99
Hazel E. Furscott	12.00
Sebastian Grass	34.00
The Samuel Merritt Hospital	16.50
D. D. Toffelmier, M. D.	32.00
Port Revolving Fund	331.76
Payrolls - Administrative Department	2,227.23
" - Airport	992.50
" - Engineering Department	2,294.63
" - Grove and Market Street Piers	1,596.21
" - Maintenance Department	3,121.50
" - Ninth Avenue Pier	781.84
" - Outer Harbor Terminal	5,114.07
" - Traffic Department	1,400.00
LEASED WHARF IMPROVEMENT FUND:	
Howard Terminal	3, 262.88
1925 OAKLAND HARBOR IMPROVEMENT BOND FUND:	
Heafey-Moore Company	865.64
	<u>\$26,369.75."</u>

"RESOLUTION NO. 5069

RESOLUTION ACCEPTING CONTRACT
WITH HEAFEY-MOORE CO.

BE IT RESOLVED that the contract with Heafey-Moore Co., a corporation, dated March 14, 1939, (Auditor's No. 6617), for the furnishing and delivering of 10,000 tons, more or less, of crusher run rock to Oakland Municipal Airport, having been satisfactorily completed, be and the same is hereby accepted."

The following resolutions were introduced and passed by the following vote:

AYES:	Commissioners Colbourn, Fisher, Pardee, Roland and President McElroy	-5-
NOES:	None	
ABSENT:	None	

"RESOLUTION NO. 5070

RESOLUTION APPROVING WEEKLY PAYROLLS,
RATIFYING ALL HIRINGS AND EMPLOYMENTS
THEREIN AND REIMBURSING PORT REVOLVING
FUND.

BE IT RESOLVED that the weekly payrolls for the weeks ending May 6 and May 13, 1939 be and the same are hereby approved and

the hiring or employment of each and all of the services therein set forth at the compensations therein paid is hereby ratified, confirmed and approved, and

BE IT FURTHER RESOLVED that the demand against the Harbor Maintenance and Improvement Fund for the reimbursement of the Port Revolving Fund in the amount set forth therein, having been approved by the Auditing Committee, is hereby approved and allowed, and the City Auditor be and he is hereby authorized and directed to draw his warrant for the same and make such reimbursement.

HARBOR MAINTENANCE AND IMPROVEMENT FUND:
Port Revolving Fund - Weekly Payrolls \$2,202.14."

"RESOLUTION NO. 5071

RESOLUTION GRANTING LEAVE
OF ABSENCE TO F. A. SCHEWEDE,
CHIEF OF FIELD PARTY.

BE IT RESOLVED that F. A. Schwede, Chief of Field Party, Grade 2, (Port Ordinance No. 222, Section 4.07), is hereby granted a leave of absence for personal reasons, for a period of 15 consecutive days commencing June 7, 1939, without pay."

"RESOLUTION NO. 5072

RESOLUTION GRANTING LEAVE OF ABSENCE
WITH PAY TO DWIGHT KIMBLE, PORT MAINTENANCE
LABORER AND WATCHMAN.

BE IT RESOLVED that Dwight Kimble, Port Maintenance Laborer and Watchman (Port Ordinance No. 222, Section 8.22), is hereby granted a leave of absence on account of illness resulting from injury, said leave to be for twenty consecutive days commencing May 9, 1939, with compensation at the rate of 75% of the salary payable such employee, as provided by the rules of the Civil Service Board."

"RESOLUTION NO. 5073

RESOLUTION APPROVING TEMPORARY
APPOINTMENT OF ROBERT CHELI TO
POSITION OF EXTRA PORT WATCHMAN.

BE IT RESOLVED that the following temporary appointment is hereby approved by this Board:

ROBERT CHELI, Extra Port Watchman, (Port Ordinance No. 222, Section 8.211) - \$5.25 per day - appointment effective May 16, 1939 at noon."

"RESOLUTION NO. 5074

RESOLUTION AUTHORIZING
AGREEMENT WITH GAMERSTON & GREEN.

BE IT RESOLVED that the President of this Board be and he is hereby authorized to enter into an agreement with H. B. Gamerston and L. O. Green, copartners doing business under the style of Gamerston & Green, as licensee, providing for the occupancy by Licensee of an area of 50,400 square feet in the Ninth Avenue Industrial Area for a period of one year commencing June 1, 1939 at a monthly rental of \$127.00, and that such agreement shall be upon the general form of license agreement customarily used by this Board."

"RESOLUTION NO. 5075

RESOLUTION ACCEPTING AND PROVIDING
FOR RECORDATION OF LEASE WITH S. T.
JOHNSON CO.

BE IT RESOLVED that this Board hereby accepts that certain

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lease dated May 1, 1939 between the City of Oakland, acting by and through this Board, and S. T. Johnson Co., a corporation, and authorizes and directs the recordation thereof."

"RESOLUTION NO. 5076

RESOLUTION TERMINATING LEAVE OF ABSENCE WITHOUT PAY HERETOFORE GRANTED W. J. MASTERTSON, CHIEF WHARFINGER, AND RESTORING SAID EMPLOYEE TO ACTIVE DUTY.

BE IT RESOLVED that the leave of absence without pay granted to W. J. Masterson, Chief Wharfinger (Port Ordinance No. 222, Section 7.12), to and including June 30, 1939, is hereby terminated as of June 1, 1939 and said employee is hereby ordered to resume the active performance of such duties, commencing with said date, as may be directed by the Port Manager."

Port Ordinance No. 308 being: "AN ORDINANCE AMENDING CERTAIN ITEMS OF PORT ORDINANCE NO. 60, ADDING OTHER ITEMS THERETO, AND REPEALING ITEM 697 THEREOF," having been duly introduced, read and published, was finally adopted by the following vote:

- AYES: Commissioners Colbourn, Fisher, Pardee, Roland and President McElroy -5-
- NOES: None
- ABSENT: None

Mr. W. A. Gellersen, Vice-President and General Manager, and Mr. Eugene Geary, Superintendent, of Libby, McNeill & Libby, met with the Board relative to the renewal of the lease of their company on Terminal Building B. Mr. Gellersen stated they desired to express their appreciation for the pleasant relations which have always existed with the Port in the operation of their plant in the Outer Harbor. He stated that the canning industry was in a deplorable condition, due to over-production, restriction in sales and labor difficulties and for that reason his company was not desirous of securing a long term lease, indicating that a lease of five years, with a provision for a five-year renewal period would be satisfactory.

Mr. Gellersen pointed out that their shipments, during the past lease period, over the Port facilities were about double the amount which had been expected at the time the lease was executed and which they had guaranteed under the lease terms. He further stated that notwithstanding the difficulties which all canners were experiencing, they expect a 5% to 10% yearly increase in the amount of their business, which would also be reflected in the tonnage handled through the Oakland plant.

He stated that in consideration of the fact that they were handling more tonnage than had been expected, with resultant increased revenues to the Port, a lower rental on Terminal Building B would be justified.

President McElroy stated that the Board could probably make some allowance for the depreciated life of the building. The Board was requested by Mr. Gellersen to submit a proposition to them, setting forth a suggested rental for their consideration, this rental to cover the entire Terminal Building B, Libby, McNeill & Libby being permitted, with the approval of the Board, the privilege of sub-leasing a portion of the building, if they so desired.

Mr. Gellersen further stated that storage in the transit shed was very advantageous to them on certain of their products which are transshipped, such as pineapple, and that they could foresee a possible increase in their space requirements in the transit shed, which he stated he trusted the Board would provide when required.

President McElroy advised Mr. Gellersen that it was the desire of the Board to provide facilities as required for the increase of business when offered and that consideration would be given to his request.

Mr. Gellersen requested the Board to submit an offer to him for the renewal of the lease and he was informed that an offer would be prepared and presented.

ADJOURNED.



SECRETARY

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS

of the

PORT OF OAKLAND

Held on Monday, June 5, 1939 at the hour of 3:15 o'clock p.m. in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

Commissioners present: Colbourn, Fisher, Fardee, Roland and President McElroy -5-
Commissioners absent: None.

The Port Manager, Port Attorney and Assistant Chief Engineer were also present.

Minutes of the regular meeting of May 22, 1939 were approved, as read, and adopted.

Telegram from Congressman John H. Tolan, advising that President Roosevelt, on June 2, approved and signed the Oakland Naval Supply Depot bill, was filed.

Communication from J. F. Hassler, City Manager, requesting contribution of \$25,000 to the City's budget for fiscal year 1938-1939, was read and following discussion, request was denied.

Communication from J. F. Hassler, City Manager, advising of elimination of 34 telephones used by Port Department from the City's "free list," thereby making increase of \$41 per month in Port's telephone bill, was filed.

Communication from Port Manager, enclosing memorandum of conference with State Highway officials, who now request that 19th Avenue and Port property fronting on this street, including Yacht Harbor, be used for East Shore Highway, was read. Dr. R. I. Newell, Commodore, Oakland Yacht Club, was present during the discussion of the matter and stated that if the plans of the State Highway Department were carried out, it would mean the elimination of the Yacht Harbor and its activities, as there would not be sufficient room remaining, due to the limited space available in this portion of the harbor. The Port Manager stated that he had been requested by Colonel Skeggs to supply some harbor maps, on which the highway engineers would indicate the proposed change in their plans for the use of 19th Avenue for the East Shore Highway, and that these maps were being furnished to Colonel Skeggs' office for this purpose. After discussion, it was the consensus of the Board that the use of 19th Avenue for the East Shore Highway should be vigorously opposed.

Communication from American Trust Company, requesting authority to pay proceeds of coupons maturing May 15 on \$52,000 Swift & Co. bonds to Libby, McNeill & Libby, the bonds being held as security for lease performance, was read and request granted.

Communication from Colonel J. U. Calkins, California National Guard, expressing appreciation for the Board's efforts and assistance rendered by Port Attorney in the passage of A.B. 1885, whereby means are provided to permit construction of garage on 3rd Avenue, was filed.

Communication from Harvey C. Scott, Secretary-Treasurer, Oakland Plan, advising of resolutions passed by Executive Committee of Employers Council on May 26, endorsing stand taken by the Board in respect

to dispute with Ships Clerks Union and enclosing copy of wire to Secretary of Labor Perkins, requesting aid in requiring arbitration of the matter, was filed. In this connection, the Port Manager stated that he had attended conference of the Waterfront Employers Association in San Francisco, at which time he was advised that Secretary of Labor Perkins had requested Harry Bridges to submit the Union's side of the case, and that the matter was being held in abeyance, as no further word had been received from the Secretary of Labor in respect thereto. He further stated that Harry Bridges is now using the Ship Clerks Union to harass employers on the San Francisco waterfront and that he is endeavoring to eliminate the employment of monthly clerks and supplant them with daily clerks, thereby obtaining better control by the Union of the dock clerks.

Communication from Admiral A. J. Hepburn, Commandant, Twelfth Naval District, advising that sixty vessels of the Navy will be in the bay district for the period of July 1 to 17 and requesting berthing of a number of ships at Port of Oakland facilities, was read and the Port Manager stated that berthing space would be provided for as many Navy vessels at the Port terminals as could be accommodated.

Copy of report of City Manager J. F. Hassler, on affairs of the City for month of April, 1939, was filed.

Communication from Clifford L. Buell, General Chairman Foreign Trade Week Committee, thanking Board for its participation in the celebration of the event, was filed.

Communication from J. W. Knox, Procurement Division U. S. Treasury Department, advising of cancellation of lease on warehouse at 19th and Livingston Street as of June 30, 1939, in the event no appropriation is made by Congress for furtherance of W.P.A. work, was filed.

Communication from Oceanic Import Co., transmitting bill of sale for 394 sacks of cement in payment of storage claims, which had accrued on same, was filed.

Communication from Charles Hansen, Supervising Structural Designer, requesting leave of absence for personal reasons for thirty days, was read and resolution later passed, granting leave as requested, without pay.

Communication from H. L. Burton, Terminal Superintendent, requesting leave of absence for sixty days, commencing May 25, 1939, on

account of illness attested to by physician, was read and resolution later passed, granting the request, with three-quarters pay in accordance with Civil Service regulations.

Communication from Wm. C. Walter, Port Maintenance Laborer, requesting leave of absence for sixty days, commencing May 19, 1939, on account of illness attested to by physician, was read and resolution later passed, granting the request, with three-quarters pay in accordance with Civil Service regulations.

Communication from Geo. C. Wilcox, Airport Control Operator, requesting leave of absence for seventeen days, commencing May 24, 1939, on account of illness attested to by physician, was read and resolution later passed, granting the request, with three-quarters pay in accordance with Civil Service regulations.

The Port Manager reported as follows on the status of certain funds as of May 26, 1939:

<u>Harbor Maintenance and Improvement Fund (No. 226)</u>	
Unencumbered Cash Balance as of May 26, 1939....	\$ 87,284.27
Set up in Special Funds 220 and 222.....	75,000.00
Total Unencumbered Cash in all revenue funds	
as of May 26, 1939....	162,284.27
Total Unencumbered Cash as of April 30, 1939...	162,360.92
<u>1925 Oakland Harbor Improvement Fund (No. 567)</u>	
Cash Balance as of May 26, 1939.....	147,556.92

Report of the Port Manager, in respect to increase in payment of Power Equipment Operators, as requested by International Union of Operating Engineers, was read and action thereon indefinitely postponed.

Reports of the Port Manager and Port Attorney, submitting further data on General Creditor's Note of Pacific Steamship Lines, Ltd. in the amount of \$12,057.86, were read and continued for further consideration at the Board's next meeting.

Report of the Port Manager, on progress of the Port for the month of May, 1939, was filed.

Report of the Port Manager, in respect to E. K. Wood Lumber Company's request for changes in draft of proposed lease, was filed.

Report of the Port Manager, on funds for the third quarter of the fiscal year 1938-1939, showing 5.5% increase in revenues as compared with like period of fiscal year 1937-1938, was filed. A gain of 22% in revenue over expense over like period of last year was also noted.

Report of the Port Manager, on Airport Operations for month

of May, 1939, showing average of 106.3 planes hangared at Oakland Municipal Airport, was filed.

Report of the Oakland Airport Transportation Service, on operations for April, 1939, showing profit of \$35.56, was filed.

Report of the Port Manager, submitting tonnage statistics for the month of April, 1939, showing increase of 31% over April, 1938 in total imports and exports, as well as gain of 31% in total tonnage for first four months of year over same period last year, was filed.

The Port Manager submitted memorandum of conference held with F. L. Hewitt of the Transair Corporation, who requested that an offer be made him for use of a 20-acre area on industrial land at the Oakland Municipal Airport. It was noted that Transair, Inc. proposed to finance the construction of a building having a floor area of 40,000 square feet and that the corporation will have between \$700,00 and \$800,000 available for plant construction and for the building of its first 3-motored transport plane, which is estimated to cost \$300,000. After discussion, the Port Manager was authorized to negotiate with Transair, Inc., presenting it with an offer for lease of land at a rental in which would be reflected the investment made by the company in permanent type buildings, which would be an asset to the Port upon the expiration of the lease.

The Port Manager stated that, following the death of William Duck, the activities of the Duck Air Services, which company leases space in Hangar No. 2 at the Oakland Municipal Airport, will be carried on by Mrs. Duck and Messrs. Nagel and Gustofferson, who have, in the past, conducted this activity with the late Mr. Duck. The Port Manager stated that the rental had been paid up to date and that upon his investigation, he had found the Duck Air Services to be apparently well financed, this company having nine planes, to which a new 5-motored plane is to be added, and hold Government Forest Service contracts netting \$24,000 per year revenue.

The Board's attention was called to the public notice given by Colonel J. A. Dorst of the U. S. Engineers that Pan American Airways had requested runways to be established in Oakland's North Harbor for the takeoff and landing of its transpacific clippers. It was noted on the Government chart that the runways, if permanently established, would prohibit any development for waterborne commerce in the Port's North Harbor, and the Board directed the Port Manager to file with the U.S.

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Engineers a letter protesting the establishment of any permanent runways in this area and suggesting that if temporary use of the area for takeoff and landing of clipper ships were granted, such permission should be granted with the distinct understanding that they be discontinued in the event that the area is required for Port development.

In respect to State legislation, the Port Attorney reported that the following bills, which were sponsored by the Port, had been approved by the Governor:

Weighmaster's bill;
Bill granting cities authority to clean up old hulks;
Bill authorizing cities to build hangars for military use;
Bill clarifying details of complaint in condemnation, thus disposing of issues raised in American Dredging appeal; and
Bill reconciling state air regulations with those of the Federal Government.

It was also noted that bill to appropriate \$200,000 for State Armory in Oakland had been approved by the Assembly Committee, and that bill for annexation of water areas near the Airport had been delayed by Senator Shelley, who stated he had a grievance against Senator Breed and any bill he sponsored.

In respect to Air Transport Bill A.B. 2701, which was tabled by the Senate Aviation Committee by a two to one vote after further hearing as was expected, the Port Attorney stated that a move will now be made to take the bill from the committee, the United Air Lines representatives claiming to have twenty-nine votes available for this purpose. Mr. Hinshaw was also quoted as saying that he had evidence that Senators Fletcher and Keating of the Committee had committed themselves against the bill prior to the hearings and that Senator Foley, Committee Chairman, would support the move in the Senate to take the bill out of the Committee.

In respect to Senate Bill No. 1366, the Port Attorney stated that amendments were added to prevent discharge of sewage in navigable waters and that strong opposition to these amendments was developed and the objectionable features of the bill were removed by the Senate Committee.

It was reported that the San Francisco Harbor transfer bill was moved on to the Senate floor for general vote, and that Senator Shelley is endeavoring to secure vote on proposal of general state harbor authority.

The Port Attorney verbally reported on the Intercoastal hearing held in San Francisco and stated that the hearing would be concluded in

New York, starting on June 19. Various issues embraced in the hearing were discussed and the Board reserved action on the matter of having representatives attend the New York hearing until its next meeting, at which time further report is to be given.

In respect to Federal legislation, the Port Attorney reported as follows: That indications are that the resolutions asserting Federal title to submerged tideland areas will not be passed by Congress at this session; that Conference on State Defense advised that Senate Finance Committee and House Ways and Means Committee will delay issue of Federal taxation of public securities, despite recommendation of the Administration forces for early action; and that the Senate passed Bill S. 2009, transferring regulatory jurisdiction of Maritime Commission over local water commerce to Interstate Commerce Commission.

The Port Attorney stated that printed transcript in the Hogan Franchise Appeal was filed on May 31, 1939.

Excerpt from the records of the State Railroad Commission, showing report filed by Encinal Terminals for year ending December 31, 1938, indicating a net operating revenue of \$3,239.73, was filed.

The Board's attention was called to the Port of Oakland advertisement appearing in the exposition edition of the McClatchey newspapers, the Sacramento, Modesto and Fresno Bee, whose circulation reaches the shippers of the interior valleys.

Authorization was granted for the printing of five thousand additional copies of the Port of Oakland folder, at a cost of \$160.00. The Port Manager stated that these folders were being used in publicizing the Port at various conventions and meetings with good effect.

The Port Manager stated that arrangements had been made to have the Port model and the colored slides on display at the Hotel Oakland during the 35th annual convention of the California Real Estate Association to be held June 11 to 17, 1939.

Copy of Civil Aeronautics Authority statement on the 1938 all-time record set by scheduled air transport operators, was filed.

In connection with the operation of the Oakland Municipal Airport, it was noted that a total of 8265 passengers were handled at the Airport during April, as compared with 4488 passengers for March and 3494 passengers for April, this being an all-time high record, due

to San Francisco Airport being shut down. It was also noted that during the past four months 17,857 passengers were handled, a gain of more than 65% over the 10,520 passengers reported for the same period last year.

Reports of the Auditing Committee on claims and demands, and on Port Revolving Fund payrolls, were adopted.

The following resolutions were introduced and passed by the following vote:

AYES: Commissioners Colbourn, Fisher, Pardee, Roland and President McElroy -5-
 NOES: None
 ABSENT: None

"RESOLUTION NO. 5077

RESOLUTION APPROVING AND ALLOWING CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Aeronautical Chamber of Commerce of America	\$	10.00
Air Reduction Sales Company		5.67
American District Telegraph Company		.50
Anderson Printing Company		25.44
Baker, Hamilton & Pacific Company		32.91
Bancroft and Gove		103.00
Blake, Moffitt & Towne		7.47
Geo. R. Borrmann Steel Company		104.81
Calaveras Cement Company		285.92
California Pottery Company		244.95
The Central Foundry Company		2.21
City of Oakland, City Hall		4.00
L. M. Clough Co.		948.38
Colyear Motor Sales Company		9.40
Contra Costa Laundry		13.30
Henry Cowell Lime and Cement Co.		7.33
East Bay Glass Company		4.38
East Bay Municipal Utility District		424.96
East Oakland Auto Top Shop		3.00
The Electric Corporation		1.36
The Elliott Addressing Machine Company		16.65
Frank Typewriter & Adding Machine Co.		12.00
Gilson Electrical Supply Co.		24.59
H. & M. C. Co.		10.82
The Hancock Oil Co. of Calif.		208.66
Herrick Iron Works		127.72
Hoffmeyer Belting & Supply Co.		16.21
Hogan Lumber Company		28.67
E. H. Huebbe		5.05
Ingersoll-Rand Company		3.44
Inland Manufacturing Company		5.30
The International Press		14.42
Ed. Jones & Co.		.77
Kling-Dawers Stationery Co., Inc.		4.12
Laird's Stationery		8.57
Libby, McNeill & Libby		7.24
Lincoln Press		17.87

Marine Exchange of the San Francisco Chamber of Commerce	\$ 10.00
C. W. Marwedel	12.25
Melrose Lumber & Supply Co.	25.10
Metropolitan Window Shade Factory	5.30
National Envelope Corporation	26.46
National Lead Company	27.41
Ralph E. Norris	88.00
Oakland Air Port Transportation Service	200.00
Oakland Battery Co.	18.52
Oakland Plumbing Supply Co.	25.69
Pacific Coast Aggregates, Inc.	214.36
Pacific Gas and Electric Company	1,218.06
The Pacific Telephone and Telegraph Company	35.32
Peterson Tractor & Equipment Co.	8.69
Joseph Pierotti & Co.	1.51
Planett Manufacturing Company	30.71
Railway Express Agency, Inc.	1.95
Richfield Oil Corporation	5.45
Sanders Glass Company	90.36
Sentinel Sanitary Supply Company	17.55
Shields, Harper & Co.	11.33
B. Simon Hardware Co.	20.62
Smith Brothers	7.44
Standard Mill and Lumber Co.	2.82
Strable Hardwood Company	2.61
The Tribune Publishing Co.	5.63
Truscon Steel Company	2.24
Victor Equipment Company	4.79
Voegtly & White	9.79
Western Asbestos Co.	140.10
Western Auto Supply Company	.75
E. K. Wood Lumber Co.	445.84
Zellerbach Paper Company	15.02
Hutchinson Company	6,945.39
Markell C. Baer	11.73
R. N. Ricketts	9.03
Sebastian Grass	34.00
Frank J. O'Brien	53.23
F. Ruppert	110.71
Port Revolving Fund - Miscellaneous	73.79
Payrolls - Administrative Department	2,265.63
" - Airport	980.89
" - Engineering Department	2,247.63
" - Grove and Market Street Piers	1,534.51
" - Maintenance Department	3,222.96
" - Ninth Avenue Pier	766.06
" - Outer Harbor Terminal	5,181.04
" - Traffic Department	1,400.00
1925 OAKLAND HARBOR IMPROVEMENT BOND FUND:	
L. M. Clough Co.	1,372.00
	\$31,691.36."

"RESOLUTION NO. 5078

RESOLUTION APPROVING WEEKLY PAYROLLS,
RATIFYING ALL HIRINGS AND EMPLOYMENTS
THEREIN AND REIMBURSING PORT REVOLVING
FUND.

BE IT RESOLVED that the weekly payrolls for the weeks ending May 20 and May 27, 1939 be and the same are hereby approved and the hiring or employment of each and all of the services therein set forth at the compensations therein paid is hereby ratified, confirmed and approved, and

BE IT FURTHER RESOLVED that the demand against the Harbor Maintenance and Improvement Fund for the reimbursement of the Port Revolving Fund in the amount set forth therein, having been approved by the Auditing Committee, is hereby approved and allowed, and the City Auditor be and he is hereby authorized and directed to draw his warrant for the same and make such reimbursement.

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Port Revolving Fund - Payrolls

\$4,641.08."

"RESOLUTION NO. 5079

RESOLUTION AUTHORIZING DISPOSITION
OF DAMAGED CANNED GOODS FOR USE IN
CITY JAIL.

BE IT RESOLVED that the Port Manager is hereby authorized to turn over 44 cases of damaged canned goods to the City Manager, said canned goods to be used in feeding prisoners in the City Jail."

"RESOLUTION NO. 5080

RESOLUTION GRANTING LEAVE OF ABSENCE
TO CHAS. HANSEN, SUPERVISING STRUCTURAL
DESIGNER.

BE IT RESOLVED that Chas. Hansen, Supervising Structural Designer (Port Ordinance No. 222, Section 4.04) is hereby granted a leave of absence for personal reasons, for a period of thirty consecutive days commencing June 20, 1939, without pay."

"RESOLUTION NO. 5081

RESOLUTION GRANTING LEAVE OF ABSENCE
WITH PAY TO HARRY T. BURTON, TERMINAL
SUPERINTENDENT AND TRAFFIC REPRESENTATIVE.

BE IT RESOLVED that Harry T. Burton, Terminal Superintendent and Traffic Representative (Port Ordinance No. 222, Section 8.02) is hereby granted a leave of absence on account of illness resulting from injury, said leave to be for sixty consecutive days commencing May 25, 1939, with compensation at the rate of 75% of the salary payable such employee, as provided by the rules of the Civil Service Board."

"RESOLUTION NO. 5082

RESOLUTION GRANTING LEAVE OF ABSENCE
WITH PAY TO WM. C. WALTER, PORT
MAINTENANCE LABORER AND WATCHMAN.

BE IT RESOLVED that Wm. C. Walter, Port Maintenance Laborer and Watchman, (Port Ordinance No. 222, Section 8.22) is hereby granted a leave of absence on account of illness resulting from injury, said leave to be for sixty consecutive days commencing May 19, 1939 at noon, with compensation at the rate of 75% of the salary payable such employee, as provided by the rules of the Civil Service Board."

"RESOLUTION NO. 5083

RESOLUTION GRANTING LEAVE OF
ABSENCE WITH PAY TO GEORGE C.
WILCOX, AIRPORT CONTROL TOWER
OPERATOR.

BE IT RESOLVED that George C. Wilcox, Airport Control Tower Operator, (Port Ordinance No. 222, Section 6.1) is hereby granted a leave of absence on account of illness, said leave to be for seventeen consecutive days commencing May 24, 1939, with compensation at the rate of 75% of the salary payable such employee, as provided by the rules of the Civil Service Board."

"RESOLUTION NO. 5084

RESOLUTION RATIFYING REGULAR
APPOINTMENT OF ROY SCOTT TO
POSITION OF DOCK LABOR FOREMAN.

BE IT RESOLVED that the action of the Port Manager in mak-

ing the following regular appointment is hereby ratified, confirmed and approved by this Board:

Roy Scott, Dock Labor Foreman (Port Ordinance No. 222, Section 8.131), \$170.00 per month and hourly rates of pay as stipulated in said Ordinance - appointment effective June 1, 1939."

"RESOLUTION NO. 5085

RESOLUTION AUTHORIZING AGREEMENT WITH ERNEST A. BLACKMAN.

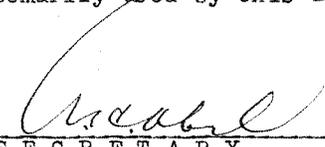
BE IT RESOLVED that the President of this Board be and he is hereby authorized to enter into an agreement with Ernest A. Blackman, as Licensee, providing for the occupancy by Licensee of an area of 19,800 square feet of open space and 4,870 square feet in the building adjacent thereto, in the Ninth Avenue Industrial Area, for a period of one year commencing June 1, 1939 at a monthly rental of \$150.00, and that such agreement shall be upon the general form of license agreement customarily used by this Board."

"RESOLUTION NO. 5086

RESOLUTION AUTHORIZING AGREEMENT WITH PIEDMONT LUMBER & MILL CO.

BE IT RESOLVED that the Port Manager be and he is hereby authorized to enter into an agreement with Piedmont Lumber & Mill Co., a corporation, as Licensee, providing for the occupancy by Licensee of an area of 21,780 square feet in the Ninth Avenue Industrial Area for a period of one year commencing June 1, 1939 at a monthly rental of \$55.00, and that such agreement shall be upon the general form of license agreement customarily used by this Board."

ADJOURNED.


SECRETARY

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS

of the

PORT OF OAKLAND

Held on Monday, June 12, 1939, at the hour of 3:15 o'clock p.m. in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

Commissioners present: Colbourn, Fisher, Pardee, Roland and President McElroy -5-
Commissioners absent: None.

The Port Manager, Port Attorney and Assistant Chief Engineer were also present.

Minutes of the regular meeting of June 5, 1939 were approved, as read, and adopted.



Communication from Frank C. Jordan, Secretary of State, attaching recorded Certificate of Alameda County Board of Supervisors Resolution No. 32754, approving annexation to the City of Oakland of certain property in Eden Township adjoining Oakland Municipal Airport which was purchased by the Board of Port Commissioners, was filed.

Copy of Port Manager's letter to Lt. Colonel J. A. Dorst, District Engineer, U. S. Engineers, filing objection to permanent designation of runways in North Harbor area for Clipper ships, was filed.

Communication from H. R. Higgins, Vice President Rosenberg Bros. & Co., expressing appreciation of Board's cooperative attitude in respect to substitution of securities held in trust by Bank of America for guaranty of lease performance, was filed.

Communication from David D. Grubb, tendering to the Port Manager his resignation as Dock Sweeper and Watchman, effective June 7, 1939, was filed.

Communication from Hutchinson Co., requesting extension of time to complete contract for construction of rock dyke on 19th Street and advising that the delay was due to work being done on W.P.A. project, not under its control, was read and resolution later passed granting the request and extending the time of performance of contract forty-five days from June 12, 1939.

Communication from T. G. Differding, Manager Traffic Department, Oakland Chamber of Commerce, advising that the U. S. Engineers had rendered an adverse and unfavorable report on the request of South San Francisco for the development of its harbor frontage as a Federal project, was filed.

Communication from the Port Manager, recommending purchase of an additional 20,000 tons of crusher run rock for further improvement of runways at Oakland Municipal Airport, was read and following discussion, resolution was passed approving specifications and authorizing advertisement for bids for the rock.

Communication from International Association for Identification, thanking the Port for assistance given to make their convention in Oakland in May a success, was filed.

The Port Manager reported as follows on the status of certain funds as of June 9, 1939:

Harbor Maintenance and Improvement Fund (No. 226)

Unencumbered Cash Balance as of June 9, 1939.....	\$122,928.77
Set up in Special Funds 220 and 222.....	75,000.00
Total Unencumbered Cash in all revenue funds	
as of June 9, 1939.....	197,928.77
Total Unencumbered Cash as of May 31, 1939.....	169,569.66

1925 Oakland Harbor Improvement Fund (No. 567)

Cash Balance as of June 9, 1939.....	139,106.92
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Report of the Port Manager, on request of Coos Bay Lumber Co. for extension of its lease which expires February 29, 1940, was read and the Port Manager directed to advise the Coos Bay Lumber Co. that the Board would be pleased to receive a bid from it on a renewal of lease upon expiration of the present lease.

Report of the Port Attorney, in respect to U. S. Maritime Commission Intercoastal Steamship Investigation Case No. 514, was read and following discussion, which developed the importance of the Port being represented at the forthcoming hearing of the Maritime Commission in New York starting June 19, the Port Attorney and the Traffic Manager were directed to attend the hearing in New York and a resolution was later passed authorizing expenses of the Port's representatives.

The Port Attorney made verbal report on legal issues raised by the proposed California Life Retirement Plan.

Report on the condition of Harbor Maintenance and Improvement Fund No. 226 at the close of the month of May, 1939, which showed improvement over the months of April, 1939 and May, 1938, was filed.

Report on Accounts Receivable for the month of May, 1939, showing improvement in condition over the month of April, 1939, was filed.

Report submitted by the Oakland Airport Transportation Service for the month of May, 1939, showing an operating loss to them of \$49.60, was filed.

Report of the Port Manager, submitting further data relative to leases with Libby, McNeill & Libby and Rosenberg Bros. & Co., as a basis of determining rental for renewal of these leases, was considered and the matter of determination of rentals to be submitted to these lessees was deferred for action at the next meeting of the Board.

The Port Attorney reported that Judge Quinn of the Superior Court granted the Port's motion to strike answer in the American Dredging Company condemnation suit and to cause return to be made of the \$10,006.00, which was deposited by the Board at the time construction of the railroad tracks to serve Ninth Avenue Terminal was undertaken in 1930. Written

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report of the Port Attorney in connection with this matter was filed.

In respect to State Legislation, the Port Attorney reported that the Port annexation bill, having been previously tabled by the Senate Committee on Municipal Corporations, had been taken off the table and voted out with approval and that the bill is now on the Senate floor; that San Francisco Harbor Transfer Bill had been set for hearing by the Senate next Wednesday; that the motion to force A.B. 2701, designed to place intrastate air transport operations under jurisdiction of the Railroad Commission, from the Senate Committee to the Senate floor had been defeated by a vote of 28 to 9; and that the substitution of bill by Mr. Phillips, although the subject of intense activity and debate by interested parties, failed of action by the Assembly Committee.

In respect to the Dock Clerk controversy, the Port Manager stated Secretary of Labor Perkins has detailed one of her investigators to check into the statements made by Bridges and Waterfront Employers and that he is expected to arrive here early this week, after which some decision as to arbitration may be forthcoming.

Copy of letter written City Retirement Board for information as to status of W. J. Masterson, Chief Wharfinger, was filed. The Secretary stated that no reply had as yet been received from the Retirement Board.

The Port Manager called attention of the Board to the application of the United Air Lines Transport Corporation to the Civil Aeronautics Authority for certificate of convenience and necessity for operation of its lines, in which application Oakland was named as its terminal point on the Pacific Coast for the company's transcontinental line.

Attention was called to the invitation of the Oakland Lions Club to attend its meeting on Wednesday, June 14, at which time the Board and the Mayor and City Council were to be honored as guests. The members of the Board indicated they would accept the invitation and be present.

Attention of the Board was called to the convention of the California Real Estate Association to be held this week at Hotel Oakland, at which time President McElroy will speak and the Port pictures will be shown, with a special showing of Fair pictures in color, taken by Hal Wiltermood, which were shown to the delegates Sunday, prior to their visit to the Fair.

It was noted that Dow-Jones News Wire System had given the Port of Oakland fine publicity over its network on the recent gains made in the

handling of Port tonnage.

From press reports, it was noted that the East Bay Municipal Utility District had announced reduction of \$35,000 in standby charges to East Bay cities and also a reduction charge for private fire protection (sprinkler system) of \$8000.00.

The Port Manager reported that the Moore Dry Dock and General Engineering & Dry Dock Companies are figuring on plans for Government Type C-1 freighters, of which 22 are to be built by the Maritime Commission, and that these ships are 413 feet long, have 60-foot beams, a capacity of 5,028 gross tons and with a speed of 14 knots.

The Port Manager stated he had been requested to attend conference with the President of the Los Angeles Harbor Board on Tuesday, June 13, in respect to port matters, and that he would arrange to be present at the conference.

The report of the Auditing Committee on claims and demands was read and adopted, with correction, the claim of Frank R. Church, in the amount of \$266.60 being omitted for further consideration at the next Board meeting, at which time the Port Manager and Port Attorney were requested to submit a report thereon.

The following resolution was introduced and passed by the following vote:

AYES: Commissioners Colbourn, Fisher, Pardee and President
McElroy -4-
NOES: None
ABSENT: None
NOT VOTING: Commissioner Roland -1-

"RESOLUTION NO. 5087

RESOLUTION APPROVING AND ALLOWING
CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:	
Adherite Corporation	\$ 21.08
Air Reduction Sales Company	10.09
American Bitumuls Company	31.16
Baker, Hamilton & Pacific Company	3.28
Bancroft and Gove	98.88
Geo. R. Borrmann Steel Company	65.18
California Pottery Company	81.32
Calrock Asphalt Company	5.01
City of Oakland, City Hall	456.07

City of Oakland, Purchasing Dept.	\$	7.95
L. M. Clough Co.		320.46
Cochran & Celli		11.09
M. L. Cohen Co.		1.03
Milt Dohner		2.78
DuFrane Machine & Engine Works, Inc.		8.75
East Bay Glass Company		9.44
East Bay Municipal Utility District		63.79
Eastman Kodak Stores, Inc.		7.42
The Electric Corporation		24.89
Electric Service Company		4.64
Electrical Products Corporation		3.09
Firestone Auto Supply & Service Stores		19.60
General Electric Supply Corporation		316.15
General Petroleum Corporation of Calif.		43.13
Greenwood Printers Ltd.		32.91
Grinnell Company of the Pacific		5.75
H. & M. C. Co.		21.64
The Hancock Oil Co. of Calif.		171.41
E. R. Hatherly Company		6.50
Heafey-Moore Co.		55.68
Inter-Urban Electric Railways		13.00
E. & R. James Company		8.55
Geo. A. Kreplin Co.		8.54
Laird's Stationery		29.96
Lamberson & Whyatt Welding Works		4.50
Lawton & Williams		53.35
Libby, McNeill & Libby		30.10
Maxwell Wholesale Hardware Company		173.30
Albert C. Moe		152.50
National Lead Company		4.70
Newsweek		8.00
Pacific Coast Aggregates, Inc.		110.66
Pacific Electric Motor Co.		6.57
Pacific Tool and Supply Company		11.62
Phoenix Iron Works		46.35
Piedmont Lumber & Mill Co.		129.95
Planett Manufacturing Company		48.61
The Post-Enquirer		317.52
Postmaster		65.12
Railway Express Agency		.35
Romak Ornamental Iron Works		41.20
Schirmacher Co.		2.33
B. Simon Hardware Co.		27.68
Smith Brothers		15.59
Strable Hardwood Company		1.44
Tide Water Associated Oil Company		9.11
The Trailer Company of America		10.51
The Tribune Press		169.95
The Western Union Telegraph Company		2.50
E. K. Wood Lumber Co.		48.39
Walter P. Koetitz		340.00
Geo. A. Attwood		11.41
A. C. Meadows		23.59
Thos. H. Moore		30.94
Geo. H. Nash		67.60
J. S. Saunders		38.54
Harold Wiltermood		43.14
Oakland Foreign Trade & Harbor Club		125.00
		<u>\$4,142.34."</u>

The following resolutions were introduced and passed by the following vote:

AYES: Commissioners Colbourn, Fisher, Pardee, Roland and President McElroy -5-

NOES: None

ABSENT: None

"RESOLUTION NO. 5088

RESOLUTION EXTENDING LEAVE OF
ABSENCE HERETOFORE GRANTED ALICE
S. TROXEL ON ACCOUNT OF ILLNESS.

BE IT RESOLVED that the leave of absence heretofore granted Alice S. Troxel, Secretary to the Port Attorney (Port Ordinance No. 222, Section 3.3) by Resolution No. 5066 of this Board is hereby extended for a further period of twenty-five days commencing June 13, 1939 on account of the continued illness of said employee, with compensation at the rate of 75% of the salary payable such employee, on the same basis as is provided by the rules of the Civil Service Board."

"RESOLUTION NO. 5089

RESOLUTION EXTENDING TIME FOR
PERFORMANCE OF CONTRACT WITH
HOGAN LUMBER CO.

BE IT RESOLVED that the time for the performance of the contract with Hogan Lumber Co., a corporation, for furnishing and delivering 100,000 board feet, more or less, of lumber to Oakland Municipal Airport, Auditor's No. 6627, be and the same is hereby extended to and including July 14, 1939."

"RESOLUTION NO. 5090

RESOLUTION EXTENDING TIME FOR
PERFORMANCE OF CONTRACT WITH
HUTCHINSON CO.

BE IT RESOLVED that the time for the performance of the contract with Hutchinson Co., a corporation, for construction of rock dyke adjacent to 19th Avenue near Livingston Street Pier, Auditor's No. 6616, be and the same is hereby extended to and including July 27, 1939."

"RESOLUTION NO. 5091

RESOLUTION ADOPTING SPECIFICATIONS
FOR THE FURNISHING OF CRUSHER RUN
ROCK TO OAKLAND MUNICIPAL AIRPORT.

BE IT RESOLVED that the specifications and other provisions relative thereto filed with the Board for the furnishing and delivering of 20,000 tons, more or less, of crusher run rock to Oakland Municipal Airport, and the manner indicated for payment therefor, including progressive payments, be and the same are hereby approved.

BE IT FURTHER RESOLVED that the Secretary be authorized to advertise for five consecutive days in the official newspaper for sealed proposals for the supplies to be furnished, as required by law."

"RESOLUTION NO. 5092

RESOLUTION APPROVING TEMPORARY
APPOINTMENT OF H. E. DENMAN TO
POSITION OF AIRPORT ATTENDANT
AND WATCHMAN.

BE IT RESOLVED that the following temporary appointment is hereby approved by this Board:

H. E. Denman (Port Ordinance No. 222, Section 6.03) -
a. \$130.00 per month - appointment effective June 9, 1939."

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"RESOLUTION NO. 5093

RESOLUTION CANCELLING PAYROLL WARRANTS
OF J. C. COLOMBEL AND H. S. MAXWELL.

Whereas, on October 6, 1930 by Port Resolutions No. 1846 and No. 1866 claims for payroll warrant No. 226-1163 for \$21.33 in favor of J. C. Colombel (also known as J. Columbel) Permit Man (Port Ordinance No. 8 as amended, Section 3.42) and payroll warrant No. 226-1162 for \$10.66 in favor of H. S. Maxwell, Dock Clerk (Port Ordinance No. 8 as amended, Section 3.44) were approved and allowed; and

Whereas, the City Auditor subsequently refused to issue such warrants and said former employees have not taken steps to force payment therefor, and said warrants have never been issued by the Auditor and are now outlawed by the statute of limitations and should be cancelled; now, therefore, be it

RESOLVED that said claims and warrants and each of them be and the same are hereby cancelled and the City Auditor and Chief Port Accountant are hereby authorized and directed to strike said items from their records."

The following resolution was introduced and passed by the following vote:

AYES: Commissioners Colbourn, Fisher, Pardee and President
McElroy -4-

NOES: Commissioner Roland -1-

ABSENT: None

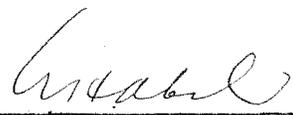
"RESOLUTION NO. 5094

RESOLUTION AUTHORIZING AND DIRECTING
THE PORT ATTORNEY AND TRAFFIC MANAGER
TO ATTEND MARITIME COMMISSION HEARING
IN NEW YORK, AND THE PAYMENT OF TRAVELING
AND OTHER EXPENSES.

RESOLVED that Markell C. Baer, Port Attorney, and M. D. McCarl, Traffic Manager, are hereby authorized and directed to attend the hearing by the United States Maritime Commission in its investigation of intercoastal steamship rates and practices which will resume in New York on June 19, 1939 and while in the East to attend to such other matters affecting the Port's interests as may be appropriate; and be it further

RESOLVED that the railroad fare, traveling and hotel expenses, and other expenses incurred by such officers in connection with such mission, be paid by the Port upon the submission of proper claims and vouchers therefor."

ADJOURNED.


SECRETARY

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS

of the

PORT OF OAKLAND

Held on Monday, June 19, 1939, at the hour of 3:15 o'clock p.m. in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

Commissioners present: Colbourn, Fisher, Pardee, Roland and
President McElroy -5-
Commissioners absent: None.

The Port Manager, Assistant Port Attorney, and Assistant Chief Engineer were also present.

The minutes of the regular meeting of June 12, 1939 were approved, as read, and adopted.

Communication from Thornton and Taylor, enclosing draft of Home Insurance Co., New York, for \$629.90 in full payment of Board's claim in connection with sprinkler leakage damage at Outer Harbor Terminal, was filed.

Communication from Works Progress Administration, requesting renewal of agreement for occupancy of office building in Outer Harbor Industrial area for period of July 1, 1939 to June 30, 1940 with 30-day cancellation clause, building to be used for continuation of Toy Loan Center project, was read, and the Assistant Port Attorney directed to prepare and submit form of agreement for the Board's action at its next meeting.

Communication from J. F. Hassler, City Manager, again requesting contribution of \$25,000 to the General Fund of the City, was read, and after full consideration, the Board directed the Secretary to advise Mr. Hassler that following a careful review of its funds and revenues as related to its obligations in respect to the operation of the Port, the maintenance of existing structures and the necessity of providing for new Port and Airport facilities as planned, it was the conclusion of the Board that it is not in position to grant the contribution as requested.

Copy of Port Manager's letter to F. L. Hewitt, President, Trans-air Corporation, making offer of a site for airplane factory at Oakland Municipal Airport, was filed.

Communication from Gladys Downes, Traffic Clerk, requesting

leave of absence, without pay, for period of July 19 to 31 inclusive, for personal reasons, was read and resolution later passed granting the request.

Communication from Port Manager, relative to waterfront strike, which has tied up all port operations involving employment of dock clerks at San Francisco Bay Ports since 8:00 a.m. June 17, was filed. In this connection, the Port Manager stated that the dock clerks, who had not already taken their vacation, were ordered to do so immediately, and those who had finished their vacation were given lay-off, effective June 19, 1939. He further stated that the handling of lumber and bulk cargo, including scrap iron shipments and oil shipments, was not affected, as these commodities do not require the services of dock clerks.

Copy of Port Manager's letter to Dock Checkers Employers Association, requesting that the controversy affecting Outer Harbor Terminal Dock Clerk, which became effective May 2, be included in negotiations now under way with Ship Clerks Union, was filed. The Port Manager stated he had been given assurance by Mr. Frank Gregory, Secretary of the Employers Association, that the issue affecting the Outer Harbor Terminal would be made one of the issues to be mediated and settled during the arbitration of the difficulties causing the present tie-up of the ports in the San Francisco bay area.

Communication from the Port Attorney, submitting memorandum of important items now receiving attention of the legal department, was filed.

The Port Manager reported as follows on the status of certain funds as of June 16, 1939:

<u>Harbor Maintenance and Improvement Fund (No. 226)</u>	
Unencumbered Cash Balance as of June 16, 1939.....	\$115,292.35
Set up in Special Funds 220 and 222.....	75,000.00
Total Unencumbered Cash in all revenue funds	
as of June 16, 1939...	190,292.35
Total Unencumbered Cash as of May 31, 1939.....	169,569.66
<u>1925 Oakland Harbor Improvement Fund (No. 567)</u>	
Cash Balance as of June 16, 1939.....	139,106.92

Report of the Port Manager and Assistant Port Attorney, in respect to claim of Frank R. Church in the amount of \$266.60, was filed.

The Board considered the matter of an offer to Libby, McNeill & Libby on the renewal of its lease on Terminal Building B at the Outer Harbor Terminal. After consideration of the report submitted by the Port Manager at its last meeting, and of further verbal report by the

Port Manager that Mr. Eugene Geary had advised him on June 16 that they would be pleased to entertain an offer from the Board for the lease of the entire Terminal Building for a period of ten years, including a cancellation clause after the five-year period, such offer to include reduction in annual rental based on the depreciated value of the structures, the Board directed the Port Manager to submit to Libby, McNeill & Libby an offer reflecting a reduction of approximately 10% of the present annual rental now being received, this amount being in conformity with Item No. 2 of the Port Manager's report of June 12, 1939.

In respect to State Legislation, the Assistant Port Attorney reported that A. B. 783, sponsored by the Board, setting up a procedure for annexation of tideland lots and state-owned submerged lands south of the Airport, had passed the Senate June 16, and that Mr. Steinberg, representing the Stone interests, advised he will write Governor Olson, urging that he sign the bill; also that the San Francisco Harbor transfer bill was defeated in the Senate by 30 to 9 vote.

Regarding the status of the American Dredging Company suit, the Assistant Port Attorney reported that he had today filed demurrer and points and authorities in the ejectment action. Relative to the condemnation suit, he stated that the order for refund of the \$10,006 deposit had been set aside.

In respect to the El Dorado Terminal Company case, the Assistant Port Attorney reported that Judge Ogden had signed the findings proposed by the Port and that judgment was being prepared.

It was reported that the Port Attorney and Traffic Manager had left on Saturday for Brooklyn, New York, to attend the Maritime Commission hearing as was ordered by the Board at a previous meeting.

The Port Manager stated that a small fire in the fender piling at Grove Street Pier on June 18, occasioned by a carelessly thrown cigarette, had been extinguished by the Port Watchman, without loss. It was stated that it had been the practice, in the past, to permit many people residing in the vicinity of Grove Street Terminal to fish from the pier, but that if there were further menace of fire, due to carelessness of smokers, consideration may have to be given to the barring of fishermen from the pier.

It was noted that at the California State Realtors Convention, held during the week in Oakland, President McElroy had spoken on the Port and that Vice-President Fisher had described the Port to visitors during the harbor boat trip held June 16, 1939.

Copies of compilation of the foreign trade tonnage for San Francisco Customs District, including Oakland, for the calendar year of 1938 were furnished the Board members and in this connection, the Port Manager stated that a total of 450,397 tons were handled through the Port of Oakland.

Report of the Auditing Committee on claims and demands, as corrected, was adopted. The Auditing Committee requested that report be submitted by the Port Manager and Assistant Port Attorney on the claim of L. M. Clough Co. in the amount of \$986.55 and recommended that the claim be again considered after report, as requested, was presented.

Report of the Auditing Committee on weekly payrolls was adopted.

The following resolution was introduced and passed by the following vote:

AYES: Commissioners Colbourn, Fisher, Pardee and President McElroy -4-

NOES: None

ABSENT: None

NOT VOTING: Commissioner Roland -1-

"RESOLUTION NO. 5095

RESOLUTION APPROVING AND ALLOWING
CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Frank R. Church	\$	266.60
Air Reduction Sales Company		18.02
American Bitumuls Company		29.03
American Tractor Equipment Corporation		5.61
Bancroft-Whitney Company		12.88
Blake, Moffitt & Towne		1.41
Geo. R. Borrmann Steel Company		24.73
California Fruit News		11.50
Cochran & Celli		1.27
Columbia Wood and Metal Preservative Co.		45.32
Dock Checkers Employers Association		93.17
East Bay Blue Print & Supply Co.		69.56
The Electric Corporation		5.73
General Electric Supply Corporation		9.19
H. & M. C. Co.		6.70
Halstead Products Company		12.47
The Hancock Oil Co. of Calif.		154.33
Heafey-Moore Co.		327.69

Hogan Lumber Company	\$ 64.93
Robert W. Hunt Company	4.00
Independent Construction Co. Ltd.	100.00
International Business Machines Corporation	18.57
Ed. Jones & Co.	2.95
Kling-Dawers Stationery Co. Inc.	2.23
Libby, McNeill & Libby	36.24
C. W. Marwedel	6.80
Maxwell Wholesale Hardware Company	58.51
National Fire Protection Association	10.00
National Lead Company	57.01
A. Newman	45.32
Oakland Air Port Transportation Service	200.00
Oakland Plumbing Supply Co.	10.21
Pacific Rural Press	1.00
The Pacific Telephone and Telegraph Company	227.35
Pacific Tool and Supply Company	10.10
Pioneer Sawdust and Sand Depot	28.75
Remington Rand, Inc.	4.12
San Francisco Bay Carloading Conference	5.00
Smith Brothers	21.82
Standard Mill & Lumber Co.	57.29
Standard Wiping Rag Company	5.62
Stockton Independent	6.00
Tide Water Associated Oil Company	29.32
Union Paper Company	21.66
E. C. Wenger Company	42.22
Western Electric Company	260.95
Zellerbach Paper Company	11.31
A. H. Abel	35.14
H. G. Adam	13.44
M. D. McCarl	20.76
William F. Holcomb, M.D.	85.50
Frederick E. Blume, M.D.	8.25
Frederick E. Blume, M.D.	3.00
Day and Night Pharmacy	1.80
Sebastian Grass	34.00
Favliiger Laboratories	5.00
The Samuel Merritt Hospital	14.55
The Samuel Merritt Hospital	19.50
The Samuel Merritt Hospital	63.15
S. Sekoch	34.00
Port Revolving Fund - Misc.	562.40
Payrolls - Administrative Department	2,348.13
" - Airport	1,009.33
" - Engineering Department	2,238.50
" - Grove and Market Street Piers	1,522.78
" - Maintenance Department	3,413.05
" - Ninth Avenue Pier	777.36
" - Outer Harbor Terminal	5,229.22
" - Traffic Department	1,400.00
1925 OAKLAND HARBOR IMPROVEMENT BOND FUND:	
Heafey-Moore Company	2,194.50
	<u>\$23,477.85."</u>

The following resolutions were introduced and passed by the following vote:

AYES: Commissioners Colbourn, Fisher, Pardee, Roland and
President McElroy -5-

NOES: None

ABSENT: None

"RESOLUTION NO. 5096

RESOLUTION APPROVING WEEKLY PAYROLLS,
RATIFYING ALL HIRINGS AND EMPLOYMENTS
THEREIN AND REIMBURSING PORT REVOLVING
FUND.

BE IT RESOLVED that the weekly payrolls for the weeks ending June 3 and June 10, 1939 be and the same are hereby approved and the hiring or employment of each and all of the services therein set forth at the compensations therein paid is hereby ratified, confirmed and approved, and

BE IT FURTHER RESOLVED that the demand against the Harbor Maintenance and Improvement Fund for the reimbursement of the Port Revolving Fund in the amount set forth therein, having been approved by the Auditing Committee, is hereby approved and allowed, and the City Auditor be and he is hereby authorized and directed to draw his warrant for the same and make such reimbursement.

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Port Revolving Fund - Payrolls \$2,562.45."

"RESOLUTION NO. 5097

RESOLUTION RATIFYING, CONFIRMING
AND APPROVING CERTAIN APPOINTMENTS.

BE IT RESOLVED that the following temporary appointments are hereby ratified, confirmed and approved:

Harry G. Armstrong, appointment to the position of Dock Sweeper and Watchman, (Port Ordinance No. 222, Section 8.23) - \$130.00 per month, appointment effective June 16, 1939.

Dora M. Robinson, appointment to the position of Senior Typist-Clerk (Port Ordinance 222, Section 8.16) a. \$110.00 per month, appointment effective June 16, 1939.

Frances C. Colombo, appointment to the position of Senior Typist-Clerk (Port Ordinance No. 222, Section 8.16) a. \$110.00 per month, appointment effective June 16M, 1939."

"RESOLUTION NO. 5098

RESOLUTION GRANTING LEAVE OF ABSENCE
WITHOUT PAY TO GLADYS DOWNES.

BE IT RESOLVED that Gladys Downes, Port Traffic Clerk (Port Ordinance 222, Section 7.06) - \$125.00 per month, be and she is hereby granted a leave of absence for personal reasons for a period of thirteen consecutive days, commencing July 19, 1939, without pay."

"RESOLUTION NO. 5099

RESOLUTION PROVIDING FOR CREDITING CERTAIN
FUNDS TO ACCOUNT OF J. T. MONAHAN COMPANY.

WHEREAS, J. T. Monahan Company has incurred indebtedness to the Port in the sum of \$343.85, which sum is guaranteed by McCormick Steamship Company and is charged to the latter company on Port books; and

WHEREAS, said J. T. Monahan Company is indebted to the Port in the further sum of \$66.37, which sum is not so guaranteed nor so charged; and

WHEREAS, the Port from time to time has purchased materials from said J. T. Monahan Company and is indebted to said company in the amount of, and the City Auditor has issued warrants drawn on Harbor Maintenance and Improvement Fund #226 to said company for, the amount of \$116.96; and

WHEREAS, said warrants have not been delivered to the payee thereof, nor have the amounts represented thereby been otherwise paid; now, therefore, be it

RESOLVED that said warrants be deposited with the City Treasurer; that so much thereof as shall be necessary to pay in full the unguaranteed account of said J. T. Monahan Company, to-wit, the sum of \$66.37, be credited to such account; and that the balance of the sum represented by said warrants be credited as payment to that extent of the guaranteed account; and be it further

RESOLVED that a certified copy of this resolution be forwarded forthwith to the City Treasurer, the City Auditor, and to said J. T. Monahan Company."

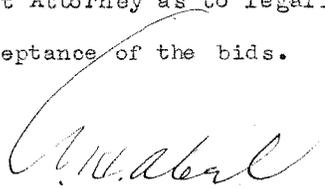
Pursuant to Resolution No. 5091 and advertising for five consecutive days in the City's official newspaper, bids for Furnishing and Delivering 20,000 tons, more or less, of Crusher Run Rock to Oakland Municipal Airport were received between the hours of 3:15 and 4:15 p.m. At the hour of 4:15 p.m., the following bids, being all the bids received, were publicly opened:

BIDS FOR
FURNISHING AND DELIVERING TWENTY THOUSAND (20,000) TONS,
MORE OR LESS, CRUSHER RUN ROCK TO OAKLAND MUNICIPAL AIRPORT.

<u>BIDDER</u>	<u>PER TON</u>	<u>TOTAL BID</u>	<u>CERTIFIED CHECK</u>
Henry J. Kaiser Company	\$1.25	\$25,000.00	\$2,500.00
L. M. Clough Co.	0.838	16,760.00	1,800.00
Daniel Contracting Co.	0.89	17,800.00	2,200.00

These bids were referred to the Port Attorney as to legality and the Port Manager for recommendation as to acceptance of the bids.

ADJOURNED.



S E C R E T A R Y

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS

of the
PORT OF OAKLAND

Held on Monday, June 26, 1939, at the hour of 3:15 o'clock p.m. in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

- Commissioners present: Colbourn, Pardee and Vice-President Fisher -3-
- Commissioners absent: President McElroy and Commissioner Roland -2

The Port Manager, Assistant Port Attorney and Assistant Chief Engineer were also present.

Minutes of the regular meeting of June 19, 1939 were approved, as read, and adopted.

Communication from T. A. Goodrick, Secretary, Parr Terminal Co., requesting Board's permission to the assignment of sublease of Community Gas & Power Co. to the Walkup Company and submitting form of assignment of lease for approval, was read and resolution later passed, approving assignment, as requested.

Copy of Port Manager's letter to City Manager J. F. Hassler, advising the Board would not contribute \$25,000 to the General Fund of the City, as requested, and giving reasons therefor, was filed.

Communication from T. G. Differding, Traffic Manager, Oakland Chamber of Commerce, submitting report of I.C.C. hearing at Chicago on June 13-14 in respect to Fourth Section Relief, to permit rail shipments of pineapple from Pacific Coast ports to transcontinental points, was filed.

Communication from Oakland Municipal Employees Retirement System, advising that Wm. J. Masterson, Chief Wharfinger, Samuel Sperry, Carpenter, and John Tamboury, Dock Sweeper and Watchman, would be retired from service in the Port Department on July 1, 1939, in accordance with Section 51 of Ordinance 713 C.M.S., was filed.

Copy of Port Manager's letter to W. A. Gellersen, Vice President and General Manager, Libby, McNeill & Libby, submitting Board's offer of renewal of lease for Terminal Building "B" at Outer Harbor Terminal, was filed. The Port Manager stated that Mr. Geary of Libby, McNeill & Libby had phoned that although they would have appreciated a rental lower than that offered, he believed the offer would meet approval of Mr. Gellersen on his return in July from an Eastern trip, and that he had requested that the lease form be prepared and submitted to them on the basis of the Board's offer.

Communication from Captain R. C. Mangrum, Marine Corps Reserve, expressing thanks for assistance and cooperation by the Board during their recent training period at Oakland Municipal Airport, was filed.

Communication from Port Manager, reporting collision of steam schooner "Samoa" with railroad trestle at Ninth Avenue Terminal on June 21, doing damage estimated at \$2800.00, was filed.

Communication from Cosgrove & Co., Insurance Underwriters, representing Wheeler-Hallock Co. of Portland, Ore., owners of steam schooner



was filed.

In respect to the offer of renewal of lease to Rosenberg Bros. & Co. for premises occupied by them at the Outer Harbor Terminal, which lease expires on September 15, 1939, the Board directed the Port Manager to submit to Rosenberg Bros. & Co. an offer on an equivalent basis with the offer which was made to Libby, McNeill & Libby, as set forth in report to the Board dated June 12, 1939, which resulted in a reduction of annual rental of about 10% of that now being paid.

Consideration was given to the offer of the Works Progress Administration to rehabilitate the structures on Port property at the foot of Webster Street, including the construction of additional structures as set forth in communication of the Port Manager under date of May 22, 1939, and resolution was passed approving the project and sanctioning the improvements to be made by the Works Progress Administration and granting the use of the structures to the value of the improvements made by the W.P.A. and accepted by the Board, after which period the rental, on the basis of one cent per square foot of structures and one-quarter cent per square foot of uncovered ground space, is to be paid in cash by the Works Progress Administration.

Copy of report of City Manager on affairs of the City for the month of May, 1939, was filed.

The Port Manager stated that the entire port was still closed to the handling of cargo other than lumber, oil and scrap shipments, and that negotiations between Federal arbitrators and unions were being held in San Francisco and that the Oakland situation appears now to be one of the issues which Bridges declines to arbitrate.

In respect to the American Dredging Company matter, the Assistant Port Attorney reported that in the condemnation case the matter was re-set for trial for June 27, but that Judge Harris had indicated the case could not be tried at that time, but would have to take its place on the calendar with the contested cases. The Assistant Port Attorney also reported that in the American Dredging Company ejectment action our demurrer to the cross-complaint had been submitted on briefs to be filed.

The Port Manager stated that request had been made by the Board of Supervisors for the placing of the Port model in the Alameda County exhibit at Treasure Island, and the placing of the selectroslice exhibit

of colored photos of the Port operations at the County Fair at Pleasanton. The Board directed the Port Manager to arrange for these exhibits.

Invitation from the Bankers Club of New York to a dinner, honoring Constantine Oumansky, Ambassador from Soviet Republic to the United States, was filed.

Inasmuch as July 3 is being declared a holiday by the Governor, it was ordered that the meeting during the following week would be held on call of the President.

The report of the Auditing Committee on claims and demands was adopted.

The following resolutions were introduced and passed by the following vote:

AYES: Commissioners Colbourn, Pardee and Vice-President Fisher -3-

NOES: None

ABSENT: President McElroy and Commissioner Roland -2-

"RESOLUTION NO. 5100

RESOLUTION APPROVING AND ALLOWING
CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

L. M. Clough Co.	\$ 986.55
Acme Sigh Shop	1.00
Air Reduction Sales Company	5.67
American Bitumuls Company	17.00
American-LaFrance-Foamite Corporation	8.33
Aristo Engraving Company	31.75
Athenian-Nile Club	7.73
Baker, Hamilton & Pacific Company	16.06
Bay City Iron Works	2.50
Geo. R. Borrmann Steel Company	8.63
The Buckeye Ribbon & Carbon Co.	100.94
California Pottery Company	15.80
Clipper Cafe	4.66
Cochran & Celli	5.63
Crowley Launch and Tugboat Co.	25.00
Frank Day	17.50
Ditto Incorporated	7.19
East Bay Glass Company	3.23
Eastman Kodak Stores Inc.	85.80
The Electric Corporation	1.85
General Electric Supply Corporation	73.08
Gilson Electrical Supply Co.	86.48
Golden Gate Sheet Metal Works	45.84
Greenwood Printers Ltd.	32.91
Hersey Inspection Bureau	13.20
Kling-Dawers Stationery Co., Inc.	10.49
The A. Lietz Co.	42.99
Marine Exchange of the San Francisco Chamber of Commerce	10.00
Maxwell Wholesale Hardware Company	27.41
Chas. R. Mulgrew	33.37

National Lead Company	\$ 100.70
Oakland National Engraving and Gravure Co.	5.46
Oakland Plumbing Supply Co.	24.61
Pacific Coast Aggregates, Inc.	81.01
Pacific Electric Motor Co.	4.56
Pacific Marine Review	20.00
Pacific Ports and Marine News	32.50
Pacific Shipper	85.00
Ira G. Perin	18.94
Postmaster	65.06
San Francisco Commercial Club	47.08
H. G. Scovern & Co.	2.02
Sentinel Sanitary Supply Company	4.21
Shields, Harper & Co.	5.55
B. Simon Hardware Co.	19.67
Smith Brothers	13.22
Standard Mill and Lumber Co.	2.37
Standard Wiping Rag Company	5.62
Sterling Press	9.53
Strable Hardwood Company	39.97
Tide Water Associated Oil Company	33.97
The Tribune Press	169.95
Underwood Elliott Fisher Company	11.50
United Office Machine Company	4.89
Walworth California Company	156.60
White Investment Company	50.00
Wholesalers Credit Association	1.50
E. K. Wood Lumber Co.	40.09
Zellerbach Paper Company	5.65
Markell C. Baer	10.01
Pacific Gas and Electric Company	992.10
J. S. Saunders	32.78
Warren B. Allen, M. D.	12.50
Frank O'Brien	51.51
F. Rupert	107.14
The Samuel Merritt Hospital	68.20
S. Sekoch	34.00
J. R. Sharpsteen, M. D.	3.75
Sebastian Grass	34.00
LEASED WHARF IMPROVEMENT FUND:	
Howard Terminal	2,345.55
	\$ 6,481.36."

"RESOLUTION NO. 5101

RESOLUTION AWARING CONTRACT FOR
FURNISHING 20,000 TONS OF CRUSHER
RUN ROCK.

BE IT RESOLVED that the contract for the furnishing and delivery of 20,000 tons, more or less, of crusher run rock to Oakland Municipal Airport be and the same is hereby awarded to L. M. Clough Company, as the lowest responsible bidder, in accordance with its bid filed with the Board on June 19, 1939; and be it further

RESOLVED that, pursuant to the specifications, the certified check accompanying said bid shall be held in lieu of bond to guarantee the faithful performance of said contract, and upon the faithful performance and completion thereof shall be returned to said bidder; and be it further

RESOLVED that all other bids received for said contract be and each of them is hereby rejected, and that the checks accompanying the same shall be returned forthwith to the proper persons."

"RESOLUTION NO. 5102

RESOLUTION RATIFYING ACTION OF PORT
MANAGER IN CONNECTION WITH CLAIM
AGAINST NELSON STEAMSHIP COMPANY.

BE IT RESOLVED that the action of the Port Manager in consenting to the plan of reorganization of Nelson Steamship Company and

in filing with the Trustee of said company the election to receive payment of the Port's claim against said company partly in cash and partly in corporate securities, be and the same is hereby ratified, confirmed and approved."

"RESOLUTION NO. 5103

RESOLUTION CONSENTING TO ASSIGNMENT OF SUBLEASE UNDER PARR TERMINAL COMPANY LEASE.

WHEREAS, Parr Terminal Company, as lessee under that certain lease as amended on February 17, 1934, pursuant to Port Ordinance No. 175, has submitted to this Board, a copy of an agreement proposed to be entered into by said company, Community Gas and Power Company and Walkup Company, providing for the assignment to Walkup Company of that certain sublease between Parr Terminal Company and Community Gas and Power Company and for the modification of such sublease in respects, and for the cancellation of the sublease between Community Gas and Power Company and Walkup Company; now, therefore, be it

RESOLVED that this Board hereby consents to the execution of such agreement; provided, however, that the consent hereby given shall not be deemed a consent to any further assignment of such sublease, or any other sublease, or of the over lease, or any interest therein or rentals derived therefrom or charge or encumbrance thereon, or to any future sublease; and provided further that the consent hereby given shall not be deemed a waiver of any of the provisions of said lease as modified on February 17, 1934."

"RESOLUTION NO. 5104

RESOLUTION AUTHORIZING AGREEMENT WITH KEYSTONE STEEL & WIRE COMPANY.

BE IT RESOLVED that the President of this Board be and he is hereby authorized to enter into an agreement with Keystone Steel & Wire Company, an Illinois corporation, as licensee, providing for the occupancy by licensee of an area of approximately 18,600 square feet in the warehouse at No. 930 - 19th Avenue for a period of one year, commencing April 1, 1939, at a monthly rental of \$232.50, and that such agreement shall be upon the general form of license agreement customarily used by this Port."

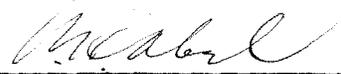
"RESOLUTION NO. 5105

RESOLUTION PROVIDING FOR IMPROVEMENT OF WEBSTER STREET PROPERTY AND ITS OCCUPANCY BY W.P.A.

BE IT RESOLVED that the Works Progress Administration is hereby granted permission to occupy port premises of approximately 106,280 square feet at the foot of Webster Street, at an annual rental of \$4550, commencing July 1, 1939, and to improve said premises by rehabilitating of wharves and wharf shed thereon, and the erection of a new garage building, all at its own cost and expense except for driving of piles and to make such other improvements thereon as shall be approved by the Port Manager; and be it further

RESOLVED that the value of materials used in such rehabilitation and in any new construction of permanent value to the Port, as determined by the Port Manager, shall be credited against the rental above reserved until such time as they shall become equal, and thereafter said rental shall be paid in lawful money; provided, however, that there shall be submitted to the Port a detailed statement of all materials so consumed and the value thereof."

ADJOURNED.


SECRETARY

SPECIAL MEETING OF THE BOARD OF PORT COMMISSIONERS

of the
PORT OF OAKLAND

Held on Thursday, July 6, 1939, at the hour of 11:45 a.m.,
such meeting having been called by the President.

Commissioners present: Fisher, Roland, and President
McElroy -3-
Commissioners absent: Pardee -1-

The Port Manager, Assistant Port Attorney and Assistant Chief
Engineer were also present.

Minutes of the regular meeting of June 26, 1939 were approved,
as read, and adopted.

It was reported that Commissioner Frank Colbourn had tendered
his resignation to the Mayor and the City Council as Port Commissioner
on July 5, 1939, to accept the position of City Clerk of the City of
Oakland. Copy of Mr. Colbourn's resignation from the Port Commission, as
filed with and accepted by the City Council, was read. Although regretting
his resignation, the Board expressed its gratification of his appointment
to the new position and later passed a resolution extending its congratula-
tions to Mr. Colbourn.

Communication from Brobeck, Phleger & Harrison, Attorneys, return-
ing agreements executed by Moore Dry Dock Co. for 25 year lease of waterfront
property adjoining their shipyard, was read and resolution later passed ac-
cepting lease with Moore Dry Dock Co. and authorizing recordation thereof.

Communication from Roscoe D. Jones, Attorney, returning agreements
executed by Union Diesel Engine Co. for leases of waterfront property ad-
joining their plant and enclosing check in the amount of \$117.76 in full pay-
ment of cost of advertising lease, was read and resolution later passed
accepting the lease with the Union Diesel Engine Co. and authorizing recorda-
tion thereof.

Communication from Chas. Howard, President Howard Terminal, advising
he has arranged to pay overtime to dock clerks working between 6 and 8 a.m.,
was filed.

Copy of notice issued by Port Manager to all shippers of cargo in
respect to receiving and delivering of freight at Oakland Municipal Terminals,
dated June 29, 1939, was filed.

Communication from Port Manager enclosing copy of offer of lease made to Rosenberg Bros. & Co., dated June 30, 1939, was filed.

The Assistant Port Attorney stated that Judge Wagler had rendered judgment in favor of the Port against Ford Motor Company in the amount of \$1,440 for past due rental on port property, with judgment against other defendants proportionately.

In respect to the El Dorado Terminal Company case, it was reported that Judge Ogden had signed judgment in favor of the City on June 26, 1939.

In regard to the American Dredging Company ejectment action, the Assistant Port Attorney reported that the defendants have stipulated that the Port's demurrer to its cross complaint should be sustained.

In the American Dredging Company condemnation action, it was stated that the action had been set on the regular calendar for trial and will probably be reached in September.

The Assistant Port Attorney reported that J. S. Standley, stevedore, who was injured by collision with the Port's Ross carrier last year, had filed action against the City for \$7500 damages. The Port's liability, if any, is fully covered by insurance.

The Assistant Port Attorney reported that in order to get proper releases in the sprinkler leakage damage matter at the Outer Harbor Terminal, an action was filed in Oakland Township Justices' Court. The Port consented to judgment, judgment was then entered, and satisfaction of judgment filed on June 29, 1939.

The Home Insurance Company, protecting the Port's interest, paid Libby, McNeill & Libby's carrier \$800 in full settlement and the Port received reimbursement in full for its expenses in the sum of \$629.90. In this manner the entire matter was finally closed.

Copies of letter from the Port Attorney reviewing the progress of the Maritime Commission hearing at Brooklyn, New York, which he, together with the Traffic Manager, is attending, were furnished the Board members.

Reports of the Auditing Committee on claims and demands, and on Port Revolving Fund payrolls, were adopted.

The following resolutions were introduced and passed by the following vote:

AYES: Commissioners Fisher, Roland and President McElroy -3-

NOES: None

ABSENT: Commissioner Pardee -1-

"RESOLUTION NO. 5106

RESOLUTION APPROVING WEEKLY PAYROLLS,
RATIFYING ALL HIRINGS AND EMPLOYMENTS
THEREIN AND REIMBURSING PORT REVOLVING
FUND.

BE IT RESOLVED that the weekly payrolls for the weeks ending June 17, June 24 and July 1, 1939, be and the same are hereby approved and the hiring or employment of each and all of the services therein set forth at the compensations therein paid is hereby ratified, confirmed and approved, and

BE IT FURTHER RESOLVED that the demand against the Harbor Maintenance and Improvement Fund for the reimbursement of the Port Revolving Fund in the amount set forth therein, having been approved by the Auditing Committee, is hereby approved and allowed, and the City Auditor be and he is hereby authorized and directed to draw his warrant for the same and make such reimbursement.

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Port Revolving Fund - Payrolls \$2,729.46."

"RESOLUTION NO. 5107

RESOLUTION APPROVING AND ALLOWING
CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

The Hancock Oil Co. of Calif.	\$ 1.31
The Hancock Oil Co. of Calif.	184.83
Interurban Electric Railway Co.	13.00
Libby, McNeill & Libby	1.49
The Pacific Telephone and Telegraph Company	32.87
Richfield Oil Corporation	19.11
E. K. Wood Lumber Co.	594.10
East Bay Municipal Utility District	516.54
City of Oakland - City Hall	430.52
Postmaster, Oakland	50.15
S. Sekoch	34.00
Pay Rolls - Administrative Department	2,348.13
" " - Airport	1,044.50
" " - Engineering Department	2,172.33
" " - Grove and Market Street Piers	1,456.87
" " - Maintenance Department	4,327.98
" " - Ninth Avenue Pier	807.91
" " - Outer Harbor Terminal	4,715.53
" " - Traffic Department	1,400.00
Port Revolving Fund-Miscl.	963.66
	<u>\$ 21,114.83."</u>

"RESOLUTION NO. 5108

RESOLUTION AUTHORIZING AGREEMENT
WITH THE INTERSTATE COMPANY.

BE IT RESOLVED that the Port Manager be and he is hereby authorized to enter into an agreement with The Interstate Company,

a corporation, as licensee, extending for a further period of one year, commencing March 1, 1939, at a monthly rental of \$300.00 per month, those certain agreements between the Board and licensee dated January 1, 1929, and July 15, 1932, as said agreements have been modified from time to time."

"RESOLUTION NO. 5109

RESOLUTION ACCEPTING LEASE WITH
MOORE DRY DOCK COMPANY AND AUTHOR-
IZING RECORDATION THEREOF.

BE IT RESOLVED that this Board hereby accepts the lease with Moore Dry Dock Company, dated July 1, 1939, and hereby authorizes the recordation thereof."

"RESOLUTION NO. 5110

RESOLUTION ACCEPTING LEASE WITH
UNION DIESEL ENGINE COMPANY AND
AUTHORIZING RECORDATION THEREOF.

BE IT RESOLVED that this Board hereby accepts the lease with Union Diesel Engine Company, dated July 1, 1939, and hereby authorizes the recordation thereof."

"RESOLUTION NO. 5111

RESOLUTION RATIFYING SETTLEMENT
OF CLAIMS WITH LIBBY, McNEILL &
LIBBY.

BE IT RESOLVED that the action of the Port Manager and the Port Attorney in settling the respective claims of the Board and Libby, McNeill & Libby against each other, through their respective insurance carriers, upon the payment to the Board of the sum of \$629.90 for services and labor rendered in connection with the sprinkler leakage damage occurring on or about August 17, 1938, be and the same is hereby ratified, confirmed and approved."

"RESOLUTION NO. 5112

RESOLUTION EXTENDING CONGRATULATIONS
TO FRANK COLBOURN ON HIS APPOINTMENT
AS CITY CLERK.

WHEREAS, Frank Colbourn has resigned as a member of this Board, and has been appointed City Clerk of the City of Oakland; and

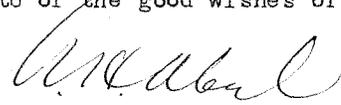
WHEREAS, he has long been a devoted servant of the people of the City in many capacities, and has proven to be an able administrator and a wise counselor; and

WHEREAS, this Board is mindful of its loss through his resignation, but nevertheless is gratified that the City of Oakland will continue to receive the benefit of his abilities; now, therefore, be it

RESOLVED that this Board extends to Frank Colbourn its sincere congratulations on his appointment as City Clerk of the City of Oakland, and expresses its confidence that he will enjoy a long and illustrious career in his new office; and be it further

RESOLVED that a copy of this resolution suitably inscribed, be presented to Frank Colbourn as a memento of the good wishes of his fellow Commissioners."

ADJOURNED.



S E C R E T A R Y

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS

of the

PORT OF OAKLAND

Held on Monday, July 10, 1939 at the hour of 3:15 o'clock p.m. in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

Commissioners present: Fisher, Pardee, Roland and
President McElroy -4-

Commissioners absent: None

The Port Manager, Assistant Port Attorney and Assistant Chief Engineer were also present.

Minutes of the special meeting of July 6, 1939 were approved, as read, and adopted.

Communication from National Hotel & Restaurant Coordinators, making an offer for 25 year lease for former Sunset Lumber Co. lease for purpose of operating a fish pier and restaurant was read and referred to the Port Manager for investigation and report.

Certified copy of Civil Service Board Resolution 17202, approving Port Manager's action in removing Dwight Kimble from position of Port Maintenance Laborer and Watchman for cause, was filed.

Communication from J. W. McNiece, Secretary, Board of Administration, Employees Retirement System, advising in response to Port Manager's request for opinion, that W. J. Masterson, Chief Wharfinger, is entitled to benefits of retirement system, was filed.

Copy of letter from John H. Skeggs, District Engineer, State Highway Department, addressed to City Engineer Walter N. Frickstad, requesting the location of East Shore Highway along 19th Avenue be approved, was read. Following discussion, it was the consensus of the Board that to permit the East Shore Highway to be located as requested would destroy an important section of the harbor frontage and reduce the revenues of the Port, as well as adversely affect the operations of large industries located on leases adjoining the harbor; further, that it would destroy the Oakland Yacht Harbor which is now being enlarged. President McElroy was requested to address a communication to City Manager Hassler advising him that the Board does not favor the plan which District Engineer Skeggs now proposes and which was not under contemplation when the Board last discussed the East Shore Highway plan with him at his office on December 7, 1938.

Communication from F.P. Foisie, President, Waterfront Employer's Association, reviewing the disputes leading up to recent waterfront strike which is now in process of arbitration, was filed.

Communication from United Air Lines, expressing appreciation for cooperation and assistance of Airport's staff during exhibit of their DC 4 Transport Plane on May 20th at which time over 5000 persons were taken through the plane, was filed.

Communication from Van H. Richardson, Airport Attendant and Watchman, requesting leave of absence for 10 days commencing June 28 without pay, account of sickness attested to by physician, was read and resolution later passed granting leave as requested, without pay.

Communication from Port Manager, submitting budget for fiscal year July 1, 1939 to June 30, 1940, was continued for consideration at the Board's next meeting.

Communication from Roscoe D. Jones, Attorney representing E.K. Wood Lumber Co., requesting preparation of 25 year lease on port property adjoining their plant and advertising of bids therefor, was read. The Assistant Port Attorney submitted form of lease and call for bids and resolution was later passed approving form of lease and notice inviting bids and directing advertisement for bids.

Communication from Rear Admiral W. S. Pye, U. S. Navy, expressing thanks for berthing privileges afforded at the Outer Harbor Terminal on July 6 for cruisers CONCORD and DETROIT, while transfer of Flagship was being made, was filed.

Certificate of Completion of contract with L. M. Clough Co. for furnishing and delivering 10,000 cubic yards of crusher run rock to Oakland Municipal Airport for improvement of runways was filed.

Communication from Port Attorney, reporting on progress of Maritime Hearing at Brooklyn, N.Y. and on Federal taxation, municipal bond interest, and Naval Supply Depot matters attended to at Washington, D.C., was filed.

Communication from Mr. Frank Colbourn, acknowledging receipt of Board's resolution extending congratulations to him on his appointment as City Clerk, was filed.

The Port Manager reported as follows on the status of certain funds as of June 30, 1939:

<u>Harbor Maintenance and Improvement Fund (No. 226)</u>	
Unencumbered Cash Balance as of June 30, 1939.....	\$111,354.33
Set up in Special Funds 220 and 222.....	75,000.00



Total Unencumbered Cash in all revenue funds	
as of June 30, 1939.....	\$186,354.33
Total Unencumbered Cash as of May 31, 1939.....	169,569.66
<u>1925 Oakland Harbor Improvement Fund (No. 567)</u>	
Cash Balance as of June 30, 1939.....	139,106.92

Monthly progress report for June, 1939, submitted by the Port Manager, was filed.

Report of the Port Manager on operations of Airport for June, 1939, showing average storage of 106.1 planes, was filed.

Report on the condition of Harbor Maintenance and Improvement Fund No. 226 at close of months of May and June, 1939 and June, 1938, was filed.

Report on Accounts Receivable for the month of June, 1939 as compared with May, 1939 and indicating improvement in condition, was filed.

The Assistant Port Attorney stated that the El Dorado Terminal Co. had filed notice of appeal from Judge Ogden's recent judgment.

It was reported that the execution of leases with Union Diesel Engine Company and Moore Dry Dock Company has been completed and they have been recorded in accordance with the Board's resolutions.

Public Notice was received from Lt. Col. J. A. Dorst, District Engineer, U. S. Engineer Office, that Moore Dry Dock Company had requested a War Department permit to install four temporary dolphins in the tidal canal at High Street, to be used in the erection of the bascule spans of the bridge. The Board approved the request with the understanding that the dolphins would be removed upon the completion of the bridge.

The Port Manager stated that he had been advised by Mr. Pyrro, Traffic Manager, Libby, McNeill & Libby, that they would start moving about one million cases of pineapple from the Hawaiian Islands next week and that the movement would continue into August. Arrangements have been made at the Outer Harbor Terminal to receive these shipments.

In connection with labor matters, from press reports it was noted that the Dock Checkers had denied coercion by employers at hearing before Arbitrator Morse, thus refuting testimony previously given by Harry Bridges.

It was further noted that the Harry Bridges deportation trial had been started and was being held at Angel Island.

The Port Manager reported that during the month of June twenty-

six departing transport planes and twenty-two arriving transport planes could not use the San Francisco Airport due to low ceilings and cross winds and used Oakland Airport instead.

From press reports it was noted that the State Appellate Court ruled in favor of Alameda County Supervisors in Fruitvale Bridge decision and Supervisors threatened to close the bridge to traffic.

The Port Manager reported on injury received by R. W. Stafford, Watchman at Seventh Street Unit, and that same was being investigated and further report would be rendered as soon as investigation had been completed.

The Port Manager reported that Works Progress Administration workers were threatening to strike at the various port projects, but that so far no pickets had been placed by the unions and the work was proceeding as usual. Later, it was learned that the workers at the Airport Administration Building project had left their work at 4 p.m.

The report of the Auditing Committee on claims and demands was adopted.

The following resolutions were introduced and passed by the following vote:

AYES: Commissioners Fisher, Pardee, Roland and President McElroy-4-

NOES: None

ABSENT: None

"RESOLUTION NO. 5113

RESOLUTION APPROVING AND ALLOWING
CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund;

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Air Reduction Sales Company	\$	21.98
Alta Building Material Company		6.06
American Bitumuls Company		78.16
American Concrete and Steel Pipe Company		571.08
American-LaFrance-Foamite Corporation		18.17
The American Rubber Manufacturing Co.		21.05
Art Craft Press		32.71
Associated Hardware Co.		95.55
Associated Stationers, Inc.		14.83
Edward R. Bacon Company		22.23
Baker, Hamilton & Pacific Company		26.29
Bay Cities Asbestos Co.		2.42
Bearing and Equipment Co.		2.82
Geo. R. Borrmann Steel Company		19.02
Chansler & Lyon Stores Inc.		6.87

Cochran & Celli	40.10
Columbia Wood and Metal Preservative Co.	4.89
Coos Bay Lumber Company	64.95
Henry Cowell Lime and Cement Co.	5.71
Crowley Launch and Tugboat Co.	25.00
Dieterich-Post Company	9.48
DuFrane Machine & Engine Works, Inc.	1.50
East Bay Glass Company	3.79
East Bay Municipal Utility District	168.54
Eastman Kodak Stores, Inc.	36.56
East Oakland Auto Top Shop	7.00
The Electric Corporation	214.91
Firestone Auto Supply & Service Stores	28.32
W. P. Fuller & Co.	6.55
General Electric Supply Corporation	154.32
General Petroleum Corporation of California	50.07
Ben C. Gerwick, Inc.	159.89
The Glidden Company	3.16
Goodhue Printing Company	164.80
Greenwood Printers Ltd.	87.24
H. & M. C. Co.	7.73
The Hancock Oil Co. of Calif.	141.52
Hoffmeyer Belting & Supply Co.	.61
Hogan Lumber Company	16.00
Independent Construction Co., Ltd.	275.00
Independent Iron Works Ltd.	50.87
The Inter-City Printing Co.	39.20
International Business Machines Corporation	333.66
The International Press	14.42
Keystone Steel & Wire Company	3.69
Kling-Dawers Stationery Co., Inc.	1.51
Walter P. Koetitz	120.25
Geo. A. Kreplin Co.	4.55
Laird's Stationery	10.00
Lawton & Williams	70.30
Long FilmSlide Service	1.65
Maxwell Wholesale Hardware Company	34.22
Melrose Lumber & Supply Co.	2.02
Mulvany Sign Co.	4.00
National Lead Company	30.08
Oakland Association of Insurance Agents	7.29
Oakland Plumbing Supply Co.	127.43
Oakland Scavenger Co.	.50
The Oakland Traffic Club	50.00
Pabco Paint Store	175.23
Pacific Coast Aggregates, Inc.	243.59
Pacific Tool and Supply Company	.93
D. A. Pancoast Company	32.19
Neil H. Peterson Co.	2.04
Peterson Tractor & Equipment Co.	134.91
Phoenix Iron Works	48.17
Joseph Pierotti & Co.	1.04
Railway Express Agency	9.28
Rhodes & Jamieson, Ltd.	12.62
Richmond Sanitary Company	94.34
Royal Typewriter Company, Inc.	1.03
H. G. Scovern & Co.	1.37
Sentinel Sanitary Supply Company	5.31
Shell Oil Company	22.66
Signode Steel Strapping Co.	151.07
B. Simon Hardware Co.	16.71
Smith Brothers	3.53
Southern Pacific Company	43.37
Standard Mill and Lumber Co.	34.08
State Electric Supply, Ltd.	15.30
Hazel Steen	5.00
Clyde Sunderland	30.90
Tide Water Associated Oil Company	12.32
The Tribune Press	3.86
The Tribune Publishing Co.	15.83
Underwood Elliott Fisher Company	29.50
Union Paper Company	14.44

W. Upton	\$	1.29
West Disinfecting Company		10.20
Western Canner and Packer		100.00
Western Construction News		2.00
The Western Union Telegraph Company		5.53
E. K. Wood Lumber Co.		44.12
Zellerbach Paper Company		14.13
Burroughs Adding Machine Company		.93
1925 OAKLAND HARBOR IMPROVEMENT BOND FUND:		
L. M. Clough Co.		3,985.02
		<u>\$ 8,846.36."</u>

"RESOLUTION NO. 5114

RESOLUTION ACCEPTING CONTRACT
WITH L. M. CLOUGH CO.

Whereas, L. M. Clough and E. M. Roach, co-partners doing business under the style of L. M. Clough Co., have faithfully performed all the terms and conditions of and have completed that certain contract with the Port, dated May 2, 1939, Auditor's No. 6633, for the furnishing and delivering of 10,000 tons, more or less, of crusher run rock to Oakland Municipal Airport; now, therefore, be it

RESOLVED that said contract be and it is hereby accepted."

"RESOLUTION NO. 5115

RESOLUTION DETERMINING THAT LEASE
OF CERTAIN PROPERTY NEAR FOOT OF
DENNISON STREET FOR A TERM OF
TWENTY-FIVE YEARS SHOULD BE MADE,
APPROVING FORM OF LEASE AND NOTICE
INVITING BIDS AND DIRECTING
ADVERTISEMENT FOR BIDS.

Whereas, public necessity and convenience and the interests of the Port require that the City of Oakland lease those certain premises located near the foot of Dennison Street in the City of Oakland, and now occupied by E. K. Wood Lumber Company, a corporation, for a period of twenty-five years, to the highest responsible bidder, and subject to other terms, provisions and conditions specified by this Board; and

Whereas, a form of lease and of a notice inviting bids therefor have been prepared by the Port Attorney under the direction of this Board, and filed with it, and said form of lease and notice and the provisions thereof are hereby fully approved; now, therefore, be it

RESOLVED that the Secretary be and he is hereby directed to publish said notice in the official newspaper of the City of Oakland in the manner and for the time required by law to secure bids for such lease (each to be accompanied by a check in the amount of \$250.00), at public auction on Monday, July 24, 1939, at the hour of 4:15 p.m., and to furnish interested persons who may request them copies of such proposed lease; and be it further

RESOLVED that the Board reserves the right to reject any and all bids received by it if not satisfactory to it; and be it further

RESOLVED that if the present occupant of said premises do not bid or be not the successful bidder for such lease, the Port Attorney is hereby directed to take such steps as may be required by law to cause said occupant to vacate said premises in such time as to permit occupancy by the successful bidder on the effective date of such lease."

"RESOLUTION NO. 5116

RESOLUTION AUTHORIZING AGREEMENT
WITH ETHEL G. LITTLE,

BE IT RESOLVED that the Port Manager be and he is hereby authorized to enter into an agreement with Ethel G. Little, as Licensee, providing for the occupancy by Licensee of that certain restaurant store situate in the building adjacent to the quay wall between Grove Street and Clay Street Piers for a period of one year commencing July 1, 1939 at a monthly rental of \$25.00, and that such agreement shall be upon the general form of license agreement customarily used by this Board."

"RESOLUTION NO. 5117

RESOLUTION EXTENDING LEAVE OF
ABSENCE HERETOFORE GRANTED ALICE
S. TROXEL ON ACCOUNT OF ILLNESS.

BE IT RESOLVED that Alice S. Troxel, Secretary to the Port Attorney (Port Ordinance No. 222, Section 3.3), is hereby granted a further leave of absence on account of continued illness, said leave to be extended to and including July 21, 1939, without compensation."

"RESOLUTION NO. 5118

RESOLUTION APPROVING TEMPORARY
APPOINTMENT OF ERWIN PASTOR TO
POSITION OF EXTRA PORT WATCHMAN.

RESOLVED that the following temporary appointment is hereby approved by this Board:

ERWIN PASTOR, Extra Port Watchman (Port Ordinance No. 222, Section 8.211) - \$5.25 per day - appointment effective July 1, 1939."

"RESOLUTION NO. 5119

RESOLUTION APPROVING TEMPORARY
APPOINTMENT OF WM. H. BUDWISER
TO POSITION OF DOCK SWEEPER AND
WATCHMAN.

RESOLVED that the following temporary appointment is hereby approved by this Board:

WM. H. BUDWISER, Dock Sweeper and Watchman (Port Ordinance No. 222, Section 8.23) - \$130.00 per month - appointment effective July 1, 1939."

"RESOLUTION NO. 5120

RESOLUTION GRANTING LEAVE OF ABSENCE
TO VAN H. RICHARDSON, AIRPORT ATTENDANT
AND WATCHMAN.

BE IT RESOLVED that Van H. Richardson, Airport Attendant and Watchman (Port Ordinance No. 222, Section 6.03) is hereby granted a leave of absence on account of illness, for a period of eight consecutive days commencing June 28, 1939, without pay."

ADJOURNED.



S E C R E T A R Y

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS

of the

PORT OF OAKLAND

Held on Monday, July 17, 1939 at the hour of 3:15 o'clock p.m. in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

Commissioners present: Goodwin, Pardee, Roland, Smith and
President McElroy -5-

Commissioners absent: None.

The Port Manager, Port Attorney and Assistant Chief Engineer were also present.

Minutes of the regular meeting of July 10, 1939 were approved, as read, and adopted.

Certified copy of City Council Resolution No. 7883 C.M.S., appointing James J. McElroy, Claire V. Goodwin and Edward J. Smith to membership on the Board, was filed.

Certificate of appointment of James J. McElroy to membership on the Board for six-year term, effective July 11, 1939 and ending July 10, 1945, was filed.

Certificate of appointment of Claire V. Goodwin to membership on the Board for six-year term, effective July 11, 1939 and ending July 10, 1945, was filed.

Certificate of appointment of Edward J. Smith to membership on the Board, effective July 11, 1939 and ending July 10, 1943, was filed.

At this time President McElroy announced that inasmuch as three new members had been appointed to the Board, and in accordance with the by-laws, it was in order that an election of officers be held and declared nominations open for the positions of President, Vice-President, Second Vice-President, Secretary and Assistant Secretary.

Commissioner Roland nominated Commissioner James J. McElroy, who for the past two years had efficiently served as President of the Board, for President, which nomination was seconded by Commissioner Smith, and there being no further nominations, Commissioner McElroy, by unanimous vote, was elected President.

For Vice-President, Commissioner Smith nominated Commissioner Roland and his nomination was seconded by Commissioner Pardee. There

being no further nominations, Commissioner Roland was unanimously elected Vice-President.

For Second Vice-President, Commissioner Smith nominated Commissioner Pardee, which nomination was seconded by Commissioner Goodwin. There being no further nominations, Commissioner Pardee was unanimously elected Second Vice-President.

On nomination of Vice-President Roland, seconded by Commissioner Smith, A. H. Abel, Port Manager and Chief Engineer, was elected Secretary.

On nomination of Vice-President Roland, seconded by Commissioner Smith, J. G. Bastow, Assistant Port Manager and Assistant Chief Engineer, was elected Assistant Secretary.

A resolution was later passed, declaring the result of the election of officers, as above set forth.

President McElroy appointed Commissioners Goodwin and Smith as members of the Auditing Committee and a resolution was later passed in confirmation of these appointments.

President McElroy, in resuming the chair, reviewed the progress of the Port during the years he had been privileged to serve on the Board. He stated it would be his aim, as in the past, to see that the business of the Port was conducted on a strictly business basis; that the facilities of the Port be kept in pace with the demands of increased shipping and that the development and improvement of the Oakland Municipal Airport be furthered to such extent as is possible to maintain the outstanding position it has enjoyed since its undertaking by the Board. To carry on this program, he stated, would require the wholehearted support of the entire Board and he expressed the hope that the new members would, in assuming their duties, find the exacting work of the Board both interesting and enjoyable.

Mr. Ralph T. Fisher, whose term as Commissioner expired on July 10, 1939, greeted the Board prior to its election of officers and extended his good wishes, stating that he had thoroughly enjoyed his work on the Board during the past eleven years, in which the major development of the Port had taken place and that he would continue his interest in the future progress of the Port. President McElroy thanked Mr. Fisher, commended him on his fine record and expressed the desire that, although not a member of the Board, he would continue as a citizen to interest himself in the furtherance of the Port's progress and give of his counsel. The Board later passed resolution, commending Mr. Fisher for his outstanding con-

tribution to the upbuilding of the Port.

Port Manager's Certificate of Completion of contract No. 6627 with Hogan Lumber Company, for furnishing and delivering lumber for Oakland Municipal Airport Administration Building addition, was filed.

Copy of President McElroy's letter to City Manager J. F. Hassler, advising the Board does not favor plan which District Engineer Skeggs now proposes and which was not under contemplation when the Board last discussed the East Shore Highway plan with the City Manager at his office on December 7, 1938, was filed.

Communication from Dr. R. I. Newell, Commodore Oakland Yacht Club, registering protest against construction of East Shore Highway along 19th Avenue, which would result in the elimination of the Oakland Yacht Harbor, was filed.

Communication from Smith Lumber Company, protesting against construction of East Shore Highway along 19th Avenue as proposed by District Engineer J. H. Skeggs, which would seriously interfere with the operation of their lumber terminal, was filed.

Communications from E. J. Basso and Harold J. Gannon, Airport Attendants, requesting leave of absence, with pay, from July 15 to July 28, 1939, to attend military service at U. S. Navy Aviation Reserve Base, was read and resolution authorized, granting leave in accordance with Civil Service regulations.

Communication from R. W. Stafford, Port Watchman, requesting leave of absence from July 9 to July 31, 1939, inclusive, on account of illness attested to by Dr. F. R. Makinson, was read. The Port Manager submitted a report on the investigation of Mr. Stafford's peculiar accident and recommended that at this time sick leave be granted from July 9 to 16th and that further consideration be given to his request, following additional investigation.

Communication from Mr. F. C. Gregory, Secretary Dock Checkers Employers Association, advising that Ship Clerks Association has made complaint that the Port of Oakland failed to pay full time to members of its union during recent strike, when they were laid off or put on vacation on account of lack of work, was read and the Port Manager directed to submit a report on matter of payment of monthly employees when laid off, due to lack of work.

Communication from Port Manager, advising University of Calif-

The Port Manager stated that reports from Washington indicate that the Bureau of Budgets has approved the expenditure of one million dollars by the Navy Department, which will insure the undertaking of preliminary details of the Oakland Naval Supply Depot project and that indications were favorable to authorization by the Congress of this amount.

The Port Attorney reported that the Ways and Means Committee of the House of Representatives refused to approve the President's proposal for Federal taxation of the interest payable on state and municipal securities; that this issue will likely be revived at the next session of Congress. He also reported that the communication from the Conference on State Defense expressed appreciation for support given it on behalf the Port and that Mr. Austin J. Tobin, Secretary of the Conference, was a visitor in San Francisco at the American Bar Convention and was shown about the Port and Airport facilities.

In respect to aviation matters, the Port Manager stated that the United Air Lines Transport Corporation has announced it will purchase six Douglas DC Transport Planes, costing about \$500,000 each; also that he had held conference with Mr. Seely Hall, Manager of the Western Division, United Air Lines, in respect to their proposed shops and that he had stated that they are now concerned with the State Use Tax, which will vitally affect their operation costs; he further indicated that Los Angeles is still bringing pressure to have the shops located at the Los Angeles Airport. Mr. Hall mentioned that the United Air Lines Transport Corporation proposes to purchase the Western Air Express from Salt Lake to Los Angeles, which will give them a direct line into Los Angeles from eastern points.

The Port Attorney reported that the Subcommittee of the House Committee on Interstate Commerce recommended repeal of the Allin amendment and approved substitute provisions in transportation bill, which will tend to curtail steamship services to interior or minor ports, such as Stockton.

The Port Manager submitted tabulation of leases now in effect on Port property. There was also submitted a memorandum on present harbor bond interest.

The following resolution was introduced and passed by the following vote:

AYES: Commissioners Goodwin, Pardee, Smith and President McElroy -4-
 NOES: None
 ABSENT: None

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NOT VOTING: Commissioner Roland -1-

"RESOLUTION NO. 5121

RESOLUTION APPROVING AND ALLOWING
CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Acme Awning & Linoleum Co.	\$ 9.01
Air Reduction Sales Company	13.12
American Bitumuls Company	5.73
American Manganese Steel Division	79.94
Art Craft Press	8.76
Bigge Drayage Company	6.00
Geo. R. Borrmann Steel Company	25.35
California Fruit News	11.50
L. M. Clough Co.	242.05
Commonwealth Club of California	3.00
Henry Cowell Lime and Cement Co.	1.02
Crowley Launch and Tugboat Co.	15.00
Eagle Indemnity Company	4.00
East Bay Blue Print & Supply Co.	38.59
East Bay Municipal Utility District	73.65
East Bay Sheet Metal Works	153.50
East Oakland Auto Top Shop	1.50
General Petroleum Corporation of California	24.15
Graybar Electric Company, Inc.	57.39
Greenwood Printers Ltd.	32.91
Grinnell Company of the Pacific	5.03
The Hancock Oil Co. of Calif.	107.97
Heafey-Moore Co.	89.59
Herrick Iron Works	11.63
Robert W. Hunt Company	4.00
International Business Machines Corporation	17.44
Meystone Steel & Wire Company	8.17
Walter P. Koetitz	340.00
Daniel McKinlay	160.00
Albert C. Moe	146.16
Oakland Airport Inn	5.00
Oakland Battery Co.	8.86
Oakland Plumbing Supply Co.	238.94
Pacific Tool and Supply Company	14.37
Patrick and Moise-Klinkner Co.	22.68
Phoenix Photo Engraving Co.	38.67
Purchasing Agents' Association of Northern California, Inc.	5.00
Rayonier Incorporated	319.30
E. J. Saake	1.55
The Sacramento Bee	262.08
San Francisco Bay Carloading Conference	5.00
H. G. Scovern & Co.	3.96
B. Simon Hardware Co.	6.41
Smith Brothers	16.60
Standard Mill and Lumber Co.	4.23
Standard Oil Company of California	29.59
Tide Water Associated Oil Company	14.18
Underwood Elliott Fisher Company	29.50
Walworth California Company	341.36
West Disinfecting Company	2.80
E. K. Wood Lumber Co.	333.31
Zellerbach Paper Company	15.02
Geo. A. Attwood	13.74
Geo. H. Nash	44.19
Harold Witermood	45.06
Bancroft and Gove	187.46
Hazel E. Furscott	21.00
S. A. Jelte, M.D., P.R. Shumaker, M.D.	24.50

The Samuel Merritt Hospital	\$ 26.55
Sebastian Grass	34.00
Douglas D. Toffelmier, M. D.	18.75
1925 OAKLAND HARBOR IMPROVEMENT BOND FUND:	
L.M. Clough Co.	1,784.59
	\$ 5,614.41."

The following resolutions were introduced and passed by the following vote:

AYES: Commissioners Goodwin, Pardee, Roland, Smith and President McElroy -5-
 NOES: None
 ABSENT: None

"RESOLUTION NO. 5122

RESOLUTION DECLARING ELECTION OF OFFICERS OF THE BOARD OF PORT COMMISSIONERS.

RESOLVED that, after an election of officers of this Board held pursuant to its By-Laws, all members being present, the following officers, to-wit:

- James J. McElroy, President
- Eugene W. Roland, Vice-President
- Dr. Geo. C. Pardee, Second Vice-President
- Arthur H. Abel, Secretary
- J. G. Bastow, Assistant Secretary,

are hereby declared to have been and are duly elected to serve in the capacities indicated until further action may be taken by the Board."

"RESOLUTION NO. 5123

RESOLUTION ACCEPTING CONTRACT WITH HOGAN LUMBER CO.

Whereas, Hogan Lumber Co., a corporation, has faithfully performed all the terms and conditions of and has completed that certain contract with the Port, dated April 18, 1939, Auditor's No. 6627, for the furnishing and delivering of 100,000 board feet, more or less, of lumber to Oakland Municipal Airport; now, therefore, be it

RESOLVED that said contract be and it is hereby accepted."

"RESOLUTION NO. 5124

RESOLUTION APPROVING TEMPORARY APPOINTMENT OF CHAPMAN F. LION TO POSITION OF EXTRA PORT WATCHMAN.

RESOLVED that the following temporary appointment is hereby approved by this Board:

CHAPMAN F. LION, Extra Port Watchman, (Port Ordinance No. 222, Section 8.211) - \$5.25 per day - appointment effective July 12, 1939."

"RESOLUTION NO. 5125

RESOLUTION AUTHORIZING AGREEMENT WITH STANDARD MILL AND LUMBER COMPANY.

BE IT RESOLVED that the Port Manager be and he is hereby authorized to enter into an agreement with W. J. Roth, an individual doing business under the style of Standard Mill and Lumber Company, as licensee, providing for the occupancy by Licensee of premises on First Street, between Washington Street and Broadway, on a month to month basis, commencing April 15, 1939, at a monthly rental of \$70.00; and providing for the cancellation of the agreement with said Licensee

dated September 15, 1938; and that such agreement shall be on the general form of license agreement customarily used by this Board."

"RESOLUTION NO. 5126

RESOLUTION AUTHORIZING AGREEMENT
WITH JOHN L. COUSINS.

BE IT RESOLVED that the President of this Board be and he is hereby authorized to enter into an agreement with John L. Cousins, as Licensee, providing for the occupancy by licensee of Room 222, Hangar 2-B, Oakland Municipal Airport, on a month-to-month basis, commencing March 1, 1939, at a monthly rental of \$6.72; and that such agreement shall be upon the form of airport license agreement customarily used by this Board."

"RESOLUTION NO. 5127

RESOLUTION AUTHORIZING AGREEMENT
WITH WEST OREGON LUMBER COMPANY.

BE IT RESOLVED that the Port Manager be and he is hereby authorized to enter into an agreement with West Oregon Lumber Company, a corporation, as Licensee, providing for the occupancy by Licensee of an area of 21,780 square feet in the Ninth Avenue Industrial Area for a period of one year commencing June 15, 1939 at a monthly rental of \$55.00, and that such agreement shall be upon the general form of license agreement customarily used by this Board."

"RESOLUTION NO. 5128

RESOLUTION AUTHORIZING AGREEMENT
WITH HILL AND MORTON, INC.

BE IT RESOLVED that the President of this Board be and he is hereby authorized to enter into an agreement with Hill and Morton, Inc., a corporation, as Licensee, providing for the occupancy by Licensee of certain structures upon and portions of Dennison Street Wharf for a period of one year commencing April 1, 1939 at a monthly rental of \$75.00, and that such agreement shall be upon the general form of license agreement customarily used by this Board."

"RESOLUTION NO. 5129

RESOLUTION GRANTING LEAVE OF ABSENCE WITH
PAY TO ROSCOE W. STAFFORD, PORT WATCHMAN.

BE IT RESOLVED that Roscoe W. Stafford, Port Watchman (Port Ordinance No. 222, Section 8.21), is hereby granted a leave of absence on account of illness, said leave commencing July 9, 1939 to and including July 16, 1939, at noon, with compensation at the rate of 75% of the salary payable such employee as provided by the rules of the Civil Service Board, reserving the right to grant an extension of such leave for such further period as hereafter may be deemed warranted."

"RESOLUTION NO. 5130

RESOLUTION COMMENDING RALPH T. FISHER
FOR HIS SERVICES TO THE PORT.

Whereas, Ralph T. Fisher has served as a member of this Board from September 4, 1928 to July 10, 1939, and during the period between September 4, 1928 and July 12, 1937, acted as President of the Board; and

Whereas, Ralph T. Fisher, during all the years of his incumbency devoted his time and energy freely and unstintingly to the problems of the Port, which contributed in a large measure to the progress that has been made; and

Whereas, his term of office has expired, and this Board

desires to express to him its pleasure in having had the benefit of his labors and wise counsel; now, therefore, be it

RESOLVED that this Board commends Ralph T. Fisher for his services to the Port of Oakland, and expresses the desire and belief that he will continue, as a citizen, to give of his advice from time to time, and be it further

RESOLVED that a copy of this resolution, suitably inscribed, be given to him as a memento of the good wishes of the members of this Board and of the Port organization."

"RESOLUTION NO. 5131

RESOLUTION CONFIRMING APPOINTMENT OF AUDITING COMMITTEE.

RESOLVED that the appointment by the President of Claire V. Goodwin and Edward J. Smith to serve as the Auditing Committee of this Board be and the same is hereby confirmed."

Resolution authorizing agreement for rental of a small building at the foot of Webster Street to George Heinold was continued for further consideration at the next meeting of the Board.

ADJOURNED.



SECRETARY

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS

of the

PORT OF OAKLAND

Held on Monday, July 24, 1939, at the hour of 3:15 o'clock p.m. in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

Commissioners present: Goodwin, Pardee, Roland, Smith and President McElroy -5-
Commissioners absent: None.

The Port Manager, Port Attorney and Assistant Chief Engineer were also present.

Minutes of the regular meeting of July 17, 1939 were approved, as read, and adopted.

Communication from Alameda Chamber of Commerce, requesting Board to take \$100 Chamber membership, was read. Following consideration, in which it was recalled that the Board does not take membership in the Oakland Chamber of Commerce, the Secretary was directed to advise the Alameda Chamber of Commerce that it would not take membership in their organization.

Communication from Rear Admiral A. J. Hepburn, Commandant Twelfth Naval District, thanking Board for use of docking facilities for Naval vessels during recent visit of the fleet and expressing appreciation of many courtesies extended by the Port staff, was filed.

Communication from W. A. Gellersen, General Manager, Libby, McNeill & Libby, approving form of lease on Terminal Building B at Outer Harbor Terminal, with rental of \$37,560.00 per annum, with request that sub-leasing privilege clause be included, was read and the Port Manager directed to advise Mr. Gellersen that the lease would be advertised for bids at an early date and that the lease form now includes provision for sub-letting privileges subject to Board's approval.

Dr. R. I. Newell, Commodore Oakland Yacht Club, met with the Board and presented three petitions, each with numerous signatures, asking that the State Highway Commission be requested not to locate its East Shore Highway along 19th Avenue, thereby destroying the Yacht Harbor and seriously affecting other large industries located on this street. Dr. Newell stressed the seriousness of the proposed highway location; that it would destroy the Bagley-Nunes and Crowley shipyards and that it was his thought that the matter would have to be brought to the attention of the State Highway Commission. Mr. Porter Shaw, representing Bagley-Nunes Shipyard, appeared and stated that the highway, if constructed along the proposed Route "B", would make it impossible for his client to operate their yard. Mr. Fish, representing Harold Fish Boat Yard, stated the proposed route, along 19th Avenue, would destroy their business.

President McElroy thanked Dr. Newell and Messrs. Shaw and Fish for appearing and presenting their views in the matter and stated a meeting would be held with the City Council on July 25 for a discussion of the matter.

Communication from Congressman Albert E. Carter, advising funds will undoubtedly be appropriated at this session of Congress to start the Oakland Supply Depot project and that President Roosevelt had urged an appropriation of \$2,000,000 for this and other projects, was filed.

Communication from Harry G. Williams, City Auditor, in response to Port Manager's request for ruling, advising that it will be impossible to pay employees laid off during time of recent strike and enclosing opinion

of City Attorney's office on which his ruling is based, was filed.

Communication from The Texas Company, requesting Board's permission to retain title to Oil Drum Cleaning Building recently constructed by the company on property rented from the Board on one year's lease basis, was read. Following an inspection of the building and review of report of the Port Manager on the matter, it was the consensus of the Board that the request of The Texas Company be granted, inasmuch as the building is of a special type of construction suitable only for purposes for which it was constructed.

Communication from Gladys Downes, requesting leave of absence, without pay, for 12-day period commencing August 10, 1939, was read and resolution later passed granting leave as requested, without pay.

Communication from C. F. O'Brien, Port Maintenance Laborer, requesting 12 working days' leave of absence commencing July 29, 1939, to attend military duty with U. S. Naval Reserve, was read and resolution later passed granting leave, as requested, with pay, in accordance with Civil Service regulations.

Communication from Mr. Ralph T. Fisher, expressing appreciation of the Board's resolution in his behalf, was filed.

Communication from Chas. C. Buckley, Dock Office Clerk, requesting 14 days' leave of absence, commencing August 14, to attend military training with U. S. Army Officers Reserve, was read and resolution later passed, granting leave as requested, with pay, in accordance with Civil Service regulations.

Communication from Port Manager, advising that Port of Oakland will be host to Pacific Coast Association of Port Authorities Convention, August 23 to 26 inclusive, and requesting contribution of \$1500 for expenses of convention, was read and after discussion, it was the consensus of the Board that an item of \$1500 be included in the Board's budget for defraying the expenses of the forthcoming convention.

Communication from Port Manager, requesting authority to advertise for bids for plastering of Administration Building addition, at an estimated cost of \$1400.00, was read and resolution later passed, approving specifications and authorizing advertisement for bids for the work.

Communication from Morris A. Penter, Publisher Post-Enquirer, urgently requesting Board to place advertisement in the Post-Enquirer's

Charles Nelson Co. and Sunset Lumber Co., was filed.

The Port Attorney stated that on receiving report from Washington that the House Committee on Interstate Commerce, in submitting proposed modifications of Transportation Bill, had eliminated proposal for repeal of Allin Amendment and that after conferring with President McElroy, telegrams were sent to Congressmen Tolan and Carter, urging that proposed amendment be re-submitted; further, that both Oakland and San Francisco Chambers of Commerce had likewise telegraphed and that Congressman Carter was planning on re-submitting amendment.

The Port Attorney reported that the U. S. Maritime Commission had shortened the time for filing of briefs in the Intercoastal hearing from October 2 to August 21, thereby over-ruling previous order of the Trial Examiner, and that he would submit brief on behalf the Port within the allotted time.

Statement of revenue and expense and detail of operating expense of fiscal year 1938-39 were submitted for the Board's information, in connection with consideration of budget for fiscal year 1939-40.

Reports of the Auditing Committee on claims and demands, and on the weekly payrolls, were adopted.

The following resolution was introduced and passed by the following vote:

AYES: Commissioners Goodwin, Pardee, Smith and President McElroy -4-
NOES: None
ABSENT: None
NOT VOTING: Commissioner Roland -1-

"RESOLUTION NO. 5132

RESOLUTION APPROVING AND ALLOWING CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:	
Acme Boiler & Machine Works	\$ 368.28
Alhambra Water Company	.62
American Bitumuls Company	10.43
American Concrete and Steel Pipe Company	571.09
Baker, Hamilton & Pacific Company	31.18
George Blajevich	8.91
Bay City Sanitary Rag Co.	13.12
Bigge Drayage Company	10.00
Chanslor & Lyon Stores Inc.	4.21
City of Oakland - City Hall	146.33
Cochran & Celli	1.75
Colyear Motor Sales Company	15.71

Henry Cowell Lime and Cement Co.	\$	10.24
Crowley Launch and Tugboat Co.		25.00
Dock Checkers Employers Association		103.55
East Bay Municipal Utility District		19.48
Electric Service Company		15.44
W. P. Fuller & Co.		3.45
General Electric Supply Corporation		3.78
Goodhue Printing Company		35.02
The Hancock Oil Co. of Calif.		110.54
Heafey-Moore Co.		35.00
Lee J. Immel		50.00
Ingersoll-Rand Company		26.26
Keystone Steel & Wire Company		7.58
Kling-Dawers Stationery Co., Inc.		1.71
Geo. A. Kreplin Co.		3.61
Lincoln Press		18.90
Marchant Calculating Machine Company		10.36
Maxwell Wholesale Hardware Company		4.49
Albert C. Moe		2.38
Monroe Calculating Machine Company, Inc.		12.00
Moran Plumbing Supply Co.		43.57
Mulvany Sign Co.		2.00
National Lead Company		8.00
The Pacific Telephone and Telegraph Company		227.15
Pacific Tool and Supply Company		5.00
Joseph Pierotti & Co.		7.54
Postal Telegraph-Cable Company		2.00
R. & S. Brick Company		36.95
Railway Express Agency		.30
Ransome Company		104.11
San Pablo Auto Wrecking Co.		4.12
Schirmacher Co.		1.92
H. G. Scovern & Co.		2.02
Sentinel Sanitary Supply Company		8.88
Standard Mill and Lumber Co.		25.21
Sterling Press		9.53
Strable Hardwood Company		206.20
Tide Water Associated Oil Company		32.48
Union Paper Company		73.23
United Iron Works		33.52
United Office Machine Company		7.47
Walworth California Company		260.58
The Western Union Telegraph Company		1.03
White Investment Company		50.00
E. K. Wood Lumber Co.		186.64
Zellerbach Paper Company		25.69
H. G. Adam		38.25
A. C. Meadows		15.07
Port Revolving Fund - Misc.		564.38
Semi-Monthly Payrolls		16,824.13
American District Telegraph Company		1,801.10
LEASED WHARF IMPROVEMENT FUND:		
Howard Terminal		1,893.10
1925 OAKLAND HARBOR IMPROVEMENT BOND FUND:		
Hogan Lumber Company		2,103.99
		<u>26,285.58."</u>

The following resolutions were introduced and passed by the

following vote:

AYES: Commissioners Goodwin, Pardee, Roland, Smith and
President McElroy -5-

NOES: None

ABSENT: None

"RESOLUTION NO. 5133

RESOLUTION APPROVING WEEKLY PAYROLLS,
RATIFYING ALL HIRINGS AND EMPLOYMENTS
THEREIN AND REIMBURSING PORT REVOLVING
FUND.

BE IT RESOLVED that the weekly payrolls for the weeks ending July 7 and July 15, 1939 be and the same are hereby approved and the hiring or employment of each and all of the services therein set forth at the compensations therein paid is hereby ratified, confirmed and approved, and

BE IT FURTHER RESOLVED that the demand against the Harbor Maintenance and Improvement Fund for the reimbursement of the Port Revolving Fund in the amount set forth therein, having been approved by the Auditing Committee, is hereby approved and allowed, and the City Auditor be and he is hereby authorized and directed to draw his warrant for the same and make such reimbursement.

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Port Revolving Fund - Payrolls \$2,482.08."

"RESOLUTION NO. 5134

RESOLUTION AUTHORIZING AGREEMENT
WITH GEORGE I. HEINOLD.

BE IT RESOLVED that the Port Manager be and he is hereby authorized to enter into an agreement with George I. Heinold as Licensee, providing for the occupancy by Licensee of premises near the intersection of Webster and Water Streets for a period of one year, commencing July 1, 1939, subject to termination on thirty days' notice, at a monthly rental of \$15.00, and that such agreement shall be upon the general form of license agreement customarily used by this Board."

"RESOLUTION NO. 5135

RESOLUTION ADOPTING PLANS AND
SPECIFICATIONS FOR FURNISHING,
HEATING AND SPREADING OF BITUMINOUS
BINDER ON RUNWAYS AT OAKLAND MUNICIPAL AIRPORT.

BE IT RESOLVED that the plans and specifications and other provisions relative thereto filed with the Board for the furnishing, heating and spreading of bituminous binder on runways at Oakland Municipal Airport, and the manner indicated for payment therefor, including progressive payments, be and the same are hereby approved."

BE IT FURTHER RESOLVED that the Secretary be authorized to advertise for five consecutive days in the official newspaper for sealed proposals for the work contemplated and supplies to be furnished, as required by law."

"RESOLUTION NO. 5136

RESOLUTION GRANTING MILITARY
LEAVE, WITH PAY, TO CERTAIN EMPLOYEES.

BE IT RESOLVED that the following employees are hereby granted military leave, with pay:

- | | | |
|--------------------|---|---|
| Harold J. Gannon |) | Airport Attendants and Watchmen (Port |
| Emile J. Basso |) | Ordinance No. 222, Section 6.03) - |
| | | 14 consecutive days commencing July 15, 1939. |
| Edward F. O'Brien, | | Port Maintenance Laborer, (Port Ordinance No. |
| | | 222, Section 5.03) - 12 working days commencing |
| | | July 29, 1939. |
| Chas. C. Buckley, | | Dock Office Clerk, (Port Ordinance No. 222, |

Section 8.09) - 14 consecutive days commencing August 14, 1939."

"RESOLUTION NO. 5137

RESOLUTION APPROVING EXTENSION
OF LEAVE OF ABSENCE GRANTED
ROSCOE W. STAFFORD BY PORT MANAGER.

RESOLVED that the extended leave of absence, because of continued illness, granted Roscoe W. Stafford, Port Watchman (Port Ordinance No. 222, Section 8.21) from July 16, 1939, at noon, to July 19, 1939, inclusive, be and the same is hereby approved by this Board, with compensation at the rate of 75% of the salary payable such employee, as provided by the rules of the Civil Service Board."

"RESOLUTION NO. 5138

RESOLUTION GRANTING LEAVE
OF ABSENCE WITHOUT PAY TO
GLADYS DOWNES, AND RESCINDING
RESOLUTION NO. 5098.

BE IT RESOLVED that Gladys Downes, Port Traffic Clerk (Port Ordinance No. 222, Section 7.06), is hereby granted a leave of absence for personal reasons, for a period of 12 consecutive days commencing August 10, 1939, without pay.

BE IT FURTHER RESOLVED that Resolution No. 5098 is hereby rescinded."

"RESOLUTION NO. 5139

RESOLUTION ADOPTING PLANS AND
SPECIFICATIONS FOR PLASTERING
OF ADMINISTRATION BUILDING AT
OAKLAND MUNICIPAL AIRPORT.

BE IT RESOLVED that the Secretary of this Board be and he is hereby authorized to advertise for 5 consecutive days in the official newspaper for sealed proposals for plastering the Administration Building, and addition thereto, Oakland Municipal Airport, in accordance with the specifications heretofore approved by this Board in Port Resolution No. 5036."

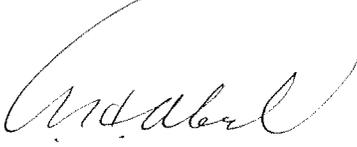
The Board further considered the request of the University of California for two copies of its new sound film of the Port, which will be circulated from its library and directed that at this time one copy be furnished the University, at an estimated cost of \$70.00, and a record be obtained from the University of the distribution of the film from its Berkeley library, following which, if the record indicates favorably, the furnishing of additional film will be considered.

A memorandum, in reference to the proposed lease of waterfront land to the E. K. Wood Lumber Company for a period of 25 years, was filed.

The hour of 4:15 o'clock p.m. having arrived, and due notice having been given, the President called for bids at public auction for the proposed lease of certain property near the foot of Dennison Street. Only one bid therefor was received, being the written bid of E. K. Wood Lumber Company, a corporation, offering to pay rental of \$95,000.00 for

25-year lease and to comply with all the terms and conditions of the proposed lease. Said bid was duly accompanied by a certified check in the sum of \$250.00 and a written statement setting forth required information as to the responsibility of the bidder to comply with the proposed lease. The bid was thereupon publicly read. Upon the President calling for other bids, and there being none, neither oral nor written, and no other interested parties nor prospective bidders being present, the bid was referred to the Port Manager for recommendation and to the Port Attorney as to form and legality.

ADJOURNED.



 S E C R E T A R Y

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS
 of the
 PORT OF OAKLAND

Held on Monday, July 31, 1939, at the hour of 3:15 o'clock p.m. in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

Commissioners present: Goodwin, Pardee, Roland, Smith and
 President McElroy -5-
 Commissioners absent: None

The Port Manager, Port Attorney and Assistant Chief Engineer were also present.

Minutes of the regular meeting of July 24, 1939 were approved, as read, and adopted.

Communication from L. B. McDonald, General Manager, Southern Pacific Company, requesting additional information relative to certain tracks at Outer Harbor Terminal and advising agreement will now be passed for final handling and execution, together with copy of Port Manager's letter to Southern Pacific Company, advising that Board insists that agreement be executed without further delay, were filed.

Copy of Port Manager's letter to W. A. Gellersen, General Manager, Libby, McNeill & Libby, in response to his letter accepting terms for renewal of lease of Terminal Building B at Outer Harbor Terminal, was filed.

Communication from W. A. Gellersen, General Manager, Libby, McNeill & Libby, advising form of notice for lease bids meets his company's approval, but again requesting sub-leasing permission without Board's approval, was read. It was noted that Mr. Gellersen, or another representative of the firm, may meet with the Board in respect to their request and it was the consensus of the Board that inasmuch as all of the Board's leases require the Board's consent to sub-leasing, Mr. Gellersen be so informed, with the Board's assurance of its desire to be cooperative in working out such problems as may be presented at time request for sub-leasing is made.

Communication from Port Manager, advising of proposed arrangements with Libby, McNeill & Libby for reconditioning of floors in Dried Fruit Section and Machine Shop of Terminal Building B, through such arrangement time of present lease to be extended following expiration date of November 15, 1939, to recompense lessee for expense incurred, together with correspondence with Libby, McNeill & Libby advising of the probable cost to them of the reconditioning operations and agreeing to proceeding with the reconditioning work, as outlined in the Port Manager's letter of July 29, copy of which was attached, was read. It was noted that the total estimated cost of the work required to rehabilitate 56,000 square feet of floor surface was \$16,397.00, of which \$11,446.00 covered the construction work, \$3,475.00 covered the work of removal of fruit and machinery by the lessee, and \$1,476.00 the value of non-use of the space by lessee during reconstruction. Following a review of the entire matter, it was ordered that the work of reconditioning the floors be undertaken at this time and resolution was later passed, adopting plans and specifications and authorizing advertisement for bids for the contemplated work. Resolution was also later passed, providing for extension of occupancy by lessee following expiration of lease, November 15, 1939, to compensate lessee for expenses incurred in moving machinery and fruit and for loss of occupancy during reconstruction of floors.

Port Manager's Certificate of Completion of contract with Hutchinson Co. for construction of rock dyke adjacent to 19th Avenue was filed.

Communication from Keystone Steel & Wire Co., registering protest against construction of East Shore Highway along 19th Avenue on Route B,

ing the use of Route "B" along 19th Avenue. It was also stated that Atlas Imperial Diesel Engine Co. and California Foundries would enter a strong protest, stating that to place the highway on 19th Avenue would seriously affect the operation of their plants.

The Port Manager stated that the Civil Aeronautics Authority would hold a hearing here on August 7 on the United Air Lines application for establishment of an airline schedule connecting Oakland Airport with cities in the Sacramento and San Joaquin valleys, extending from Redding on the north to Fresno on the south and that the United Air Lines desired that a representative from the Port attend the hearing and urge the establishment of the airline. After discussion, the Board directed that representation be made on behalf of Oakland for the establishment of the airline.

The Port Manager reported that a fire occurred at Ninth Avenue Terminal on Saturday night, causing about one thousand dollars' damage to a pile of shingles owned by Cameron & Green and that no damage was sustained by the Port.

The Port Manager stated that labor trouble was experienced at Outer Harbor Terminal on July 24, when longshoremen refused to load canned goods from pallet boards to the Motorship COLUMBIA STAR, but that later, after the ship had departed, the I.L.W.U. workers admitted their error and the tonnage was lifted to meet the vessel at San Francisco at a cost of about \$250.00 to the steamship company. The Port Manager stated that this was an example of work stoppage, which is becoming more frequent and points to possible future trouble in September, when the contracts with the Union are to be renewed.

The Port Attorney advised that the Zurich Insurance Company had secured an extension of time for answering the complaint of J. S. Standley, a longshoreman, who is suing the Port for \$8000 damages for injuries claimed to have been received from being hit by a lumber carrier at Ninth Avenue Pier.

President McElroy reported on conference held with the City Council in the Mayor's office on July 25, in respect to the

East Shore Highway. He stated that he, together with Vice-President Roland and Commissioners Goodwin and Smith, had attended the meeting and that the members of the Council were fully advised of the Board's position that it is definitely opposed to the use of 19th Avenue for the East Shore Highway.

Report of the Auditing Committee on claims and demands was adopted.

The following resolutions were introduced and passed by the following vote:

AYES: Commissioners Goodwin, Pardee, Roland, Smith and President McElroy -5-

NOES: None

ABSENT: None

"RESOLUTION NO. 5140

RESOLUTION APPROVING AND ALLOWING
CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Bigge Drayage Company	\$ 18.00
Blake, Moffitt & Towne	17.67
Frank R. Church	72.10
Cochran & Celli	12.97
Colyear Motor Sales Company	1.32
Crowley Launch and Tugboat Co.	25.00
Daily Commercial News	12.00
Dieterich-Post Company	9.89
East Bay Glass Company	3.60
East Bay Municipal Utility District	425.61
East Bay Sheet Metal Works	134.00
Eastman Kodak Stores Inc.	10.97
E. B. Field Co.	116.25
The Fuller Brush Company	6.18
W. P. Fuller & Co.	3.82
Greenwood Printers Ltd.	32.91
Grinnell Company of the Pacific	74.64
The Guide Publishing Co.	54.00
H. & M. C. Co.	9.01
The Hancock Oil Co. of Calif.	146.40
The Inter-City Express	7.50
Ed. Jones & Co.	24.72
Kling-Dawers Stationery Co. Inc.	1.01
Geo. A. Kreplin Co.	17.83
Laird's Stationery	2.02
Loop Lumber & Mill Company	105.80
Marine Exchange of the San Francisco Chamber of Commerce	10.00
Maxwell Wholesale Hardware Company	5.96
National Lead Company	30.54
Oakland Air Port Transportation Service	200.00
Oakland Battery Co.	4.31
Pacific Coast Aggregates, Inc.	4.27
Pacific Gas and Electric Company	949.55
Pacific Marine Review	20.00

Pacific Ports and Marine News	\$ 32.50
Pacific Shipper	68.00
The Pacific Telephone and Telegraph Company	31.77
The Paraffine Companies, Inc.	373.24
San Francisco Commercial Club	23.13
H. G. Scovern & Co.	3.28
Sentinel Sanitary Supply Company	1.76
James Shields & Sons	150.00
B. Simon Hardware Co.	9.17
Smith Brothers	4.75
Standard Mill and Lumber Co.	2.58
The State Law Reporting Company	32.52
Clyde Sunderland	1.55
Tide Water Associated Oil Company	12.32
The Tribune Press	169.95
Underwood Elliott Fisher Company	11.50
E. C. Wenger Company	2.74
E. K. Wood Lumber Co.	4.66
Interurban Electric Ry.	13.00
R. N. Ricketts	17.76
Sebastian Grass	34.00
Frank J. O'Brien	53.23
F. Ruppert	110.71
S. Sekoch	34.00

\$ 3,767.97"

"RESOLUTION NO. 5141

RESOLUTION AMENDING RESO-
LUTION NO. 4843.

Whereas, Resolution No. 4843, passed October 3, 1938 and entitled 'Resolution Authorizing Construction of Drum Cleaning Building by The Texas Company' inadvertently failed to express the understanding of this Board and of The Texas Company that in constructing such building the said applicant should retain the title thereof and be entitled to remove the same upon the termination of its license agreement (or any extension thereof) with the City, and said resolution should now be corrected, now therefore,

BE IT RESOLVED that the said resolution be and the same is hereby amended to read as follows to the same effect as if it were so written originally:

RESOLUTION AUTHORIZING CONSTRUCTION OF DRUM
CLEANING BUILDING BY THE TEXAS COMPANY UPON
THE CONDITION THAT SAID CORPORATION SHALL
RETAIN THE TITLE IN SAID BUILDING.

BE IT RESOLVED that the application of The Texas Company, a corporation, for permission to construct a steel frame corrugated iron drum cleaning building on premises it occupies as licensee of the City of Oakland at 19th Avenue and Dennison Street, at an estimated cost of \$6,476.00, at its own cost and expense, be and the same is hereby granted, and the plans and specifications therefor approved, upon the condition that The Texas Company shall retain the ownership and title of said building and shall have the right to remove the same upon the termination of the license agreement (or any extension thereof) it holds with the City, said license agreement being dated February 1, 1938 as authorized by Port Resolution No. 4574.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the said corporation by the Secretary of this Board, and that upon the filing of a written letter by said corporation duly accepting the terms herein expressed, the said resolution shall be deemed a contract, and that said license agreement and extensions thereof, including the terms thereof, shall be deemed to be modified accordingly."

"RESOLUTION NO. 5142

RESOLUTION ACCEPTING CONTRACT
WITH HUTCHINSON CO., AND AUTHORIZING
RECORDATION OF NOTICE OF COMPLETION.

BE IT RESOLVED that the contract with Hutchinson Co., a corporation, for the construction of rock dyke adjacent to Nineteenth Avenue, near Livingston Street Pier, Oakland, having been satisfactorily completed, be and the same is hereby accepted.

BE IT FURTHER RESOLVED that a Notice of Completion of said contract be duly filed in the office of the County Recorder of Alameda County."

"RESOLUTION NO. 5143

RESOLUTION APPROVING TEMPORARY
APPOINTMENT OF ALVA BECRAFT TO
POSITION OF POWER EQUIPMENT
OPERATOR OR MECHANIC OR LABORER.

BE IT RESOLVED that the following temporary appointment is hereby approved by this Board:

Alva Becraft, Power Equipment Operator or Mechanic or Laborer (Port Ordinance No. 222, Section 5.02) - a. \$10.00 per day when working as Power Equipment Operator, b. \$7.50 per day when working as Mechanic, and c. \$5.50 per day when working as Laborer - appointment effective August 1, 1939."

"RESOLUTION NO. 5144

RESOLUTION ADOPTING PLANS AND
SPECIFICATIONS FOR RECONDITIONING
OF CERTAIN FLOORS IN TERMINAL
BUILDING 'B'.

BE IT RESOLVED that the plans and specifications and other provisions relative thereto filed with the Board for the reconditioning of floors in the Dried Fruit and Machine Shop Sections of Terminal Building 'B', and the manner indicated for payment therefor, including progressive payments, be and the same are hereby approved.

BE IT FURTHER RESOLVED that the Secretary be authorized to advertise for five consecutive days in the official newspaper for sealed proposals for the work contemplated and supplies to be furnished, as required by law."

"RESOLUTION NO. 5145

RESOLUTION PROVIDING FOR EXTENSION
OF OCCUPANCY OF LIBBY, McNEILL &
LIBBY TO COMPENSATE FOR CERTAIN EXPENSES AND LOSS OF OCCUPANCY IN CONNECTION WITH REPAIR OF PREMISES.

Whereas, the lease dated April 30, 1929 with Libby, McNeill & Libby will expire on November 15, 1939, and it is necessary at this time to enter into certain public contracts for the repair of the floor of a portion of the premises in order to provide for the releasing of said premises, and the Port Manager has, under date of July 29, 1939, (a copy of which letter is filed with this Board), made a proposal for the extension of time of said lease in compensation of the expense which the lessee may be put to in moving machinery, canned and dried fruits and other material from the portion of the premises which is to be repaired, and in crediting it with the loss of occupancy it may incur, and the terms and conditions set forth by the

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Port Manager in his letter are hereby approved by this Board, now therefore,

BE IT RESOLVED that upon the acceptance of said terms and conditions by the said lessee, the same shall constitute a contract and said lessee shall be granted a license to remain in the possession and use of said premises without paying rental therefor, subject otherwise to all the terms and conditions of said lease, such additional time after November 15, 1939, as shall compensate it for the expenses and loss of occupancy it shall incur, all as set forth in the said letter by the Port Manager and the acceptance thereof by said lessee.

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be forthwith forwarded to said Libby, McNeill & Libby."

"RESOLUTION NO. 5146

RESOLUTION AUTHORIZING ACTION
AGAINST A. CHAVEZ.

BE IT RESOLVED that the Port Attorney be and he is hereby authorized to file an action against A. Chavez to recover possession of Port property occupied by him and for rental due thereon, and to take such steps in the prosecution of said action as to him shall seem expedient, and to prosecute the same to final judgment."

"RESOLUTION NO. 5147

RESOLUTION GRANTING LAY-OFF
TO ELEANORE L. HENDERSON.

BE IT RESOLVED that, upon her request, a lay-off is hereby granted Eleanore L. Henderson, Senior Stenographer-Clerk, (Port Ordinance No. 222, Section 2.12), in accordance with the provisions of Civil Service Rule No. 96, effective September 1, 1939."

The following resolution was introduced and passed by the following vote:

AYES: Commissioners Goodwin, Pardee, Roland and
President McElroy -4-
NOES: Commissioner Smith -1-
ABSENT: None

"RESOLUTION NO. 5148

RESOLUTION APPROPRIATING FIFTEEN HUNDRED
DOLLARS TO PROVIDE FOR THE ENTERTAINMENT
OF THE PACIFIC COAST ASSOCIATION OF PORT
AUTHORITIES.

Whereas, the Pacific Coast Association of Port Authorities will hold its 26th Annual Convention in Oakland on August 23 to August 26, 1939 inclusive, bringing to this city various officials representing the ports of the Pacific Coast, and others interested in the problems of port organization and development, and

Whereas, the Port Manager and Traffic Manager of this Board have been respectively elected President and Secretary of said Association for the current year, and

Whereas, it is customary for the host port to provide for the entertainment and reception of the delegates of such Association and their associates and of others in attendance at such convention, and the providing of such entertainment and reception will greatly enhance the standing of the Port of Oakland, advertise its advantages and possibilities for future growth,

acquaint the visiting delegates with its scope and facilities, and generally advance the good will of the port, thereby promoting its maritime and commercial interests, and it is deemed necessary and convenient that this Board should cooperate with the Ports of such Association in extending the fullest possible aid and assistance to the success of such Convention, now therefore,

BE IT RESOLVED THAT there be appropriated the sum of fifteen hundred dollars (\$1500), or as much thereof as may be necessary, from Harbor Maintenance and Improvement Fund No. 226, for the payment of such expenses as may be incurred in providing entertainment, dinners, local transportation and admissions to the Golden Gate International Exposition, and other assistance in connection with the holding of said convention, the allowance of claims to be hereafter made upon the submission of demands and vouchers in the usual manner."

At this time Commissioner Smith introduced the following resolution, which was seconded by Commissioner Goodwin and passed by the following vote:

AYES: Commissioners Goodwin, Roland, Smith & President
McElroy -4-

NOES: Commissioner Pardee -1-

ABSENT: None

"Resolved that the services of Markell C. Baer as Port Attorney for the Board of Port Commissioners of Oakland be dispensed with, effective noon August 16, 1939."

Commissioner Smith then introduced the following resolution which was seconded by Vice-President Roland and passed by the following vote:

AYES: Commissioners Goodwin, Pardee, Roland, Smith and
President McElroy -5-

NOES: None

ABSENT: None

"Be it resolved that Charles A. Beardsley is hereby appointed Port Attorney of the Board of Port Commissioners of the City of Oakland (Port Ordinance No. 222, Section 3.) - said appointment to be effective noon of August 16, 1939."

Following the adoption of these resolutions, the Port Attorney presented a communication to the Board, setting forth the work he accomplished in successfully disposing of the many legal issues which have affected the interests of the Port during the twelve years he had served as Port Attorney and listing some of the important issues which remained for disposition. In presenting his communication, which was ordered filed, he stated that he would endeavor to complete the briefs on which he is working, prior to August 15, and would in the future continue to strive for the advancement of the Port's interests.

Port Ordinance No. _____, being "AN ORDINANCE AWARING LEASE OF CERTAIN PROPERTY NEAR FOOT OF DENNISON STREET TO E. K. WOOD LUMBER COMPANY, DETERMINING CERTAIN MATTERS IN CONNECTION THEREWITH AND AUTHORIZING THE EXECUTION THEREOF," was introduced and passed to print by the following vote:

AYES: Commissioners Goodwin, Pardee, Roland, Smith and President McElroy -5-
 NOES: None
 ABSENT: None

Pursuant to Resolutions Nos. 5135 and 5139 and advertising for five consecutive days in the city's official newspaper, bids for Furnishing and spreading Bituminous Binder on Completed Runways at Oakland Municipal Airport and for Plastering of Exterior of Administration Building and Addition thereto, Oakland Municipal Airport, were received between the hours of 3:15 and 4:15 p.m. At the hour of 4:15 p.m., the following bids, being all the bids received, were publicly opened:

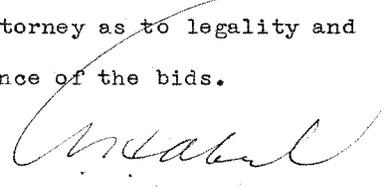
BIDS FOR
FURNISHING, HEATING & SPREADING OF BITUMINOUS BINDER ON RUNWAYS

<u>Bidder</u>	<u>Liquid Asphalt - 450 Tons</u>		<u>Asphaltic Emulsion</u>		<u>Certified Check</u>	<u>Total Bid</u>
	<u>Per Ton</u>	<u>Total</u>	<u>Per Ton</u>	<u>60 tons Total</u>		
Ransome Company	\$8.75	\$3937.50	\$15.25	\$915.00	\$500.	\$4852.50
Lee J. Immel	8.10	3645.00	14.80	888.00	600	4533.00
Acme Transportation	7.42	3339.00	14.88	892.80	450	4231.80
Heafey-Moore Co.	7.99	3595.50	13.99	839.40	450	4434.90
A.W.Clark, Jr. & Co.	8.49	3820.50	15.60	936.00	500	4756.50

BIDS FOR
EXTERIOR PLASTERING ON THE ADMINISTRATION BUILDING AND ADDITION THERETO

<u>Bidder</u>	<u>Lump Sum</u>	<u>Certified Check</u>
Carl E. Walsh	\$1600.00	\$160.00
Clausen & Clausen	1297.00	130.00
P. H. Donnelly	1300.00	13.00
Carl Rasmussen	1368.00	150.00

These bids were referred to the Port Attorney as to legality and the Port Manager for recommendation as to acceptance of the bids.



 S E C R E T A R Y

ADJOURNED.

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS
of the
PORT OF OAKLAND

Held on Monday, August 7, 1939 at the hour of 3:15 o'clock p.m.
in the office of the Board, Room 75, Grove Street Pier, due written notice
of such meeting having been given members of the Board.

Commissioners present: Goodwin, Pardee, Roland, Smith and
President McElroy -5-
Commissioners absent: None.

The Port Manager, Assistant Port Attorney and Assistant Chief
Engineer were also present.

Minutes of the regular meeting of July 31, 1939 were approved,
as read, and adopted.

Communication from L. B. McDonald, General Manager, Southern
Pacific Company, advising in reply to Port Manager's letter of July 27 that
application for authority to enter into trackage agreement would be filed
with State Railroad Commission this week and that as soon as applications
are approved, agreements will be executed, was filed.

Communication from Atlas Imperial Diesel Engine Co., presenting
emphatic protest against use of 19th Avenue for East Shore Highway, was
filed.

Communication from California Foundries, Inc., presenting protest
against use of 19th Avenue for East Shore Highway, was filed.

Communication from Calo Food Products, Inc., protesting against
locating East Shore Highway on 19th Avenue, was filed.

Communication from Port Manager, listing estimate of cost of
both Routes "A" and "B" of the proposed East Shore Highway, which indicate
Route "A" to be the more economical in final analysis, was filed.

Telegram from Congressman John H. Tolan, advising third deficiency
bill, including appropriation for Oakland Naval Supply Depot, passed House
on August 2 and that actual construction will start as soon as transfer of
title to the Federal Government is effected, was filed.

Communication from Port Attorney, enclosing form of proposed
lease and of notice inviting bids therefor, covering Terminal Building B,
now under lease to Libby, McNeill & Libby, was read. The Port Manager
stated that Mr. Geary, representing Libby, McNeill & Libby, had advised



him that they were agreeable to foregoing their request to be permitted to sublease without the Board's approval and asked that the lease be now advertised for bids and resolution was later passed, determining that lease should be made, approving form of lease and notice inviting bids, and directing advertising for bids.

Communication from Port Attorney, advising of status of his work on termination of his appointment, August 16, 1939, together with copy of letter from Port Attorney to Mr. Charles A. Beardsley, was filed.

Communication from Hawaiian Pineapple Co., requesting terms of lease on Terminal Building C for period of five years, with 60 to 90 day cancellation clause, together with letter from the Port Manager, submitting data on which to base lease rental, was read. As it was indicated that space would have to be provided for the Oakland Bean Cleaning Co., which now occupies space in Terminal Building C, studies were requested to be submitted covering cost of construction of a one-story addition to the terminal building to house this activity. In respect to the proposed lease to the Hawaiian Pineapple Co., it was the consensus of the Board that the minimum term of lease be for five years and that the terms and conditions applying to leases of Rosenberg Bros. & Co. and Libby, McNeill & Libby be made to apply to the proposed lease for Terminal Building C.

Communication from E. W. Cannon, Port Construction Superintendent, requesting leave of absence, without pay, for 13 1/2 working days, commencing August 3, 1939, was read and resolution later passed, granting leave without pay.

Copy of report of City Manager J. F. Hassler, on affairs of the City for month of June, 1939, was filed.

Communication from Chas. P. Howard, President, Howard Terminal, requesting rental of Market Street Pier on a monthly basis for the months of August to December inclusive, 1939, was read and referred to the Port Manager for report.

In City of Oakland vs. Thomas F. Hogan-Central Bank case, documents substituting the firm of Donahue, Richards & Hamlin, in lieu of Fitzgerald, Abbott & Beardsley, which were received, were filed.

The Port Manager reported as follows on the status of certain funds as of August 4, 1939:

Harbor Maintenance and Improvement Fund (No. 226)

Unencumbered Cash Balance as of Aug. 4, 1939	\$100,853.23
Set up in Special Funds 220 and 222	75,000.00
Total Unencumbered Cash in all revenue funds	
as of August 4, 1939	175,853.23
Total Unencumbered Cash as of July 31, 1939	160,132.49

1925 Oakland Harbor Improvement Fund (No. 567)

Cash Balance as of Aug. 4, 1939	138,308.92
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Report of the Port Manager on progress made during the month of July, 1939, was filed.

Report of the Port Manager, on operations of Oakland Municipal Airport, showing average of 104.5 planes hangared during the month, was filed.

Report of the Port Manager, on renewal of lease and proposed rental of \$36,900 for Rosenberg Bros. & Co., was considered and a letter directed to be sent to Mr. H. R. Higgins, submitting further information and extending invitation to meet with the Board for further discussion of the matter.

In respect to the East Shore Highway matter, it was reported that additional protests against Line "B" along 19th Avenue had been received. Copies of all protests received to date were furnished all Board members. Attention was called to the article appearing in the Post-Enquirer on August 3, 1939.

In respect to the Naval Supply Depot matter, it was noted that prior to adjournment, Congress had passed Deficiency Bill including item for Oakland Naval Supply Depot and that steps now should be taken by Navy Department to conclude negotiations with Southern Pacific Company and with Board and City Council to work out details of final ordinance and deeds transferring property to Federal Government.

The Port Manager reported that during July there were 54 arriving and 74 departing transport planes, which could not use San Francisco Airport, due to adverse weather conditions, and were accommodated at Oakland Municipal Airport.

The Port Manager stated that dock workers have asked waterfront employers for a new contract for next year, demanding (1) increase in wages, (2) establishment of a straight six-hour day, (3) sharing of savings made by use of labor saving devices, and (4) elimination of penalties imposed due to picketing.

In respect to the Civil Aeronautics hearing on the application of United Air Lines to establish air transport service to valley towns, the Port Manager stated that arrangements had been made for Mr. Differding, Traffic Manager of the Oakland Chamber of Commerce, to testify as to need of this service by Oakland's traveling public and that the arrangement had met with the approval of the United Air Lines.

It was noted that the Oakland Foreign Trade and Harbor Club had made request for \$250 appropriation in the Board's budget to cover expenses of National Foreign Trade Week, to be held May 19 to 25, 1940.

The Port Manager stated that numerous requests were being received for showing of the Port of Oakland film, referred to in the Board's recent public letter, and that speakers would be required for some of the programs at which the film would be shown. President McElroy requested Vice-President Roland to speak at the Exchange Club program on August 16 at the Hotel Leamington.

Reports of the Auditing Committee on claims and demands, and on weekly payrolls, were adopted.

The following resolution was introduced and passed by the following vote:

- AYES: Commissioners Goodwin, Pardee, Smith and President McElroy -4-
- NOES: None
- ABSENT: None
- NOT VOTING: Commissioner Roland -1-

"RESOLUTION NO. 5151

RESOLUTION APPROVING AND ALLOWING CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Acme Sign Shop	\$ 1.00
Air Reduction Sales Company	12.73
Bay Cities Asbestos Co.	305.59
Blake, Moffitt & Towne	10.50
Geo. R. Borrmann Steel Company	6.00
Calrock Asphalt Company	10.01
City of Oakland - City Hall	433.96
Colyear Motor Sales Company	19.56
Henry Cowell Lime and Cement Co.	12.62
H. S. Crocker Company Inc.	84.04
Dempsey & Sanders	48.35
Eastman Kodak Stores Inc.	17.11
The Geo. H. Eberhard Company	14.95

Frank Typewriter & Adding Machine Co.	\$ 15.00
General Electric Supply Corporation	16.85
Goodhue Printing Company	33.99
Grinnell Company of the Pacific	5.30
H. & M. C. Co.	6.70
The Hancock Oil Co. of Calif.	61.47
Heafey-Moore Co.	2.60
Hogan Lumber Company	95.57
Interurban Electric Railway Co.	6.50
E. & R. James Company	9.91
Keystone Steel & Wire Company	168.90
Morris B. Knox	27.06
Libby, McNeill & Libby	22.31
Maxwell Wholesale Hardware Company	12.06
Melrose Building Materials Co.	3.10
Melrose Lumber & Supply Co.	2.23
Melrose Sheet Metal Works	24.00
Metropolitan Window Shade Factory	37.44
National Lead Company	.51
Oakland Chamber of Commerce	30.00
Oakland Plumbing Supply Co.	9.59
Fabco Paint Store	13.12
Pacific Industrial Products Co.	1.94
Pacific Tool and Supply Company	7.27
Patterson Equipment Co.	50.00
Joseph Pierotti & Co.	2.16
The Post-Enquirer	9.60
Richfield Oil Corporation	25.96
H. G. Scovern & Co.	5.00
Sentinel Sanitary Supply Company	11.73
Smith Brothers	4.67
Standard Mill and Lumber Co.	1.60
Strable Hardwood Company	6.54
Symon Bros.	11.81
The Timberman	3.00
The Tribune Press	2.32
The Tribune Publishing Co.	31.25
Wailes-Dove-Hermiston Corporation	8.76
E. C. Wenger Company	9.45
E. K. Wood Lumber Co.	6.31
Zellerbach Paper Company	32.46
George A. Attwood	24.87
Geo. H. Nash	34.45
J. S. Saunders	32.73
Philena B. Brinkman	4.50
Florence C. Burrell	16.50
Hazel E. Furscott	10.50
W.F. Holcomb, M. D.	40.25
Favliger Laboratories	10.00
Geo. Pennewell	34.00
The Samuel Merritt Hospital	13.50
S. Sekoch	34.00
J. R. Sharpsteen, M. D.	1.25
Hutchinson Company	1,413.94
L. M. Clough Company	4,789.86
A. C. Meadows	21.51
Thos. H. Moore	11.27
Port Revolving Fund - Misc.	628.84
Semi-Monthly Payrolls	17,131.31
Markell C. Baer	204.63
1925 OAKLAND HARBOR IMPROVEMENT BOND FUND:	
L. M. Clough Company	2,380.53
	<u>\$28,650.90."</u>

The following resolutions were introduced and passed by the following vote:

AYES:	Commissioners Goodwin, Pardee, Roland, Smith and President McElroy
NOES:	None
ABSENT:	None

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"RESOLUTION NO. 5152

RESOLUTION APPROVING WEEKLY PAYROLLS,
RATIFYING ALL HIRINGS AND EMPLOYMENTS
THEREIN AND REIMBURSING PORT REVOLVING FUND.

BE IT RESOLVED that the weekly payrolls for the weeks ending July 22 and July 29, 1939, be and the same are hereby approved and the hiring or employment of each and all of the services therein set forth at the compensations therein paid is hereby ratified, confirmed and approved, and

BE IT FURTHER RESOLVED that the demand against the Harbor Maintenance and Improvement Fund for the reimbursement of the Port Revolving Fund in the amount set forth therein, having been approved by the Auditing Committee, is hereby approved and allowed, and the City Auditor be and he is hereby authorized and directed to draw his warrant for the same and make such reimbursement.

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Port Revolving Fund Payrolls \$3,030.55."

"RESOLUTION NO. 5153

RESOLUTION AWARDDING CONTRACT
FOR FURNISHING, HEATING AND
SPREADING BITUMINOUS BINDER
ON RUNWAYS AT OAKLAND MUNICIPAL
AIRPORT.

BE IT RESOLVED that the contract for the furnishing, heating and spreading of bituminous binder on runways at Oakland Municipal Airport, Oakland, be and the same is hereby awarded to Acme Transportation, Inc., a corporation, as the lowest responsible bidder, in accordance with the terms of its bid, filed July 31, 1939.

BE IT FURTHER RESOLVED that, pursuant to the specifications, the certified check accompanying said bid shall be held as bond as guarantee of the furnishing, heating and spreading of said binder. At and upon the completion of said work, said certified check shall be returned to said bidder.

BE IT FURTHER RESOLVED that the other bids received for said contract be and they are hereby rejected and the checks accompanying same shall be returned to the proper persons."

"RESOLUTION NO. 5154

RESOLUTION AWARDDING CONTRACT
FOR PLASTERING ON ADMINISTRATION BUILDING AND ADDITION,
OAKLAND MUNICIPAL AIRPORT.

BE IT RESOLVED that the contract for exterior plastering on the Administration Building and addition thereto, Oakland Municipal Airport, Oakland, be and the same is hereby awarded to Frank M. Clausen and Dell S. Clausen, co-partners doing business under the firm name of Clausen and Clausen, as the lowest responsible bidder, in accordance with the terms of their bid, filed July 31, 1939.

BE IT FURTHER RESOLVED that a bond for the faithful performance of the work in the full amount of the contract price shall be required, and the procedure prescribed by law shall be taken for the execution of such contract.

BE IT FURTHER RESOLVED that the other bids received for said contract be and they are hereby rejected and the checks accompanying same shall be returned to the proper persons."

The following resolution was introduced and passed by the following vote:

AYES: Commissioners Goodwin, Pardee, Smith and President
McElroy -4-

NOES: None

ABSENT: None

NOT VOTING: Commissioner Roland -1-

"RESOLUTION NO. 5156

RESOLUTION APPROVING BOND OF
FRANK M. CLAUSEN AND DELL S.
CLAUSEN, CO-PARTNERS DOING
BUSINESS UNDER THE STYLE OF
CLAUSEN AND CLAUSEN.

BE IT RESOLVED that the bond of Frank M. Clausen and Dell S. Clausen, co-partners doing business under the firm name of Clausen and Clausen, executed by American Surety Company of New York, in the amount of \$1,297, for the faithful performance of their contract with the City of Oakland for the plastering of Administration Building and addition, Oakland Municipal Airport, be and the same is hereby approved."

The following resolutions were introduced and passed by the following vote:

AYES: Commissioners Goodwin, Pardee, Roland, Smith and
President McElroy -5-

NOES: None

ABSENT: None

"RESOLUTION NO. 5157

RESOLUTION DETERMINING THAT LEASE
OF CERTAIN PROPERTY NEAR FOOT OF
14TH STREET FOR A TERM OF TEN
YEARS SHOULD BE MADE, APPROVING
FORM OF LEASE AND NOTICE INVITING
BIDS AND DIRECTING ADVERTISEMENT
FOR BIDS.

Whereas, public necessity and convenience and the interests of the Port require that the City of Oakland lease those certain premises located near the foot of 14th Street in the City of Oakland, and now occupied by Libby, McNeill & Libby, a corporation, for a period of ten years, to the highest responsible bidder, and subject to other terms, provisions and conditions specified by this Board; and

Whereas, a form of lease and of a notice inviting bids therefor have been prepared by the Port Attorney under the direction of this Board, and filed with it, and said form of lease and notice and the provisions thereof are hereby fully approved; now, therefore, be it

RESOLVED that the Secretary be and he is hereby directed to publish said notice in the official newspaper of the City of Oakland in the manner and for the time required by law to secure bids for such lease (each to be accompanied by a check in the amount of \$250.00), at public auction on Monday, August 21, 1939, at the hour of 4:15 p.m., and to furnish interested persons who may request them copies of such proposed lease; and be it further

RESOLVED that the Board reserves the right to reject any and all bids received by it if not satisfactory to it; and be it further

RESOLVED that if the present occupant of said premises do not bid or be not the successful bidder for such lease, the Port Attorney is hereby directed to take such steps as may be required by law to cause said occupant to vacate said premises in such time as to permit occupancy by the successful bidder on the effective date of such lease."

"RESOLUTION NO. 5158

RESOLUTION APPROVING TEMPORARY
APPOINTMENT OF BLYTHE MOORE TO
POSITION OF TELEPHONE OPERATOR
AND CLERK.

BE IT RESOLVED that the following temporary appointment is hereby approved by this Board:

Blythe Moore, Telephone Operator and Clerk, (Port Ordinance No. 222, Section 2.1), at a. \$110 per month - appointment effective August 7, 1939."

"RESOLUTION NO. 5159

RESOLUTION GRANTING VIRGINIA
AHLBERG A LEAVE OF ABSENCE FROM
POSITION OF TELEPHONE OPERATOR & CLERK,
AND APPROVING HER TEMPORARY APPOINTMENT
TO POSITION OF SENIOR-TYPIST-CLERK IN
PORT DEPARTMENT.

BE IT RESOLVED that Virginia Ahlberg is hereby granted a leave of absence from the position of Telephone Operator & Clerk (Port Ordinance No. 222, Section 2.1) to accept temporary appointment as Senior Typist-Clerk in the Port Department (Port Ordinance No. 222, Section 8.16) at a. \$110 per month - said leave of absence and appointment being effective August 7, 1939."

"RESOLUTION NO. 5160

RESOLUTION GRANTING E. W. CANNON
A LEAVE OF ABSENCE, WITHOUT PAY.

BE IT RESOLVED that E. W. Cannon, Port Construction Superintendent (Port Ordinance No. 222, Section 4.12) is hereby granted a leave of absence for personal reasons, without pay, commencing August 3, 1939." (13½ working days)

Pursuant to Resolution No. 5144 and advertising for five consecutive days in the City's official newspaper, bids for Reconditioning of Floors in Terminal Building B were received between the hours of 3:15 and 4:15 p.m. At the hour of 4:15 p.m., the following bids, being all the bids received, were publicly opened:

BIDS FOR
RECONDITIONING OF FLOORS IN TERMINAL BUILDING B

Bidder	ITEM D 47550						Total Bid	Certified Check
	ITEM A Lump Sum	ITEM B cu.yds. Class B Concrete	ITEM C 450 cu.yds. Class A Con- crete	sq.ft. fin- ishing con- crete floor surface	ITEM E 70 tons Asphal- tic Con- crete Base Course	ITEM F 40 Tons Asphaltic Concrete Surface Course		
J.H.Fitz- maurice	\$3738.	\$3887.40	\$3960.	\$2900.55	\$402.50	\$280.00	\$15,168.45	\$1550.
H.J.Chris- tensen Co. & W.E.Lyons Const.Co.	3243.	4092.00	3712.50	2853.00	399.00	234.00	14,533.50	1600.
Nat Lena	3160.	4178.80	3937.50	2377.50	367.50	220.00	14,241.30	1800.

Upon approval by the Port Attorney as to legality and upon recommendation of the Port Manager, the bid of Nat Lena was accepted and the following resolution was passed by the following vote, awarding the contract to said Nat Lena at the price of \$14,241.30, he being the lowest bidder: AYES: Commissioners Goodwin, Pardee, Roland, Smith and President McElroy -5- NOES: None. ABSENT: None.
"RESOLUTION NO. 5155"

RESOLUTION AWARDING CONTRACT
FOR RECONDITIONING OF FLOORS
IN TERMINAL BUILDING "B",
OUTER HARBOR TERMINAL, OAKLAND.

BE IT RESOLVED that the contract for the reconditioning of floors in Terminal Building "B", Outer Harbor Terminal, Oakland, be and the same is hereby awarded to N. LENA, as the lowest responsible bidder, in accordance with the terms of his bid, filed August 7, 1939.

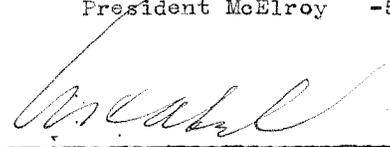
BE IT FURTHER RESOLVED that a bond for the faithful performance of the work in the full amount of the contract price shall be required, and that the procedure prescribed by law shall be taken for the execution of such contract.

BE IT FURTHER RESOLVED that the other bids received for said contract be and they are hereby rejected and the checks accompanying same shall be returned to the proper persons."

PORT ORDINANCE NO. 309 being "AN ORDINANCE AWARDING LEASE OF CERTAIN PROPERTY NEAR FOOT OF DENNISON STREET TO E. K. WOOD LUMBER COMPANY, DETERMINING CERTAIN MATTERS IN CONNECTION THEREWITH AND AUTHORIZING THE EXECUTION THEREOF." having been duly introduced, read and published, was finally adopted by the following vote:

AYES: Commissioners Goodwin, Pardee, Roland, Smith and President McElroy -5-
NOES: None
ABSENT: None

ADJOURNED.



S E C R E T A R Y

ADJOURNED MEETING OF THE BOARD OF PORT COMMISSIONERS

of the
PORT OF OAKLAND

Held on August 10, 1939 at the hour of 1:00 o'clock p.m.,
in the office of the President, pursuant to the adjournment of the
special meeting of August 9, 1939, there being no quorum present.

Commissioners present: Goodwin, Smith and President
McElroy -3-

Commissioners absent: Pardee and Roland -2-

The Port Manager and Assistant Port Attorney were also
present.

The following resolution was introduced and passed by the
following vote:

AYES: Commissioners Goodwin, Smith and McElroy -3-

NOES: None

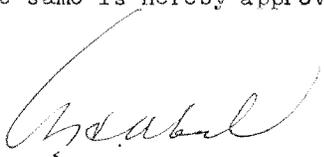
ABSENT: Commissioners Pardee and Roland -2-

"RESOLUTION NO. 5161

RESOLUTION APPROVING
BOND OF N. LENA.

BE IT RESOLVED that the bond of N. LENA, executed by
American Surety Company of New York, in the amount of \$14,241.30,
for the faithful performance of his contract with the City of
Oakland for the reconditioning of floors in Terminal Building 'B',
Outer Harbor Terminal, Oakland, be and the same is hereby approved."

ADJOURNED.


SECRETARY

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS

of the
PORT OF OAKLAND

Held on Monday, August 14, 1939, at the hour of 3:15 o'clock p.m. in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

Commissioners present: Goodwin, Pardee, Roland, Smith and
President McElroy -5-
Commissioners absent: None

The Port Manager, Assistant Port Attorney, and Assistant Chief Engineer were also present:

Mr. Charles A. Beardsley, appointed Port Attorney effective August 16 noon, 1939, was welcomed by the members of the Board and remained during a portion of the meeting.

Minutes of the regular meeting of August 7, 1939, and of special meeting of August 10, 1939, were read, approved and adopted.

Copy of letter from Southern Pacific Company to State Railroad Commission, submitting for its approval the Outer Harbor Switching Agreement with Port of Oakland, was filed. The Port Manager stated that progress of the agreement through the Railroad Commission would be followed and the execution of the agreement expedited.

Communication from the Texas Company, requesting renewal of agreement for rental of 19th Avenue and Dennison Street property occupied by its plant for year commencing January 31, 1940, was read and the Port Manager directed to advise The Texas Company that attention would be given its request prior to the expiration of the present lease on January 31, 1940.

Copy of letter from Port Manager to H. R. Higgins, Vice President of Rosenberg Bros. & Co., replying to his letter of July 29 and extending invitation to meet with Board, was filed. The Port Manager stated that Mr. Higgins had telephoned that he was leaving on vacation and that on his return, in about one month, he would be pleased to meet with the Board. He also advised that their Fresno plant was tied up by a labor strike, which may affect their Oakland plant at the Outer Harbor Terminal,

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the cause of the strike being a demand for closed shop. The Port Manager explained that Mr. Higgins had requested police protection at the Oakland plant on August 11 and that he had arranged for this, although no trouble had developed at their Outer Harbor plant.

Copy of Port Manager's letter to Hawaiian Pineapple Co., making offer of lease on Terminal Building C for period of five years, was filed. The Port Manager stated that an estimate of cost of proposed bean storage shed, which would be required in event the lease with Hawaiian Pineapple Co. were consummated, would be presented to the Board at its next meeting.

Communications from the Port Manager, advising of City of San Francisco's offer of \$450,000 to United Air Lines for establishment of their shops at San Francisco Airport, was read and the Port Manager stated he was endeavoring to contact Mr. W. A. Patterson and arrange for a meeting with the Board to discuss the matter of location of shops at the Oakland Municipal Airport, but that at present he was away from the City.

Communication from T. G. Differding, Manager of Traffic Department, Oakland Chamber of Commerce, enclosing copy of brief filed by the Chamber before Interstate Commerce Commission in Fourth Section, Application No. 17844, for establishment of import rates on pineapple products from Pacific ports to Chicago, was filed.

Communications from Bagley-Nunes Co. and Harold R. Fish Co., Port lessees, protesting against construction of East Shore Highway along 19th Avenue, were filed.

Additional letters against construction of East Shore Highway along 19th Avenue, signed by approximately 70 protestants, were filed. The Port Manager stated that in addition to these protests, twenty-five letters had been received from San Francisco, Sacramento, Richmond and other yacht clubs and yacht owners, protesting against the threatened demolition of Oakland Yacht Harbor, which would follow if 19th Avenue were selected as the route of the East Shore Highway. The Board's attention was also called to the article appearing in the August 8th issue of the Tribune, in which the Port's stand in the East Shore Highway matter was set forth.

Petition from 105 persons employed at Oakland Municipal Airport, requesting the construction of two tennis courts just east of the Airport Inn, was read and referred to the Port Manager for report and estimate of cost of construction of the tennis courts.

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Communication from the Port Manager, advising of repairs to deep well pump No. 1 at Oakland Municipal Airport, in service 12 years, made necessary due to failure of pump, was filed.

Communication from the Port Manager, relative to construction of garage and shop building by the Works Progress Administration at the foot of Webster Street, which would require the furnishing of materials at an estimated cost of \$4000.00, was read, and after discussion in which it was developed that the investment of this amount would insure the construction of a 75' x 100' building, valued at about \$9000.00, which would become Port property, the Board directed that the W.P.A. project be sponsored.

Communication from Port Manager, relative to furnishing linoleum for the floors of the addition to Administration Building, Oakland Municipal Airport, which is now nearing completion, was read and resolution later passed, authorizing advertisement for bids for the linoleum required.

Communication from Port Manager, submitting further information relative to revenue from Brooklyn Basin area, in respect to East Shore Highway, in which it was shown that the present revenues from Port property in this area amounted to \$142,619.19 and that this revenue would be greatly affected if the East Shore Highway were routed along 19th Avenue, was filed.

Communication from J. T. Cox, First Lieutenant, U. S. Army Air Corps, commending service of Airport Control Tower, in which radio warning was given which saved an army plane from destruction, was filed.

Communication from W. A. Gellersen, General Manager of Libby, McNeill & Libby, advising in response to the Port Manager's letter that he is agreeable to retaining clause in lease requiring Board's consent to sub-leasing, was filed.

The Port Manager reported as follows on the status of certain funds as of August 11, 1939:

<u>Harbor Maintenance and Improvement Fund (No. 226)</u>	
Unencumbered Cash Balance as of Aug. 11, 1939.....	\$122,614.85
Set up in Special Funds 220 and 222.....	75,000.00
Total Unencumbered Cash in all revenue funds	
as of Aug. 11, 1939.....	197,614.85
Total Unencumbered Cash as of July 31, 1939.....	176,548.46
<u>1925 Oakland Harbor Improvement Fund (No. 567)</u>	
Cash Balance as of August 11, 1939.....	123,187.04

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Report of Port Manager, on request of Howard Terminal for rental of Market Street Pier on a monthly basis for the months of August to December inclusive, 1939, was read and after discussion, the Port Manager was requested to confer with Mr. Howard on the plan, as suggested in his report.

Report of the Port Manager, on condition of Fund No. 226 for July, 1939, submitted by Chief Port Accountant, was filed.

Report of the Port Manager, on Accounts Receivable for the month of July, 1939, submitted by Chief Port Accountant, was filed.

In respect to the matter of continuing the construction of the addition to the Oakland Yacht Harbor, under W.P.A. project, which has been held up, due to controversy on the location of the East Shore Highway, the Port Manager was directed to ascertain from W.P.A. officials if the project can be further delayed without loss of materials now delivered for this work.

The Port Manager reported that Wayne L. Morse, Arbitrator of recent waterfront strike, had rendered his decision upholding waterfront employers, ruling that Harry Bridges' Ship Clerks Union had no right to picket American-Hawaiian docks, thereby precipitating strike which lasted ten days. He further ruled that employers had the right, under the existing agreement, to employ as many monthly clerks as they required.

The Port Manager reported that Harry Bridges had broken off negotiations for a new agreement with the Waterfront Employers for the year starting October 1, 1939 and that he had refused to submit figures, as requested, justifying his demand for higher wages.

The Assistant Port Attorney stated that the Sunset Lumber Company agreement and deed have been handed to Oakland Title Insurance & Guaranty Co. for execution by other parties and that the insurance company has advised that it will issue title insurance on the transaction.

In respect to the Hogan case, the Assistant Port Attorney reported that the Port's opening brief had been filed. Board members were furnished with copy of the brief as filed.

The Assistant Port Attorney stated that the unlawful detainer action against A. Chavez, tenant in Brooklyn Basin area, who became delinquent, has been filed and summons served.

Excerpt from Congressional Record of July 25, relative to Transportation Bill S-2009, detailing debate on eliminating Allin amendment,

was filed. It was noted that Congressman Buck and Chairman Lea succeeded in retaining Allin amendment.

The Port Manager presented copies of several addresses and papers with discussions which are to be presented at the forthcoming Oakland convention of the Pacific Coast Association of Port Authorities, to be held at the Oakland Hotel August 23 to 26 inclusive. As President of the Association, he invited the Board members to attend the Association meetings and functions.

The Board's attention was called to an editorial in respect to the Port, appearing in the August 10 edition of the Fairfax Journal, an East Oakland paper.

Attention was called to press report that President Roosevelt had vetoed the Rivers and Harbors Bill, which contained appropriations of a half million dollars for Stockton Channel. It was stated that the bill did not contain any appropriation for Oakland Harbor.

The report of the Auditing Committee on claims and demands was adopted.

The following resolution was introduced and passed by the following vote:

AYES: Commissioners Goodwin, Pardee, Smith and President McElroy -4-

NOES: None

ABSENT: None

NOT VOTING: Commissioner Roland -1-

"RESOLUTION NO. 5162

RESOLUTION APPROVING AND ALLOWING CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Alhambra Water Company	\$ 1.24
Bay Cities Asbestos Co.	2.27
Calrock Asphalt Company	63.07
City of Oakland - Purchasing Dept.	3.00
Clipper Cafe	3.47
L. M. Clough Co.	204.53
Cochran & Celli	10.80
Colyear Motor Sales Company	1.55
Dufrane Machine & Engine Works, Inc.	4.00
East Bay Glass Company	5.53
The Electric Corporation	23.32
Electric Service Company	19.61
Fairbanks, Morse & Co.	5.51
Firestone Auto Supply & Service Stores	70.59
Graybar Electric Company, Inc.	7.75
Haiden Auto Parts, Ltd.	2.67

The Hancock Oil Co. of Calif.	\$	152.50
Heafey-Moore Co.		6.20
Hogan Lumber Company		8.48
Robert W. Hunt Company		4.00
Johnny's Parachute & Equipment Co.		27.81
Walter P. Koetitz		340.00
Geo. A. Kreplin Co.		44.29
Libby, McNeill & Libby		1.63
Loop Lumber & Mill Company		4.74
Maxwell Wholesale Hardware Company		8.08
Melrose Building Materials Co.		8.75
Melrose Lumber & Supply Co.		8.53
National Lead Company		21.06
Oakland Airport Inn		5.24
Oakland Plumbing Supply Co.		21.93
Oakland Saw Works		1.25
Pabco Paint Store		12.62
Railway Express Agency		.35
Ransome Company		950.76
Remington Rand Inc.		1.03
Geo. M. Robinson & Co.		212.42
The Ross Carrier Company		17.21
San Francisco Bay Carloading Conference		5.00
Schirmacher Co.		2.27
B. Simon Hardware Co.		18.73
Smith Brothers		3.74
Tide Water Associated Oil Company		3.29
The Tribune Publishing Co.		325.00
Harold Wiltermood		45.20
Frederick E. Blume, M.D.		2.50
William H. Sargent, M. D.		5.00
Electric Ambulance Company		4.50
Wm. C. Walter		38.48
M. D. McCarl		199.90
		<u>\$2,941.40."</u>

The following resolutions were introduced and passed by the following vote:

AYES: Commissioners Goodwin, Pardee, Roland, Smith and President McElroy -5-

NOES: None

ABSENT: None

"RESOLUTION NO. 5163

RESOLUTION APPROVING REINSTATEMENT
OF CERTAIN EMPLOYEES TO POSITION
OF EXTRA PORT WATCHMEN.

BE IT RESOLVED that the return to duty and reinstatement of Harry G. Armstrong and Wm. H. Budwiser to the position of Extra Port Watchman (Port Ordinance No. 222, Section 8.211) is hereby ratified, confirmed and approved by this Board, as of August 12, 1939."

"RESOLUTION NO. 5164

RESOLUTION APPROVING APPOINTMENT OF
ELMER J. JACKSON TO POSITION OF JANITOR.

BE IT RESOLVED that the appointment of Elmer J. Jackson to the position of Janitor, in accordance with Resolution No. 4723 is hereby approved by this Board, said appointment to be effective August 14, 1939."

"RESOLUTION NO. 5165

RESOLUTION RATIFYING, CONFIRMING
AND APPROVING TEMPORARY APPOINTMENT
OF KATHERINE WILLIAMS TO POSITION
OF SENIOR TYPIST-CLERK.

BE IT RESOLVED that the following temporary appointment is hereby approved by this Board:

Katherine Williams, Senior Typist-Clerk
(Port Ordinance No. 222, Section 8.16)
at a. \$110 per month, effective August 11, 1939."

"RESOLUTION NO. 5166

RESOLUTION RATIFYING CERTAIN
REGULAR APPOINTMENTS.

BE IT RESOLVED that the following regular appointments are hereby approved, effective August 12, 1939:

<u>Name of Employee</u>	<u>Position</u>	<u>Sec. of Port Ord. No.222</u>	<u>Salary</u>
Mark G. Jurich	Port Watchman	8.21	a.\$130 per mo.
Alexander M.Haskey	Port Maintenance Laborer & Watchman	8.22	\$140 per mo.
Hollis W.Anderson	Dock Sweeper & Watchman	8.23	\$130 per mo."

"RESOLUTION NO. 5167

RESOLUTION APPROVING SPECIFICATIONS
FOR FURNISHING AND LAYING LINOLEUM,
IN ADDITION TO ADMINISTRATION
BUILDING, OAKLAND MUNICIPAL AIRPORT.

BE IT RESOLVED that the specifications and other provisions relative thereto filed with the Board for the furnishing and laying of linoleum in addition to Administration Building, Oakland Municipal Airport, Oakland, and the manner indicated for payment therefor including progressive payments be and the same are hereby approved.

BE IT FURTHER RESOLVED that the Secretary be authorized to advertise for five consecutive days in the official newspaper for sealed proposals for the work contemplated and supplies to be furnished, as required by law."

"RESOLUTION NO. 5168

RESOLUTION GRANTING RUTH MULLEN
A LEAVE OF ABSENCE FROM POSITION
OF INTERMEDIATE STENOGRAPHER-
CLERK, AND APPROVING HER TEMPORARY
APPOINTMENT TO POSITION OF SENIOR
STENOGRAPHER-CLERK.

BE IT RESOLVED that Ruth Mullen is hereby granted a leave of absence from the position of Intermediate Stenographer-Clerk (Port Ordinance No. 222, Section 7.08) to accept temporary appointment as Senior Stenographer-Clerk (Port Ordinance No. 222, Section 7.1) at \$130 per month - said leave of absence and appointment to take effect at noon on August 16, 1939."

"RESOLUTION NO. 5169

RESOLUTION REINSTATING CERTAIN
EMPLOYEES TO POSITION OF DOCK
LABORER.

BE IT RESOLVED that the reinstatement and return to duty, on August 14, 1939 of the following employees to the position of Dock Laborer (Port Ordinance No. 222, Section 8.13) is hereby ratified, confirmed and approved by this Board:

G. Watkins
Wilbur E. Register
E. Dillinger

Ernest D. Grewer
H. A. Anderson
T. Ray Means,

the employment of said persons in said positions having heretofore been terminated in order to appoint them temporarily to the position of Dock Clerk, P.T. (Port Ordinance No. 222, Section 8.07) to meet an emergency."

The following resolution was introduced and passed by the following vote:

AYES: Commissioners Goodwin, Pardee, Roland and President McElroy-4-
NOES: None
ABSENT: None
NOT VOTING: Commissioner Smith -1-

RESOLUTION NO. 5170

RESOLUTION GRANTING LEAVE OF ABSENCE
TO COMMISSIONER EDWARD J. SMITH.

BE IT RESOLVED that Commissioner Edward J. Smith is hereby granted a leave of absence for a period of two weeks commencing August 15, 1939, with permission to leave the State of California."

The following resolution was introduced by Commissioner Goodwin and passed by the following vote:

AYES: Commissioners Goodwin, Pardee, Roland, Smith and President McElroy -5-
NOES: None
ABSENT: None

"RESOLUTION NO. 5171

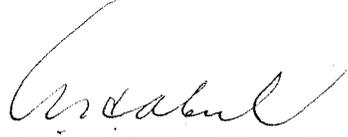
RESOLUTION EMPLOYING D. A. SARGENT
& CO. TO MAKE SPECIAL SURVEY AND
REPORT ON PORT'S ACCOUNTING SYSTEM.

BE IT RESOLVED that D. A. Sargent & Co. be and it is hereby employed to make a special survey and report on the Port's accounting system at a cost of not to exceed Three Hundred Fifty Dollars(\$350.00), said survey and report to be as set forth in communication from said company dated August 10, 1939."

In respect to Resolution No. 5158, passed at the Board's last meeting, Commissioner Roland pointed out that he had not previously noted that Blythe Moore, temporarily appointed to the position of Telephone Operator and Clerk, had been given a salary of \$110.00 per month instead of \$100.00, the starting rate established for this position. The Port Manager stated that the regular Civil Service procedure had been followed in assigning Mrs. Moore to the position of Telephone Operator and Clerk;

that the three names had been submitted by the Civil Service Board and after interviewing all three applicants, as listed, he had determined that Mrs. Moore, who had four years of experience on the City Hall switchboard, as well as other experience, was in his estimation best qualified for the position; further, that inasmuch as the salary which she had been receiving for her work in the City Hall was greater than \$110.00 per month, it was his conclusion that the \$110.00 rate should be paid for her services, as she was not a beginner in the City service but merely transferred from one City Department to another. After discussion, the Port Manager was directed, in making all future appointments to positions, that the three names submitted by the Civil Service Board should be referred to the Board prior to the selection of the applicant for the position and in addition thereto, that the qualifications of the applicants for the position and the ordinance schedule of rates applying to the position be also submitted for the Board's information, together with the Port Manager's recommendation. The Board further directed that in an emergency, selection should be made by the Port Manager and submitted to the Board for confirmation at the meeting which follows.

ADJOURNED.



 S E C R E T A R Y

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS

of the

PORT OF OAKLAND

Held on Monday, August 21, 1939, at the hour of 3:15 o'clock p.m. in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

Commissioners present: Pardee, Roland and President McElroy -3-

Commissioners absent: Goodwin and Smith -2-

The Port Manager, Port Attorney, Assistant Port Attorney, and Assistant Chief Engineer were also present.

The minutes of the regular meeting of August 14, 1939 were approved, as read, and adopted.

Communication from the Port Manager, advising that in order to

complete the extension to the Oakland Municipal Yacht Harbor, as planned, within the time allotted by the Works Progress Administration, it will be necessary to advertise for bids for dredging by September 4, 1939, was read. The Port Manager further stated that as soon as the dredging has been completed, the piledriving would be done, which will be followed by the balance of the construction to be performed by the Works Progress Administration and that materials were on hand for this work. After consideration, the Board directed that the work proceed and that plans and specifications be prepared for presentation to the Board and following approval thereof, it would be the intention to advertise for bids.

Communication from the Pacific Inter-Club Yacht Association, consisting of fourteen yacht clubs of the San Francisco Bay district, together with letters from Palo Alto and Richardson Bay Yacht Clubs, protesting the location of the East Shore Highway along 19th Avenue, which would eliminate Oakland Yacht Harbor, were read. Additional protests, with thirty-nine signatures, against the use of 19th Avenue for the East Shore Highway, were filed.

Commissioner Pardee reported a meeting of the Downtown Property Owners Association had been held and that opinion seemed to favor the stand of the Port Commission that the East Shore Highway be located along Route "A" in the rear of the Atlas Imperial Diesel Engine Co. leasehold. President McElroy requested the Port Manager to submit a plan which would show the possibility of routing the highway along 8th Avenue, north of the Southern Pacific and Western Pacific tracks and with a crossing at 19th Avenue to connect with the proposed new route.

Communication from the Port Manager, relative to the verbal request of Albers Bros. Milling Co. for modification of lease to permit the proposed expenditure for additional facilities, was read and the Port Manager was requested to advise Major J. F. Douglas, Vice-President of the Carnation Company, that the Board would be pleased to give careful consideration to such plans as his company may have to offer for further improvements at its Oakland plant.

Communication from the Assistant Port Attorney, relative to the American Dredging Company ejection suit, was filed.

The Port Manager reported as follows on the status of certain funds as of August 18, 1939:

Harbor Maintenance and Improvement Fund (No. 226)

Unencumbered Cash Balance as of Aug. 18, 1939.....	\$113,302.40
Set up in Special Funds 220 and 222.....	75,000.00
Total Unencumbered Cash in all revenue funds	
as of August 18, 1939....	188,302.40
Total Unencumbered Cash as of July 31, 1939.....	176,548.46

1925 Oakland Harbor Improvement Fund (No. 567)

Cash Balance as of August 18, 1939.....	137,428.34
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Report of the Port Manager, on estimates and costs for warehouse building for Oakland Bean Cleaning Company at the Outer Harbor Terminal, was reviewed and deferred for further consideration, in the event that the Hawaiian Pineapple Company accepts the Board's offer of lease of Terminal Building C, in which event additional warehouse space might be required for handling the beans.

Report of the Port Manager, submitting estimate of cost of construction of two tennis courts at the Oakland Municipal Airport as petitioned by 106 employees at the Airport, was reviewed. After consideration, the Board directed the Port Manager to advise the petitioners that it would be willing to provide ground space for the tennis courts, but that construction of the courts would be for their account. The Port Manager suggested that the Recreation Department of the City of Oakland might be willing to consider the installation of tennis courts at the Airport and the Board requested the Port Manager to communicate with the Recreation Department in respect to this matter.

Report of the Assistant Port Attorney, on State legislation enacted at the 1939 session, was filed.

The Port Attorney stated that the Berkeley Water Front Co. (Atchison, Topeka & Santa Fe Railroad Company) had filed quiet title suit against the Bay Bridge Rod & Gun Club, which has constructed numerous cabins on the railroad company's land adjoining the Port property in the North Harbor adjacent to the Toll Plaza of the San Francisco-Oakland Bay Bridge.

Memorandum of conference ^{held} with W. A. Patterson, President of United Air Lines Transport Corporation, in respect to the location of their shops at the Oakland Municipal Airport, was filed.

The Port Manager submitted a memorandum with respect to the handling of a movement of certain manganese and chrome ores, which had been called to his attention by Commissioner Goodwin.

Mr. Ira Abraham, Attorney for the American Dredging Company,



accompanied by Mr. Burnhill, his assistant, and Mr. Russell Harris, Secretary & General Manager of American Dredging Company, met with the Board in respect to the American Dredging Company lease matter. Mr. Abraham stated that the situation with respect to the American Dredging Company had changed somewhat since the last negotiations with the Board were carried on as to securing renewal of the lease for the area occupied by the company in Brooklyn Basin. He stated that his client had purchased 34 acres of land at Bay Point and was developing same, having in mind moving to this location at some future date. He stated that this change in plan had made a long lease undesirable and that all that was now desired was a lease for a period of one to two years. An attempt was made to secure from Mr. Abraham a statement as to the amount of rental his client was willing to pay and also what amount would be paid for rental for the period since the cancellation of the previous lease. No commitment was obtained from Mr. Abraham, as he stated that his client had a counter-claim in against the Port for some \$53,500.00, representing the value of the improvements on the premises, which he considered as belonging to the American Dredging Company. Considerable discussion was held as to the amount of rental to be paid, but no definite amount was agreed upon. Mr. Abraham was requested by the Board to submit a proposition in writing, which was to include the rental his client proposed to pay for the future and a basis for the settlement of the back rental, as well as a dismissal of all pending litigation.

The Port Manager advised that one appointment was necessary to be made to position of Intermediate Stenographer-Clerk, required to fill a vacancy, and he submitted the regular Civil Service list and recommended appointment of Carolyn R. Walter, who was No. 1 on the list for the position, with a starting salary of \$100.00, as provided in the salary ordinance. He further stated that one appointment to the position of Dock Sweeper & Watchman, to fill a vacancy, was required and recommended Harold X. Vanzele for the position at the starting rate of \$130.00 per month, as provided by Port salary ordinance. After consideration, the Board adopted the Port Manager's recommendation and directed that a resolution be presented at the next meeting of the Board, confirming the appointments as above recommended.

The Board further considered the request of Howard Terminal for rental of Market Street Pier for the months of August to December, 1939 in-

clusive. Following the verbal report of the Port Manager on his conference with Mr. Howard, in which it was brought out that Mr. Howard had requested the use of Market Street to take care of commitments which he had made for tonnage based on the completion of his Pier No. 2 on September 1, and further showing made by the Port Manager of the large amount of tonnage now on Market Street Pier and further requests for space which would require the full use of all the Port facilities, the Board directed the Port Manager to advise Mr. Howard that it would not be possible for the Board to arrange for rental of Market Street Pier as requested in his communication of August 7, 1939.

Report of the Auditing Committee on claims and demands was adopted.

The following resolutions were introduced and passed by the following vote:

AYES: Commissioners Pardee, Roland and President McElroy -3-

NONES: None

ABSENT: Commissioners Goodwin and Smith -2-

"RESOLUTION NO. 5172

RESOLUTION APPROVING AND ALLOWING
CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Acme Awning & Linoleum Co.	\$ 87.22
Acme Scales Company	35.00
American Auto Metal Works	5.00
American Bitumuls Company	14.04
The American Rubber Manufacturing Co.	6.31
Geo. R. Borrmann Steel Company	5.49
Byron Jackson Co.	430.28
California Fruit News	11.50
Frank R. Church	15.45
L. M. Clough Co.	133.90
Columbia Wood and Metal Preservative Co.	45.32
Dock Checkers Employers Association	94.24
East Bay Blue Print & Supply Co.	53.58
East Bay Glass Company	.59
Eastman Kodak Stores Inc.	6.06
The Electric Corporation	33.51
Firestone Auto Supply & Service Stores	3.18
Wm. F. Cox	11.00
The Gerrard Company, Inc.	120.63
Gilson Electrical Supply Co.	25.44
Gleason & Richardson	35.54
Golden Gate Sheet Metal Works	108.92
Graybar Electric Company Inc.	8.02
Greenwood Printers Ltd.	32.91
H. & M. C. Co.	14.94
Haiden Auto Parts, Ltd.	3.03
The Hancock Oil Co. of Calif.	61.00

Hawes Printing Company	\$	69.53
International Business Machines Corporation		16.15
Kellogg Express & Draying Co.		.95
Laird's Stationery		2.63
Loop Lumber & Mill Company		26.35
C. Markus Hardware		17.82
C. W. Marwedel		2.11
Maxwell Wholesale Hardware Company		6.76
Melrose Building Materials Co.		7.58
Herbert V. Mitchell		2.00
National Lead Company		24.08
Oakland Air Port Transportation Service		200.00
Oakland Plumbing Supply Co.		4.70
Pacific Shipper		85.00
Pacific Tool and Supply Company		9.22
The Paraffine Companies, Inc.		101.39
Rhodes & Jamieson, Ltd.		35.66
Richfield Oil Corporation		6.18
San Francisco Chronicle		15.60
The San Jose Evening News		.70
Sentinel Sanitary Supply Company		2.66
Smith Brothers		9.69
Southern Pacific Company		31.24
Clyde Sunderland		27.30
Tide Water Associated Oil Company		28.26
The Tribune Publishing Co.		222.59
Underwood Elliott Fisher Company		11.50
West Disinfecting Company		32.12
Western Asbestos Co.		524.68
H. G. Adam		16.90
Florence C. Burrell		19.50
W. F. Holcomb, M. D.		2.50
F. R. Makinson, M. D.		12.25
D. D. Toffelmier, M. D.		65.75
Geo. Pennewell		26.71
S. Sekoch		34.00
Postmaster, Oakland		50.00
J. S. Saunders		46.33
Semi-Monthly Payrolls		18,443.04
1925 OAKLAND HARBOR IMPROVEMENT BOND FUND:		
Hogan Lumber Company		701.33
		<u>\$22,344.86."</u>

"RESOLUTION NO. 5173

RESOLUTION AUTHORIZING AGREEMENT
WITH SCAMMELL LUMBER CO.

BE IT RESOLVED that the Port Manager be and he is hereby authorized to enter into an agreement with J. W. Scammell, an individual doing business under the style of Scammell Lumber Co., as Licensee, providing for the occupancy by Licensee of an area of approximately .835 acre in the Ninth Avenue Industrial Area for a period of one year commencing June 1, 1939 at a monthly rental of \$92.00, and that such agreement shall be upon the general form of license agreement customarily used by this Board."

"RESOLUTION NO. 5174

RESOLUTION EXTENDING LEAVE
OF ABSENCE GRANTED E. W. CANNON,
WITHOUT PAY.

BE IT RESOLVED that the leave of absence granted E. W. Cannon, Port Construction Superintendent (Port Ordinance No. 222, Sec. 4.12), by Resolution 5160, for personal reasons, is hereby extended for a period of 14 days commencing September 19, 1939, without pay."

"RESOLUTION NO. 5175

RESOLUTION AUTHORIZING REPRESENTATION
AT 26TH ANNUAL CONVENTION OF PACIFIC
COAST ASSOCIATION OF PORT AUTHORITIES
IN OAKLAND.

BE IT RESOLVED that the Port Manager and Chief Engineer is hereby authorized to attend and represent the Board of Port Commissioners at the 26th Annual Convention of Pacific Coast Association of Port Authorities to be held in Oakland, California, August 23, 24, 25 and 26, 1939."

"RESOLUTION NO. 5176

RESOLUTION GRANTING THE PORT
ATTORNEY PERMISSION TO LEAVE
THE STATE FROM TIME TO TIME.

BE IT RESOLVED that the Port Attorney be and he is hereby granted permission to leave the state from time to time in connection with his duties as President of the American Bar Association."

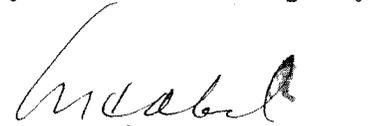
"RESOLUTION NO. 5177

RESOLUTION ACCEPTING AGREEMENT
WITH SIDNEY M. HAUPTMAN AND
AUTHORIZING RECORDATION THEREOF.

BE IT RESOLVED that the agreement with Sidney M. Hauptman, as trustee for The Charles Nelson Co., a corporation, and with Wells, Fargo Bank & Union Trust Co., a corporation, and Union Securities Corporation, a corporation, heretofore authorized by Ordinance No. 976 C.M.S. and Port Ordinance No. 307 be and the same is hereby accepted, and the recordation thereof is directed."

The hour of 4:15 o'clock p.m. having arrived, and due notice having been given, the President called for bids at public auction for the proposed lease of certain property located at Outer Harbor Terminal. Only one bid therefor was received, being the written bid of Libby, McNeill & Libby, a corporation, offering to pay an annual rental of \$37,560.00 and to comply with all the terms and conditions of the proposed lease. Said bid was duly accompanied by a certified check in the sum of \$250.00 and a written statement setting forth required information as to the responsibility of the bidder to comply with the proposed lease. The bid was thereupon publicly read. Upon the President calling for other bids, and there being none, neither oral nor written, and no other interested parties nor prospective bidders being present, the bid was referred to the Port Manager for recommendation and to the Port Attorney as to form and legality.

ADJOURNED.


SECRETARY



REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS

of the
PORT OF OAKLAND

Held on Monday, August 28, 1939 at the hour of 3:15 p.m. in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

Commissioners present: Goodwin, Pardee, Roland, Smith and
President McElroy -5-
Commissioners absent: None

The Port Manager, Assistant Port Attorney and Assistant Chief Engineer were also present.

Minutes of the regular meeting of August 21, 1939 were read, approved as corrected, and adopted.

Communication from Hawaiian Pineapple Co., advising of its decision to defer action on leasing Terminal Building C for future consideration, was filed.

Communication from Albers Bros. Milling Co., requesting permission to construct, at its cost, one additional loading track, 800 feet long, to take care of increased rail business, was read and resolution later passed, granting permission for the construction of the track, as requested.

Communication from Lt. Colonel J. A. Dorst, District Engineer, War Department, acknowledging Port Manager's letter of August 18 and advising as to change in harbor lines in Brooklyn Basin and elsewhere in the harbor, was read and the Port Manager directed to advise Colonel Dorst that the Board would be willing to conform to the conditions set forth in his communication if and when construction of Port improvements were made out to the proposed harbor line in the Brooklyn Basin, as shown on the map submitted with the Port's request.

Communication from Port Manager, submitting recommendation for position of Airport Attendant to fill vacancy, was read and deferred to the next meeting for further consideration.

Communication from the Assistant Port Attorney, approving bid of Libby, McNeill & Libby for lease of Terminal Building B, was read and an ordinance later introduced and passed to print, awarding lease on Terminal Building B, to Libby, McNeill & Libby.

Copy of report of J. F. Hassler, City Manager, on affairs of the City of Oakland for the month of July, 1939, was filed.

Communication from Port Manager, recommending purchase of an additional 10,000 tons of crusher run rock for Airport runways, was read and resolution later passed, authorizing advertising for bids for furnishing and delivering crusher run rock as specified.

The Port Manager reported as follows on the status of certain funds as of August 25, 1939:

<u>Harbor Maintenance and Improvement Fund (No. 226)</u>	
Unencumbered Cash Balance as of Aug. 25, 1939.....	\$110,955.24
Set up in Special Funds 220 and 222.....	75,000.00
Total Unencumbered Cash in all revenue funds	
as of Aug. 25, 1939.....	185,955.24
Total Unencumbered Cash as of July 31, 1939.....	175,548.46

<u>1925 Oakland Harbor Improvement Fund (No. 567)</u>	
Cash Balance as of August 25, 1939.....	137,428.54

Report of the Port Manager, submitting tonnage statistics of the Port for the month of July, 1939, showing increase over last year for the first seven months of the year, was filed.

Report of the Oakland Airport Transportation Service, submitting income and expense report for July, showing profit of \$49.10, was filed.

In respect to the East Shore Highway matter, the Port Manager and Chief Engineer submitted plans showing the possibility of adapting Route "A" to a future connection with the City's street system lying southerly of the Southern Pacific tracks. After reviewing the plans, the Board requested the Port Manager to arrange for conference with the City Manager and others interested in the project for a discussion of the proposed highway.

The Port Manager related the conversation had with Mr. Walter Reese of E. B. Field Co., in which it was indicated that the California Wire Cloth Company was not adverse to considering Route "A", which passes through a portion of its property. This company has been reported as stating that no approach had been made to it in respect to the acquirement of right-of-way through its property for the highway.

The Port Manager reported that the strike at the Rosenberg Bros. & Co. plant at Outer Harbor Terminal still continued, although their Fresno plant has again resumed operations. He stated that difficulty had been encountered in unloading cars of Rosenberg Bros.' dried fruits from



their valley packing plants, as the cars are being picketed by the Dried Fruit & Nut Packers Union, but that he expected to have these cars released in time for loading of the vessel for which the cargo is intended. He further stated that other dried fruit packing plants in Alameda County were also being picketed.

In respect to the waterfront labor situation, it was noted that the longshoremen had rejected the Waterfront Employers' offer of a renewal of the present contract and that they had also turned down an offer of the resumption of negotiations of all amendments thereto proposed by the Employers and the Union, it having been planned to submit all disputed points for arbitration to Wayne L. Morse, Federal Arbitrator.

It was further stated that Los Angeles harbor faces a tie-up, due to Arbitrator Stalmaster's ruling on the passing of picket lines.

Attention was also called to the strike at the Port of Stockton's grain terminal, which has been tied up for the last three months and which is now becoming the subject for widespread newspaper publicity.

Favorable comments were received on the Convention of the Pacific Coast Association of Port Authorities, held at the Hotel Oakland, August 23 to 26 inclusive, and a resolution by the convention, expressing appreciation to the Board for sponsoring the convention as the host port, was filed. Copies of the papers and discussions presented during the convention were provided for all members.

Attention of the Board was called to the large amount of cargo which is now being handled at Grove Street Terminal and it was shown that four vessels worked cargo at the terminal on August 26 and that Market Street Pier was completely filled.

Mr. Philip Solomon of the Capwell Travel Bureau met with the Board and extended an invitation to attend a luncheon on August 31 at Capwell's, in respect to the tour of South America which it is planned for Oakland to sponsor. Mr. Solomon outlined the plan of the tour, which is to be made in January of 1940; he stated that the promotion of the tour would require financing in the amount of approximately \$2500 and that he would request the City Council, Board of Supervisors of Alameda County and the Port of Oakland to consider providing assistance in this respect. He further stated that a bare boat charter was being arranged for with the Alaska Steamship Company on one of its vessels which will be adaptable to

a tour of this nature and that both Pacific and Atlantic ports of South America would be visited. It was suggested that the sound moving picture of the Port be taken on the tour and exhibited at the various ports where visits will be made. The Board accepted Mr. Solomon's invitation for the luncheon and assured him it would be pleased to give further consideration to his request.

As Monday, September 4, Labor Day, is a legal holiday, the meeting of the Board during the coming week will be held on the call of the President.

Reports of the Auditing Committee on claims and demands, and on weekly payrolls, were adopted.

The following resolutions were introduced and passed by the following vote:

AYES: Commissioners Goodwin, Pardee, Roland, Smith and President McElroy -5-
 NOES: None
 ABSENT: None

"RESOLUTION NO. 5178

RESOLUTION APPROVING AND ALLOWING
 CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Air Reduction Sales Company	\$	5.67
American Bitumuls Company		7.21
The American City Magazine		2.00
Bay City Sanitary Rag Co.		6.81
Chase & Teddy, Ltd.		7.62
Frank W. Dunne Co.		20.37
East Bay Blue Print and Supply Co.		15.67
East Bay Glass Company		6.17
The Electric Corporation		56.63
W. P. Fuller & Co.		198.94
Gilson Electrical Supply Co.		12.72
The Inter-City Printing Co.		133.31
The Kinnear Manufacturing Co. of California		273.60
Kling-Dawers Stationery Co., Inc.		11.20
Libby, McNeill & Libby		106.24
C. Markus Hardware		5.72
Maxwell Wholesale Hardware Company		3.77
Melrose Building Materials Co.		6.84
Oakland Association of Insurance Agents		30.18
Oakland Plumbing Supply Co.		.75
Postal Telegraph-Cable Company		2.52
Railway Express Agency Inc.		.68
Rhodes & Jamieson, Ltd.		3.15
Richfield Oil Corporation		2.01
San Francisco Commercial Club		25.95
B. Simon Hardware Co.		20.34

Irving L. Singer Co.	25.75
Smith Brothers	10.90
Strable Hardwood Company	3.77
Western Asbestos Co.	3.54
The Western Union Telegraph Company	6.48
White Investment Company	50.00
Frank E. Witte Co.	11.38
E. K. Wood Lumber Co.	390.72
Zellerbach Paper Company	41.52
Marine Exchange of the San Francisco Chamber of Commerce	10.00
Frank J. O'Brien	53.23
J. R. Sharpsteen, M. D.	2.50
F. Ruppert	110.71
W. F. Holcomb, M. D.	6.00
Hutchinson Company	5,524.45
Port Revolving Fund - Misc.	215.89
Oakland Municipal Employees' Retirement System	1,838.58
LEASED WHARF IMPROVEMENT FUND:	
Howard Terminal	<u>2,743.81</u>
	\$12,015.30"

"RESOLUTION NO. 5179

RESOLUTION APPROVING WEEKLY PAYROLLS,
RATIFYING ALL HIRINGS AND EMPLOYMENTS
THEREIN AND REIMBURSING PORT REVOLVING
FUND.

BE IT RESOLVED that the weekly payrolls for the weeks ending August 5, 12 and 19, 1939 be and the same are hereby approved and the hiring or employment of each and all of the services therein set forth at the compensations therein paid is hereby ratified, confirmed and approved, and

BE IT FURTHER RESOLVED that the demand against the Harbor Maintenance and Improvement Fund for the reimbursement of the Port Revolving Fund in the amount set forth therein, having been approved by the Auditing Committee, is hereby approved and allowed, and the City Auditor be and he is hereby authorized and directed to draw his warrant for the same and make such reimbursement.

HARBOR MAINTENANCE AND IMPROVEMENT FUND:	
Port Revolving Fund - Payrolls	\$6,958.55."

"RESOLUTION NO. 5180

RESOLUTION APPROVING REGULAR
APPOINTMENT OF CAROLYN R. CALE
TO POSITION OF INTERMEDIATE
STENOGRAPHER-CLERK.

BE IT RESOLVED that the following regular appointment is hereby approved by this Board:

Carolyn R. Cale, Intermediate Stenographer-Clerk,
(Port Ordinance No. 222, Section 7.08) - a. \$100 per
month - effective August 28, 1939."

"RESOLUTION NO. 5181

RESOLUTION GRANTING ALBERS BROTHERS
MILLING CO. PERMISSION TO CONSTRUCT
SPUR TRACK.

BE IT RESOLVED that the application of Albers Brothers Milling Co. for permission to construct additional spur track approximately 800 feet long at and near the premises it holds under lease from this Board in accordance with the application of said Company at its own cost and expense, be and the same is hereby approved."

"RESOLUTION NO. 5182RESOLUTION AUTHORIZING AGREEMENT
WITH HAROLD R. FISH.

BE IT RESOLVED that the Port Manager be and he is hereby authorized to enter into an agreement with Harold R. Fish, as licensee, providing for the occupancy by licensee of an area on the westerly side of Nineteenth Avenue of the dimensions of 65' by 230' for a period of one year commencing June 1, 1939, at a rental of \$35 per month, and that such agreement shall be upon the general form of license agreement customarily used by this Board."

"RESOLUTION NO. 5183

RESOLUTION AUTHORIZING AGREEMENT WITH WHOLESALE LUMBER DISTRIBUTORS, INC.

BE IT RESOLVED that the President of this Board be and he is hereby authorized to enter into an agreement with Wholesale Lumber Distributors, Inc., a California corporation, as licensee, providing for the occupancy by licensee of an area of 1.3 acres in Ninth Avenue Industrial area for a period of one year commencing June 1, 1939, at a rental of \$144 per month, and that such agreement shall be upon the general form of license agreement customarily used by this Board."

"RESOLUTION NO. 5184

RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR FURNISHING AND DELIVERING OF CRUSHER RUN ROCK.

BE IT RESOLVED that the Secretary of this Board be and he is hereby authorized to advertise for 5 consecutive days in the official newspaper for sealed proposals for furnishing and delivering 10,000 tons, more or less, of crusher run rock for surfacing of runways at Oakland Municipal Airport, in accordance with the specifications heretofore approved by this Board in Port Resolution No. 4605."

"RESOLUTION NO. 5185

RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR PERFORMANCE OF DREDGING.

BE IT RESOLVED that the Secretary of this Board be and he is hereby authorized to advertise for 5 consecutive days in the official newspaper for sealed proposals for the performance of dredging for the extension of the Yacht Harbor, in accordance with the specifications heretofore approved by this Board in Port Resolution No. 4898."

Port Ordinance No. _____ being "AN ORDINANCE AWARDED LEASE OF CERTAIN PROPERTY NEAR FOOT OF FOURTEENTH STREET TO LIBBY, McNEILL & LIBBY, DETERMINING CERTAIN MATTERS IN CONNECTION THEREWITH AND AUTHORIZING EXECUTION THEREOF," was introduced and passed to print by the following vote:

AYES: Commissioners Goodwin, Pardee, Roland, Smith and President McElroy -5-

NOES: None

ABSENT: None

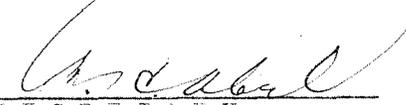
Pursuant to Resolution No. 5167 and advertising for five consecutive days in the City's official newspaper, bids for Furnishing and Laying Battleship Linoleum in Addition to Administration Building, Oakland Municipal Airport were received between the hours of 3:15 and 4:15 p.m. At the hour of 4:15 p.m., the following bids, being all the bids received, were publicly opened:

BIDS FOR
FURNISHING AND LAYING BATTLESHIP LINOLEUM
IN ADDITION TO ADMINISTRATION BUILDING,
OAKLAND MUNICIPAL AIRPORT.

<u>Bidder</u>	<u>Lump Sum</u>	<u>Certified Check</u>
H. G. Lorentzen Co.	\$1,379.00	\$140.00
D.N. & E. Walter & Co.	1,616.61	166.00
Calif. Sales Tax Additional	35.42	
Linoleum Studio	1,574.00	200.00
Superior Tile Co.	1,498.00	150.00

These bids were referred to the Port Attorney as to legality and the Port Manager for recommendation as to acceptance of the bids.

ADJOURNED.


S E C R E T A R Y

SPECIAL MEETING OF THE BOARD OF PORT COMMISSIONERS

of the
PORT OF OAKLAND

Held on Thursday, September 7, 1939 at the hour of 12:00 o'clock noon in the office of the President, due written notice of such meeting having been given members of the Board.

Commissioners present: Goodwin, Pardee, Roland, Smith and President McElroy -5-
Commissioners absent: None.

The Port Manager, Assistant Port Attorney and Assistant Chief Engineer were also present.

Certified copy of Civil Service Board Resolution No. 17328, extending effective date of eligible list for Airport Attendant & Watchman from September 1 to September 7, 1939, was filed.

Communication from M. B. Driver, Sheriff Alameda County, relative to James L. Landon on certified eligible list for Airport Attendant & Watchman, was filed.

Communication from the Port Manager, continued from the Board's last meeting, which made recommendation for appointment of Joseph L. Berkery Jr., heading the list for the position of Airport Attendant & Watchman, as submitted by the Civil Service Board, was further considered. Commissioner Goodwin, to whom the Port Manager's communication was referred, advised that he concurred with the Port Manager's recommendation and resolution was later passed, confirming the appointment of Joseph L. Berkery Jr. to the position of Airport Attendant & Watchman.

Communication from the Port Manager, recommending confirmation of appointment of Alfred Hermanson to position of Port Maintenance Foreman at \$6.00 per day, effective August 31, 1939, was read and resolution later passed ratifying the appointment.

Communication from Wallace Bergman, Port Watchman, requesting transfer from Port Watchman to Dock Sweeper & Watchman, was read and resolution later passed ratifying the transfer, as requested.

Report of the Auditing Committee on claims was adopted.

The following resolutions were introduced and passed by the following vote:

AYES: Commissioners Goodwin, Pardee, Roland, Smith and President McElroy -5-

NOES: None

ABSENT: None

"RESOLUTION NO. 5186

RESOLUTION APPROVING AND ALLOWING CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Semi-Monthly Payrolls \$19,552.84."

"RESOLUTION NO. 5187

RESOLUTION EXTENDING TIME FOR PERFORMANCE OF CONTRACT WITH N. LENA.

BE IT RESOLVED that, good cause appearing therefor, the time for the performance of the contract with N. Lena for reconditioning floors in Terminal Building B (Auditor's No. 6712) be and the same is hereby extended to and including October 9, 1939.



BE IT FURTHER RESOLVED that liquidated damages for the period of said extension of time are hereby waived, it being determined that the delay was through no fault of the contractor but due to the fact that operations of Libby, McNeill & Libby in said Terminal Building B did not permit the work to be done as contemplated."

"RESOLUTION NO. 5188

RESOLUTION EXTENDING TIME FOR PERFORMANCE OF CONTRACT WITH FRANK M. CLAUSEN AND DELL S. CLAUSEN, CO-PARTNERS, DOING BUSINESS UNDER THE STYLE OF CLAUSEN AND CLAUSEN.

BE IT RESOLVED that the time for the performance of the contract with Frank M. Clausen and Dell S. Clausen, co-partners, doing business under the style of Clausen and Clausen, for exterior plastering on Administration Building and addition thereto, Oakland Municipal Airport (Auditor's No. 6711) be and the same is hereby extended to and including September 25, 1939."

"RESOLUTION NO. 5189

RESOLUTION APPROVING APPOINTMENT OF JOSEPH L. BERKERY, JR. TO POSITION OF AIRPORT ATTENDANT AND WATCHMAN.

BE IT RESOLVED that the following regular appointment is hereby approved by this Board:

Joseph L. Berkery, Jr., Airport Attendant and Watchman, (Port Ordinance No. 222, Section 6.03) - a. \$130 per month - appointment effective September 8, 1939."

"RESOLUTION NO. 5190

RESOLUTION RATIFYING, CONFIRMING AND APPROVING CERTAIN REGULAR APPOINTMENTS.

BE IT RESOLVED that the action of the Port Manager in making the following regular appointments is hereby ratified, confirmed and approved by this Board:

Harold X. Van Zele, Port Watchman, (Port Ordinance No. 222, Section 8.21) - a. \$130 per month - effective September 1, 1939.

Alfred Hermanson, Port Maintenance Foreman, (Port Ordinance No. 222, Section 5.01) - a. \$6.00 per day, effective August 31, 1939."

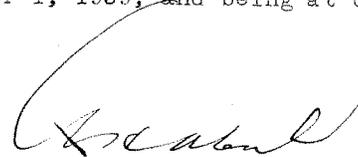
"RESOLUTION NO. 5191

RESOLUTION APPROVING TRANSFER OF WALLACE BERGMAN FROM SECTION 8.21 OF PORT ORDINANCE NO. 222 TO SECTION 8.23 OF SAID ORDINANCE.

BE IT RESOLVED that Wallace Bergman, holding the position of Port Watchman, under Section 8.21 of Port Ordinance No. 222, is hereby transferred to the position of Dock Sweeper & Watchman, under

Section 8.23 of said ordinance, at a salary of \$130 per month, said transfer being effective as of September 1, 1939, and being at the request of said employee."

ADJOURNED.



 S E C R E T A R Y

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS

of the

PORT OF OAKLAND

Held on Monday, September 11, 1939, at the hour of 3:15 o'clock p.m. in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

Commissioners present: Goodwin, Pardee, Roland, Smith and
 President McElroy -5-

Commissioners absent: None

The Port Manager, Port Attorney, Assistant Port Attorney and Assistant Chief Engineer were also present.

Minutes of the regular meeting of August 28 and of Special Meeting of September 7, 1939 were approved, as read, and adopted.

Communication from the Port Manager, certifying as to the completion of contract with L. M. Clough Co., for furnishing and delivering 20,000 tons, more or less, of crusher run rock to the Oakland Municipal Airport under contract dated July 7, 1939 (Auditor's No. 6670), which rock was used for the further improvement of Airport runways, was filed.

Communication from the Port Manager, submitting Civil Service list for the filling of three Senior Typist-Clerk positions now occupied by temporary appointments, and recommending for the positions, Dora M. Robinson, No. 1 on the list, Mary R. Kassabian, No. 2, and Virginia Ahlberg, No. 5, was read and following discussion, the Port Manager's recommendation was adopted and resolution later passed making the appointments.

Communication from Taylor Milling Corporation, making application for construction of an extension to its wharf and an elevator tower and trestle to support a belt conveyor for delivering cargo to ship at its plant at the foot of East 7th Street, was read and resolution later passed approving the application. It was noted that the proposed construction will further enhance the facilities of the Port for the handling of bulk cargo and that this facility is being provided by the corporation at



its cost, estimated at \$9000.00.

Communication from Philip T. Solomon, General Manager of Continental Tours, outlining a proposed tour to South American ports starting from Oakland on January 8, 1940, for which the SS BARANOF has been chartered, and requesting \$2000 to apply to defraying advance expenses incidental to the tour, estimated in the amount of \$5130.00, was read and continued for further consideration at the next meeting of the Board.

Communication from Toshito Satow, Consul General of Japan, expressing thanks for courtesies extended to the Japanese Goodwill Flyers while at Oakland Municipal Airport on September 2 and 3, 1939, was filed. The Port Manager stated that the Japanese plane was stored in Hangar No. 4 while at the Airport and that a large number of Japanese-Americans and others visited the Airport on Saturday and Sunday; further, that the Oakland Police Department cooperated in guarding the plane while at the Airport.

Communication from Arthur Joel, Attorney representing Estate of Sol C. Uri, offering to settle Port's account of dockage in amount of \$631.64 on ferryboat GOLDEN GATE for \$250.00, together with report of Assistant Port Attorney, recommending acceptance of the offer, were read and following discussion, resolution was later passed authorizing the settlement of the account in the amount of \$250.00.

Copy of Resolution No. 5 passed by Pacific Coast Association of Port Authorities at its recent convention, thanking the Board of Port Commissioners for the outstanding convention, was filed.

The Port Manager reported as follows on the status of certain funds as of September 1, 1939:

<u>Harbor Maintenance and Improvement Fund (No. 226)</u>	
Unencumbered Cash Balance as of Sept. 1, 1939.....	\$ 96,568.35
Set up in Special Funds 220 and 222.....	75,000.00
Total Unencumbered Cash in all revenue funds	
as of Sept. 1, 1939.....	171,568.35
Total Unencumbered Cash as of August 31, 1939.....	154,710.75

<u>1925 Oakland Harbor Improvement Fund (No. 567)</u>	
Cash Balance as of Sept. 1, 1939.....	136,131.34

Report of the Port Manager, on progress of the Port made during the month of August, 1939, was filed.

Report of the Port Manager, submitting condition of Harbor Maintenance Improvement Fund No. 226 at the close of August, 1939 as compared with July of 1939 and August of 1938, was filed.

Report of the Port Manager, submitting statement of Accounts Receivable for the month of August, 1939, was filed.

Report of the Port Manager, submitting Airport Superintendent's

statement of activities at Oakland Municipal Airport during the month of August, 1939, was filed.

Report of D. A. Sargent & Co., Certified Public Accountants, submitting review of Port Department accounts for fiscal year ended June 30, 1939, was filed.

Major J. F. Douglas, Vice-President of Carnation Co., and Mr. E. W. Kelner, Superintendent of Albers Bros. Milling Co., met with the Board to discuss the matter of providing additional bulk handling facilities for grain at their plant in the Outer Harbor. Major Douglas stated that their activities at Oakland were rapidly increasing and that at a recent meeting of their Board of Directors he had been directed to confer with the Board in respect to the possibility of arranging for the construction of a 500,000 bushel capacity concrete grain elevator, to be constructed on the leasehold at the westerly end of the existing facilities. Major Douglas stated that the estimated cost of such a structure, which would be of permanent nature, would be in the neighborhood of \$180,000.00, including machinery.

Mr. Kelner stated that the demands for the breakfast food, which is now manufactured at the Oakland plant, were very encouraging and that undoubtedly in the near future an addition to the cereal mill, to be constructed easterly and adjoining the present mill, would be required; this would entail an additional expense of about \$90,000.00.

Major Douglas pointed out that the time for amortizing so large an investment on their part within the remaining period of the existing lease was not sufficient; that there should at least be a period of 25 years for this purpose; he stated that they desired the Board to consider the matter of assisting them to carry out the project by making refunds to such an extent as to enable them to carry out the plans for construction of these permanent improvements, which would be of value to the Port following the expiration of the lease in 1959.

Major Douglas further stated that the refunds to be made by the Port on account of new construction under the present lease, in the total amount of \$100,000.00, would end in 1944 and it was his thought that refunds should be continued over the remaining years of the lease, so that the proposed structures would be paid for at the termination of the lease.

Attention was called to a provision in the present lease whereby a supplementary agreement could be entered into, permitting the enlarge-

Case
No.
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ment of the Albers Bros. Milling Co. plant.

Major Douglas indicated that with the provision of adequate bulk storage facilities, there would no doubt be an increase in the dockage and tolls, all of which accrued to the account of the Port. The question was raised as to whether or not a considerable amount of grain would be shipped by rail, whereby no dockage or tolls would accrue. Mr. Kelner stated that although at times, due to special conditions, some grain was handled by rail, the majority of the grain would be handled by vessels from the gulf or South American ports.

Major Douglas stated that he had endeavored to arrive at a figure which would reflect the investment to be made by Albers Bros. Milling Co. and the Port of Oakland and that, as a tentative basis, he suggested the division of costs on a basis of 50-50. Following further discussion, President McElroy stated that the Board would be pleased to give careful consideration to Major Douglas' request and the Port Manager was directed to submit figures for the Board's consideration at its next meeting. Major Douglas stated that he would be in Oakland for a few days, prior to leaving for his office in Milwaukee, and would be pleased to discuss their plans and estimates with the Port Manager and Assistant Chief Engineer. President McElroy indicated that the Board would be very pleased to have Major Douglas and Mr. Kelner continue the discussion with the Port Manager and Assistant Chief Engineer.

The Assistant Port Attorney stated that all parties have approved form of ordinance providing for agreement with Stone and Matoza interests for settlement of tideline and dedication of street areas near Oakland Municipal Airport. The question was raised as to the improvement of the proposed street at the cost of the Port. After discussion, the matter was deferred for further consideration at the next meeting of the Board.

In respect to Airport matters, the Port Manager stated that the employment survey at Oakland Municipal Airport, taken September 1, 1939, showed 400 persons, other than the Port of Oakland personnel, gainfully employed; also, that during August of 1939 there were 35 arriving and 40 departing transport planes which could not use San Francisco Airport, due to unfavorable weather conditions, and that all planes were on schedule at Oakland Municipal Airport.

The Port Manager stated that he had conferred with Mr. Earl Herring, President of the Airplane Parts & Supply Co. at Los Angeles on September 9 and that Mr. Herring indicated his company would be willing

to enter into a 10-year lease for 3,000 square feet of space in a structure to be built at the Oakland Airport and which would be adapted to further enlargement with the increase in the company's activities, which Mr. Herring predicted. The Port Manager further stated he would submit to the Board a full report on this matter at its next meeting.

From press reports, it was noted that the Pacific Coast European Conference announced raise in steamship rates to Europe, due to war conditions and demands of workers, as follows:

United Kingdom and Continental Ports	33-1/3%
Mediterranean Ports	50%
Norway and Denmark	59%

For the Board members' information, the Port Manager presented copies of correspondence between Mr. Parr of Parr-Richmond Terminal and H. C. Cantelow, Chairman of Marine Terminal Association, and Mr. Howard of Howard Terminal, relative to the rental of space on the Parr Terminal docks.

The Port Manager stated that City Manager J. F. Hassler had requested a meeting with the Board, to be held in the Board room at 2:30 p.m. on Friday, September 15, to discuss the East Shore Highway matter and that there would be present also Mr. Frickstad, City Engineer, Mr. Irving Kahn, representing the Downtown Property Owners Association, and Mr. Marr, Planning Engineer. In this connection, a plan of a proposed modification of the East Shore Highway, as suggested by President McElroy, which would distribute the traffic to the various streets leading to the business section of Oakland, was studied by the Board and President McElroy was requested to discuss this plan with City Manager Hassler and committee at the Friday conference.

Invitations were received by the Board members from the Moore Dry Dock Company to attend the launching of the 495-foot merchant vessel SEA ARROW on September 15 at 12:45 p.m., to be followed by a buffet luncheon celebrating the event.

It was further noted that the U. S. Maritime Commission had awarded contract to the Bethlehem Steel Company for the construction of five cargo vessels, at a cost of about two million dollars each, and that undoubtedly the keel of some of these vessels would be laid at the Bethlehem-Alameda yards.

The reports of the Auditing Committee on claims and demands, and on weekly payrolls, were adopted.

F. A. Speck	\$	19.25
Standard Mill and Lumber Co.		25.13
Strable Hardwood Company		834.60
Tide Water Associated Oil Company		12.32
The Tribune Publishing Co.		15.83
United Air Lines Transport Corporation		6.08
Chester N. Weaver Co.		3.29
Western Asbestos Co.		1.60
Westinghouse Electric Supply Company		505.59
E. K. Wood Lumber Co.		14.14
Zellerbach Paper Company		29.88
Thos. H. Moore		17.50
Yellow Cab Company		.80
Philena B. Brinkman		18.00
S. Sekoch		34.00
Geo. A. Attwood		3.48
Geo. H. Nash		42.50
J. S. Saunders		17.67
Harold Wiltermood		56.95
L. M. Clough Co.		8,048.13
N. Lena		7,870.35
Port Revolving Fund - Misc.		412.12
Postmaster, Oakland		158.83
D. A. Sargent & Co.		450.00
R. N. Ricketts		24.64
Walter P. Koetitz		340.00
		<u>\$24,521.02."</u>

"RESOLUTION NO. 5193

RESOLUTION APPROVING WEEKLY PAYROLLS,
RATIFYING ALL HIRINGS AND EMPLOYMENTS
THEREIN AND REIMBURSING PORT REVOLVING FUND.

BE IT RESOLVED that the weekly payrolls for the weeks ending August 26 and September 2, 1939 be and the same are hereby approved and the hiring or employment of each and all of the services therein set forth at the compensations therein paid is hereby ratified, confirmed and approved, and

BE IT FURTHER RESOLVED that the demand against the Harbor Maintenance and Improvement Fund for the reimbursement of the Port Revolving Fund in the amount set forth therein, having been approved by the Auditing Committee, is hereby approved and allowed, and the City Auditor be and he is hereby authorized and directed to draw his warrant for the same and make such reimbursement.

HARBOR MAINTENANCE AND IMPROVEMENT FUND:
Port Revolving Fund - Payrolls

\$5,827.57."

"RESOLUTION NO. 5194

RESOLUTION ACCEPTING CONTRACT
WITH L. M. CLOUGH AND E.M. ROACH,
CO-PARTNERS, DOING BUSINESS UNDER THE
STYLE OF L. M. CLOUGH CO. (AUDITOR'S
NO. 6670).

BE IT RESOLVED that the contract with L. M. Clough and E.M. Roach, co-partners, doing business under the style of L. M. Clough Co. for the furnishing and delivering of 20,000 tons, more or less, of crusher run rock to Oakland Municipal Airport, having been satisfactorily completed, be and the same is hereby accepted."

"RESOLUTION NO. 5195

RESOLUTION AWARDING CONTRACT
FOR LINOLEUM IN ADDITION TO
ADMINISTRATION BUILDING,
OAKLAND MUNICIPAL AIRPORT.

BE IT RESOLVED that the contract for the furnishing and laying of battleship linoleum at addition to Administration Building,

300

Oakland Municipal Airport, Oakland, be and the same is hereby awarded to H. G. Lorentzen, doing business under the name of H. G. Lorentzen Co., as the lowest responsible bidder, in accordance with the terms of his bid, filed August 23, 1939.

BE IT FURTHER RESOLVED that a bond for the faithful performance of the work in the full amount of the contract price shall be required, and that the procedure prescribed by law shall be taken for the execution of such contract.

BE IT FURTHER RESOLVED that the other bids received for said contract be and they are hereby rejected and the checks accompanying same shall be returned to the proper persons."

"RESOLUTION NO. 5196

RESOLUTION GRANTING PERMISSION
TO TAYLOR MILLING CORPORATION
TO CONSTRUCT EXTENSION TO WHARF.

BE IT RESOLVED that the application and plans and specifications submitted by Taylor Milling Corporation for construction of an extension to the creosoted pile and timber wharf at its plant at the foot of East Seventh Street, Oakland, with tower and trestle for conveyor, are hereby approved, the estimated cost to said corporation being \$9,000."

"RESOLUTION NO. 5197

RESOLUTION APPROVING APPOINTMENTS TO POSITION OF SENIOR TYPIST-CLERK.

BE IT RESOLVED that the following appointments to the position of Senior Typist-Clerk (Port Ordinance No. 222, Section 8.16) are hereby approved by this Board:

Dora M. Robinson - at a. \$110 per month - appointment effective September 13, 1939.

Virginia Ahlberg - at a. \$110 per month - appointment effective September 13, 1939.

Mary R. Kassabian - at a. \$110 per month - appointment effective September 13, 1939."

"RESOLUTION NO. 5198

RESOLUTION AUTHORIZING AGREEMENT WITH GENERAL ENGINEERING AND DRY DOCK COMPANY.

BE IT RESOLVED that the President of this Board be and he is hereby authorized to enter into an agreement with General Engineering and Dry Dock Company, a corporation, as lessee, providing for the occupancy by lessee of certain premises near the foot of Fifth Avenue extended for a period of one (1) year commencing February 1, 1939 at a monthly rental of \$450.00, and that such agreement shall be upon a form approved by the Port Attorney and shall contain the general provisions customarily set forth in leases of this Board."

"RESOLUTION NO. 5199

RESOLUTION AUTHORIZING COMPROMISE OF CLAIM AGAINST JACK KENT AND OTHERS.

Whereas, the Port has a claim against Jack Kent, H. J. Gardiner, estate of Sol C. Uri, deceased, Allen Lamb and Lim Sing in the amount of \$631.64 for charges incurred on account of the former ferry Golden Gate; and

Whereas, the claim is disputed in whole or in part by all of said persons, and certain of them could not respond in damages to any judgment that might be obtained, and the securing of a judgment

against those of them who are financially responsible is doubtful for lack of proof and other reasons; and

Whereas, the Board is in receipt of an offer from the representative of the estate of Sol C. Uri, deceased, to pay the sum of \$250.00 in full settlement of said claim and by way of compromise; and

Whereas, the Port Attorney has recommended the acceptance of said offer, and the Board finds and determines that it would be to the best interest of the Port that said compromise be made; now, therefore, be it

RESOLVED that said offer be and it is hereby accepted, and said compromise be entered into and approved; and be it further

RESOLVED that upon receipt of the sum of \$250.00 the Chief Port Accountant be and he is hereby directed to strike from his books the balance of said claim; and be it further

RESOLVED that a copy of this resolution be handed to the City Auditor."

Port Ordinance No. 310 being "AN ORDINANCE AWARING LEASE OF CERTAIN PROPERTY NEAR FOOT OF FOURTEENTH STREET TO LIBBY, McNEILL & LIBBY, DETERMINING CERTAIN MATTERS IN CONNECTION THEREWITH AND AUTHORIZING EXECUTION THEREOF," having been duly introduced, read and published, was finally adopted by the following vote:

AYES: Commissioners Goodwin, Pardee, Roland, Smith and President McElroy -5-

NOES: None

ABSENT: None

Pursuant to Resolution No. 5184 and Resolution No. 5185 and advertising for five consecutive days in the City's official newspaper, bids for Furnishing and Delivering 10,000 tons, more or less, of Crusher Run Rock to Oakland Municipal Airport, and for Dredging for Extension to Oakland Yacht Harbor, were received between the hours of 3:15 and 4:15 p.m. At the hour of 4:15 p.m., the following bids, being all the bids received, were publicly opened:

BIDS FOR
FURNISHING AND DELIVERING 10,000 TONS,
MORE OR LESS, OF CRUSHER RUN ROCK TO OAKLAND MUNICIPAL AIRPORT.

Bidder	Price per Ton of 2000#	Total Bid	Certified Check
Henry J. Kaiser Company	\$1.25	\$12,500	\$1,250
L. M. Clough Co.	.93	9,300	950

BIDS FOR
DREDGING FOR EXTENSION TO OAKLAND YACHT HARBOR

Bundesen & Lauritzen	Franks Contracting Co.
Price per cu.yd.	Price per cu.yd.

ITEM A:
Material excavated and transported to area designated on plan; 7500 cu. yds.

30¢

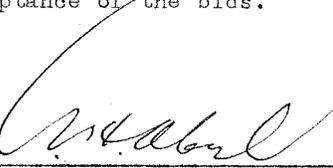
33¢

BIDS FOR DREDGING FOR EXTENSION TO OAKLAND YACHT HARBOR (Continued)

	<u>Bundesen & Lauritzen</u> Price per cu.yd.	<u>Franks Contracting Co.</u> Price per cu.yd.
<u>ITEM B:</u> Dredging material from area shown on plan; 24,000 cu. yds.	36¢	47.7¢
<u>ITEM C:</u>	<u>Price per pile</u>	<u>Price per pile</u>
Removal of stub piles; 140 piles	\$5.00	\$8.00
<u>TOTAL BID:</u>	\$11,590.00	\$15,043.00
<u>CERTIFIED CHECK:</u>	\$1,300.00	\$1,750.00

These bids were referred to the Port Attorney as to legality and to the Port Manager for recommendation as to acceptance of the bids.

ADJOURNED.



S E C R E T A R Y

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS

of the

PORT OF OAKLAND

Held on Monday, September 18, 1939 at the hour of 3:15 o'clock p.m. in the offices of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

Commissioners present: Goodwin, Pardee, Roland, Smith and
President McElroy -5-
Commissioners absent: None

The Port Manager, Assistant Port Attorney and Mr. M. W. Dobrzensky from Mr. Chas. Beardsley's office, were also present.

Minutes of the regular meeting of September 11, 1939 were read, approved and adopted.

Communication from Brobeck, Phleger & Harrison, Attorneys representing Oakland Terminal Railroad Co., transmitting executed copy of agreement with the Southern Pacific Company covering operation of Outer Harbor Terminal trackage, was filed. There was also transmitted executed copy of agreement between the railroads and the Board which had been ap-

proved by the State Railroad Commission under date of August 19, 1939, and which provides for the maintenance and operation of the Outer Harbor Terminal trackage, which agreement was ordered filed. It was pointed out that negotiations leading to the execution and approval of the agreements calling for joint switching operations in the Outer Harbor area had been actively carried on over a period of nine years and that payments for the use of the Port's trackage over the past years amounted to more than \$50,000.00, which would now accrue to the Port. The Port Manager stated that payments for future use of the Port's trackage would amount to approximately \$5000.00 per year and that there would be a marked saving in maintenance as the agreement required the railroads to maintain the tracks on which revenue is received.

Communication from Oakland Municipal Civil Service Association, requesting a conference with the Board to further their request that all per diem Port Employees be placed on a monthly salary basis, was read and the Secretary directed to write representatives of the Association to confer with the Board at its next meeting.

Communication from Building & Construction Trades Council of Alameda County, protesting the employment of non-union employees in the Port Department and requesting conference with the Board, was read and the Secretary directed to invite representatives of the Building Trades Council to confer with the Board at its next meeting.

Mr. John McLaverty Jr., Chairman Transportation Committee, and Mr. Harold Corbin, Executive Secretary of the Junior Chamber of Commerce, met with the Board and presented a communication setting forth their plans for holding their Annual "Port of Oakland Day" at the Outer Harbor Terminal on Thursday, October 19. Mr. McLaverty stated they desired to repeat the successful celebration held in 1938 and new features, such as the "Progress of Transportation," would be added. It was stated that the total budget would amount to \$840.00 and that a contribution by the Board of \$500.00 would be required to defray the expense of the celebration. Following discussion, President McElroy advised the Junior Chamber representatives that the Board would be willing to make the appropriation as requested and the Port Manager was directed to work out the details of the observance of Port of Oakland day with the Junior Chamber.

Communication from E. W. Clark, Acting Commissioner of Public Works Administration, Washington, D.C., advising that inasmuch as the Congress adjourned without authorizing further allotments for Public



Works, the Port and Airport projects, for which applications had been made by the Board, were being returned and their files closed, was filed. The applications returned were as follows:

- Docket No. 2033 Airport Administration Building
- Docket No. 2436 Hangar No. 7, O.M.A. (Navy Hangar)
- Docket No. 2437 Hangar No. 6, O.M.A. (United Air Lines Shop)
- Docket No. 2432 Extension to Transit Shed No. 2, O.H.T.

Communication from the Port Manager, advising that the U. S. Navy had requested the Port's Engineering Department to make surveys of the Supply Depot site in the Middle Harbor, to be paid for by the Navy at an estimated cost of \$2,250.00, was read and authority granted for the making of the surveys.

Communication from the Port Manager, recommending replacement of worn steel discharge pipe from drainage pump at Oakland Municipal Airport with concrete pipe, to be done under W.P.A. project whereby the only cost to the Port would be for the pipe, estimated at \$540.00, was read and authority granted for proceeding with the replacement of the pipe, which has been in service for the past twelve years.

Communication from the Port Manager, recommending that runway lights be installed at Oakland Municipal Airport under a W.P.A. project, was read and after discussion, authority was granted for the preparation of plans and specifications for the advertisement of bids for required materials.

Communication from California Speedboat Association, expressing thanks for cooperation in connection with its speedboat regatta held at the Airport Channel on September 10, 1939, was filed.

Communication from Airplane Parts & Supplies, Inc., requesting the construction of a store and shop building at Oakland Municipal Airport with 3000 square feet area, for which they agree to take a ten-year lease, together with letter from the Port Manager, advising of his conference with Mr. Earl Herring, President of the Company, relative to the request, were read and the Port Manager directed to continue negotiations.

Communication from Fred Austin, Port Construction Inspector, requesting leave of absence due to illness, was read and resolution later passed granting the request. Word was later received that Mr. Austin had succumbed to a heart attack.

The Port Manager reported as follows on the status of certain funds as of September 15, 1939:

Harbor Maintenance and Improvement Fund (No. 226)

Unencumbered Cash Balance as of Sept. 15, 1939....	\$112,824.97
Set up in Special Funds 220 and 222.....	75,000.00
Total Unencumbered Cash in all revenue funds	
as of Sept. 15, 1939.....	187,824.97
Total Unencumbered Cash as of August 31, 1939.....	154,710.75

1925 Oakland Harbor Improvement Fund (No. 567)

Cash Balance as of September 15, 1939.....	136,131.34
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Special report of D. A. Sargent & Co., making recommendations as to changes in the accounting system of the Port, was referred to the Port Manager with instructions to hold conference with the members of his staff and Mr. Sargent, in respect to the recommendations, following which the report would be further considered by the Board. The Port Manager was requested to notify the Board members as to the time of the holding of the conference, so that they could attend should they desire.

Report of the Port Manager, on bids received for crusher run rock for Airport runway improvements, was filed.

Communication from Major J. F. Douglas, Vice-President of Carnation Co., expressing appreciation of courtesies extended by the Board and its staff at recent conferences held in respect to his request for additional bulk storage facilities at Albers Bros. Milling Co. leasehold, was read. The Port Manager presented a letter reviewing the proposal, as presented by Major Douglas, at the Board's meeting of September 11 and at a conference with the Port Manager and Assistant Chief Engineer on September 13, and outlining for the Board's consideration the essentials of an offer to be made to Major Douglas which would make possible the investment of \$320,000 in new facilities at the Albers plant. After discussion, the matter was continued for further consideration at the next meeting of the Board, following which a written offer would be sent Major Douglas.

President McElroy reviewed the conference held by the Board with City Manager Hassler, City Engineer Frickstad and Mr. Irving Kahn of the Downtown Property Owners Association, and reported that Mr. Kahn had stated that he was misinformed in respect to the letter of November 15, 1938 from Colonel Skeggs, District Engineer, State Highway Department, to the City Engineer, in that he had not seen the map which was referred to in the letter and that after studying the map, he is fully convinced that the Board of Port Commissioners stand in opposing the use of 19th Avenue for the East Shore Highway (Route B) was justified, inasmuch as Route A was definitely set forth as the State Highway Department's choice for the location of the highway. City Manager Hassler and City Engineer Frickstad concurred with Mr. Kahn, who indicated it was their desire to

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now advance the matter before the State Highway Commission, as there was no further difference of opinion as to the location of the highway along Route A and that Oakland could now present a united front in the matter. A memorandum of the conference was filed.

The Port Manager reported that following conference with Mr. Victor E. Bertrandias, Vice-President of Douglas Aircraft Company, Inc., arrangements had been made to dismantle during the latter part of September at the Oakland Airport the Douglas Aircraft's four-engine transport plane which this company has sold to Japan. He stated that the plane, following dismantling, would be placed on barges at the Airport dock and transported to a transpacific vessel. He further stated that the dismantling work would be done by the United Air Lines and the Boeing School of Aeronautics and that the charges for dockage and tolls, as provided for by the Port's tariff, would be billed.

In respect to the request of the Merchants Express Corporation for repairs to the highway surface at the west end of the Port of Oakland overpass, and which repair work Colonel Skeggs, District Engineer of the State Highway Department, had refused to do, the Port Manager stated that he had telephoned to C. H. Purcell, Chief Engineer of the State Highway Department with the result that the repairs were made on September 16.

The Port Manager stated that the officers of the Naval Reserve Unit at Oakland Municipal Airport advised him that their work in the training of the Naval Reservists at the Airport was being seriously handicapped, due to lack of facilities, and requested a conference in respect thereto, which would be held the evening of September 18, following which, report would be given the Board.

Commissioner Smith stated he had received a request for information in respect to the possibility of leasing the former Union Construction Co. shipyard site, now designated as Outer Harbor Industrial Area. President McElroy stated he had likewise received request from a Naval architect, who stated he was interested in locating a shipyard in this vicinity. Following discussion, Commissioner Smith stated he would refer his party to the Port Manager.

It was reported that over 1800 persons had already viewed the Port of Oakland motion picture during thirty-five showings, the average group numbering more than fifty persons.

Communication from the U. S. Navy, placing restrictions on visitation at the Naval Reserve Base, Oakland Municipal Airport, was filed.

The Port Manager requested determination of the Board's attitude in respect to the jurisdiction over terminal operations by either the Interstate Commerce Commission or the Maritime Commission. He stated that for sometime past, agitation was being stressed to place all marine terminal operations, both private and public, under the jurisdiction of some Federal body. It was the consensus of the Board that at this time no definite attitude would be expressed and it was stated that jurisdiction of private terminals by the Railroad Commission was apparently working out satisfactorily and that local control would be preferable to Federal, nation-wide control.

It was noted that Mayor Fletcher P. Bowran of Los Angeles was, at the request of Mayor McCracken, being shown the Port and Airport facilities by the Assistant Chief Engineer. In this connection, the Port Manager stated that Los Angeles is considering placing the construction and operation of its airport in the hands of the Los Angeles Harbor Board and that Mayor Bowran is primarily interested in studying the operation of the Oakland Municipal Airport, inasmuch as he had been advised of its efficient operation by the Board of Port Commissioners.

The Assistant Port Attorney reported that compromise of the claim for dockage against the ferryboat GOLDEN GATE, authorized by the Board last week, had been consummated and the \$250.00 received.

It was reported by the Assistant Port Attorney that Mr. Burnhill, of Mr. Ira Abraham's office, stated that Mr. Abraham did not wish to submit his compromise plan until after reaching agreement on the rental of the dredge. It was the consensus of the Board that the rental of the dredge was in no way connected with the American Dredging Company lease matter and that Mr. Abraham's offer, if made, should not be delayed by the dredge rental matter.

In respect to the rental of the Port of Oakland dredge, the Port Manager stated he had conferred with Mr. Russell Harris of the American Dredging Company and that an offer had been made to Mr. Harris for the lease of the dredge on a basis of \$1,000 per month, the American Dredging Company to take care of all necessary repairs, marine insurance, etc., and to return the dredge at the completion of the lease period in good condition, save ordinary wear and tear. He stated that Mr. Harris was conferring with U. S. Navy officials and would later advise as to whether or not his company would require the dredge.

The Assistant Port Attorney reported that on September 12 the

Sheriff completed eviction of A. Chavez from Port property at the foot of 14th Avenue.

The Board's attention was called to the State Convention of the League of California Municipalities, which is being held in Oakland during the present week, convention headquarters being Hotel Oakland.

Report of the Auditing Committee on claims and demands was adopted. It was noted that claim of Acme Boiler Works, in the amount of \$687.73, was omitted from the report for further consideration at the next meeting.

The following resolutions were introduced and passed by the following vote:

- AYES: Commissioners Goodwin, Pardee, Roland, Smith and President McElroy -5-
- NOES: None
- ABSENT: None

"RESOLUTION NO. 5200

RESOLUTION APPROVING AND ALLOWING CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Air Reduction Sales Co.	\$ 8.76
The American Rubber Manufacturing Co.	20.44
Art Craft Press	54.70
Baker, Hamilton & Pacific Company	25.59
Bay Cities Asbestos Co.	2.53
Bay City Iron Works	1.13
Bay City Lumber Company	348.85
Bay City Sanitary Rag Co.	6.31
Blake, Moffitt & Towne	35.54
Geo. R. Borrmann Steel Company	1.89
Bostitch-Western, Inc.	19.57
Burroughs Adding Machine Company	.46
California Fruit News	11.50
California Pottery Company	2.34
City of Oakland, City Hall	445.51
L. M. Clough Co.	123.26
Cochran & Celli	16.92
M. L. Cohen Co.	2.30
Coos Bay Lumber Company	34.83
H. S. Crocker Company, Inc.	30.54
Dempsey & Sanders	17.83
Detroit Steel Products Co.	548.00
Dieterich-Post Company	31.16
Frank W. Dunne Co.	70.81
East Bay Blue Print & Supply Co.	57.74
Eastman Kodak Stores, Inc.	19.15
The Electric Corporation	49.90
Electric Supply Co.	1.31
Firestone Auto Supply & Service Stores	54.44
General Electric Supply Corporation	4.06
Gleason & Richardson	26.15
Goodhue Printing Company	35.02
Greenwood Printers Ltd.	32.91
Grinnell Company	21.01
H. & M. C. Co.	14.43
The Hancock Oil Co. of Calif.	272.53
Hoffmeyer Belting & Supply Co.	1.06

International Business Machines Corporation	\$	18.07
Johnny's Parachute & Equipment Co.		27.45
L. N. "Len" Johnson-Typewriters		27.25
Kling-Dawers Stationery Co., Inc.		10.30
Geo. A. Kreplin Co.		2.02
Laird's Stationery		39.73
Lawton & Williams		22.25
Libby, McNeill & Libby		82.29
Loop Lumber & Mill Company		16.85
C. Markus Hardware		12.10
Maxwell Wholesale Hardware Company		8.08
Melrose Building Materials Co.		7.00
C. L. Moody Brush Co.		33.83
National Lead Company		16.41
Oakland Airport Inn		10.00
Oakland Fire Extinguisher Co.		6.97
Oakland Municipal Employees' Retirement System	1,870.93	
Oakland Rubber Stamp Co.		6.41
Oakland Scavenger Co.		2.00
Oakland Title Insurance and Guaranty Company		102.00
Pacific Manifold Book Co., Inc.		737.52
Pacific Ports and Marine News		65.00
Pacific Tool and Supply Company		34.50
Peterson Tractor & Equipment Co.		41.50
Phoenix Iron Works		46.35
Planett Manufacturing Company		61.41
The Post-Enquirer		100.00
Ransome Company		97.25
The Recorder Printing and Publishing Co.		3.09
Rhodes & Jamieson, Ltd.		9.23
San Francisco Bay Carloading Conference		5.00
The San Francisco Stevedoring Co.		9.60
Sentinel Sanitary Supply Company		7.87
Shields, Harper & Co.		1.92
B. Simon Hardware Co.		36.25
Irving L. Singer Co.		14.16
Smith Brothers		27.15
Smith, Emery & Company		35.00
Standard Mill and Lumber Co.		12.36
Clyde Sunderland		1.55
Tide Water Associated Oil Company		11.72
The Tribune Publishing Co.		38.83
United Air Lines Transport Corporation		1.65
Walworth California Company		1.62
Chester N. Weaver Co.		5.96
West Disinfecting Company		8.92
Western Asbestos Co.		13.50
Western Loose Leaf Co.		3.09
E. K. Wood Lumber Co.		30.65
H. G. Adam		10.72
A. C. Meadows		23.11
Thos. H. Moore		31.99
Oakland Plumbing Supply Co.		25.30
The Tribune Press		328.57
J. S. Saunders		24.59
S. Sekoch		34.00
Oakland Municipal Employees' Retirement System		150.79
		<u>\$6,864.14.</u>

"RESOLUTION NO. 5201

RESOLUTION AWARDING CONTRACT
FOR FURNISHING ROCK TO OAKLAND
MUNICIPAL AIRPORT.

BE IT RESOLVED that the contract for the furnishing and delivering of 10,000 tons, more or less, of crusher run rock to Oakland Municipal Airport be and the same is hereby awarded to L. M. Clough and E. M. Roach, co-partners, doing business under the style of L. M. Clough Co., as the lowest responsible bidder, in accordance with the terms of their bid, filed September 11, 1939.

BE IT FURTHER RESOLVED that, pursuant to the specifications, the certified check accompanying said bid shall be held as bond as a guarantee of the furnishing and delivering of said material. At and upon such delivery, said certified check shall be returned to said bidder.

BE IT FURTHER RESOLVED that the other bid received for said contract be and it is hereby rejected and the check accompanying same shall be returned to the proper person."

"RESOLUTION NO. 5202

RESOLUTION GRANTING LEAVE
OF ABSENCE WITH PAY TO FRED
H. AUSTIN, PORT CONSTRUCTION
INSPECTOR.

BE IT RESOLVED that Fred H. Austin, Port Construction Inspector (Port Ordinance No. 222, Section 4.11) is hereby granted a leave of absence on account of illness, said leave to be for a period of 33 working days commencing September 12, 1939, 25 working days of which are to be with compensation at the rate of 75% of the salary payable such employe, as provided by the rules of the Civil Service Board."

"RESOLUTION NO. 5203

RESOLUTION AWARDING CONTRACT
FOR DREDGING FOR EXTENSION TO
OAKLAND YACHT HARBOR.

BE IT RESOLVED that the contract for the performance of dredging for extension to Oakland Yacht Harbor, Oakland, be and the same is hereby awarded to J. R. Bundesen and H. F. Lauritzen, co-partners, doing business under the style of Bundesen & Lauritzen, as the lowest responsible bidder, in accordance with the terms of their bid, filed September 11, 1939.

BE IT FURTHER RESOLVED that a bond for the faithful performance of the work in the full amount of the contract price shall be required, and that the procedure prescribed by law shall be taken for the execution of such contract.

BE IT FURTHER RESOLVED that the other bid received for said contract be and it is hereby rejected and the check accompanying same shall be returned to the proper person."

"RESOLUTION NO. 5204

RESOLUTION APPROVING BOND
OF BUNDESEN & LAURITZEN.

BE IT RESOLVED that the bond of J. R. Bundesen and H. F. Lauritzen, co-partners, doing business under the style of Bundesen & Lauritzen, executed by American Surety Company of New York, in the amount of \$11,590, for the faithful performance of their contract with the City of Oakland for the performance of dredging for extension to Oakland Yacht Harbor, Oakland, be and the same is hereby approved."

"RESOLUTION NO. 5205

RESOLUTION APPROVING APPOINT-
MENT OF HOWARD M. EGGERT TO
POSITION OF EXTRA PORT WATCHMAN.

BE IT RESOLVED that the following appointment is hereby approved by this Board:

Howard M. Eggert, Extra Port Watchman,
(Port Ordinance No. 222, Section 8.211)
- \$5.25 per day - appointment effective
September 19, 1939."

"RESOLUTION NO. 5206

RESOLUTION REINSTATING CERTAIN
EMPLOYEES TO POSITION OF DOCK
LABORER.

BE IT RESOLVED that the reinstatement and return to duty, on September 11, 1939, of the following employees to the position of

Dock Laborer (Port Ordinance No. 222, Section 8.13) is hereby ratified, confirmed and approved by this Board:

H. A. Anderson	E. Dillinger
W. Register	A. E. Swan,
G. Watkins	

the employment of said persons in said positions having heretofore been terminated in order to appoint them temporarily to the position of Dock Clerk, P. T. (Port Ordinance No. 222, Section 8.07) to meet an emergency."

"RESOLUTION NO. 5207

RESOLUTION AUTHORIZING AGREEMENT WITH SAN FRANCISCO STEVEDORING COMPANY.

BE IT RESOLVED that the President of this Board be and he is hereby authorized to enter into an agreement with San Francisco Stevedoring Company, a corporation, as Licensee, providing for the occupancy by Licensee of three parcels, to-wit, an area of 3648 square feet adjacent to the Quay Wall Shed at the foot of Market Street, an area of 4000 square feet in the Storehouse Building, North Industrial Area, and an area of 2000 square feet at Wharf Street Unit, all on a month to month basis and at a monthly rental of \$36.48, \$50.00 and \$15.00 respectively, and that such agreement shall be upon the general form of license agreement customarily used by this Board."

"RESOLUTION NO. 5208

RESOLUTION APPROVING BOND OF H. G. LORENTZEN.

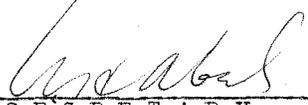
BE IT RESOLVED that the bond of H. G. Lorentzen, doing business under the name of H. G. Lorentzen Co., executed by American Surety Company of New York, in the amount of \$1,379 for the faithful performance of his contract with the City of Oakland for the furnishing and laying of battleship linoleum at addition to Administration Building, Oakland Municipal Airport, be and the same is hereby approved."

Port Ordinance No. being "AN ORDINANCE FIXING THE LOCATION OF THE ORDINARY HIGH TIDELINE IN THE VICINITY OF HEGENBERGER ROAD AND COUNTY ROAD NO. 1434 AND PROVIDING FOR A COMPROMISE AGREEMENT IN CONNECTION THEREWITH, FOR THE ACQUISITION OF CERTAIN LANDS AND THE SETTLEMENT OF VARIOUS INTERESTS AND CLAIMS," was introduced and passed to print by the following vote:

- AYES: Commissioners Goodwin, Pardee, Roland, Smith and President McElroy -5-
- NOES: None
- ABSENT: None

The Board further considered the request of Continental Tours, as presented by Mr. Philip Solomon, for an appropriation of \$2000.00 for defraying expenses incidental to the proposed South American Tour. It was the consensus of the Board that it would not assist in financing this project and the Port Manager was directed to so advise Mr. Solomon.

ADJOURNED.



 S E C R E T A R Y

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS

of the

PORT OF OAKLAND

Held on Monday, September 25, 1939 at the hour of 3:15 o'clock p.m. in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

Commissioners present: Goodwin and Pardee, and Vice-President

Roland -3-

Commissioners absent: Smith and President McElroy -2-

The Port Manager, Assistant Port Attorney and Assistant Chief Engineer were also present.

In the absence of President McElroy, Vice-President Roland presided.

Minutes of the regular meeting of September 18, 1939 were approved, as read, and adopted.

Communication from Captain W. P. Gaddis, Acting Commandant of 12th Naval District, requesting permission to make certain borings and drive test piles in the Middle Harbor for purposes of obtaining necessary engineering data for construction of Naval Supply Depot, was read and request granted.

Communication from United States Navy, submitting form for bids for making a topographic and hydrographic map of Middle Harbor for Naval Supply Depot and for engineering services in connection with control of borings and test piles, was read and the Port Manager directed to submit bid of \$875.00 for the surveys required for the making of hydrographic map and bid of \$1,375.00 for furnishing engineering service in connection with the borings and test piles.

Communication from Port Manager, submitting data for fixing rental of waterfront property at foot of Dennison Street to Wm. J. Cryer, Boat Builder, was read and continued for further consideration at the next Board meeting.

Certificate of Completion of contract with Nat Lena for the reconditioning of floors in Terminal Building B, Outer Harbor Terminal, was filed.

67487

Certificate of Completion of contract with Clausen & Clausen, for exterior plastering of Administration Building at Oakland Municipal Airport, was filed.

Communication from T. H. Moore, Assistant Traffic Manager, requesting leave of absence for thirteen days commencing September 19, 1939, on account of illness, attested to by physician, was read and resolution later passed, granting request.

Copy of report of City Manager on affairs of the City during August, 1939, was filed.

Copy of letter to Philip J. Solomon, General Manager, Continental Tours, advising that the Board would not make contribution of \$2000 toward defraying expenses of proposed tour to South American Ports, was filed.

Communication from Rosenberg Bros. & Co., requesting release of all bonds now on deposit at Bank of America, guaranteeing performance of lease on Terminal Buildings A and AA, which leases expired on September 15, 1939, was read and continued for further consideration at the next Board meeting.

Resignation of R. L. Westdahl, who had been in the employ of the Port as Dock Clerk at Outer Harbor Terminal, was filed.

Resignation of Lloyd Johnson, who had been in the employ of the Port as Dock Clerk at Outer Harbor Terminal, was filed.

Communication from Luigi Guinasso, Port Watchman at Ninth Avenue Terminal, requesting to be placed on retirement, effective September 30, 1939, was read and the Port Manager directed to arrange for the retirement of Mr. Guinasso.

Civil Service Board Resolution No. 17375, denying request of Van H. Richardson for transfer from position of Airport Attendant & Watchman to a position of Dock Watchman and/or Port Maintenance Laborer, was filed.

The Port Manager reported as follows on the status of certain funds as of September 22, 1939:

<u>Harbor Maintenance and Improvement Fund (No. 226)</u>	
Unencumbered Cash Balance as of Sept. 22, 1939...	\$103,112.02
Set up in Special Funds 220 and 222.....	75,000.00
Total Unencumbered Cash in all revenue funds	
as of Sept. 22, 1939...	178,112.02
Total Unencumbered Cash as of August 31, 1939....	154,710.75
<u>1925 Oakland Harbor Improvement Fund (No. 567)</u>	
Cash Balance as of Sept. 22, 1939.....	136,131.34

Report of the Port Manager, submitting tonnage statistics for the month of August, 1939, was filed.

Report of the Oakland Airport Transportation Service, submitting income and expense statement for August, 1939, was filed.

The Assistant Port Attorney presented written opinion, advising that the claim of the Acme Boiler Works for replacement of boiler tubes in the piledriver, which was rented by the Port from Mr. Walter Koetitz, and which tubes were damaged due to the failure of the piledriver engineer, a Civil Service employee, to use proper water in the boiler, was legally allowable. Following discussion, the claim of the Acme Boiler Works, in the amount of \$687.73, was allowed.

Captain R. C. Mangrum, U. S. Marine Corps Reserve, and Lieutenants Edwin Walter and L. H. McPherson of the Naval Reserve Aviation Unit at the Oakland Municipal Airport, met with the Board, reviewing the activities of their base as related to the training of reserve officers.

Lieutenant Walter stated that their training period has now been extended throughout the year and that a large number of reserve officers, who are being returned from the Pensacola Base, will require additional facilities at the Airport and that if these were not provided, it would be difficult for them to carry on their work. Lieutenant Walter stated that additional modern training planes were being received at the Airport and their shop facilities for making repairs were inadequate.

The Board's attention was called to the return of the applications, which had been made to the Public Works Administration, for an additional hangar to house the increased activities of the Navy inasmuch as the Congress had not appropriated funds for this purpose.

Lieutenant Walter stated that he believed it was possible to proceed with construction of the Navy hangar under W. P. A. projects and suggested that a conference be held with the officials of the Works Projects Administration in San Francisco, with a view to ascertaining the possibility of their cooperation in obtaining projects for this work.

After further discussion, the Board directed the Port Manager and Chief Engineer and the Assistant Chief Engineer to confer with the Naval Reserve officials and the W. P. A. officials during the week and report on the possibility of carrying on the work in this manner.

A committee from the Building & Construction Trades Council of Alameda County, consisting of Messrs. Lawrence, Reynolds, Vernon and Church, met with the Board in relation to the rates of pay for Power Equipment Operator and for Mechanics in the Port of Oakland service. Mr. Lawrence stated that the Board was paying \$1.25 per hour, whereas the Street Department of the City of Oakland was paying \$1.35 per hour and he requested an increase in pay of ten cents per hour to equalize the City of Oakland rate. It was pointed out that the County of Alameda was paying \$9.00 per day and the Cities of Alameda and Berkeley were paying a monthly rate, which was considerably less than that which the Port was paying. Mr. Lawrence further stated that the standard pay for Power Equipment Operators was \$1.50 per hour and that this rate was being paid by contractors doing work with the State Highway Department and other public agencies, as well as private contracts. It was, however, noted that men being paid \$1.50 per hour were not continuously employed, such as is the case in the City service.

Mr. Reynolds, representing the Mechanics, stated that the rate paid for mechanics was \$1.25 per hour, whereas the Port was paying \$0.94 per hour for its mechanic. He likewise requested an increase in pay for the Port mechanic.

The Board advised the committee that it would be pleased to give consideration to their requests and asked that they present a written communication to the Port Manager, setting forth the rates of pay which they are requesting and which they claim are standard with their union.

Communication from "World Ports", requesting that a Port advertisement be placed in the convention number for the American Association of Port Authorities which is to be held in Milwaukee, October 8 to 12 inclusive, was read and following discussion the Port Manager was directed to arrange for the placing of a full page Port advertisement in the convention number, together with a descriptive article of the Port, at a cost of \$150.00.

The Port Manager advised that he had sent a letter of congratulation to Mr. Philip G. Johnson, who was recently elected President of the Boeing Aircraft Company at Seattle. It was recalled that Mr. Johnson, prior to 1933, was President of this company and that he had previously served as President of the United Air Lines.

The Port Manager stated that the Pacific Steamship Lines Ltd. on

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

American Brass & Copper Co.	\$.96
The American Rubber Manufacturing Co.	1.52
Bay Cities Asbestos Co.	224.66
Geo. R. Borrmann Steel Company	26.24
California Pottery Company	66.20
Cochran & Celli	13.47
Colyear Motor Sales Company	1.52
Henry Cowell Lime and Cement Co.	71.54
Dock Checkers Employers Association	116.61
The Electric Corporation	29.44
W. P. Fuller & Co.	1.35
General Electric Supply Corporation	10.08
Gilson Electrical Supply Co.	6.36
The A. J. Glesener Co.	2.14
H. & M. C. Co.	16.48
The Hancock Oil Co. of Calif.	153.72
Harvey Hanson	69.53
Hoffmeyer Belting & Supply Co.	4.65
Hogan Lumber Company	798.00
E. H. Huebbe	24.31
Independent Construction Co., Ltd.	137.50
The International Press	15.45
N. Lena	13.66
Libby, McNeill & Libby	27.56
Marine Exchange of the San Francisco Chamber of Commerce	10.00
C. Markus Hardware	6.70
Melrose Lumber & Supply Co.	2.23
Chas. R. Mulgrew	25.24
Oakland Airport Inn	7.73
Oakland Air Port Transportation Service	200.00
Oakland Plumbing Supply Co.	32.41
The Pacific Telephone and Telegraph Company	227.15
Pacific Tool and Supply Company	.91
Price Building Specialties Co.	127.00
Richfield Oil Corporation	38.69
Sanders Glass Company	24.75
San Francisco Commercial Club	40.63
Sentinel Sanitary Supply Company	16.36
Shand and Jurs Co.	14.44
Signode Steel Strapping Co.	264.44
Smith Brothers	9.18
Tide Water Associated Oil Company	11.25
The Tribune Press	3.35
Underwood Elliott Fisher Company	11.50
Union Paper Company	42.59
United Office Machine Company	12.75
E. C. Wenger Company	.31
The Western Union Telegraph Company	.63
White Investment Company	50.00
Robert A. Glenn, M. D.	2.50
George Baljevich	26.65
J. S. Saunders	42.01
Port Revolving Fund - Misc.	107.84
Acme Boiler & Machine Works	687.73
Semi-monthly Payrolls	17,935.83
LEASED WHARF IMPROVEMENT FUND:	
Howard Terminal	4,308.51
	<u>\$26,124.26."</u>

"RESOLUTION NO. 5210

RESOLUTION APPROVING WEEKLY PAYROLLS,
RATIFYING ALL HIRINGS AND EMPLOYMENTS
THEREIN AND REIMBURSING PORT REVOLVING
FUND.

BE IT RESOLVED that the weekly payrolls for the weeks ending September 9 and September 16, 1939 be and the same are hereby approved and the hiring or employment of each and all of the services therein set forth at the compensations therein paid is hereby ratified, confirmed and approved, and be it further

RESOLVED that the demand against the Harbor Maintenance and Improvement Fund for the reimbursement of the Port Revolving Fund in the amount set forth therein, having been approved by the Auditing Committee, is hereby approved and allowed, and the City Auditor be and he is hereby authorized and directed to draw his warrant for the same and make such reimbursement.

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Port Revolving Fund - Payrolls \$6,837.92"

"RESOLUTION NO. 5211

RESOLUTION ACCEPTING CONTRACT WITH
N. LENA AND AUTHORIZING RECORDATION
OF NOTICE OF COMPLETION.

BE IT RESOLVED that the contract with N. Lena (Auditor's No. 6712) for the reconditioning of floors in Terminal Building B, Outer Harbor Terminal, having been satisfactorily completed, be and the same is hereby accepted.

BE IT FURTHER RESOLVED that a Notice of Completion of said contract be duly filed in the office of the County Recorder of Alameda County."

"RESOLUTION NO. 5212

RESOLUTION ACCEPTING CONTRACT WITH
CLAUSEN AND CLAUSEN AND AUTHORIZING
RECORDATION OF NOTICE OF COMPLETION.

BE IT RESOLVED that the contract with Frank M. Clausen and Dell S. Clausen, co-partners doing business under the style of Clausen and Clausen (Auditor's No. 6711), for the exterior plastering on Administration Building and addition thereto, Oakland Municipal Airport, having been satisfactorily completed, be and the same is hereby accepted.

BE IT FURTHER RESOLVED that a Notice of Completion of said contract be duly filed in the office of the County Recorder of Alameda County."

"RESOLUTION NO. 5213

RESOLUTION RATIFYING APPOINTMENT
OF ANDREW KAPFENBERG TO POSITION
OF DOCK OFFICE CLERK.

BE IT RESOLVED that the action of the Port Manager in making the following appointment is hereby ratified, confirmed and approved by this Board:

Andrew Kapfenberg, Dock Office Clerk, (Port Ordinance No. 222, Section 8.09) c. \$150 per month - appointment effective September 23, 1939, noon."

"RESOLUTION NO. 5214

RESOLUTION RESCINDING
RESOLUTION NO. 5205.

BE IT RESOLVED that Resolution No. 5205 be and it is hereby rescinded."

"RESOLUTION NO. 5215

RESOLUTION APPROVING TEMPORARY APPOINTMENT OF W. E. MARTIN, JR. TO POSITION OF PORT MESSENGER AND CLERK.

BE IT RESOLVED that the following temporary appointment is hereby approved by this Board:

W. E. Martin, Jr., Port Messenger and Clerk
(Port Ordinance No. 222, Section 8.2) - c.
\$100.00 per month - appointment effective
September 26, 1939, noon."

"RESOLUTION NO. 5216

RESOLUTION APPROVING APPOINTMENT
OF LEROY C. DAVIS TO POSITION OF
EXTRA PORT WATCHMAN.

BE IT RESOLVED that the following appointment is hereby approved by this Board:

Leroy C. Davis, Extra Port Watchman, (Port Ordinance
No. 222, Section 8.211) - \$5.25 per day - appointment
effective September 26, 1939."

"RESOLUTION NO. 5217

RESOLUTION APPROVING APPOINTMENTS
TO POSITION OF DOCK CLERK.

BE IT RESOLVED that the following appointments to the position of Dock Clerk (Port Ordinance No. 222, Section 8.07) are hereby approved by this Board:

Frederick M. Ollson - at e. \$160.00 per month -
appointment effective October 1, 1939;
Geo. W. Wilson - at e. \$160.00 per month -
appointment effective October 1, 1939."

"RESOLUTION NO. 5218

RESOLUTION APPROVING TEMPORARY
APPOINTMENTS TO POSITION OF DOCK
OFFICE CLERK.

BE IT RESOLVED that the following temporary appointments to the position of Dock Office Clerk (Port Ordinance No. 222, Section 8.09) are hereby approved by this Board:

Lawrence T. Stile - at c. \$150.00 per month - appointment
effective September 26, 1939, noon.
Chas. Kinard - at c. \$150.00 per month - appointment
effective September 26, 1939."

"RESOLUTION NO. 5219

RESOLUTION GRANTING LEAVE OF
ABSENCE WITH PAY TO THOMAS H.
MOORE.

BE IT RESOLVED that Thomas H. Moore, Assistant Traffic Manager (Port Ordinance No. 222, Section 7.01), is hereby granted a leave of absence on account of illness, said leave to be for thirteen (13) days commencing September 19, 1939, with pay."

"RESOLUTION NO. 5220

RESOLUTION AUTHORIZING AGREEMENT
WITH THE WESTERN UNION TELEGRAPH
COMPANY.

BE IT RESOLVED that the Port Manager be and he is hereby authorized to enter into an agreement with The Western Union Telegraph Company, a corporation, as Licensee, extending for a further period of one (1) year commencing March 1, 1939, that certain agreement between the parties dated March 1, 1933, providing for the operation by Licensee of the tele-type tape printer at Oakland Municipal Airport upon and subject to all the terms, covenants and conditions of the last mentioned agreement."

Port Ordinance No. 311 being "AN ORDINANCE FIXING THE LOCATION OF THE ORDINARY HIGH TIDELINE IN THE VICINITY OF HEGENBERGER ROAD AND COUNTY ROAD NO. 1434 AND PROVIDING FOR A COMPROMISE AGREEMENT IN CONNECTION THEREWITH, FOR THE ACQUISITION OF CERTAIN LANDS AND THE SETTLEMENT OF VARIOUS INTERESTS AND CLAIMS," having been duly introduced, read and published, was finally adopted by the following vote:

AYES: Commissioners Goodwin and Pardee and Vice-President Roland -3-

NOES: None

ABSENT: Commissioner Smith and President McElroy -2-

Port Ordinance No. _____ being "AN ORDINANCE ADDING ITEM NO. 141 TO PORT ORDINANCE NO. 60," was introduced and passed to print by the following vote:

AYES: Commissioners Goodwin and Pardee and Vice-President Roland -3-

NOES: None

ABSENT: Commissioner Smith and President McElroy -2-

ADJOURNED.



S E C R E T A R Y

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS

of the

PORT OF OAKLAND

Held on Monday, October 2, 1939 at the hour of 3:15 o'clock p.m. in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

Commissioners present: Goodwin, Pardee, Smith and Vice-President Roland -4-

Commissioners absent: President McElroy -1-

The Port Manager, Port Attorney, Assistant Port Attorney and Assistant Chief Engineer were also present.

In the absence of President McElroy, Vice-President Roland

presided.

Communication from the Port Manager, recommending increasing petty cash fund from \$150 to \$250 was read and an ordinance later introduced increasing the petty cash account as recommended.

Communication from the Port Manager, submitting Civil Service Board list for Junior Typist-Clerk and recommending selection of Christine M. Salemme, No. 1 on the list, to take position in office of Purchasing Clerk, made vacant by resignation of Myrtle Platt, was read and resolution later passed appointing Christine M. Salemme to the position at the rate of \$90 per month.

Communication from Howard Terminal, requesting authority to dredge alongside Pier No. 2 to depth of 30 feet below low water at estimated cost of \$3000, to be paid for in accordance with terms of lease, was read. Bids received for the performance of the dredging work were noted. A resolution was later passed, authorizing Howard Terminal to proceed with the dredging in accordance with the terms of the lease.

Communication from the U. S. Navy, submitting two contracts totaling \$2,250 to be entered into for performance of Engineering Services by the Port Engineering Department at Middle Harbor Naval Supply Depot site, was read and resolution later passed authorizing the Port Manager to execute the contracts on behalf the Board.

Communication from Bay Empire Movie Club, expressing appreciation for showing of Port of Oakland moving picture, was filed.

Communication from The Wall Street Journal, requesting placing of Port advertisement in its 10th anniversary number, was read and the Port Manager directed to advise that no Port advertisement would be placed in The Wall Street Journal.

Communication from P. G. Johnson, President of Boeing Aircraft Co., expressing appreciation for Board's congratulations on his appointment, was filed.

Communication from the Port Manager, submitting memorandum of conference with D. A. Sargent & Co., in respect to Mr. Sargent's special survey and report on the Port's accounting system, together with communication from D. A. Sargent to Commissioner Goodwin, Chairman of the Auditing Committee, were continued for further consideration.

Communication from Luigi Guinasso, requesting cancellation of his letter of resignation, dated September 21, 1939, as Port Watchman, was read and request granted.

Communication from Philip J. Solomon, General Manager of Continental Tours, transmitting copies of brochure on proposed South American Tour and requesting Board to reconsider its decision not to assist in financing the tour, was read and following discussion, the Port Manager was directed to again advise Mr. Solomon that the Board would not contribute funds toward defraying expenses incidental to the proposed tour of the SS BARANOF.

Communication from the Assistant Port Attorney, setting forth salient points in the California State Retirement Life Payments Act which, if put into effect at the November election, would seriously affect the operations of the Port's facilities, was filed.

The Port Manager reported as follows on the status of certain funds as of September 29, 1939:

<u>Harbor Maintenance and Improvement Fund (No. 226)</u>	
Unencumbered Cash Balance as of Sept. 29, 1939....	\$106,423.31
Set up in Special Funds 220 and 222.....	75,000.00
Total Unencumbered Cash in all revenue funds	
as of Sept. 29, 1939....	181,422.31
Total Unencumbered Cash as of August 31, 1939....	154,710.75
<u>1925 Oakland Harbor Improvement Fund (No. 567)</u>	
Cash Balance as of Sept. 29, 1939.....	125,452.34

Mr. Thomas B. Darst, Chairman of Committee on monthly salaries, Oakland Municipal Civil Service Association, together with R. M. Buxton, Wm. L. Edwards and Robt. F. Anderson, Port employees, met with the Board and presented a communication, requesting that all per diem employees of the Maintenance Department be placed on a monthly salary basis. Following the reading of the communication and some discussion of their request, Vice-President Roland stated that the Board would be pleased to give full consideration to their request and directed the Port Manager to present a report on the matter.

The Port Manager stated that the Rosenberg Bros. & Co. plant at the Outer Harbor Terminal was still closed, due to the strike of the fruit and nut packers union and that attempts to open the plant on September 25 had failed.

It was further reported that Mr. H. R. Higgins stated that he could not find time, due to press of other matters, to meet with the Board in respect to renewal of leases on Terminal Buildings A and AA, but that he would endeavor to arrange for conference at as early a date as possible.

The Board was informed that, at Mr. Higgins' request, no billing of the rental had been made since the expiration of the leases on September 15, 1939. Following discussion, the Assistant Port Attorney was directed

to prepare a resolution for the Board's consideration at its next meeting, wherein determination of the rental to be paid would be set forth.

The Assistant Port Attorney presented copies of the brief which he had prepared and filed with the U. S. Maritime Commission in Docket No. 514, Intercoastal Rate Structure case.

The Assistant Port Attorney stated that the trial of the American Dredging Company condemnation case had been set for October 3 and that he would make appearance on behalf the Board.

Memorandum setting forth the manner in which shipments are handled at the terminals, presented by the Port Manager, was filed.

Memorandum relative to the solicitation of cargo, with special reference to the Pacific Rubber & Tire Company, which matter had been called to the Board's attention by Commissioner Smith, was presented by the Port Manager and filed.

Photographs of the loading of the huge Douglas DC-4 transport plane at the Airport dock for shipment to Japan, were called to the Board's attention. The Port Manager stated that Mr. Victor E. Bertrandias, Vice-President, and Mr. Ralph Curtis, Chief Engineer of the Douglas Company, were present at the Airport and highly complimented the Port in respect to facilities provided at the Airport, which Mr. Bertrandias stated were not to be equalled at any other airport that he had visited; he also intimated that additional shipments of air transport planes would probably follow.

Photographs of the Grove Street and Outer Harbor Terminals, showing large amount of cargo now being handled, were noted.

The Port Manager stated that negotiations were still proceeding with the C.I.O. unions, in respect to new labor contracts and that the Ship Clerks Union had raised the point that the Port of Oakland is not a signator to the agreement, although it employs a large number of dock clerks in the handling of its commerce. The Port Manager stated that Mr. Charles Howard had called this matter to his attention, with the request that the Port enter into agreement with the unions in the same manner as are the private terminals. The Port Attorney was directed to furnish an opinion as to the ability of the Board to become signators to a labor contract and Mr. Beardsley stated that he would be pleased to render such opinion after carefully reviewing such contract as is submitted to the Port.

Report of the Auditing Committee on claims and demands was adopted.

The following resolutions were introduced and passed by the following vote:

AYES: Commissioners Goodwin, Pardee, Smith and Vice-President Roland -4-

NOES: None

ABSENT: President McElroy -1-

"RESOLUTION NO. 5221

RESOLUTION APPROVING AND ALLOWING CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Oakland Association of Insurance Agents	\$ 145.90
American Brass & Copper Co.	1.81
Associated Hardware Co.	36.34
Associated Stationers, Inc.	1.57
Baker, Hamilton & Pacific Company	19.46
Bay Cities Asbestos Co.	13.06
Blake, Moffitt & Towne	26.57
Geo. R. Borrmann Steel Company	2.32
City of Oakland - Street Department	178.00
Clipper Cafe	7.91
L. M. Clough Co.	985.06
Columbia Wood & Metal Preservative Co.	45.32
M. B. Driver, Sheriff, Alameda County	29.25
East Bay Municipal Utility District	369.31
The Electric Corporation	36.20
W. P. Fuller & Co.	5.72
General Motors Truck & Coach	2.90
Gilson Electrical Supply Co.	6.36
The A. J. Glesener Co.	.90
Greenwood Printers, Ltd.	47.07
Grinnell Company of the Pacific	19.74
H. & M. C. Co.	39.66
The Hancock Oil Co. of Calif.	1.39
The Hancock Oil Co. of Calif.	211.67
Hogan Lumber Company	81.90
The International Press	44.91
Geo. A. Kreplin Co.	1.41
Maxwell Wholesale Hardware Company	4.04
McGraw-Hill Book Company, Inc.	12.86
National Lead Company	84.36
Oakland Lumber Company	54.51
The Pacific Telephone and Telegraph Company	26.57
Pacific Tool and Supply Company	5.77
Ransome Company	100.00
Sentinel Sanitary Supply Company	10.50
Shell Oil Company	22.66
Signal Oil Company	19.01
B. Simon Hardware Co.	2.23
Smith Brothers	1.11
Western Auto Supply Company	1.52
Wholesalers Credit Association of Oakland, Calif.	28.87
Zellerbach Paper Company	12.37
R. N. Ricketts	24.58
J. S. Saunders	24.86
Florence C. Burrell	18.00
Frank J. O'Brien	51.51
F. Ruppert	107.14
W. F. Holcomb, M. D.	7.25
J. R. Sharpsteen, M. D.	5.50
Douglas D. Toffelmier, M. D.	5.00

Pacific Gas and Electric Company	\$ 948.37
L. M. Clough Co.	982.78
S. Sekoch	24.28
1925 OAKLAND HARBOR IMPROVEMENT BOND FUND:	
Oakland Association of Insurance Agents	19.45
	<u>\$4,966.81."</u>

"RESOLUTION NO. 5222

RESOLUTION APPROVING APPOINTMENT
OF CHRISTINE M. SALEMME TO POSITION
OF JUNIOR TYPIST-CLERK.

BE IT RESOLVED that the following appointment is hereby approved by this Board:

Christine M. Salemme, Junior Typist-Clerk, (Port Ordinance No. 222, Section 2.112) - c. \$90.00 per month - appointment effective October 4, 1939."

"RESOLUTION NO. 5223

RESOLUTION AUTHORIZING AGREEMENTS
WITH UNITED STATES NAVY DEPARTMENT
FOR FURNISHING OF SERVICES AT
MIDDLE HARBOR.

BE IT RESOLVED that the Port Manager be and he is hereby authorized to enter into agreements with United States of America, Navy Department, for the furnishing by the Port of services required in connection with survey and mapping work at Middle Harbor, in consideration of the sum of \$2250, in accordance with the Port's bids heretofore submitted."

"RESOLUTION NO. 5224

RESOLUTION GRANTING HOWARD
TERMINAL PERMISSION TO DO
CERTAIN DREDGING.

BE IT RESOLVED that the application of Howard Terminal for permission to do certain dredging along the east face of its Pier No. 2 be and the same is hereby granted, subject to such refunds as it may be entitled to under the terms of its lease with the City and in such amount as may be approved by the Board."

Port Ordinance No. 312 being "AN ORDINANCE ADDING ITEM NO. 141 TO PORT ORDINANCE NO. 60," having been duly introduced, read and published, was finally adopted by the following vote:

AYES: Commissioners Goodwin, Pardee, Smith and Vice-President Roland -4-

NOES: None

ABSENT: President McElroy -1-

Port Ordinance No. being "AN ORDINANCE INCREASING THE AMOUNT OF THE PETTY CASH FUND AND AMENDING PORT ORDINANCE NO. 242 ACCORDINGLY," was introduced and passed to print By the following vote:

AYES: Commissioners Goodwin, Pardee, Smith and Vice-President Roland-4-

NOES: None

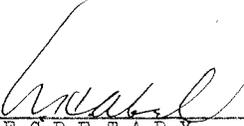
ABSENT: President McElroy -1-

In respect to the request of Rosenberg Bros. & Co. for release of all bonds now on deposit with the Bank of America, which are being held until October 15 in accordance with the terms of their lease, which expired

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September 15, 1939, the Board, following opinion of the Port Attorney, directed the Port Manager to advise Rosenberg Bros. & Co. and the Bank of America that it would be required that the bonds be held in trust fund until October 15, 1939.

ADJOURNED.


SECRETARY

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS
of the
PORT OF OAKLAND

Held on Monday, October 9, 1939 at the hour of 3:15 o'clock p.m. in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

Commissioners present: Goodwin, Pardee, Roland, Smith and
President McElroy -5-
Commissioners absent: None.

The Port Manager, Port Attorney, Assistant Port Attorney, and Assistant Chief Engineer were also present.

Minutes of the regular meeting of October 2, 1939 were read, approved and adopted.

Communication from Frank Donant, Chairman of Aviation Committee, Junior Chamber of Commerce, expressing appreciation for the Port's cooperation in carrying out model airplane contest recently held by the Junior Chamber, was filed.

Copy of Board of Playground Directors' Resolution No. 8264 N.S., requesting renewal of license to use Port property on 8th St. for recreational purposes for the year commencing October 1, 1939, was read and request granted.

Communication from T. G. Differding, Manager of Traffic Department, Oakland Chamber of Commerce, advising recent hearing at Washington, D.C. before Interstate Commerce Commission indicates Fourth Section Relief will be granted on pineapple shipments from Oakland to Chicago-Milwaukee area, was filed.

Port Manager's Certificate of Completion of contract with Walter P. Koetitz for rental of piledriver (Auditor's No. 6622), used in extension of Yacht Harbor, was filed.

Opinion of Port Attorney, respecting the power of the Board to enter into agreements with labor unions, was read and the Port Attorney directed to confer with the attorneys for the Ship Clerks Association to endeavor to work out an agreement which would be legal. The Port Manager was directed to transmit copy of the Port Attorney's opinion to the Ship Clerks Association with the request that its attorneys contact the Port Attorney.

Communication from the Port Manager, recommending passage of ordinance amending Port Tariff Ordinance No. 60 in respect to Items 193, 194, 208, 2760 and 2762, was discussed and an ordinance later introduced amending Port Tariff Ordinance No. 60, as recommended.

Communication from the Port Manager, recommending purchase of one additional fork type lift truck for use at Outer Harbor Terminal, was read and resolution later passed approving specifications and authorizing advertisement for bids for the lift truck, as recommended.

Communication from the Port Manager, recommending creation of one additional position of Janitor, was read. It was stated that on account of the completion of the Administration Building Addition at the Airport, the amount of janitorial work was greatly increased, thus necessitating the employment of an additional janitor. The Assistant Chief Engineer stated that Government agencies, which are occupying office space in the Administration Building, are arranging to pay additional rent, which would offset the cost of the additional janitorial services. An ordinance was later introduced and passed to print, creating one additional position of janitor.

Copy of Secretary's letter to Philip Solomon of Continental Tours, in respect to contribution requested by him, was filed.

Communication from E. K. Wood Lumber Co., requesting dredging along the face of dock at foot of Frederick Street, which was found deficient for docking of lumber vessels, was read. It was stated that about 12,000 cubic yards of dredged material would have to be removed by clam shell dredge, at an estimated cost of \$4000.00. Following discussion, a resolution was later passed approving specifications and authorizing advertising for bids for the required dredging.

Mr. Herbert S. Howard Jr. appeared before the Board and sub-

mitted application for construction of a restaurant building with cocktail bar on the wharf at the foot of Broadway, claimed by the Southern Pacific Company. Mr. Howard stated he had a lease from the Southern Pacific Company. The Assistant Port Attorney stated that the ownership of the property, which is tideland, was in question and he suggested that Mr. Howard arrange with the State of California for permission to occupy the premises and if granted, the Board could then approve the application to construct the proposed restaurant building. President McElroy requested Mr. Howard to proceed in the matter, in accordance with the Attorney's suggestion.

Communication from Sherman E. Tucker, Port Maintenance Laborer, requesting leave of absence without pay for six days for personal reasons, was read and resolution later passed granting the leave as requested, without pay.

Communication from Thomas Brothers, offering to furnish 2000 maps of Oakland for use in traffic solicitation for \$95.00, was read and the Port Manager directed to arrange for the purchase of the maps, which are to be used in traffic solicitation.

The Port Manager reported as follows on the status of certain funds as of October 6, 1939:

<u>Harbor Maintenance and Improvement Fund (No. 226)</u>	
Unencumbered Cash Balance as of October 6, 1939...	\$93,253.53
Set up in Special Funds 220 and 222.....	75,000.00
Total Unencumbered Cash in all revenue funds	
as of Oct. 6, 1939.....	168,253.53
Total Unencumbered Cash as of Sept. 30, 1939.....	151,540.23
<u>1925 Oakland Harbor Improvement Fund (No. 567)</u>	
Cash Balance as of October 6, 1939.....	125,432.89

Report of the Port Manager on progress of the Port for the month of September, 1939, was filed.

Report of Accounts Receivable, with explanation in respect to payments due from Southern Pacific Company and Oakland Terminal Railroad Co., was filed.

Report of Port Manager, submitting statement of condition of Fund No.226 at the close of September, 1939 as compared with August of 1939 and September of 1938, and showing marked increase in revenues earned during September, was filed.

It was stated that Rosenberg Bros. & Co. had re-opened their plant on October 9, following a shutdown, due to strike of the fruit and nut packers union which occurred on August 14.

The Port Manager reported that a serious condition confronts the San Francisco bay waterfront at present, due to the resignation of

Federal Arbitrator Morse, which followed the refusal of longshoremen to pass the Ship Clerks picket line at the Panama Pacific pier in San Francisco, thus violating the decision of Arbitrator Morse; further, that appeal had been made to Secretary of Labor Perkins to uphold Arbitrator Morse's decision. It was further stated that the Waterfront Employers were holding meetings to decide their future program which may develop into closing the Port if the issue with the Ship Clerks Union is not determined.

In respect to the American Dredging Company condemnation case, the Assistant Port Attorney reported that the trial had been continued to October 18 after Judge Murphey, to whom it had been assigned, deemed himself disqualified.

The Port Attorney reported that Ira Abraham, Esq., had submitted to him a proposed plan for settling all the issues existing between the Port and American Dredging Company. The offer contemplated that the Company would waive any claim it might have to attorneys' fees for abandonment of the condemnation proceeding, as well as for any damages for the taking of the right-of-way involved therein; that it would dismiss with prejudice its cross-complaint seeking rescission of the quitclaim deed it had given the City in 1911; and would waive any claim for compensation for the value of the improvements placed by it on the former leasehold area prior to 1936. In consideration of the foregoing, the Port should waive any claim to rent accruing from July 1, 1936 until the date of the settlement, and that the Company be given a license for one year of an area of approximately five acres along the waterfront portion of the land involved, with a right of renewal on a month to month basis thereafter, subject to termination on ninety days' notice by either party. The rental for this portion should be nominal, not to exceed \$50 per month. The Company would immediately abandon and turn over to the Port the full possession of the other portion of the former leasehold area.

The Port Attorney stated that he recommended the acceptance of this compromise. While he felt the Company's claim for compensation for improvements and its cause of action for rescission had only a remote chance of succeeding, he was of the opinion that the claim for attorneys' fees and other expenses in connection with the condemnation action was well founded; that the important thing from the Port's standpoint was to bring the area back into productive use and make it available for other tenants; that the litigation, if continued, might run a number of years.

He also pointed out that it would be difficult to fix the reasonable rental value of the property because of the fact that it had been in litigation since 1936 and such value was thus greatly diminished. In addition, he stated, the Company had certain moral claims resulting from the payment of some \$1500 in taxes on the improvements and the supposed leasehold right subsequent to 1936.

Commissioner Roland said he was opposed to the settlement on this basis and pointed out that the fact that the tract was in litigation was due to the action of the Company itself; that at any time during the period it could have enjoyed peaceful possession by acknowledging the Port's rights in the area in agreeing to pay a reasonable rent. The Port Manager pointed out that almost an identical proposition had been submitted by Mr. Abraham to the Board in writing under date of October 21, 1938, with the exception that the future rent offered was \$150 per month instead of \$50.00. After discussion, the matter was ordered continued for one week.

The Assistant Port Attorney stated that lease with E. K. Wood Lumber Company had gone forward for execution, the 60-day charter limitation having expired on October 6, 1939.

It was stated that the Pacific Greyhound Lines will christen one of its new air-conditioned super coaches "Port of Oakland," the christening ceremonies to take place on Port of Oakland Day at Outer Harbor Terminal, October 19, which is being sponsored by the Oakland Junior Chamber of Commerce.

In respect to airport matters, it was reported that during September 26 arriving transport planes and 39 departing transport planes could not use San Francisco Municipal Airport, due to unfavorable weather conditions, and that all transport schedules at Oakland Airport were completed.

Attention was called to the September issue of PACIFIC PORTS AND MARINE NEWS, which carried a review of the Oakland convention of the Pacific Coast Association of Port Authorities, giving favorable mention to the Board's hospitality.

Communication from E. B. Stone, presenting a plan whereby filling material may be obtained for the construction of the proposed roadway north of the Southern Pacific right-of-way at the Oakland Municipal Airport, was read. It was noted that the plan contemplated the granting of permission to dredge sand and gravel from the Airport channel and that in payment for the privilege of such dredging, the required filling material

for the road would be provided without cost to the Port other than the cost of hauling from the bunkers to be located adjacent to the Airport dock. The Port Manager was directed to review the proposed plan and submit report thereon

The Port Manager stated that negotiations with the State Harbor Board, in respect to the increase of ten cents in tolls, were proceeding satisfactorily and that another conference would be held with Commissioner McMillan of the Harbor Board on October 10. It was further stated that if the negotiations were successful, the Port's revenue would be increased approximately \$75,000 per year.

Reports of the Auditing Committee on claims and demands, and on weekly payrolls, were adopted.

The following resolutions were introduced and passed by the following vote:

- AYES: Commissioners Goodwin, Pardee, Roland, Smith and President McElroy -5-
- NOES: None
- ABSENT: None

"RESOLUTION NO. 5225

RESOLUTION APPROVING AND ALLOWING CERTAIN CLAIMS AND DEMANDS.

RESOLVED; That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:	
Adherite Corporation	\$ 21.35
Air Reduction Sales Company	9.90
American Bag & Union Hide Co.	43.06
American Bitumuls Company	17.71
Arco Company of California, Ltd.	12.75
Baker, Hamilton & Pacific Company	12.24
George Baljevich	46.57
Bancroft and Gove	61.80
Bay Cities Asbestos Co.	3.78
Blake, Moffitt & Towne	1.27
Geo. R. Borrmann Steel Company	8.11
Calaveras Cement Company	292.80
California State Chamber of Commerce	5.00
Chase & Teddy, Ltd.	22.85
Cochran & Celli	10.72
Columbia Wood and Metal Preservative Co.	45.32
Colyear Motor Sales Company	25.92
Coos Bay Lumber Company	.71
Dempsey & Sanders	5.80
The Electric Corporation	22.71
Firestone Auto Supply & Service Stores	8.02
Herbert H. Foot	18.23
The Fuller Brush Company	5.88
General Electric Supply Corporation	3.78
Gilson Electrical Supply Co.	5.84
Golden Gate Sheet Metal Works	6.90
Greenwood Printers Ltd.	92.19
Grinnell Company of the Pacific	7.78
H. & M. C. Co.	1.80

The Hancock Oil Co. of Calif.	\$ 48.80
E. R. Hatherly Company	10.50
International Business Machines Corporation	18.73
Interurban Electric Railway Co.	13.00
E. & R. James Company	9.91
L. N. "Len" Johnson-Typewriters	12.50
Laird's Stationery	2.32
Lawton & Williams	45.94
Libby, McNeill & Libby	3.63
Libby, McNeill & Libby	10.57
The A. Lietz Co.	2.35
C. Markus Hardware	8.34
Maxwell Wholesale Hardware Company	23.74
Melrose Sheet Metal Works	100.30
Moran Plumbing Supply Co.	39.05
National Lead Company	28.41
Oakland Association of Insurance Agents	727.05
Oakland Plumbing Supply Co.	10.86
Oakland Rubber Stamp Co.	3.21
Pabco Paint Store	175.23
Pacific Coast Aggregates, Inc.	209.38
Phoenix Iron Works	43.01
Pioneer Sawdust and Sand Depot	28.75
Planett Manufacturing Company	30.71
Ransome Company	141.00
Rhodes & Jamieson, Ltd.	24.72
Richmond Sanitary Company	4.26
Sanders Glass Company	62.97
Sentinel Sanitary Supply Company	47.91
Irving L. Singer Co.	28.07
Smith Brothers	9.74
State Electric Supply, Ltd.	15.14
Sterling Press	4.64
Sunset-McKee Salesbook Co.	129.11
Tide Water Associated Oil Company	11.38
The Tribune Publishing Co.	53.47
Underwood Elliott Fisher Company	1.03
United Office Machine Company	2.50
Walworth California Company	15.86
Chester N. Weaver Co.	4.68
E. C. Wenger Company	16.59
E. K. Wood Lumber Co.	45.79
Zellerbach Paper Company	32.34
Geo. H. Nash	62.70
Bowles Drug Co.	1.75
J. R. Sharpsteen, M. D.	5.00
J. S. Saunders	31.79
Port Revolving Fund - Misc.	307.77
Semi-Monthly Payrolls	18,817.19
Acme Transportation, Inc.	2,322.91
1925 OAKLAND HARBOR IMPROVEMENT BOND FUND:	
Clausen and Clausen	972.75
	<hr/>
	\$25,600.14."

"RESOLUTION NO. 5226

RESOLUTION APPROVING WEEKLY PAYROLLS,
RATIFYING ALL HIRINGS AND EMPLOYMENTS
THEREIN AND REIMBURSING PORT REVOLVING
FUND.

BE IT RESOLVED that the weekly payrolls for the weeks ending
September 23 and September 30, 1939 be and the same are hereby approved
and the hiring or employment of each and all of the services therein
set forth at the compensations therein paid is hereby ratified, con-
firmed and approved, and be it further

RESOLVED that the demand against the Harbor Maintenance and
Improvement Fund for the reimbursement of the Port Revolving Fund
in the amount set forth therein, having been approved by the Auditing
Committee, is hereby approved and allowed, and the City Auditor be
and he is hereby authorized and directed to draw his warrant for the
same and make such reimbursement.

HARBOR MAINTENANCE AND IMPROVEMENT FUND:
Port Revolving Fund - Payrolls

\$7,611.60."

"RESOLUTION NO. 5227

RESOLUTION ACCEPTING CONTRACT
WITH WALTER P. KOETITZ.

BE IT RESOLVED that the contract with Walter P. Koetitz (Auditor's No. 6622) for rental of piledriver in extension of Yacht Harbor at 19th Avenue and other miscellaneous construction work, having been satisfactorily completed, be and the same is hereby accepted."

"RESOLUTION NO. 5228

RESOLUTION RESERVING RIGHT TO ALTER
RENTAL TO BE CHARGED FOR USE OF
TERMINAL BUILDINGS A AND AA.

Whereas, the leases to Rosenberg Bros. & Co. on Terminal Buildings A and AA expired on September 15, 1939, and provide that should the tenant hold over thereafter the tenancy shall be on a month to month basis and at a rental equal to the monthly rental theretofore existing; and

Whereas, said tenant has held over, and is now occupying said buildings; and

Whereas, the Board desires to reserve the right to adjust the rental payable therefor if warranted by the circumstances; now, therefore, be it

RESOLVED that the occupancy of Rosenberg Bros. & Co. of said buildings, from and after September 15, 1939 shall be at such reasonable rental as shall hereafter be fixed by the Board and agreed to by said tenant, but in all other respects subject to the provisions of said leases relating to the matter of holding over; provided, that in the event said tenant shall not agree to the amount so fixed by the Board, the reasonable monthly rental shall be deemed the rate fixed in said leases."

"RESOLUTION NO. 5229

RESOLUTION ADOPTING PLANS AND
SPECIFICATIONS FOR DREDGING
ALONGSIDE LUMBER DOCK.

BE IT RESOLVED that the plans and specifications and other provisions relative thereto filed with the Board for the performance of dredging alongside lumber dock at foot of Frederick Street, and the manner indicated for payment therefor, including progressive payments, be and the same are hereby approved.

BE IT FURTHER RESOLVED that the Secretary be authorized to advertise for five consecutive days in the official newspaper for sealed proposals for the work contemplated and supplies to be furnished, as required by law."

"RESOLUTION NO. 5230

RESOLUTION ADOPTING PLANS
AND SPECIFICATIONS FOR LIFT TRUCK.

BE IT RESOLVED that the plans and specifications and other provisions relative thereto filed with the Board for the furnishing of one fork type lift truck to be used at Outer Harbor Terminal, and the manner indicated for payment therefor, including progressive payments, be and the same are hereby approved.

BE IT FURTHER RESOLVED that the Secretary be authorized to advertise for five consecutive days in the official newspaper for sealed proposals for the work contemplated and supplies to be furnished, as required by law."

"RESOLUTION NO. 5231

RESOLUTION EXTENDING TIME
FOR PERFORMANCE OF CONTRACT
WITH ACME TRANSPORTATION, INC.

BE IT RESOLVED that the time for the performance of the contract with Acme Transportation, Inc., a corporation, for the furnishing, heating and spreading of bituminous binder on runways at Oakland Municipal Airport, Oakland (Auditor's No. 6713) be and the same is hereby extended to and including Wednesday, November 8, 1939."

"RESOLUTION NO. 5232

RESOLUTION GRANTING LEAVE OF
ABSENCE TO SHERMAN E. TUCKER,
WITHOUT PAY.

BE IT RESOLVED that Sherman E. Tucker, Port Maintenance Laborer (Port Ordinance No. 222, Section 5.03), is hereby granted a leave of absence for personal reasons for a period of six (6) days commencing October 10, 1939, without pay."

"RESOLUTION NO. 5233

RESOLUTION AUTHORIZING AGREEMENT WITH
CALIFORNIA BUILDERS SUPPLY COMPANY, LTD.

BE IT RESOLVED that the Port Manager be and he is hereby authorized to enter into an agreement with California Builders Supply Company, Ltd., a corporation, as Licensee, providing for the occupancy by Licensee of an area of approximately 2500 square feet in the Ninth Avenue Industrial Area for a period of one year commencing September 1, 1939 at a monthly rental of \$50.00, and that such agreement shall be upon the general form of license agreement customarily used by this Board."

Port Ordinance No. 313 being "AN ORDINANCE INCREASING THE AMOUNT OF THE PETTY CASH FUND AND AMENDING PORT ORDINANCE NO. 242 ACCORDINGLY," having been duly introduced, read and published, was finally adopted by the following vote:

AYES: Commissioners Goodwin, Pardee, Roland, Smith and
President McElroy -5-
NOES: None
ABSENT: None

Port Ordinance No. ___ being "AN ORDINANCE AMENDING SECTION 6.05 OF PORT ORDINANCE NO. 222," and Port Ordinance No. ___ being "AN ORDINANCE AMENDING ITEM NO. 2760 OF PORT ORDINANCE NO. 60, ADDING CERTAIN ITEMS THERETO AND REPEALING ITEM NO. 208," were introduced and passed to print by the following vote:

AYES: Commissioners Goodwin, Pardee, Roland, Smith and
President McElroy-5-
NOES: None
ABSENT: None

Port Manager's communication of September 25, in respect to William Cryer's request for rental of a boat yard at the foot of Dennison Street, was discussed and the Port Manager directed to advise Mr. Cryer that the Board would be willing to enter into a lease for one year for

the property with improvements, at a rental of \$55.00 per month.

The Board reviewed the report of the Port Manager in respect to the construction of a grain elevator and mill building and other additional improvements proposed to be made by Albers Bros. Milling Co. on its leasehold. Following discussion of the various items of the report, it was the consensus of the Board that an endeavor should be made to have Albers Bros. Milling Co. carry out its construction program with a minimum of investment on the part of the Port and to this end directed the Port Manager to communicate with Major J. F. Douglas to ascertain if their program could be carried out by them in the event that a new 25-year lease were entered into on the same rental basis as the present lease. By this arrangement, it was felt that Albers Bros. Milling Co. would have the additional six years' time within which to amortize such investment as it desires to make.

In respect to the special survey and report on the Port's accounting system by D. A. Sargent & Co., Commissioner Goodwin stated that with the completion of the appraisals of the Port property by the Engineering Department, he believed it advantageous to have Sargent & Co. check and attest to the values and carry to a conclusion, with the City Auditor's office, the reconciliation as recommended in the report. The Port Manager stated that it would be satisfactory to have a certified public accountant supervise the reconciliation, inasmuch as the records would be certified by an outside agency not connected with the Port organization. After discussion, the Board directed the Port Manager to arrange with D. A. Sargent & Co. to perform the necessary work required for reconciliation of appraisals of Port property with those of the City Auditor, at a cost not to exceed \$300 for services rendered, which is the offer made by D. A. Sargent & Co. for this work.

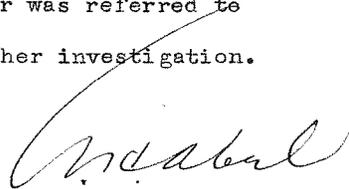
Commissioner Goodwin also stated that as new forms were now being acquired for the carrying out of the Port's operations, they should be machine numbered, as recommended in the report of D. A. Sargent & Co. The Port Manager stated that in the preparation of new forms, the recommendations as to machine numbering would be carried out.

Commissioner Goodwin suggested that the Board give consideration to the appointment of the Chief Port Accountant as Port Auditor, reporting directly to the Board. The Port Manager stated that from the standpoint of organization, it was his recommendation that all Port accounting should be under the Port Manager and that such auditing of the Board's

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accounts as is desired by the Board be performed by the City Auditor and by such other outside auditing firms as the Board may see fit to appoint. He further stated that he saw no objection to having the Chief Port Accountant make such checks as may be required of the Port's operations as may be necessary. Following discussion, the matter was referred to Commissioner Goodwin and the Port Manager for further investigation.

ADJOURNED.



S E C R E T A R Y

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS
of the
PORT OF OAKLAND

Held on Monday, October 16, 1939, at the hour of 3:15 o'clock p.m. in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

Commissioners present: Goodwin, Pardee, Roland, Smith and
President McElroy -5-
Commissioners absent: None

The Port Manager, Port Attorney, Assistant Port Attorney and Assistant Chief Engineer were also present.

Minutes of the regular meeting of October 9 were read, approved and adopted.

Communication from Charles Howard, President of Howard Terminal, making application for one year's extension of license agreement for rental of Quay Wall area, which agreement expires November 30, 1939, was read and referred to Port Manager for report.

Communication from Port Manager, submitting proposed amendment to Section 16.7 of Port Ordinance 222, providing additional pay for dock clerks and cargo repair men when working in excess of 42 hours per week and 190 hours per month, was read and following discussion, ordinance was later introduced and passed to print amending Port Ordinance No. 222.

Copy of Port Manager's letter to Major J. F. Douglas, setting forth the Board's request that he give consideration to entering into a 25-year lease for Albers Bros. Milling Co., which would permit them to

amortize the cost of construction of the proposed new facilities, was filed.

Communication from Congressman John H. Tolan, forwarding final approval for construction of Garage Building at foot of Webster Street under a Works Projects Administration project, at a cost of \$10,778.00, to be financed by W.P.A., was filed.

Communication from the Port Manager, recommending the placing of Neon electric signs on the Administration Building at the Oakland Municipal Airport, at a total cost not to exceed \$737.00, was read and following discussion, authorization was granted for the purchase and installation of the signs.

The Port Manager reported as follows on the status of certain funds as of October 13, 1939:

<u>Harbor Maintenance and Improvement Fund (No. 226)</u>	
Unencumbered Cash Balance as of Oct. 13, 1939...	\$107,456.59
Set up in Special Funds 220 and 222.....	75,000.00
Total Unencumbered Cash in all revenue funds	
	as of Oct. 13, 1939-182,456.59
Total Unencumbered Cash as of Sept. 30, 1939.....	151,540.23
 <u>1925 Oakland Harbor Improvement Fund (No. 567)</u>	
Cash Balance as of Oct. 13, 1939.....	125,432.89

Report of the Port Manager, in respect to payment of per diem employees monthly in accordance with request of Oakland Municipal Employees Association, was read and the Port Manager directed to further confer with the Association as to their acquiescence as to the rates suggested in the report.

Report of the Port Manager on Airport operations for the month of September, 1939, submitted by the Airport Superintendent, was filed.

Harry Bell and James Clark of the Aviation Committee, Junior Chamber of Commerce, together with Tex Rankin, stunt flyer, met with the Board, requesting the use of Oakland Municipal Airport for an aerial circus, to be held the early part of November. Mr. Bell stated that Mr. Rankin was now putting on an aerial show at the Golden Gate International Exposition and that following the close of the Exposition, they desired to sponsor an aerial circus at the Airport, for which an admission charge would be made. Following discussion, in which the risks which would be involved by the Port were fully brought out, the Board voted not to permit the use of the Airport for an aerial circus and directed the Port Manager to so advise the Junior Chamber of Commerce.

Attention was called to the press report that Moore Dry Dock Company had been given contract for two additional type C-3 vessels by the U. S. Maritime Commission and that each of these vessels would be 495 feet long, with a 69-foot beam, a speed of 16 1/2 knots, and that the cost

of the ships would be \$5,506,000.00.

In respect to the waterfront labor situation, it was reported that former Federal Arbitrator Wayne L. Morse had been requested to again accept appointment to the arbitrator's position, thereby assuring continuation of arbitration for waterfront disputes.

It was reported that considerable interest was being manifested in Port of Oakland Day Luncheon, to be held at Outer Harbor Terminal on Thursday, October 19, and that good publicity for this event was appearing in the press. It was estimated that between three and four hundred visitors would attend the luncheon.

Report of the Auditing Committee on claims and demands was adopted.

The following resolution was introduced and passed by the following vote:

AYES: Commissioners Goodwin, Pardee, Smith and President McElroy-4-

NOES: None

ABSENT: None

NOT VOTING: Commissioner Roland -1-

"RESOLUTION NO. 5234

RESOLUTION APPROVING AND ALLOWING CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Alhambra Water Company	\$	1.24
American Bag & Union Hide Co.		38.63
American Bitumuls Company		150.97
Arco Company of California, Ltd.		25.49
Baker, Hamilton & Pacific Company		6.15
Blake, Moffitt & Towne		25.81
Geo. R. Borrermann Steel Company		16.72
California Fruit News		17.25
J. Catucci		36.00
City of Oakland - Purchasing Department		.85
L. M. Clough Co.		84.33
M. L. Cohen Co.		1.03
Commonwealth Club of California		3.00
Henry Cowell Lime and Cement Co.		20.19
Dock Checkers Employers Association		51.15
East Bay Blue Print & Supply Co.		47.23
The Electric Corporation		44.85
Electrical Products Corporation		12.95
General Electric Supply Corporation		19.18
Graybar Electric Company, Inc.		27.46
The Hancock Oil Co. of Calif.		109.80
Heafey-Moore Co.		66.95
Hogan Lumber Company		5.42
Incandescent Supply Co.		.98
Walter P. Koetitz		340.00
Geo. A. Kreplin Co.		7.99
Laher Spring & Tire Corp.		5.12

Laird's Stationery	\$ 2.72
Libby, McNeill & Libby	28.33
H. G. Makelim	1.94
Maxwell Wholesale Hardware Company	12.11
Melrose Lumber & Supply Co.	21.56
Albert C. Moe	57.68
National Lead Company	12.61
Oakland Association of Insurance Agents	86.93
Oakland Chamber of Commerce	50.00
Oakland Rubber Stamp Co.	7.54
Pacific Electric Motor Co.	.91
Pacific Shipper	68.00
Pacific Tool and Supply Company	8.85
Peterson Tractor & Equipment Co.	99.43
Printers' Ink Publishing Co., Inc.	5.00
Geo. M. Robinson & Co.	21.35
E. J. Saake	2.06
Sanders Glass Company	1.95
San Francisco Bay Carloading Conference	5.00
San Francisco Commercial Club	42.14
The Sherwin-Williams Co.	25.34
B. Simon Hardware Co.	.92
Smith Brothers	7.84
Strable Hardwood Company	61.44
Clyde Sunderland	4.89
The Traffic Service Corporation	10.00
The Tribune Publishing Co.	3.55
Union Paper Company	16.66
Chester N. Weaver Co.	2.25
The Western Union Telegraph Company	1.74
E. K. Wood Lumber Co.	48.40
Zellerbach Paper Company	15.02
H. G. Adam	19.13
Geo. A. Attwood	21.04
A. C. Meadows	25.96
Harold Wiltermood	25.99
J. S. Saunders	32.99
Nat Lena	1,471.81
Lannom Brothers Mfg. Co.	628.00
R. N. Ricketts	15.09
R. N. Ricketts	100.00
1925 OAKLAND HARBOR IMPROVEMENT BOND FUND:	
Oakland Association of Insurance Agents	5.00
	<u>\$4,245.91."</u>

The following resolutions were introduced and passed by the following vote:

AYES: Commissioners Goodwin, Pardee, Roland, Smith and President McElroy -5-

NOES: None

ABSENT: None

"RESOLUTION NO. 5235

RESOLUTION EXTENDING LICENSE GRANTED TO BOARD OF PLAYGROUND DIRECTORS.

BE IT RESOLVED that the license heretofore granted to the Board of Playground Directors of the City of Oakland pursuant to the provisions of Port Resolution No. 2373 for the use of tidelands in the vicinity of Eighth Street and Lake Merritt Channel for playground purposes be and it is hereby extended for a further period of one year commencing October 1, 1939 and subject to all the terms and conditions contained in said Port Resolution No. 2373."

"RESOLUTION NO. 5236

RESOLUTION AUTHORIZING AGREEMENT WITH MARINE TERMINALS CORPORATION.

BE IT RESOLVED that the Port Manager be and he is hereby authorized to enter into an agreement with Marine Terminals Corporation, a corporation, as Licensee, providing for the occupancy by

Licensee of an area of approximately 1312 square feet immediately adjacent to and northward of the quay wall shed at the foot of Market Street on a month to month basis commencing November 1, 1939 at a monthly rental of \$13.12, and that such agreement shall be upon the general form of license agreement customarily used by this Board."

Port Ordinance No. 314 being "AN ORDINANCE AMENDING ITEM NO. 2760 OF PORT ORDINANCE NO. 60, ADDING CERTAIN ITEMS THERETO AND REPEALING ITEM NO. 208," and Port Ordinance No. 315 being "AN ORDINANCE AMENDING SECTION 6.05 OF PORT ORDINANCE NO. 222," having been duly introduced, read and published, were finally adopted by the following vote:

AYES: Commissioners Goodwin, Pardee, Roland, Smith and President McElroy -5-

NOES: None

ABSENT: None

Port Ordinance No. being "AN ORDINANCE AMENDING SECTION 16.7 OF PORT ORDINANCE NO. 222," was introduced and passed to print by the following vote:

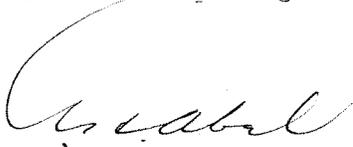
AYES: Commissioners Goodwin, Pardee, Roland, Smith and President McElroy -5-

NOES: None

ABSENT: None

The offer to compromise all the issues between the Board and the American Dredging Company, continued from the last meeting, was given further consideration. The Port Manager laid before the Board a copy of letter of October 21, 1938 from Mr. Abraham on a similar proposal and pointed out that at that time Mr. Abraham offered to pay \$100.00 per month more rent than he proposed to pay at this time. The Port Attorney stated that while he believed the acceptance of the offer would be to the advantage of the Port, it was up to the Board to decide the matter for itself. After consideration, it was decided that the offer should not be accepted and the Port Attorney was directed to proceed with the pending litigation.

ADJOURNED.


S E C R E T A R Y

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS

of the

PORT OF OAKLAND

Held on Monday, October 23, 1939, at the hour of 3:15 o'clock p.m. in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

Commissioners present: Goodwin, Pardee, Roland, Smith and President McElroy -5-
Commissioners absent: None

The Assistant Port Manager, Assistant Port Attorney and Mr. Edward B. Kelly from the Port Attorney's office, were also present.

Minutes of the regular meeting of October 16, 1939 were read, approved and adopted.

Communication from the Federal Works Projects Administration, submitting approved Work Project No. 11594 for the construction of a garage and shop building in the port area at the foot of Webster Street, together with communication from the Port Manager recommending acceptance and approval of the project, were read and resolution later passed accepting this project and authorizing the purchase of the necessary materials for the Port's portion of this project.

Communication from Austin J. Tobin, Secretary of Conference on State Defense, requesting financial assistance from the Port in the efforts of this organization to prevent legislation being enacted by Congress, which would require the payment of a tax on securities of public agencies, was read and the Assistant Port Attorney directed to ascertain which public bodies were contributing financial support to this organization and report his findings to the Board for final disposition of this matter.

Communication from Robert P. Kimball, San Francisco Manager for the McClatchy Newspapers, requesting an advertisement in the November 5th "Friant Dam" edition of the "Fresno Bee," together with communication from the Port Manager relative thereto, were read and the Port Manager directed to inform Mr. Kimball that inasmuch as no provision had been made in the budget, an advertisement in this issue could not be considered.

Communication from the Daily Commercial News, requesting an advertisement from the Port in the 1939 Year Book to be published by this company early in December, was read and advertisement to cost not to

exceed \$100.00 was authorized.

Communication from the Port Manager, submitting statement of credit due Libby, McNeill & Libby for non-occupancy of certain portions of Terminal Building B during the time these portions of the building were rendered non-usable due to reconstruction of the floors, and for the expense incurred by Libby, McNeill & Libby in the handling of stock of goods and machinery necessary to clear the floor areas, was read and resolution later passed authorizing an extension of time of thirty days on the present lease as compensation for the above named items.

Copy of communication from the Port Manager to the Ship Clerks Association, stating that the Port would operate its terminals in accordance with prevailing practices, was filed.

Communication from J.W. McNiece, Secretary, Board of Administration, Oakland Municipal Employees' Retirement System, advising that the application of Luigi Guinasso, Watchman, for retirement commencing November 1, 1939, had been approved, was read and resolution later passed appointing Hollis W. Anderson as watchman at the Ninth Avenue Terminal to replace Mr. Guinasso, this appointment to become effective November 1, 1939.

Copy of City Manager's report on affairs of the City of Oakland for the month of September, 1939, was filed.

Communication from the Port Manager, recommending dismissal of H. A. Anderson, Dock Laborer, who had failed to report for duty since September 27, was read and referred to the Port Manager for further report as to the effect of this situation on other employees.

Communication from the Port Manager, recommending amendment to Port Ordinance No. 222 to increase the pay of Dock Laborers, so as to bring the rate of pay for this class of labor at the Port terminals in conformity with that paid by the private terminals, which terminals had signed a new agreement on October 18, was read and ordinance later passed to print, increasing the pay as requested and making same retroactive to October 18, 1939, the date of the new agreement between the Union and the Private Terminal Operators.

Communication from United Air Lines, requesting installation of additional lighting facilities at the passenger landing area, was read and the Port Manager directed to make arrangements for installation of the additional lighting to meet the requirements of the United Air Lines.

Communication from the Assistant Port Manager, requesting authority to advertise for bids for the rental of a piledriver for a period of approximately six months, was read and resolution later passed authorizing the calling for bids.

The Port Manager reported as follows on the status of certain funds as of October 20, 1939:

<u>Harbor Maintenance and Improvement Fund (No. 226)</u>	
Unencumbered Cash Balance as of Oct. 20, 1939....	\$ 91,482.62
Set up in Special Funds 220 and 222.....	75,000.00
Total Unencumbered Cash in all revenue funds	
	as of Oct. 20, 1939.. 166,482.62
Total Unencumbered Cash as of Sept. 30, 1939....	151,540.23
 <u>1925 Oakland Harbor Improvement Fund (No. 567)</u>	
Cash Balance as of Oct. 20, 1939.....	125,432.89

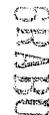
Report of the Oakland Airport Transportation Service, submitting income and expense statement for September of 1939, was noted and Commissioner Smith requested that a check be made on the depreciation set forth in the report on the tires, which appears to be high.

The Board's attention was called to the many favorable comments which had been received on the Port of Oakland Day Luncheon held at the Outer Harbor Terminal on Thursday, October 19, and it was noted that good press publicity had been given to this event.

The Assistant Port Manager reported that the Port Manager and the Traffic Manager & Assistant Port Manager were in Los Angeles, together with E. A. McMillan, State Harbor Board Commissioner, conferring with the Los Angeles Harbor Board and representatives of other port bodies in the Los Angeles area, relative to the proposed increase in tolls.

The Assistant Port Attorney reported that judgment had been obtained in the American Dredging Company condemnation case on October 18 and that the judgment allowed no compensation to the defendant; further, that this action disposes of any claim of the defendant for attorneys' fees as a result of this condemnation proceeding.

The Assistant Port Manager reported that the Southern Pacific Company and the Oakland Terminal Railroad Co. had made the payments on October 20 as required by the recently executed trackage agreement for the operation of the tracks in the Outer Harbor Terminal area and that these payments were made in accordance with the five-year payment plan contained in the agreement.



Reports of the Auditing Committee on claims and demands, and on weekly payrolls, were adopted.

The following resolution was introduced and passed by the following vote:

AYES: Commissioners Goodwin, Pardee, Smith and President McElroy -4-

NOES: None

ABSENT: None

NOT VOTING: Commissioner Roland-1-

"RESOLUTION NO. 5237

RESOLUTION APPROVING AND ALLOWING CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

American Bitumuls Company	\$	5.00
Associated Stationers, Inc.		16.40
Baker, Hamilton & Pacific Company		13.39
Geo. R. Borrmann Steel Company		4.87
California Pottery Company		11.74
Frank R. Church		20.00
City of Oakland, City Hall		497.14
Cobbledick-Kibbe Glass Company		29.69
Cochran & Celli		9.62
East Bay Transit Company		5.00
East Oakland Auto Top Shop		6.00
The Electric Corporation		3.71
Ferro Steel Company		9.75
Fishstrom Staple Company		16.95
C. Frauneder		47.50
W. P. Fuller & Co.		1.73
General Electric Supply Corporation		3.54
The Hancock Oil Co. of Calif.		207.40
Heafey-Moore Co.		35.47
Johnny's Parachute & Equipment Co.		26.27
L. N. "Len" Johnson-Typewriters		3.61
Laher Spring & Tire Corp.		.99
Libby, McNeill & Libby		7.09
Lincoln Press		53.20
C. Markus Hardware		278.93
S. D. McFadden News Bureau		5.00
Melrose Building Materials Co.		3.42
Mitchell Stevedoring Company		230.49
National Lead Company		21.51
Oakland Air Port Transportation Service		200.00
Oakland Municipal Employees' Retirement System		1,755.26
Pacific Gas and Electric Company		1,055.96
Pacific Tool and Supply Company		4.68
Patrick and Moise-Klinkner Co.		22.77
Ira G. Perin		16.66
Phoenix Iron Works		8.24
Sanders Glass Company		95.70
D. A. Sargent & Co.		350.00
Sentinel Sanitary Supply Company		15.88
Signode Steel Strapping Co.		251.79
Smith Brothers		11.25
Standard Wiping Rag Company		21.42
The Tribune Publishing Co.		2.60
Underwood Elliott Fisher Company		11.50
United Iron Works		38.65
Chester N. Weaver Co.		1.08

Western Auto Supply Company	\$ 2.78
White Investment Company	50.00
J. S. Saunders	51.72
Marine Exchange of the San Francisco Chamber of Commerce	10.00
Postmaster, Oakland	130.18
Nat Lena	3,114.05
Port Revolving Fund - Misc.	353.95
Semi-Monthly Payrolls	18,022.97
Oakland Municipal Employees' Retirement System	150.79
L. M. Clough Co.	4,606.93
LEASED WHARF IMPROVEMENT FUND: Howard Terminal	4,391.20
1925 OAKLAND HARBOR IMPROVEMNT BOND FUND: Clausen and Clausen	324.25
	\$36,647.67."

The following resolutions were introduced and passed by the following vote:

- AYES: Commissioners Goodwin, Fardee, Roland, Smith and
President McElroy -5-
- NOES: None
- ABSENT: None

"RESOLUTION NO. 5238

RESOLUTION APPROVING WEEKLY PAYROLLS,
RATIFYING ALL HIRINGS AND EMPLOYMENTS
THEREIN AND REIMBURSING PORT REVOLVING
FUND.

BE IT RESOVED that the weekly payrolls for the weeks ending October 7 and October 14, 1939, be and the same are hereby approved and the hiring or employment of each and all of the services therein set forth at the compensations therein paid is hereby ratified, confirmed and approved, and be it further

RESOLVED that the demand against the Harbor Maintenance and Improvement Fund for the reimbursement of the Port Revolving Fund in the amount set forth therein, having been approved by the Auditing Committee, is hereby approved and allowed, and the City Auditor be and he is hereby authorized and directed to draw his warrant for the same and make such reimbursement.

HARBOR MAINTENANCE AND IMPROVEMENT FUND:
Port Revolving Fund - Payrolls \$9,210.60."

"RESOLUTION NO. 5239

RESOLUTION ADOPTING SPECIFICATIONS
FOR RENTAL OF FLOATING PILEDRIVER.

BE IT RESOLVED that the specifications and other provisions relative thereto filed with the Board for the furnishing, on a rental basis, of one floating piledriver for use in extension of Yacht Harbor at 19th Avenue, Oakland, and other miscellaneous construction work in the Port of Oakland, and the manner indicated for payment therefor, be and the same are hereby approved.

BE IT FURTHER RESOLVED that the Secretary be authorized to advertise for five consecutive days in the official newspaper for sealed proposals for the supplies to be furnished, as required by law."

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"RESOLUTION NO. 5240

RESOLUTION EXTENDING TIME FOR
PERFORMANCE OF CONTRACT WITH
H. G. LORENTZEN.

BE IT RESOLVED that the time for the performance of the contract with H. G. Lorentzen, doing business under the name of H. G. Lorentzen Co., for the furnishing and laying of battleship linoleum at addition to Administration Building, Oakland Municipal Airport, (Auditor's No. 6719), be and the same is hereby extended for a period of 30 days commencing October 26, 1939."

"RESOLUTION NO. 5241

RESOLUTION APPROVING WORKS PROGRESS
ADMINISTRATION PROJECT FOR CONSTRUCTION
OF GARAGE BUILDING UNDER W. P. A.
PROJECT PROPOSAL NO. 0803-1894, WORK PROJECT
NO. 11594, AND AUTHORIZING ADVERTISEMENT FOR
MATERIALS TO BE FURNISHED.

BE IT RESOLVED that the plans and specifications and estimates of cost for the construction of a garage building under W.P.A. Project Proposal No. 0803-1894, Work Project No. 11594, and for which the Works Progress Administration has allotted funds, be and the same are hereby approved by this Board, and the Port Manager is hereby authorized and directed to acquire the necessary materials and equipment and provide supervision for said work, the estimated cost thereof being \$16,255.

BE IT FURTHER RESOLVED that the Secretary is hereby authorized to purchase any item of necessary materials and equipment less than \$1,000 in amount in the open market."

"RESOLUTION NO. 5242

RESOLUTION DETERMINING TIME
ALLOWABLE TO LIBBY, McNEILL &
LIBBY ON ACCOUNT OF LOSS OF
USE OF PREMISES, AND PROVIDING
FOR EXTENDED OCCUPANCY.

BE IT RESOLVED that, in accordance with Port Resolution No. 5145, the Board hereby determines that by reason of the operations in Terminal Building B contemplated by said resolution, Libby, McNeill & Libby has sustained a loss of use and expenses equivalent to the value of thirty days' occupancy of said premises; and be it further

RESOLVED that in consideration of the foregoing, said Libby, McNeill & Libby is hereby granted the right to occupy said premises without other rent for a period commencing November 15, 1939 and terminating December 14, 1939, but otherwise subject to all the terms of the lease on said premises presently in effect."

"RESOLUTION NO. 5243

RESOLUTION APPROVING TRANSFER OF
HOLLIS W. ANDERSON FROM SECTION
8.23 OF PORT ORDINANCE NO. 222 TO
SECTION NO. 8.21 OF SAID ORDINANCE.

RESOLVED that Hollis W. Anderson, holding the position of Dock Sweeper and Watchman under Section 8.23 of Port Ordinance No. 222, is hereby transferred to the position of Port Watchman under Section 8.21 of said ordinance, at a salary of b. \$140 per month, said transfer being effective as of November 1, 1939."

"RESOLUTION NO. 5244

RESOLUTION ADVANCING MARK G. JURICH
FROM GRADE A TO GRADE B, AS PORT
WATCHMAN.

BE IT RESOLVED that Mark G. Jurich, now employed as Port Watchman, Grade a, under Section 8.21 of Port Ordinance No. 222, at a salary of \$130 per month, is hereby advanced to Grade b, at a salary of \$140 per month under said section, said advancement in salary to be effective November 1, 1939."

"RESOLUTION NO. 5245

RESOLUTION PROVIDING FOR RECORDATION
OF JUDGMENT AGAINST AMERICAN DREDGING
COMPANY.

BE IT RESOLVED that the Port Attorney is hereby directed to record that certain judgment entered on the 18th day of October, 1939 against American Dredging Company."

"RESOLUTION NO. 5246

RESOLUTION ACCEPTING AND PROVIDING
FOR RECORDATION OF LEASE WITH E. K.
WOOD LUMBER COMPANY.

BE IT RESOLVED that this Board hereby accepts that certain lease dated November 1, 1939, between the City of Oakland, acting by and through this Board, and E. K. Wood Lumber Company, a corporation, and authorizes and directs the recordation thereof."

Port Ordinance No. 316 being "AN ORDINANCE AMENDING SECTION 16.7 OF PORT ORDINANCE NO. 222," having been duly introduced, read and published, was finally adopted by the following vote:

AYES: Commissioners Goodwin, Pardee, Roland, Smith and
President McElroy -5-

NOES: None

ABSENT: None

Port Ordinance No. being "AN ORDINANCE AMENDING SECTION 8.13 OF PORT ORDINANCE NO. 222," was introduced and passed to print by the following vote:

AYES: Commissioners Goodwin, Pardee, Roland, Smith and
President McElroy -5-

NOES: None

ABSENT: None

Pursuant to Resolutions Nos. 5229 and 5230 and advertising for five consecutive days in the City's official newspaper, bids for Clamshell Dredging and for One Fork Lift Dock Truck were received between the hours of 3:15 and 4:15 p.m. At the hour of 4:15 p.m., the following bids, being all the bids received, were publicly opened:

BIDS FOR
CLAMSHELL DREDGING ADJACENT TO FREDERICK STREET WHARF
IN THE INNER HARBOR OF THE PORT OF OAKLAND

<u>Bidder</u>	<u>Per Cu. Yd. 12,500 cu.yds.</u>	<u>Total Bid</u>	<u>Certified Check</u>
Bundesen & Lauritzen	\$0.36	\$4500.00	\$500.00
Healy-Tibbitts Const.Co.	.35	4375.00	500.00

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BIDS FOR
ONE 3-TON GAS ENGINED FORK LIFT DOCK TRUCK
TO BE DELIVERED TO OUTER HARBOR TERMINAL.

<u>Bidder</u>	<u>Lump Sum</u>	<u>Certified Check</u>
*Clark Tructractor Div. of Clark Equipment Co.	\$4178.74	\$417.87 (Cashier's)
*Clark Tructractor Div. of Clark Equipment Co.	4352.52	435.25 "
Ira G. Perin	4340.00	434.00
Frank E. Witte Co.	3732.00	373.20

*3% USE Tax to be added. Terms: 2% 10 days, net 30 days.

These bids were referred to the Port Attorney as to legality and the Port Manager for recommendation as to acceptance of the bids.

ADJOURNED.


ASSISTANT SECRETARY

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS
of the
PORT OF OAKLAND

Held on Monday, October 30, 1939, at the hour of 3:15 o'clock p.m. in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

Commissioners present: Goodwin, Pardee, Smith and President McElroy -4-
Commissioner absent: Roland -1-

The Port Manager, Assistant Port Attorney, Mr. Edward B. Kelly of the Port Attorney's office, the Assistant Chief Engineer and the Traffic Manager were also present.

Minutes of the regular meeting of October 23 were read, approved and adopted.

Application of Herbert S. Howard, Jr. for construction of a restaurant building and bar on the wharf located at the foot of Broadway, was read and the plans inspected. In this connection, communication from C. F. Fennema, General Manager of Southern Pacific Golden Gate Ferries, Ltd., advising, in respect to the application of Herbert S. Howard, Jr. for construction of certain buildings on the wharf adjoining the old ferry slip at the foot of Broadway, that approval of the plans will not be held as estoppel against the Board by his company or its successors or assigns, was also read. Following verbal report of the Assistant Port Attorney that

the Board was now in position to act on the application of Mr. Howard, which had been presented at a previous meeting, and after general discussion, a resolution was later passed, approving the application as presented.

Communication from the Port Manager, setting forth proposed increase in tolls as recommended by the State Railroad Commission Order No. 4090, which was filed by the Board at its meeting of September 14, 1936, was read. The Port Manager reviewed a conference which was held in Los Angeles on October 23, attended by representatives of the State Harbor Board, Port of Oakland, and Los Angeles and Long Beach Harbor Commissions. He stated that all the ports were in accord as to the advancing of the rates and that it was planned to have these advances placed in effect on December 1. He also stated that the San Francisco State Harbor Board had taken formal action to this effect at its meeting held October 30 and that all private terminals and the Port of Stockton had indicated they would place the increased rates in effect on December 1. Following discussion, ordinance was later introduced and passed to print, amending various items of Tariff Ordinance No. 60, whereby the advancing of toll rates would be made effective on December 1, 1939.

Communication from the Airport Directory Company, requesting the listing of the Oakland Municipal Airport with descriptive article in forthcoming 1940 edition of its directory at a cost of \$50.00, was read. The Port Manager stated that in the past years, a full page advertisement had been included to good effect in this directory and that an item of \$50.00, to cover the cost, had been included in this year's budget. The Board directed that advertisement be placed in the Airport Directory.

Communication from the Port Manager, relative to amending Item 2780 of Port Tariff Ordinance No. 60, which item provides for slight advance in rate of wire strapping of cases to be placed in effect by the private terminal operators on November 6, was read and ordinance later introduced amending Port Tariff Ordinance No. 60, to conform with the rates adopted by the private terminal operators.

Communication from Luigi Guinasso, Port Watchman, requesting that he be retired from service starting November 1, 1939, was read and request granted. It was recalled that at a previous meeting, communication from Oakland Municipal Employees Retirement System had been received, notifying the Board that Mr. Guinasso would be retired on November 1,

The Port Manager reported as follows on the status of certain funds as of October 27, 1939:

<u>Harbor Maintenance and Improvement Fund (No. 226)</u>	
Unencumbered Cash Balance as of Oct. 27, 1939....	\$134,297.64
Set up in Special Funds 220 and 222.....	75,000.00
Total Unencumbered Cash in all revenue funds	
as of Oct. 27, 1939.....	209,297.64
Total Unencumbered Cash as of Sept. 30, 1939.....	151,540.23
<u>1925 Oakland Harbor Improvement Fund (No. 567)</u>	
Cash Balance as of Oct. 27, 1939.....	125,432.89

Report of the Port Manager on Airport Transportation Service to Oakland Municipal Airport was filed.

Report of the Port Manager, submitting tonnage statistics for the month of September, 1939, showing marked increase over September of 1938 with total increase for nine months of the year over like period in 1938 as 248,278 tons, was filed.

Report of the Port Manager, recommending rejection of all bids received for one 3-ton lift truck, was read and resolution later passed rejecting all bids and authorizing re-advertisement on the basis of revised specifications.

From press reports it was noted that longshoremen violated agreement by refusing to load Swayne & Hoyt's steamer POINT ANCHA at Bellingham, although ordered to do so by Federal Arbitrator Van C. Griffin and that this was another instance of non-observance and violation of contract by longshoremen.

The Port Manager reported that on October 27, Navy Day was celebrated at the Oakland Municipal Airport by the Naval Reserve and that a large number visited the aviation base.

The Board's attention was called to the illustrated booklet which had been received from the City of New York, describing its new North Beach Airport.

Copies of paper delivered by State Harbor Board Commissioner McMillan at meeting of the Commonwealth Club on October 24 were presented to the Board members.

The Port Manager reported that dredging at the Yacht Harbor extension was progressing satisfactorily and that oiling of the Airport runways had been completed during the past week.

Invitation was received from the Hoo-Hoos, Oakland Lumbermen's Club, for the Board members to attend its next dinner meeting to be held on Monday, November 13, at 6:45 p.m. at Hotel Leamington, at which

time the Port of Oakland moving picture will be shown.

In respect to request from Austin J. Tobin, Secretary of Conference on State Defense, for financial assistance, the Assistant Port Attorney verbally reported that on the basis of outstanding Port bonds, the contribution which should be made by the Board to the Conference on State Defense would be \$150.00. Following the report, a resolution was later passed, authorizing the making of an appropriation in the amount of \$150.00 to the Conference on State Defense for the services rendered on behalf the Port.

Report of the Auditing Committee on claims and demands was adopted.

The following resolutions were introduced and passed by the following vote:

AYES: Commissioners Goodwin, Pardee, Smith and President
McElroy -4-

NOES: None

ABSENT: Commissioner Roland -1-

"RESOLUTION NO. 5247

RESOLUTION APPROVING AND ALLOWING
CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Acme Scales Company	\$ 77.00
American Bitumuls Company	35.67
Bigge Drayage Company	146.20
Geo. R. Borrmann Steel Company	3.53
Burroughs Adding Machine Company	3.17
City of Oakland - Street Department	356.50
Cobbledick-Kibbe Glass Company	2.61
Henry Cowell Lime and Cement Co.	5.81
H. S. Crocker Company, Inc.	6.50
Dempsey & Sanders	47.10
East Oakland Auto Top Shop	.75
The Electric Corporation	2.85
Electric Service Company	.86
The A. J. Glesener Co.	.96
Golden Gate Sheet Metal Works	5.15
Graybar Electric Company, Inc.	42.78
Grinnell Company of the Pacific	3.26
H. & M. C. Co.	13.39
The Hancock Oil Co. of Calif.	61.00
Hogan Lumber Company	87.07
Inland Manufacturing Company	3.71
L. N. "Len" Johnson-Typewriters	26.50
Kling-Dawers Stationery Co. Inc.	8.18
Geo. A. Kreplin Co.	4.17
Laird's Stationery	3.13
C. W. Marwedel	5.15
Melrose Lumber & Supply Co.	3.03
Melrose Sheet Metal Works	608.80
Chas. R. Mulgrew	25.49
Murphy Motor Co.	1.04

National Lead Company	\$ 34.59
Oakland Airport Inn	2.83
Oakland Plumbing Supply Co.	10.80
The Pacific Telephone and Telegraph Company	36.83
Schirmmacher Co.	1.03
Sentinel Sanitary Supply Company	23.56
Smith Brothers	7.52
Standard Mill and Lumber Co.	1.00
Strable Hardwood Company	13.90
The Tribune Publishing Co.	42.57
D. H. Truax	16.00
Chester N. Weaver Co.	9.28
E. K. Wood Lumber Co.	6.17
M. D. McCarl	27.52
Thos. H. Moore	5.81
J. S. Saunders	53.96
Interurban Electric Railway Co.	13.00
R. N. Ricketts	25.46
Warren B. Allen, M. D.	5.00
Florence C. Burrell	9.00
O. D. Hamlin, M.D.	7.50
W. F. Holcomb, M.D.	2.50
Leo's Normal Pharmacy	1.29
Frank J. O'Brien	53.23
Favlinger Laboratories	7.50
F. Ruppert	110.71
J. R. Sharpsteen, M. D.	1.25
Douglas D. Toffelmier, M.D.	12.50
	<u>\$2,133.67."</u>

"RESOLUTION NO. 5248

RESOLUTION APPROVING
TEMPORARY APPOINTMENT
OF ELMER J. JACKSON
TO POSITION OF JANITOR.

BE IT RESOLVED that the following temporary appointment is hereby approved by this Board:

Elmer J. Jackson, Janitor (Port Ordinance
No. 222, Section 2.13) -

a. \$100 per month, appointment effective November 1, 1939."

"RESOLUTION NO. 5249

RESOLUTION REJECTING BIDS FOR FURNISHING
OF DOCK TRUCK, APPROVING REVISED SPECIFICA-
TIONS THEREFOR AND AUTHORIZING RE-ADVERTISEMENT.

BE IT RESOLVED that each and all of the bids received on October 23, 1939 for the furnishing and delivering of one 3-ton gas engined fork lift dock truck be and the same are and each of them is hereby rejected, and the Secretary is hereby directed to return the certified checks accompanying said bids to the respective bidders.

BE IT FURTHER RESOLVED that the revised specifications and other provisions relative thereto filed with the Board for the furnishing and delivering of said truck, and the manner indicated for payment therefor, be and the same are hereby approved, and the Secretary is authorized to advertise for five consecutive days in the official newspaper for sealed proposals for the supplies to be furnished, as required by law."

"RESOLUTION NO. 5250

RESOLUTION AWARDING CONTRACT
FOR CLAMSHELL DREDGING.

BE IT RESOLVED that the contract for the performance of clamshell dredging adjacent to Frederick Street Wharf in the Inner Harbor of the Port of Oakland, be and the same is hereby awarded to Healy Tibbitts Construction Co., a corporation, as the lowest responsible bidder, in accordance with the terms of its bid, filed October 23, 1939.

BE IT FURTHER RESOLVED that, pursuant to the specifications, the certified check accompanying said bid shall be held as bond as a guarantee of the faithful performance of said contract. At and upon such performance said certified check shall be returned to said corporation.

BE IT FURTHER RESOLVED that the other bid received for said contract be and it is hereby rejected and the check accompanying said bid shall be returned to the proper person."

"RESOLUTION NO. 5251

RESOLUTION MAKING APPROPRIATION TO
CONFERENCE ON STATE DEFENSE.

Whereas, Conference on State Defense is a non-profit association organized for the purpose of resisting attempted extensions of the federal taxing power to include interest on municipal securities and municipal income and said Conference is invaluable in gathering data, in keeping the Board informed in the premises, in arranging for representation before Congressional committees, and in many other ways; now, therefore, be it

RESOLVED that the sum of \$150.00 is hereby appropriated to said Conference for the purpose of defraying a portion of its necessary expense."

"RESOLUTION NO. 5252

RESOLUTION APPROVING APPOINTMENT OF MELVIN J. DUNCAN TO POSITION OF DOCK CLERK.

BE IT RESOLVED that the following regular appointment is hereby approved by this Board:

Melvin J. Duncan, Dock Clerk, (Port Ordinance No. 222, Section 8.08) - e. \$160 per month - appointment effective November 1, 1939."

"RESOLUTION NO. 5253

RESOLUTION APPROVING TRANSFER OF LEROY C. DAVIS FROM SECTION 8.211 OF PORT ORDINANCE NO. 222 TO SECTION 8.23 OF SAID ORDINANCE.

BE IT RESOLVED that Leroy C. Davis, holding the position of Extra Port Watchman under Section 8.211 of Port Ordinance No. 222 is hereby transferred to the position of Dock Sweeper and Watchman under Section 8.23 of said ordinance, at a salary of \$130 per month, said transfer to be effective November 1, 1939."

"RESOLUTION NO. 5254

RESOLUTION REINSTATING L.J.B. JOHNSON TO POSITION OF DOCK CLERK.

BE IT RESOLVED that the reinstatement of L.J.B. Johnson to the position of Dock Clerk (Port Ordinance No. 222, Section 8.07) at e. \$160 per month is hereby approved by this Board, said employee to return to duty November 1, 1939."

"RESOLUTION NO. 5255

RESOLUTION GRANTING APPLICATION OF HERBERT S. HOWARD, JR.

BE IT RESOLVED that the application of Herbert S. Howard, Jr. for permission to construct a frame restaurant and cocktail lounge building on the westerly side of the foot of Broadway be and it is hereby granted; and be it further

Received
 of the
 City of
 St. Louis
 Missouri
 this _____ day of _____ 1939

RESOLVED that the granting of such permission shall not be construed as a recognition of any title to or right of possession of said wharf in said applicant or in any persons or corporation under whom he may claim."

Port Ordinance No. 317 being "AN ORDINANCE AMENDING SECTION 8.13 OF PORT ORDINANCE NO. 222," having been duly introduced, read and published, was finally adopted by the following vote:

AYES: Commissioners Goodwin, Pardee, Smith and President McElroy-4-

NOES: None

ABSENT: Commissioner Roland -1-

Port Ordinance No. being "AN ORDINANCE AMENDING VARIOUS ITEMS OF PORT ORDINANCE NO. 60, ADDING CERTAIN ITEMS THERETO AND REPEALING OTHER ITEMS THEREOF," was introduced and passed to print by the following vote:

AYES: Commissioners Goodwin, Pardee, Smith and President McElroy-4-

NOES: None

ABSENT: Commissioner Roland -1-

Pursuant to Resolution No. 5239 and advertising for five consecutive days in the City's official newspaper, bids for "Rental of One Floating Piledriver for a period of Six Months" were received between the hours of 3:15 and 4:15 p.m. At the hour of 4:15 p.m., the following bid, being the only one received, was publicly opened:

BIDS FOR
RENTAL OF PILEDRIVER FOR A PERIOD OF APPROXIMATELY SIX MONTHS

<u>Bidder</u>	<u>Per Month</u>	<u>Total Bid</u>	<u>Cashier's Check</u>
Walter P. Koetitz	\$330.00	\$1,980.00	\$198.00

Upon approval by the Assistant Port Attorney as to legality and upon recommendation of the Port Manager, the bid of Walter P. Koetitz was accepted and the following resolution was introduced and passed by the following vote, awarding the contract to said Walter P. Koetitz at the price of \$330.00 rental per month:

AYES: Commissioners Goodwin, Pardee, Smith and President McElroy-4-

NOES: None

ABSENT: Commissioner Roland -1-

"RESOLUTION NO. 5256

RESOLUTION AWARDING CONTRACT TO
 WALTER P. KOETITZ FOR RENTAL OF
 PILEDRIVER.

BE IT RESOLVED that the contract for the furnishing, on a rental basis, of piledriver be and the same is hereby awarded to Walter P. Koetitz, as the lowest responsible bidder, in accordance with the terms of his bid, filed October 30, 1939, said bid being the only bid received.

BE IT FURTHER RESOLVED that a bond for the faithful performance of the work in the amount of \$1,000 shall be required and that the procedure prescribed by law shall be taken for the execution of such contract."

ADJOURNED.



 S E C R E T A R Y

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS.

of the

PORT OF OAKLAND

Held on Monday, November 6, 1939, at the hour of 3:15 o'clock p.m. in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

Commissioners present: Goodwin, Pardee, Roland, Smith and
 President McElroy -5-
 Commissioners absent: None

The Port Manager, Assistant Port Attorney and Mr. Edward B. Kelly of the Port Attorney's office, Assistant Chief Engineer and Traffic Manager were also present.

Minutes of the regular meeting of October 30, 1939, were read, approved and adopted.

Communication from D. A. Sargent & Co., submitting their analysis and report on the appraisal of properties of the Port of Oakland, together with adjusting entries to reconcile the Port's accounts with those of the City Auditor, was read. Following discussion, the report was accepted and the Assistant Port Attorney directed to confer with the City Auditor and the City Attorney's office in respect to the preparation of the necessary resolutions required for submission to the Board and to the City Council to place in effect the reconciliation of the accounts as of June 30, 1939.

Communication from Frank Colbourn, City Clerk, enclosing certified copy of City Council Resolution No. 8177 C.M.S., regarding the unemployment situation and requesting that preference be given to residents and citizens of Metropolitan Oakland for public work, was read. It was the consensus of the Board that in arranging for employment in the Port Department, preference be given to residents, as set forth in the City



Council's resolution.

Communication from the Port Manager, submitting Civil Service list for appointment of one Telephone Operator and Clerk and requesting confirmation of appointment of Mrs. Blythe L. Moore, was read and resolution later passed confirming the Port Manager's action.

Communication from O. C. Richerson, Assistant Manager of Operations, United Air Lines, requesting alterations in the passenger loading facilities at Hangar No. 5, Oakland Municipal Airport, at an estimated cost of \$550.00, was read. A plan, showing the requested alterations, was examined and it was noted that the work consisted of the moving of the existing fence and the paving of the area between the fence and Hangar No. 5. The Port Manager was directed to confer with Mr. Richerson and work out suitable arrangements as to the making of the improvements and the distribution of the cost thereof.

The Port Manager submitted a list of the automobile equipment requiring replacement and stated that this equipment was included in the revised budget. Attention was called to the fact that there had been no purchase of automobiles for quite a period and that a number of the cars had seen more than ten years of service with mileage of around 100,000 miles. The automobile equipment, as recommended, calls for the purchase of five sedans, one light panel delivery car for the use of the survey party, one coupe for the Superintendent of Maintenance and one-half ton panel delivery car for use of the Maintenance Department, and a one-half ton pick-up and delivery car for use at the Airport. Commissioner Smith requested that consideration be given to the use of a motorcycle with side car attachment for use at the Airport instead of the light delivery car, and the Port Manager stated he would be pleased to more fully survey the requirements to determine whether or not a motorcycle would fulfill the requirements. Inasmuch as the cost of the automobile equipment is in excess of \$1000.00, the Port Manager was directed to prepare specifications for the equipment and submit same for the Board's approval and authorization for advertisement for bids.

Communication from Major R. C. Hunter, District U. S. Engineer, advising that public hearing will be given to Port of Oakland's request for change of harbor lines in Brooklyn Basin area and Outer Harbor basin on November 17, 1939, was read. The Port Manager explained that the change

in harbor lines, for which he had formerly made application, consisted, in the Brooklyn Basin, of the movement of the harbor line channelward to compensate for the width of property, which would be required by the State Highway Department for the East Shore Highway between 9th and 19th Avenues and that he was requesting the State Highway Department to lend its support to the application which has been made to the U. S. Engineers. In the Outer Harbor, the harbor line change, which is proposed, will generally follow the existing piers and wharves and will result, if adopted, in placing the entire Outer Harbor basin under the jurisdiction of the U. S. Engineers as to maintenance dredging, thereby saving the Port an estimated annual re-dredging cost of approximately \$18,000.00. Following discussion, the Board directed the Port Manager to represent the Board at the U. S. Engineers' hearing and urge the adoption of the harbor line changes, as proposed.

Communication from L.J.B. Johnson, Dock Clerk, Outer Harbor Terminal, requesting leave of absence for six days, starting November 1, without pay, was filed. It was explained that inasmuch as Mr. Johnson had not started work following his appointment on November 1, the Secretary of the Civil Service Board had suggested that his previous appointment be cancelled and that he be re-appointed, effective November 8. Resolution was later passed, rescinding previous action in the matter and certifying appointment as of November 8, 1939. Inasmuch as the appointment of Melvin J. Duncan to the position of Dock Clerk was governed by like conditions, resolution was later passed approving the appointment of Mr. Duncan, effective November 8, 1939.

Communication from the Port Manager, submitting list of fruit in dented cans and dried fruit accumulated at the Outer Harbor Terminal, and requesting authority to transfer same to City Manager for feeding of City prisoners, was read and resolution authorizing the transfer was later passed.

Communication ^{from} Parr Terminal Co., requesting permission, in accordance with lease, to assign rentals of sub-lessees to American Trust Company as security for loan of \$72,000.00, was read. The Assistant Port Attorney explained that Parr Terminal Co. had previously arranged with the Capitol City Bank of Sacramento for a loan, but that this now was being transferred to the American Trust Company, which required the assignment of the sub-leases as security. He stated that the Port's in-



terests were fully protected and following discussion, a resolution was later passed granting the permission to assign the sub-leases.

Communication from the Port Manager, relative to mileage allowance for use of privately owned automobiles, indicating that an allowance of five cents per mile was the present going rate, was read and resolution later passed authorizing payment of five cents per mile for the use of privately owned automobiles.

Communication from Captain Stanley V. Parker, Commander, U. S. Coast Guard, requesting cancellation of berthing agreement for Coast Guard vessels at Outer Harbor Terminal, effective December 3, 1939, was filed. It was explained that with the completion of the improvements at Government Island, it was no doubt the intent of the Coast Guard to berth its vessels at the Coast Guard base.

Communication from Civil Aeronautics Authority, advising they will pay for water, heat, electrical and janitorial service for offices occupied by their representatives at Oakland Municipal Airport Administration Building, in addition to nominal rental for offices, was read. The Assistant Chief Engineer explained that in the past no payment had been received for janitorial and other services, the Government paying merely a nominal fee for the rental of offices, but that following negotiations, both the Civil Aeronautics Authority and the Weather Bureau had agreed to pay for these services, which will amount to approximately \$2200.00 per year. Following discussion, the Board authorized the entering into agreement with the Civil Aeronautics Authority and the Weather Bureau for occupancy of the space at the rates as set forth in the Port Manager's report.

The Port Manager stated he had received communication from F. D. Kinnie, District Engineer of the Santa Fe Railroad Co., stating that in the event a belt line is to be constructed in the Brooklyn Basin area, his company would be agreeable to participate in its cost, thereby placing it in position to serve this portion of the harbor.

The Port Manager reported as follows on status of certain funds as of November 3, 1939 :-

"RESOLUTION NO. 5257

RESOLUTION APPROVING AND ALLOWING
CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Acme Partition Company, Inc.	\$	88.11
American Brass & Copper Co.		4.82
Associated Stationers, Inc.		6.24
Blake, Moffitt & Towne		3.40
California Pottery Company		1.41
City of Oakland - City Hall		574.83
L. M. Clough Co.		25.00
Cobbledick-Kibbe Glass Company		2.62
Conference on State Defense		150.00
Dearborn Chemical Company		25.62
Dewey and Almy Chemical Company		10.20
Dock Checkers Employers Association		55.40
East Bay Municipal Utility District		434.56
The Electric Corporation		13.96
Fire Dispatch and Patrol		6.60
Firestone Auto Supply & Service Stores		200.30
Gilson Electrical Supply Co.		63.59
Graybar Electric Company, Inc.		17.47
Greenwood Printers Ltd.		65.82
Grinnell Company of the Pacific		3.00
The Hancock Oil Co. of Calif.		201.30
F. B. Hansen		189.52
Hogan Lumber Company		13.98
Geo. A. Kreplin Co.		.56
C. W. Marwedel		1.27
Maxwell Wholesale Hardware Company		37.19
Melrose Building Materials Co.		4.55
Melrose Lumber & Supply Co.		5.23
National Lead Company		6.73
Oakland Association of Insurance Agents		1.74
Oakland Plumbing Supply Co.		.71
Pacific Coast Association of Port Authorities		1,500.00
Pacific Tool and Supply Company		7.35
Sentinel Sanitary Supply Company		2.50
B. Simon Hardware Co.		2.27
Thomas Sanitary Supply Co.		3.03
Union Paper Company		37.16
E. C. Wenger Company		2.63
West Disinfecting Company		34.93
Zellerbach Paper Company		24.73
Geo. J. Zett		1.70
Geo. A. Attwood		24.54
Geo. H. Nash		87.05
Henry Wolke		26.71
A. C. Meadows		25.74
Harold Wiltermood		48.88
Libby, McNeill & Libby		.46
Bundesen & Lauritzen		6,881.10
Port Revolving Fund - Misc.		251.48
Semi-Monthly Payrolls		19,167.94
		<u>\$30,345.94."</u>

"RESOLUTION NO. 5258

RESOLUTION APPROVING WEEKLY PAYROLLS,
RATIFYING ALL HIRINGS AND EMPLOYMENTS
THEREIN AND REIMBURSING PORT REVOLVING
FUND.

BE IT RESOLVED that the weekly payrolls for the weeks ending October 21 and 28, 1939, be and the same are hereby approved and the hiring or employment of each and all of the services therein set forth at the compensations therein paid is hereby ratified, confirmed and approved, and be it further

RESOLVED that the demand against the Harbor Maintenance and Improvement Fund for the reimbursement of the Port Revolving Fund in the amount set forth therein, having been approved by the Auditing Committee, is hereby approved and allowed, and the City Auditor be and he is hereby authorized and directed to draw his warrant for the same and make such reimbursement.

HARBOR MAINTENANCE AND IMPROVEMENT FUND:
Port Revolving Fund - Payrolls

\$7,655.92."

"RESOLUTION NO. 5259

RESOLUTION PROVIDING FOR MILEAGE ALLOWANCE
FOR USE OF PRIVATE AUTOMOBILES ON OFFICIAL
BUSINESS.

BE IT RESOLVED that where, with the written approval or designation of the Port Manager, private automobiles of the officers or employees of the Port Department are used in connection with the official business of the Port of Oakland, each such officer and employee shall be entitled to an allowance of five (5) cents per mile for the use of such automobile, said allowance to be paid upon filing satisfactory mileage vouchers in manner and form as directed and approved by the Port Manager.

BE IT FURTHER RESOLVED that such allowance shall be deemed to include all costs of operating the automobile, including costs of gasoline, repairs, insurance, damage to the car and other incidental expenses.

BE IT FURTHER RESOLVED that Resolution No. 3046 is hereby rescinded."

"RESOLUTION NO. 5260

RESOLUTION APPROVING BOND OF
WALTER P. KOETITZ.

BE IT RESOLVED that the bond of Walter P. Koetitz, executed by American Surety Company of New York, in the amount of \$1,000 for the faithful performance of his contract with the City of Oakland for the furnishing, on a rental basis, of a floating piledriver, be and the same is hereby approved."

"RESOLUTION NO. 5261

RESOLUTION RATIFYING, CONFIRMING
AND APPROVING APPOINTMENT OF BLYTHE
L. MOORE TO POSITION OF TELEPHONE
OPERATOR AND CLERK.

BE IT RESOLVED that the action of the Port Manager in making the following appointment is hereby ratified, confirmed and approved by this Board:

Blythe L. Moore, Telephone Operator and Clerk,
(Port Ordinance No. 222, Section
2.1) - c. \$110 per month -
appointment effective November 4,
1939."

"RESOLUTION NO. 5262

RESOLUTION REINSTATING L.J.B. JOHNSON
TO POSITION OF DOCK CLERK AND RESCINDING
RESOLUTION NO. 5254.

BE IT RESOLVED that the reinstatement of L.J.B. Johnson to the position of Dock Clerk (Port Ordinance No. 222, Section 8.07) at a. \$160 per month is hereby approved by this Board, said employee to return to duty November 8, 1939.

BE IT FURTHER RESOLVED that Resolution No. 5254 is hereby rescinded."

"RESOLUTION NO. 5263

RESOLUTION DISMISSING H. A. ANDERSON
AND APPROVING PREVIOUS SUSPENSION OF
SAID EMPLOYEE.

BE IT RESOLVED that the action of the Port Manager in suspending H. A. Anderson as of September 27, 1939 from his duties and employment as Dock Laborer (Port Ordinance No. 222, Section 8.13) without pay, because of his failure to observe the rules and regulations of the Board, be and the same is hereby approved, and said employee is hereby dismissed from said employment, effective immediately."

"RESOLUTION NO. 5264

RESOLUTION CONSENTING TO ASSIGNMENT
TO AMERICAN TRUST COMPANY OF SUBLEASES
OF PARR TERMINAL COMPANY.

Whereas, Parr Terminal Company as assignee of lessee of that certain lease dated June 15, 1918, as revised from time to time and particularly under date of February 17, 1934, has requested the Board's consent to the assignment, for purpose of security, to American Trust Company of the following subleases made under such lease, to-wit:

1. Sublease dated October 23, 1924, as modified, now held by General Petroleum Corporation of California;
2. Sublease dated November 8, 1924, as modified, now held by Richfield Oil Company;
3. Sublease dated May 20, 1925, as modified, now held by Richfield Oil Company;
4. Sublease dated August 19, 1925, as modified, now held by The Texas Company;
5. Sublease dated December 11, 1925, as modified, now held by The Texas Company;
6. Sublease dated October 5, 1918 to American Manganese Steel Co.;
7. Sublease dated September 28, 1929, as modified, now held by The Walkup Co.;
8. Sublease dated July 1, 1931, as modified, now held by Pacific Freight Lines Company;

now, therefore,

BE IT RESOLVED that this Board hereby consents to such assignment of said subleases, provided, however, that such consent shall not in any manner prejudice or affect any right of the City of Oakland or of this Board in connection with such lease or subleases, whether arising out of said agreement of February 17, 1934 or otherwise, and said assignment shall be subordinate to said last mentioned agreement."

"RESOLUTION NO. 5265RESOLUTION AUTHORIZING DISPOSITION
OF DAMAGED GOODS.

BE IT RESOLVED that the Port Manager is hereby authorized to turn over canned goods and dried fruit in damaged containers, of the approximate value of \$170, which have accumulated at the Outer Harbor Terminal, to the City Manager, to be used in feeding prisoners in the City Jail."

"RESOLUTION NO. 5266RESOLUTION AUTHORIZING GASOLINE
CONCESSION WITH STANDARD OIL
COMPANY OF CALIFORNIA.

BE IT RESOLVED that the Port Manager be and he is hereby authorized to enter into an agreement with Standard Oil Company of California, a corporation, as Licensee, granting to Licensee the concession to sell gasoline and lubricants at Oakland Municipal Airport and to maintain facilities in connection therewith for a period of one (1) year commencing November 1, 1939, with compensation to the Port upon the customary gallonage basis on all gasoline sold."

"RESOLUTION NO. 5267RESOLUTION AUTHORIZING AGREEMENT WITH
CIVIL AERONAUTICS AUTHORITY AND
AUTHORIZING SUBMITTING OF BID FOR FURNISH-
ING OF CERTAIN SERVICES IN CONNECTION THEREWITH.

BE IT RESOLVED that the Port Manager be and he is hereby authorized to enter into an agreement with Civil Aeronautics Authority of United States of America providing for the occupancy by said Authority of approximately 5676 square feet of office space, storeroom and adjacent halls and closets on the first floor of Administration Building, Oakland Municipal Airport, for a period from November 1, 1939 to June 30, 1940 at a rental of \$1.00 for said term; and be it further

RESOLVED that the Port Manager is hereby authorized to submit a proposal to said Authority for the furnishing of electric energy for lighting and operation of small power consuming devices in accordance with Pacific Gas and Electric Company's Schedule L-1; and be it further

RESOLVED that the Port Manager be and he is hereby authorized to submit a proposal to said Authority for the furnishing of necessary heat, water and janitorial services in connection with said premises for the sum of \$144.50 per month."

"RESOLUTION NO. 5268RESOLUTION APPROVING APPOINTMENT
OF MELVIN J. DUNCAN TO POSITION OF
DOCK CLERK, AND RESCINDING RESOLUTION
NO. 5252.

BE IT RESOLVED that the following regular appointment is hereby approved by this Board:

Melvin J. Duncan, Dock Clerk, (Port Ordinance No. 222, Section 8.07) - e. \$160 per month - appointment effective November 8, 1939.

BE IT FURTHER RESOLVED that Resolution No. 5252 is hereby rescinded."

Port Ordinance No. 318 being "AN ORDINANCE AMENDING VARIOUS ITEMS OF PORT ORDINANCE NO. 60, ADDING CERTAIN ITEMS THERETO AND REPEALING OTHER ITEMS THEREOF," having been duly introduced, read and published, was finally adopted by the following vote:

AYES: Commissioners Goodwin, Pardee, Roland, Smith and
President McElroy -5-
NOES: None
ABSENT: None

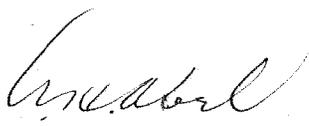
The Port Manager stated that Mr. H. R. Higgins of Rosenberg Bros. & Co. had advised him that, due to illness, it would not be possible for him to attend the Board's meeting for discussion of leases on Terminal Buildings A and AA at the Outer Harbor Terminal, but that he would endeavor to meet with the Board at as early a date as possible.

In respect to the request of Howard Terminal for a renewal of the Quay Wall lease, the Port Manager stated that following the completion of the reconstruction of Pier No. 2 and its use as a general cargo pier, there might be a falling off in the past revenues received from the Quay Wall lease, inasmuch as the rent of \$100.00 per month was nominal and that the dockage and tolls, which have been averaging better than \$14,000 per year, would be adversely affected. The Port Manager was directed to confer with Mr. Howard and report on the matter of a satisfactory guaranty on dockage and tolls, which would insure the past amount of revenue received from the Quay Wall lease being continued.

The Board gave consideration to the budget, as submitted by the Port Manager for the fiscal year ending June 30, 1940, which matter has been held in abeyance awaiting the filing of reports by D. A. Sargent & Co. Commissioner Goodwin stated that he would liked to have had the budget prepared in more detail, whereby the expenses of the various departments would be more fully analyzed for comparison purposes. The Port Manager stated that the budget was prepared in conformance with the past budget-making practice of the Board and that it was merely an estimate of the proposed expenditures and a statement of the expected revenues. A revised statement of expenditures for construction, maintenance and equipment was submitted, inasmuch as a quarter of the fiscal year had already expired and several of the items, which were originally included in the budget, could not be undertaken during the year for the reason that the Port had failed to receive favorable action for appropriations by the Federal Government. Following further discussion, the Board accepted and adopted

the budget as revised, it being the understanding that the budget for the fiscal year 1940-41 would be prepared in more detail, along the lines suggested by Commissioner Goodwin.

ADJOURNED.



S E C R E T A R Y

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS
of the
PORT OF OAKLAND

Held on Monday, November 13, 1939, at the hour of 3:15 o'clock p.m. in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

Commissioners present: Goodwin, Roland, Smith and President McElroy -4-
Commissioner absent: Pardee -1-

The Port Manager, Port Attorney, Assistant Port Attorney, Assistant Chief Engineer and Traffic Manager were also present.

Minutes of the regular meeting of November 6, 1939 were read, approved and adopted.

Communication from J. A. Earley, President, Port of Seattle, requesting Board to urge Federal authorities to transfer ships on the Atlantic seaboard which are idle, due to European war conditions, to Pacific Ports for the handling of trans-Pacific tonnage, was read and the Port Manager directed to communicate with Federal authorities in Washington after reviewing the matter with steamship operators.

Communication from J. F. Hassler, City Manager, expressing appreciation for damaged tins of fruits and vegetables, which were transferred for feeding of City prisoners, was filed.

Relative to communication from United Air Lines, presented at previous meeting, requesting certain improvements of the landing ramp at Hangar No. 5, the Port Manager stated that as a result of a conference, Mr. Richerson, Assistant Manager of Operations, United Air Lines, offered

to pay \$250.00 toward the cost of the improvements, estimated to cost \$550.00, and the Board directed that the improvements be made in accordance with this understanding.

Communication from Captain George E. Henry, U. S. Army Reserve, requesting submission of offer of rental of facilities at Oakland Municipal Airport for the fiscal year 1941, was read and the Port Manager directed to advise Captain Henry that if and when a new hangar is constructed for the U. S. Navy, Hangar No. 3 now occupied by the Navy would be made available for the Army's use.

Certificate of Completion of contract with Acme Transportation, Inc., for furnishing, heating and spreading bituminous binder on runways at Oakland Municipal Airport, was filed.

Communication from the Port Manager, submitting Civil Service Board list of three names for position of Senior Stenographer-Clerk and recommending appointment of Ruth Mullen on basis of seniority and satisfactory service, was read. Commissioner Smith stated he believed the appointment of Ruth Croter should be made inasmuch as she had a rating slightly higher than Miss Mullen. Following discussion, it was directed that Miss Croter be appointed to the position.

Communication from Parr Terminal, requesting correction in the Board's Resolution No. 5264 which granted permission to Parr Terminal to assign its sub-leases to American Trust Company, substituting the Walkup Co. for Pacific Freight Lines Co., was read and resolution later passed amending Resolution No. 5264.

Communication from J. F. Douglas, Vice-President of Carnation Co., advising that absence from the office of E. H. Stuart has delayed consideration of the Board's proposal in respect to Albers Bros. Milling Co. lease matter, was filed.

Communication from F. A. Lawrence, Business Agent of International Union of Operating Engineers, requesting that Power Equipment Operators be paid \$1.35 per hour, which rate is being paid by City of Oakland, was read and the Port Manager directed to advise Mr. Lawrence that the Board would give early consideration to his request along with a general survey of salaries and wages which it was undertaking.

Communication from the U. S. Maritime Commission, Washington, D.C., transmitting its order, dated November 7, 1939, stating that on its own motion an investigation will be entered into to determine whether or not services or rates, charges, tolls, rentals, rules, regulations, classifications, agreements, acts, practices and operations of San Francisco Bay Terminals and Stockton are in violation of Sections 15, 16, 17 and 20 of the Shipping Act of 1916, was read. It was noted that the date of hearing had not yet been set and that the Board of State Harbor Commissioners had not been named in the investigation. The Port Manager, the Traffic Manager, and the Assistant Port Attorney were directed to undertake preparation of data and represent the Board at the hearing when held.

Communication from Austin J. Tobin, Secretary of Conference on State Defense, acknowledging appropriation of \$150.00 by the Board to further the work of the Conference, was filed.

Communication from Van H. Richardson, tendering resignation, effective November 15, 1939, of his position as Airport Attendant & Watchman, to enable him to accept permanent position outside the City service, was filed.

The Port Manager reported as follows on the status of certain funds as of November 10, 1939:

<u>Harbor Maintenance and Improvement Fund (No. 226)</u>	
Unencumbered Cash Balance as of Nov. 10, 1939....	\$140,649.26
Set up in Special Funds 220 and 222.....	75,000.00
Total Unencumbered Cash in all revenue funds	
as of Nov. 10, 1939.....	215,649.26
Total Unencumbered Cash as of Oct. 31, 1939.....	185,249.33
<u>1925 Oakland Harbor Improvement Fund (No. 567)</u>	
Cash Balance as of Nov. 10, 1939.....	125,432.89

Report of the Port Manager, transmitting statement of Accounts Receivable for October of 1939 as compared with September of 1939, prepared by the Chief Port Accountant, showing improved conditions, was filed.

Report of the Assistant Port Attorney, on certain legal aspects of present Ship Clerks strike, was filed.

In respect to the request of the Oakland Municipal Employees Association for placing of per diem Port employees on a monthly wage status, the Port Manager stated that Mr. Darst, Chairman of the Committee on monthly salaries, had reviewed the proposed monthly rates for the employees in the maintenance department and had approved same. He further stated that these proposed changes in salaries were being incorporated

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in a complete survey of the entire Port payroll relative to salaries and wages and that this report would be presented at an early meeting.

Commissioners Roland and Smith stated that a number of complaints from employees had reached them in respect to working conditions and suggested that a committee be appointed, to include the Port Manager, for the hearing of these complaints, on which recommendations can be made. President McElroy appointed Commissioners Roland and Smith, together with the Port Manager, for the purpose of holding a meeting with the employees who may desire to appear and discuss matters pertaining to their employment.

The Port Manager was requested to arrange for a meeting of this committee.

The Port Manager stated that the Ship Clerks Association had declared a strike at all of the piers and wharves of the Dock Checkers Employers Association, which included the San Francisco piers and East Bay terminals other than the Port of Oakland and the Farr-Richmond Terminal, but that at the present time ships were being worked at Outer Harbor and Grove Street Terminals and that there were no activities at the Ninth Avenue Terminal, due to the fact that the McCormick Steamship Line is a member of the Dock Checkers Employers Association and is being picketed; that due to a strike of the firemen on the lumber schooners, there were no lumber operations at Ninth Avenue Terminal nor at Livingston and Dennison Street Piers.

It was further reported that communication had been received from the Ship Clerks Union, advising that they would work vessels at the Port of Oakland terminals, inasmuch as the Board is not a member of the Dock Checkers Employers Association.

The Port Manager stated that he had attended a meeting of the Dock Checkers Employers Association, at which it had been stated that unless the Port of Oakland ceased operation of its facilities, opportunity to settle the strike satisfactorily at an early date would be seriously handicapped, if not nullified.

The matter of the legality of closing the terminals was discussed and the Assistant Port Attorney advised that he could see no legal way at this time to effect the closing of the docks.

The Port Manager stated further that at the meeting of the Dock Checkers Employers Association, it was suggested that the Port limit its operations to the receipt of cargo destined for delivery to the metropolitan Oakland area and to refuse delivery of transship cargo, which normally would

not pass over its terminals. Following discussion of this suggestion, in which it was brought out that in the event that transship cargo for other ports was accepted, the terminals would undoubtedly be congested to such extent as would not permit their successful operation, the Board stated that its policy in this emergency is that cargo which normally flows through the metropolitan Oakland piers would be accepted and that transship cargo for other ports, which normally does not pass through the Port, would be refused. The Port Manager was directed to advise the Dock Checkers Employers Association of this ruling.

Communication from the Ship Clerks Association, making certain demands as to the transfer of dock clerks at the Port's terminals, was filed.

From press reports it was noted that, after defeat of the California oil control bill, the sponsors of Federal claims to submerged lands will renew their efforts in the next Congress to enact the Nye or Hobbs resolution.

The Board's attention was called to the fact that during October of 1939, 29 arriving and 28 departing transport planes did not use San Francisco Municipal Airport, but had used Oakland Airport only, due to low ceilings and cross-winds at San Francisco Airport.

Copies of rough draft of proposed Board letter were presented to the Board members for approval.

Report of the Auditing Committee on claims and demands was adopted.

The following resolution was introduced and passed by the following vote:

AYES: Commissioners Goodwin, Smith and President McElroy -3-

NOES: None

ABSENT: Commissioner Pardee -1-

NOT VOTING: Commissioner Roland -1-

"RESOLUTION NO. 5269

RESOLUTION APPROVING AND ALLOWING
CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Air Reduction Sales Company	\$	14.36
American Auto Metal Works		4.50
American Bitumuls Company		78.89
Associated Stationers, Inc.		25.23
Baker, Hamilton & Pacific Company		14.53
George Baljevich		79.70
Bay City Sanitary Rag Co.		6.31
Bearing and Equipment Co.		2.88
Binks Manufacturing Company		1.23
Geo. R. Borrman Steel Company		13.14
The E. C. Buehrer Company		24.67
Burroughs Adding Machine Company		4.75
Clipper Cafe		6.72
L. M. Clough Co.		69.32
Cobbledick-Kibbe Glass Company		1.95
Cochran & Celli		4.75
Colyear Motor Sales Company		2.12
Henry Cowell Lime and Cement Co.		3.64
Dieterich-Post Company		9.89
East Bay Blueprint and Supply Co.		2.04
Dan L. Ferrari		12.50
Golden Gate Sheet Metal Works		52.64
Greenwood Printers Ltd.		32.91
H. & M. C. Co.		3.61
The Hancock Oil Co. of Calif.		41.15
Heafey-Moore Co.		562.25
Hersey Inspection Bureau		9.90
Hogan Lumber Company		60.65
E. H. Huebbe		3.61
Robert W. Hunt Company		4.00
Inland Manufacturing Company		2.12
International Business Machines Corporation		19.00
Laird's Stationery		1.11
Lamberson & Whyatt Welding Works		9.00
Lawton & Williams		89.92
Libby, McNeill & Libby		10.20
Libby, McNeill & Libby		45.92
The A. Lietz Co.		8.65
Loop Lumber & Mill Company		105.28
Marine Exchange of the San Francisco Chamber of Commerce		10.00
Melrose Lumber & Supply Co.		7.22
Merchants Express Corporation		.95
C. L. Moody Brush Co.		10.90
National Lead Company		24.88
A. Newman		33.48
Oakland Municipal Employees' Retirement System		150.79
Oakland Plumbing Supply Co.		15.53
Oakland Rubber Stamp Co.		3.58
Pacific Gas and Electric Company		27.32
Ransome Company		474.09
Remington Rand, Inc.		2.06
Richmond Sanitary Company		41.54
Rucker-Fuller Company		2.06
The San Francisco Stevedoring Co.		13.46
D. A. Sargent & Co.		300.00
Sentinel Sanitary Supply Company		15.91
Shell Oil Company		27.89
Smith Brothers		7.18
Standard Mill & Lumber Co.		1.00
Strable Hardwood Company		4.47
The Thaler Company		24.83
Thomas Sanitary Supply Co.		17.42
Tide Water Associated Oil Company		28.31
The Tribune Press		7.21
The Tribune Publishing Co.		4.68
United Iron Works		10.60
Chester N. Weaver Co.		17.03
Wonderlite Neon Products Co.		9.03
The Pacific Telephone and Telegraph Company		166.77
H. G. Adam		11.70
Patterson Equipment Co.		75.00

Frederick E. Blume, M. D.	\$	3.00
William H. Sargent, M. D.		5.00
1925 OAKLAND HARBOR IMPROVEMENT BOND FUND:		
L. M. Clough Company		1,414.60
		<u>\$4,414.53."</u>

The following resolutions were introduced and passed by the following vote:

AYES: Commissioners Goodwin, Roland, Smith and President McElroy -4-

NOES: None

ABSENT: Commissioner Pardee -1-

"RESOLUTION NO. 5270

RESOLUTION ACCEPTING CONTRACT
WITH ACME TRANSPORTATION, INC.
AND AUTHORIZING RECORDATION OF
NOTICE OF COMPLETION.

BE IT RESOLVED that the contract with Acme Transportation, Inc., a corporation, for the furnishing, heating and spreading of bituminous binder on runways at Oakland Municipal Airport, Oakland, (Auditor's No. 6713), having been satisfactorily completed, be and the same is hereby accepted.

BE IT FURTHER RESOLVED that a notice of completion of said contract be duly filed in the office of the County Recorder of Alameda County."

"RESOLUTION NO. 5271

RESOLUTION APPROVING APPOINTMENT
OF RUTH CROTER TO POSITION OF SENIOR
STENOGRAPHER-CLERK.

BE IT RESOLVED that the following appointment is hereby approved by this Board:

Ruth Croter, Senior Stenographer-Clerk,
(Port Ordinance No. 222, Section
2.12) - a. \$130 per month- appointment effective
November 14th, 1939, at noon."

"RESOLUTION NO. 5272

RESOLUTION APPROVING TEMPORARY
APPOINTMENTS TO POSITION OF
FILE DRIVER MAN.

BE IT RESOLVED that the following temporary appointments are hereby approved by this Board:

J. H. Luthin) File Driver Man, (Port Ordinance No. 222,
Thomas A. Boyle) Section 5.023), - at \$1.40 per hour - appointments
effective November 13, 1939."

"RESOLUTION NO. 5273

RESOLUTION ADOPTING BUDGET
FOR FISCAL YEAR 1939-1940.

BE IT RESOLVED that the proposed budget heretofore submitted to the Board by the Port Manager for the operations of the Board for the fiscal year 1939-1940 be and the same is hereby adopted."

"RESOLUTION NO. 5274

RESOLUTION AMENDING
RESOLUTION NO. 5264.

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BE IT RESOLVED that Resolution No. 5264 be and the same is hereby amended to read as follows:

RESOLUTION CONSENTING TO ASSIGNMENT
TO AMERICAN TRUST COMPANY OF SUB-
LEASES OF PARR TERMINAL COMPANY.

Whereas, Parr Terminal Company as assignee of lessee of that certain lease dated June 15, 1918, as revised from time to time and particularly under date of February 17, 1934, has requested the Board's consent to the assignment, for purpose of security, to American Trust Company of the following subleases made under such lease, to-wit:

1. Sublease dated October 23, 1924, as modified, now held by General Petroleum Corporation of California;
2. Sublease dated November 8, 1924, as modified, now held by Richfield Oil Company;
3. Sublease dated May 20, 1925, as modified, now held by Richfield Oil Company;
4. Sublease dated August 19, 1925, as modified, now held by The Texas Company;
5. Sublease dated December 11, 1925, as modified, now held by The Texas Company;
6. Sublease dated October 5, 1918 to American Manganese Steel Co.;
7. Sublease dated September 28, 1929, as modified, now held by Walkup Company;
8. Sublease dated July 1, 1931, as modified, now held by Walkup Company; now, therefore,

BE IT RESOLVED that this Board hereby consents to such assignment of said subleases, provided, however, that such consent shall not in any manner prejudice or affect any right of the City of Oakland or of this Board in connection with such lease or subleases, whether arising out of said agreement of February 17, 1934 or otherwise, and said assignment shall be subordinate to said last mentioned agreement."

Pursuant to Resolution No. 5249 and advertising for five consecutive days in the City's official newspaper, bids for One Fork Lift Dock Truck were received between the hours of 3:15 and 4:15 p.m. At the hour of 4:15 p.m., the following bids, being all the bids received, were publicly opened:

BIDS FOR
ONE 3-TON GAS ENGINED FORK LIFT DOCK TRUCK
TO BE DELIVERED TO OUTER HARBOR TERMINAL

<u>Bidder</u>	<u>Lump Sum</u>	<u>Certified Check</u>
Clark Tructractor Division of Clark Equipment Co.	\$4,269.49	\$426.95
Ira G. Perin	4,248.46	424.85

These bids were referred to the Port Attorney as to legality and the Port Manager for recommendation as to acceptance of the bids.

ADJOURNED.

W. D. Abal
SECRETARY

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS

of the

PORT OF OAKLAND

Held on Monday, November 20, 1939, at the hour of 3:15 o'clock p.m. in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

Commissioners present: Goodwin, Pardee, Roland, Smith and
President McElroy -5-

Commissioners absent: None

The Port Manager, Port Attorney, Assistant Port Attorney, Assistant Chief Engineer and the Traffic Manager were also present.

Minutes of the regular meeting of November 13, 1939, were read, approved and adopted.

Communication from the Blue Star Line, reviewing status of shipment of cold storage pears consigned to M.V. COLUMBIA STAR and advising as to Port's liability in event shipment is not loaded on vessel at the Outer Harbor Terminal, was filed.

Communication from J. A. Riley, Meteorologist, U. S. Weather Bureau, presenting agreement for use of offices in Administration Building at Oakland Municipal Airport including payment for janitorial service, heat and electrical service, was read. It was noted that the agreement calls for the payment of janitorial service, heat and for the electric energy on scheduled metered basis. A resolution was later passed, authorizing the Port Manager to enter into agreement on the basis as set forth in the communication.

Communication from Cosgrove & Company, presenting check for \$3,001.92 in full payment of damage to trestle at Ninth Avenue Pier by SS SAMOA on June 21, 1939, was filed.

Certificate of Completion of contract with Bundesen & Lauritzen for dredging extension to Oakland Yacht Harbor was filed.

Communication from U. S. Maritime Commission, advising that hearing in the matter of practices, etc. of San Francisco Bay Terminals (Docket 555) will be held at Hotel Empire, beginning 10:00 a.m., January 10, 1940, before Chief Regulation Examiner G. O. Basham, was filed.

Communication from J. F. Douglas, Vice-President, Carnation Co., advising Mr. E. S. Hartwick, Secretary of the Company, will be in Oakland

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during the coming week to discuss Board's proposal, was filed.

Communications from Libby, McNeill & Libby, requesting that due to closing of Outer Harbor Terminal by strike, they be relieved from storage on such shipments as are covered by bona fide shipping orders, was read and request granted, to such extent as set forth in the Port of Oakland tariff.

Communication from J. W. Mitchell, Berkeley, requesting that Maritime Street be lighted, was filed.

Communication from the Port Manager, submitting Civil Service List for Extra Port Watchman from which one appointment should be made by the Board, was read. The Port Manager stated that just previous to the meeting, he had been advised by the Civil Service Board that Mr. Christopoulos, No. 1 on the list, had accepted a position in another department of the City service and the Board directed that a full eligible list of three names be submitted at the next Board meeting, from which appointment could be made.

Communication from the Port Manager, submitting Civil Service List for Airport Attendant & Watchman from which one appointment should be made to fill vacancy created by resignation of Mr. Richardson, was read and resolution later passed, appointing James L. Landon, No. 1 on the list.

Communication from the Port Manager, advising that all Dock Clerks and Dock Laborers had been laid off, effective November 16, 1939, due to lack of work, was read and resolution later passed confirming the Port Manager's action.

Communication from H. T. Neal Machinery Company, offering \$500.00 for the purchase of two used electric motors, which have been in the Board's possession for the past 15 years, together with letter from the Port Manager recommending the sale of the motors, were read and resolution later passed, accepting the offer as made.

Communication from Congressman John H. Tolan, enclosing copy of letter to East Bay Municipal Utility District, requesting that the sewage disposal problem now facing Oakland and the East Bay cities be carried out as a District project, was filed. It was noted from press reports that the request of Congressman Tolan had been refused by the Utility District.

The Port Manager reported as follows on the status of certain funds as of November 17, 1939:



as he felt that the Board had done everything it could under the circumstances.

Conference was held with the representatives of the Warehousemen's Union on November 16, at which time they stated a signed contract would be required of the Port before they would return to work, and following discussion, the Port Manager was directed to address communication to the Warehousemen's Union along the same lines as was addressed to the Ship Clerks Association, advising that it would be the Board's policy to continue to operate the terminals in accordance with the prevailing practices, rates of pay and conditions as are generally established in the community by competing private terminals.

The conference held by the Board with The Oakland Plan on November 17, in respect to the waterfront labor situation, was reviewed. The matter of entering into an agreement with the Union was discussed and it was the consensus of the Board that no action at this time be taken on the verbal request of the Union.

It was noted from press reports that Mayor Rossi of San Francisco had sent an appeal to President Roosevelt to use his efforts to terminate the waterfront strike which has paralyzed the San Francisco Bay area.

The Port Manager stated that he, together with the Assistant Chief Engineer, had attended the public hearing before the U. S. Engineers on November 17 and presented the Board's position in respect to the change in pierhead lines in the Brooklyn Basin and Outer Harbor area, as referred to at previous meeting. Copy of the data submitted to the U. S. Engineers, in support of the Board's request, was filed. It was further stated that the State Highway Department officials had supported the Board's application and that no opposition made appearance at the hearing.

Reports of the Auditing Committee on claims and demands, and on weekly payrolls, were adopted.

The following resolutions were introduced and passed by the following vote:

AYES: Commissioners Goodwin, Fardee, Roland, Smith and President McElroy -5-
NOES: None
ABSENT: None

"RESOLUTION NO. 5275

RESOLUTION APPROVING AND ALLOWING
CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Air Reduction Sales Company	\$ 2.83
Ambassador Venetian Blind Corp.	452.54
American Bitumuls Company	57.17
Bigge Drayage Company	38.85
Geo. R. Borrman Steel Company	18.40
Bostitch-Western, Inc.	19.57
California Fruit News	11.50
California Pottery Company	66.77
California Wool Growers Association	5.00
Clark Tructractor	70.00
Cobbledick-Kibbe Glass Company	18.21
Cochran & Celli	1.05
Columbia Wood and Metal Preservative Co.	45.32
Dempsey & Sanders	48.37
Dock Checkers Employers Association	92.56
East Bay Blue Print & Supply Co.	65.06
East Bay Blue Print & Supply Co.	1.03
The Electric Corporation	23.69
Ferro Steel Company	66.42
Gilson Electrical Supply Co.	15.26
Gleason & Richardson	10.71
Golden Gate Sheet Metal Works	1.03
Graybar Electric Company, Inc.	422.95
Grinnell Company of the Pacific	2.13
The Hancock Oil Co. of Calif.	112.24
The Harbor Tug and Barge Company	20.00
Hoffmeyer Belting & Supply Co.	6.35
Hogan Lumber Company	2.37
Kee Lox Manufacturing Co.	7.73
Geo. A. Kreplin Co.	4.28
Laird's Stationery	1.11
Maxwell Wholesale Hardware Company	14.77
Melrose Building Materials Co.	3.40
C. L. Moody Brush Co.	22.55
The National Industrial Traffic League	50.00
National Lead Company	22.31
Oakland Municipal Employees' Retirement System	1,748.58
Oakland Plumbing Supply Co.	6.27
Pacific Shipper	68.00
Pacific Tool and Supply Company	1.42
Printing Plates Incorporated	35.09
Rhodes & Jamieson, Ltd.	37.67
Sanders Glass Company	31.11
San Francisco Bay Carloading Conference	5.00
San Francisco Commercial Club	42.75
Sentinel Sanitary Supply Company	26.11
E. Simon Hardware Co.	14.38
Smith Brothers	19.39
Soule Steel Company	604.96
Clyde Sunderland	17.00
The Tribune Publishing Co.	43.29
Chester N. Weaver Co.	24.81
Winslow Engineering Co.	18.05
E. K. Wood Lumber Co.	315.58
World Ports	150.00

Acme Transportation, Inc.	\$	605.92
Thos. H. Moore		18.06
J. S. Saunders		80.75
A. A. Alexander, M. D.		12.50
Frederick E. Blume, M. D.		2.50
M. D. McCarl		21.80
Postmaster, Oakland		210.45
Port Revolving Fund - Misc.		226.73
Semi-Monthly Payrolls		17,637.16
		<u>\$23,848.86."</u>

"RESOLUTION NO. 5276

RESOLUTION APPROVING WEEKLY PAYROLLS,
RATIFYING ALL HIRINGS AND EMPLOYMENTS
THEREIN AND REIMBURSING PORT REVOLVING
FUND.

BE IT RESOLVED that the weekly payrolls for the weeks ending November 4 and November 11, 1939, be and the same are hereby approved and the hiring or employment of each and all of the services therein set forth at the compensations therein paid is hereby ratified, confirmed and approved, and be it further

RESOLVED that the demand against the Harbor Maintenance and Improvement Fund for the reimbursement of the Port Revolving Fund in the amount set forth therein, having been approved by the Auditing Committee, is hereby approved and allowed, and the City Auditor be and he is hereby authorized and directed to draw his warrant for the same and make such reimbursement.

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Port Revolving Fund - Payrolls \$2,388.38."

"RESOLUTION NO. 5277

RESOLUTION APPROVING REPORT ON
APPRAISAL OF PORT PROPERTIES AND
AUTHORIZING ADJUSTING ENTRIES FOR
THE PORT'S AND CITY AUDITOR'S BOOKS.

BE IT RESOLVED that the Report on Appraisal of Properties of the Port of Oakland, made by D. A. Sargent & Co., dated October 30, 1939, and filed with the Board November 6, 1939, together with the recommendations therein contained, be and the same is hereby approved; and be it further

RESOLVED that the Chief Port Accountant be and he hereby is directed to adjust the Port records by a net addition to Surplus of \$3,059,802.93 as of June 30, 1939 in accordance with the detail of such report; and be it further

RESOLVED that the City Auditor be and he hereby is authorized to adjust his records in that connection by a net debit to Surplus of \$982,879.23 as of June 30, 1939 in accordance with the detail of said report; and be it further

RESOLVED that the City Auditor and Chief Port Accountant be and they are hereby authorized to make such other entries as may be necessary to carry forward adjustments required since June 30, 1939; and be it further

RESOLVED that the Chief Port Accountant be and he hereby is directed to follow the specific recommendations of said report insofar as future entries are concerned."

"RESOLUTION NO. 5278RESOLUTION RATIFYING LAYOFF OF
DOCK CLERKS, DOCK LABORERS AND
DOCK LABOR FOREMAN.

BE IT RESOLVED that the action of the Port Manager in laying off as of 12:01 a.m., November 16, 1939, because of lack of work, the Dock Clerks, Port Ordinance No. 222, Section 8.07, Dock Laborers, Port Ordinance No. 222, Section 8.13 and Dock Labor Foreman, Section 8.131 of said Ordinance, comprising the employees listed hereinafter, is hereby ratified, confirmed and approved.

DOCK CLERKS

Bray, William F.
Coyne, J.W.
Frost, George
Jackson, Frank K.
Lund, T. A.
McGinnis, C. E.
Murray, A. L.
Buhman, O. P.
Case, O. H.
Clough, C. A.
Duncan, Melvin J.
Fitzgerald, John F.
Hayselden, George W.
Johnson, Albert
Johnson, L. J. B.
McDonald, Russell L.
McGeorge, Charles S.
Ollson, Frederick M.
Schullerts, F. O.
Seely, W. M.

Stevens, Leonard M.
Wilson, Geo. W.

DOCK LABORERS

Berg, Ragnar
Spady, Abraham
Bolton, C. F.
Cesar, Jack L.
Dillinger, E.
Dowell, B. T.
Grewer, Ernest D.
Jones, Donald C.
Means, T. Ray
Paul, A. H.
Provenzano, Frank
Register, Wilbur E.
Swan, Albert E.
Watkins, G.

DOCK LABOR FOREMAN

Scott, Roy."

"RESOLUTION NO. 5279RESOLUTION APPROVING APPOINTMENT
OF JAMES L. LANDON TO POSITION OF
AIRPORT ATTENDANT AND WATCHMAN.

BE IT RESOLVED that the following appointment is hereby approved by this Board:

James L. Landon, Airport Attendant
and Watchman, (Port Ordinance No.
222, Section 6.03) - a. \$130 per
month - appointment effective
November 21, 1939."

"RESOLUTION NO. 5280RESOLUTION AUTHORIZING AGREEMENTS
WITH UNITED STATES WEATHER BUREAU.

BE IT RESOLVED that the Port Manager be and he is hereby authorized to enter into an agreement with United States Department of Agriculture, Weather Bureau, providing for the occupancy by said Bureau of rooms 17, 17A, 17B and 17C, together with 150 feet of storage space adjacent to said rooms and the penthouse on the roof over room 10, with pilot balloon platform, helium house and roof and ground space for the exposure of meteorological equipment, all in the Administration Building at Oakland Municipal Airport, for a term commencing October 20, 1939 and terminating June 30, 1949, in consideration of the maintenance of an aerological station thereat; and be it further

RESOLVED that the Port Manager be and he is hereby authorized to enter into an agreement with said Bureau for the furnishing of janitor service in said quarters at the rate of \$34.00 per month and heat therefor at the rate of \$5.50 per month and electricity on a metered basis at the rates listed in Schedule L-1, Pacific Gas & Electric Company, for the period between October 20, 1939 and June 30, 1940; and be it further

RESOLVED that the agreement between the parties dated February 1, 1934, as extended is hereby terminated as of October 19, 1939."

"RESOLUTION NO. 5281

RESOLUTION EXTENDING TIME FOR
PERFORMANCE OF CONTRACT WITH
L. M. CLOUGH CO.

BE IT RESOLVED that the time for the performance of the contract with L. M. Clough and E. M. Roach, co-partners, doing business under the style of L. M. Clough Co., for the furnishing and delivering of 10,000 tons, more or less, of crusher run rock to Oakland Municipal Airport, Oakland, (Auditor's No. 6721) be and the same is hereby extended for a period of sixty (60) days."

"RESOLUTION NO. 5282

RESOLUTION AWARDED CONTRACT FOR
ONE 3-TON GAS ENGINED FORK-LIFT
DOCK TRUCK.

BE IT RESOLVED that the contract for furnishing and delivering one 3-ton gas engine fork-lift dock truck at Outer Harbor Terminal, Oakland, be and the same is hereby awarded to Ira G. Perin as the lowest responsible bidder, in accordance with the terms of his bid, filed November 13, 1939.

BE IT FURTHER RESOLVED that, pursuant to the specifications, the certified check accompanying said bid shall be held as bond as a guarantee of the faithful performance of said contract. At and upon such performance, said certified check shall be returned to said bidder.

BE IT FURTHER RESOLVED that the other bid received for said contract be and it is hereby rejected and the check accompanying said bid shall be returned to the proper person."

"RESOLUTION NO. 5283

RESOLUTION ACCEPTING CONTRACT
WITH BUNDESEN & LAURITZEN AND
AUTHORIZING RECORDATION OF
NOTICE OF COMPLETION.

BE IT RESOLVED that the contract with J. R. Bundesen and H. F. Lauritzen, co-partners, doing business under the style of Bundesen & Lauritzen, (Auditor's No. 6720) for dredging for extension to Oakland Yacht Harbor, Oakland, having been satisfactorily completed, be and the same is hereby accepted.

BE IT FURTHER RESOLVED that a Notice of Completion of said contract be duly filed in the office of the County Recorder of Alameda County."

"RESOLUTION NO. 5284

RESOLUTION AUTHORIZING GASOLINE
CONCESSION WITH TIDE WATER
ASSOCIATED OIL COMPANY.

BE IT RESOLVED that the Port Manager be and he is hereby

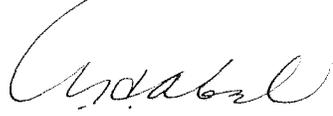
authorized to enter into an agreement with Tide Water Associated Oil Company, a corporation, as Licensee, granting to Licensee the concession to sell gasoline and lubricants at Oakland Municipal Airport and to maintain facilities in connection therewith for a period of one (1) year commencing November 1, 1939, with compensation to the Port upon the customary gallonage basis on all gasoline sold."

"RESOLUTION NO. 5285

RESOLUTION AUTHORIZING SALE OF
ELECTRIC MOTORS TO H. T. NEAL
MACHINERY CO.

BE IT RESOLVED that the offer of H. T. Neal Machinery Co. to purchase for the sum of \$500.00 the 150 horsepower electric motor and the 300 horsepower electric motor belonging to the Port and referred to in said offer be and the same is hereby accepted, and the Port Manager is authorized to execute and deliver to the purchaser a good and sufficient bill of sale covering the same."

ADJOURNED.


S E C R E T A R Y

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS

of the

PORT OF OAKLAND

Held on Monday, November 27, 1939, at the hour of 3:15 o'clock p.m. in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

Commissioners present: Goodwin, Pardee, Smith and Vice-
President Roland -4-
Commissioner absent: President McElroy -1-

The Port Manager, Assistant Port Attorney, Assistant Chief Engineer, Traffic Manager, and Mr. Dobrzensky from the Port Attorney's office, were also present.

In the absence of President McElroy, Vice-President Roland presided.

Minutes of the regular meeting of November 20, 1939 were approved, as read, and adopted.

Communication from Civil Service Board, submitting three names from which one Extra Port Watchman was to be selected, was read and Samuel L. Vest, second on the list, was selected to fill the position.

Communication from F. P. Poesie, President of Waterfront Employers Association, setting forth salient features of present strike and demands of the Unions, was filed.



Certificate of Completion of contract with H. G. Lorentzen Co., for furnishing and laying of linoleum in addition to Administration Building, Oakland Municipal Airport, was filed.

Communication from Oakland National Housing Exposition, requesting Board to again participate by taking at least 200 square feet of space at cost of \$200.00 for a Port display, was continued for consideration at the next meeting of the Board.

Communication from Northwest Marine Terminal Association, transmitting copy of a proposed draft of bill amending 1916 Shipping Act and requesting comments thereon, was read and referred to the Assistant Port Attorney and the Port Manager for review and report.

Copy of Port Manager's letter to W. A. Fatterson, President of United Air Lines, complimenting him on 10th anniversary of establishment of Boeing School of Aeronautics at Oakland Municipal Airport, was filed.

Communication from R. Heide, Business Agent, Warehousemen's Union, Local 1-6, advising that union members were willing to return to work at any time the Board desired, with the understanding that every employee maintained the same status he held prior to Tuesday, November 14, was read. Frank Chambers, Ray Heide, Herbert Moore and Paul Heide, representing the Warehousemen's Union, Local 1-6, I.L.W.U., met with the Board, at its request, to clarify their letter of November 21, agreeing to return to work at such time as the Board might desire, with the understanding that every employee maintain the same status that he held prior to November 14, on which date they had closed down Port operations by picket lines. Vice-President Roland explained to the Union representatives the Board's obligations and duties in respect to operation of the Port and requested Mr. Chambers to clarify the qualifications in his letter. Mr. Chambers stated the Union's position was that the men should be permitted to return to work without any penalty and that they retain the same status as to employment as previous to November 14.

The question of payment of the men for the period they were laid off was raised by Commissioner Goodwin, who advised the Union representatives that inasmuch as the men were laid off, they could not, under the law, be paid for services not performed. Mr. Chambers replied that although they thought it would be a nice gesture on the part of the Port to pay the men during the time they were laid off, they would not press the

point and would go along in accordance with the Board's decision.

The matter of unloading and loading cars was fully discussed and it was suggested that a meeting of the Labor Relations Committee be held and the method of handling the cars be discussed and a rule adopted by which they would abide. It was agreed that the meeting of the committee be called for November 28 for this purpose.

After the Union representatives had been excused and following full discussion of the entire strike situation and review of the legal opinions of the Port Attorney and Assistant Port Attorney, it was ordered that the Dock Clerks, Dock Laborers, and others who had been laid off on November 14, be returned to work and the Port terminals again placed in operation. A resolution, authorizing the reinstatement of the Port employees affected by lay-off, was later passed, and the Union representatives ^{were} recalled to the meeting and notified that the Port employees, who were laid off, would be reinstated, effective November 28 and the Port reopened for operation. Communication from the Port Manager, submitting specifications for purchase of motor vehicles, was read and resolution later passed authorizing advertising for bids for the motor vehicles.

The Port Manager reported as follows on the status of certain funds as of November 24, 1939:

<u>Harbor Maintenance and Improvement Fund (No. 226)</u>	
Unencumbered Cash Balance as of Nov. 24, 1939...	\$146,039.30
Set up in Special Funds 220 and 222.....	75,000.00
Total Unencumbered Cash in all revenue funds	
as of Nov. 24, 1939.....	221,039.30
Total Unencumbered Cash as of Oct. 31, 1939.....	185,249.33
<u>1925 Oakland Harbor Improvement Fund (No. 567)</u>	
Cash Balance as of November 24, 1939.....	125,432.89

Report of the Oakland Airport Transportation Service, submitting statement of income and expense for the month of October, 1939, was filed.

The Port Manager presented memorandum of conference held with Mr. E. S. Hartwick, Secretary, Carnation Co., and Mr. E. W. Kelner of Albers Bros. Milling Co., on November 24, at which time an offer was made by Mr. Hartwick in respect to proposed lease for twenty-five years, which would enable them to carry out their proposed improvements at the Albers' leasehold. It was stated that Mr. Hartwick had indicated the Board's letter proposal, in respect to their amortizing the proposed improvements within the twenty-five year period, was not acceptable to them and that they now requested that the Board consider their proposal as submitted at the conference. The Board referred the matter to the

Port Manager for study and report.

Report of the Auditing Committee on claims and demands was adopted.

The following resolutions were introduced and passed by the following vote:

AYES: Commissioners Goodwin, Pardee, Smith and Vice-President Roland -4-

NOES: None

ABSENT: President McElroy -1-

"RESOLUTION NO. 5286

RESOLUTION APPROVING AND ALLOWING CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Air Reduction Sales Company	\$	10.09
American Bitumuls Company		6.08
American-LaFrance-Foamite Corporation		63.60
Baker, Hamilton & Pacific Company		3.94
Bay City Sanitary Rag Co.		6.31
Bearing and Equipment Co.		1.76
Bigge Drayage Company		34.51
Blake, Moffitt & Towne		8.20
Geo. R. Borrermann Steel Company		69.15
The Buckeye Ribbon & Carbon Co.		100.94
The E. C. Buehrer Company		23.58
Calaveras Cement Company		292.80
Clipper Cafe		8.78
Cochran & Celli		13.81
Columbia Wood and Metal Preservative Co.		45.32
Colyear Motor Sales Company		18.47
Commercial News		2.50
Henry Cowell Lime and Cement Co.		2.63
Donovan Lumber Company		31.30
Electrical Products Corporation		14.47
The Electric Corporation		25.35
General Electric Supply Corporation		4.04
Gilson Electrical Supply Co.		3.27
Gleason & Richardson		25.60
The Hancock Oil Co. of Calif.		152.50
The Harbor Tug and Barge Company		20.00
Homelite Corporation		8.47
Laher Spring & Tire Corp.		3.24
Laird's Stationery		3.96
Marchant Calculating Machine Company		15.80
Maxwell Wholesale Hardware Company		3.33
National Lead Company		10.71
Oakland Plumbing Supply Co.		6.27
Pacific Marine Review		1.50
Pacific Shipper		85.00
Pacific Tool and Supply Company		8.02
Ransome Company		9.45
Rhodes & Jamieson, Ltd.		29.18
Richfield Oil Corporation		113.91
C. L. Smalley		4.00
Smith Brothers		28.60
Gardner Electric Manufacturing Co.		6.06
Standard Mill and Lumber Co.		11.33
State Electric Supply, Ltd.		43.05
Strable Hardwood Company		3.40

Superior Tile Company	\$ 184.00
Tide Water Associated Oil Company	11.25
The Tribune Press	180.25
United Iron Works	5.05
Chester N. Weaver Co.	3.52
The Western Union Telegraph Company	1.22
White Investment Company	50.00
E. K. Wood Lumber Co.	23.85
Zellerbach Paper Company	15.02
F. Ruppert	107.14
W. E. Martin, Jr.	8.14
Frank J. O'Brien	51.51
Key Route Coal Yard	123.60
LEASED WHARF IMPROVEMENT FUND:	
Howard Terminal	4,999.64
	<u>\$7,148.47."</u>

"RESOLUTION NO. 5287

RESOLUTION ACCEPTING CONTRACT
WITH H. G. LORENTZEN, AND
AUTHORIZING RECORDATION OF
NOTICE OF COMPLETION, (AUDITOR'S
NO. 6719).

BE IT RESOLVED that the contract with H. G. Lorentzen, doing business under the name of H. G. Lorentzen Co. for the furnishing and laying of battleship linoleum at addition to Administration Building, Oakland Municipal Airport, Oakland, having been satisfactorily completed, be and the same is hereby accepted.

BE IT FURTHER RESOLVED that a Notice of Completion of said contract be duly filed in the office of the County Recorder of Alameda County."

"RESOLUTION NO. 5288

RESOLUTION ADOPTING SPECIFICATIONS
FOR SIX PASSENGER AUTOMOBILES AND
THREE TRUCKS.

BE IT RESOLVED that the specifications and other provisions relative thereto filed with the Board for the purchase of 6 passenger automobiles and 3 trucks (and the trading in of 4 automobiles and one truck now in use) be and the same are hereby approved.

BE IT FURTHER RESOLVED that the Secretary be authorized to advertise for five consecutive days in the official newspaper for sealed proposals for the supplies to be furnished, as required by law."

"RESOLUTION NO. 5289

RESOLUTION RATIFYING LAYOFF
OF LOUIS FIORA, CARGO REPAIR MAN.

BE IT RESOLVED that the action of the Port Manager in laying off as of 12:01 a.m. November 16, 1939, because of lack of work, Louis Fiora, Cargo Repair Man (Port Ordinance No. 222, Section 8.14), is hereby ratified, confirmed and approved."

"RESOLUTION NO. 5290

RESOLUTION ACCEPTING AND PROVIDING
FOR RECORDATION OF LEASE WITH LIBBY,
MCNEILL & LIBBY.

BE IT RESOLVED that this Board hereby accepts that certain lease dated December 15, 1939 between the City of Oakland, acting by and through this Board, and Libby, McNeill & Libby, a corporation, and authorizes and directs the recordation thereof."

"RESOLUTION NO. 5291

RESOLUTION RATIFYING ACTION OF
PORT MANAGER IN ORDERING RETURN
TO WORK OF CERTAIN DOCK CLERKS,
DOCK LABORERS, DOCK LABOR FOREMAN
AND CARGO REPAIR MAN.

BE IT RESOLVED that the action of the Port Manager in ordering the return to work of the Dock Clerks (Port Ordinance No. 222, Section 8.07), the Dock Laborers (Port Ordinance No. 222, Section 8.13), the Dock Labor Foreman (Port Ordinance No. 222, Section 8.131) and the Cargo Repair Man (Port Ordinance No. 222, Section 8.14), all herein designated, as of 12:01 a.m. November 28, 1939, is hereby ratified, confirmed and approved:

DOCK CLERKS

Wm. F. Bray
George Frost
A. L. Murray
O. P. Buhman
O. H. Case
C. A. Clough
M. J. Duncan
J. F. Fitzgerald
Geo. W. Hayselden

Albert Johnson
L.J.B. Johnson
Russell L. MacDonald
Charles S. McGeorge
Frederick M. Ollson
F. O. Schullerts
W. M. Seely
Leonard M. Stevens
Geo. W. Wilson

DOCK LABORERS

Ragner Berg
Abraham Spady
C. F. Bolton
Jack L. Cesar
E. Dillinger
B.T. Dowell
Ernest D. Grewer

Donald C. Jones
T. Ray Means
A. H. Paul
Frank Provenzano
Wilbur E. Register
Albert E. Swan
G. Watkins

DOCK LABOR FOREMAN

Roy Scott

CARGO REPAIR MAN

Louis Fiora

and be it further

RESOLVED that the action of the Port Manager in ordering the return to work of the Dock Clerks (Port Ordinance No. 222, Section 8.07), hereinafter designated, at 12:01 a.m. of the dates set after their respective names, is hereby ratified, confirmed and approved:

J. W. Coyne, November 27, 1939
T. A. Lund, November 27, 1939
Frank K. Jackson, November 24, 1939
C. E. McGinnis, November 24, 1939."

ADJOURNED.



SECRETARY

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS

of the

PORT OF OAKLAND

Held on Monday, December 4, 1939, at the hour of 3:15 o'clock p.m. in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

Commissioners present: Goodwin, Pardee, Smith and Vice-President Roland -4-

Commissioner absent: President McElroy -1-

The Port Manager, Port Attorney, Assistant Port Attorney, Assistant Chief Engineer, and Traffic Manager were also present.

In the absence of President McElroy, Vice-President Roland presided.

Minutes of the regular meeting of November 27, 1939 were read, approved as corrected, and adopted.

Communication from Rear Admiral A. J. Hepburn, Commandant, Twelfth Naval District, requesting permission to commence dredging and filling operations at Middle Harbor Naval Supply Depot site in advance of the transfer of the site to the Navy, the actual work to start in January of 1940, was read and resolution later passed granting permission for the undertaking of the work, as requested.

Communication from Alameda County Board of Supervisors, inviting the Board members to attend luncheon and dedicatory services of opening of High Street Bridge on Saturday, December 9, and enclosing luncheon tickets, was read and invitation accepted. Vice-President Roland and Commissioners Smith and Goodwin indicated they would attend the dedication services.

Communication from General Engineering & Dry Dock Company, requesting consent to surrender its leases and quitting the leaseholds at the foot of 5th Avenue, was read and it was the consensus of the Board that inasmuch as the unexpired term of the leases had a value of approximately \$6,733.33, there should be a consideration for relinquishment of the leases. The Port Manager was directed to confer with the officials of the company, to work out a plan in respect thereto and present same at the next meeting of the Board.

1444

Communication from Oakland Real Estate Board, requesting Board to place an exhibit in the Oakland National Housing Exposition, to be held January 20 to 28 at the Exposition Building, was read. Following discussion, the Port Manager was directed to advise the Oakland Real Estate Board that space for the Port Exhibit would not be taken for this year's exposition.

Communication from E. E. Field, President of The Oakland Plan, inviting all Board members to attend a meeting at Hotel Oakland at 3:30 p.m., Tuesday, December 5, for discussion of waterfront strike situation, was read and the Port Attorney and Port Manager directed to attend the meeting.

Copy of report of City Manager J. F. Hassler, on affairs of the City for month of October, 1939, was filed.

The Port Manager reported as follows on the status of certain funds as of December 1, 1939:

<u>Harbor Maintenance and Improvement Fund (No. 226)</u>	
Unencumbered Cash Balance as of Dec. 1, 1939...	\$131,562.15
Set up in Special Funds 220 and 222.....	75,000.00
Total Unencumbered Cash in all revenue funds	
as of Dec. 1, 1939..	206,562.15
Total Unencumbered Cash as of Nov. 30, 1939.....	221,039.39

<u>1925 Oakland Harbor Improvement Fund (No. 567)</u>	
Cash Balance as of Dec. 1, 1939.....	125,432.89

Report of the Port Manager, submitting statement of operations of Oakland Municipal Airport for month of November, 1939, showing average of 110.7 planes in hangars, was filed.

Report of Assistant Port Attorney, on proposed Federal legislation for regulating wharfingers, was filed.

Report of the Port Manager, submitting memorandum statement of Labor Relations Committee on handling of cars of fresh fruit at Outer Harbor Terminal and other operating problems, was filed.

Report of the Port Manager, submitting tonnage statistics for the month of October, 1939, was filed.

The Port Manager reported that Mr. Pat Johns had made request to use the Oakland Municipal Airport for takeoff on a transcontinental flight in a light plane with heavy load and that he had advised Mr. Johns that unless he obtained proper clearance from the Civil Aeronautics Authority officials, permission to use the runways would not be granted. Mr. Johns had made an appointment to meet with the Board in respect to

his request, but failed to appear. The Port Manager's action in this matter was approved.

In respect to the present waterfront strike of the Ship Clerks, it was noted that Governor Olson had appointed a Fact Finding Committee, headed by President Marias of the State Harbor Board, which will endeavor to find a solution of the existing strike.

It was further noted that the Waterfront Employers Association was meeting with the Federal Arbitrators, but that at the present time no satisfactory formula for the solution of the problem had been found.

The Port Manager reported that since November 28, when the Port of Oakland had been re-opened, following the Warehousemen's strike, sixteen vessels had been worked with approximately 15,000 tons of cargo moved. In addition to this tonnage, there were three lumber vessels which discharged their cargoes at Ninth Avenue Terminal.

It was noted from press reports that the San Francisco Public Utilities Commission, through its manager Mr. Cahill, had again made an offer of \$500,000.00 to the United Air Lines Transport Corporation for the establishment of their shops at the San Francisco Airport.

Memorandum of conference held with the representatives of the Waterfront Employers Association, in respect to the handling of vessels at the Port of Oakland during the strike period, was filed.

Reports of the Auditing Committee on claims and demands, and on weekly payrolls, were adopted.

The following resolution was introduced and passed by the following vote:

AYES: Commissioners Goodwin, Pardee, and Vice-President Roland -3-

NOES: None

NOT VOTING: Commissioner Smith -1-

ABSENT: President McElroy -1-

"RESOLUTION NO. 5292

RESOLUTION APPROVING AND ALLOWING
CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

American Brass & Copper Co.	\$ 3.26
Baker, Hamilton & Pacific Company	16.13
Bay City Lumber Company	283.54
City of Oakland - City Hall	618.81
Henry Cowell Lime and Cement Co.	1.74
Dempsey & Sanders	23.70
East Bay Municipal Utility District	389.96
Ferro Steel Company	4.86
General Electric Supply Corporation	42.17
Gilson Electrical Supply Co.	62.90
Graybar Electric Company, Inc.	4.16
The Hancock Oil Co. of Calif.	65.40
F. B. Hansen	32.67
Interurban Electric Railway Co.	13.00
Geo. A. Kreplin Co.	8.22
Bigge Drayage Company	24.00
Melrose Building Materials Co.	194.06
National Lead Company	2.97
Pacific Coast Aggregates, Inc.	71.68
Pacific Gas and Electric Company	1,147.75
The Pacific Telephone and Telegraph Company	35.66
Peterson Tractor & Equipment Co.	83.44
Postmaster, Oakland	22.48
Printing Plates Incorporated	15.13
Rosenberg Bros. & Co.	30.80
Sentinel Sanitary Supply Company	14.99
Smith Brothers	15.37
Underwood Elliott Fisher Company	11.50
E. K. Wood Lumber Co.	43.07
Zellerbach Paper Company	18.17
Port Revolving Fund - Misc.	57.45
Semi-Monthly Payrolls	15,611.02
	<u>\$18,970.06."</u>

The following resolutions were introduced and passed by the following vote:

AYES: Commissioners Goodwin, Pardee, Smith and Vice-President Roland -4-

NONES: None

ABSENT: President McElroy -1-

"RESOLUTION NO. 5293

RESOLUTION APPROVING WEEKLY PAYROLLS,
RATIFYING ALL HIRINGS AND EMPLOYMENTS
THEREIN AND REIMBURSING PORT REVOLVING
FUND.

BE IT RESOLVED that the weekly payrolls for the weeks ending November 18 and November 25, 1939 be and the same are hereby approved and the hiring or employment of each and all of the services therein set forth at the compensations therein paid is hereby ratified, confirmed and approved, and be it further

RESOLVED that the demand against the Harbor Maintenance and Improvement Fund for the reimbursement of the Port Revolving Fund in the amount set forth therein, having been approved by the Auditing Committee, is hereby approved and allowed, and the City Auditor be and he is hereby authorized and directed to draw his warrant for the same and make such reimbursement.

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Port Revolving Fund - Payrolls \$192.97."

"RESOLUTION NO. 5294

RESOLUTION APPROVING APPOINTMENT
OF SAMUEL L. VEST TO POSITION OF
EXTRA PORT WATCHMAN.

BE IT RESOLVED that the following appointment is hereby
approved by this Board:

Samuel L. Vest, Extra Port Watchman, (Port Ordinance No.
222, Section 8.211) - \$5.25 per day- appointment effec-
tive December 5, 1939."

"RESOLUTION NO. 5295

RESOLUTION GRANTING UNITED STATES
NAVY PERMISSION TO DREDGE AND FILL
AT SUPPLY DEPOT SITE.

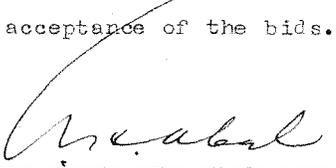
BE IT RESOLVED that the request of United States Navy Depot
for permission to commence dredging and filling on the site of
the Naval Supply Depot described in Port Ordinance No. 243 at any
time prior to the execution of the grant authorized by said Ordinance
as it may deem advisable, is hereby granted."

Pursuant to Resolution No. 5288 and advertising for five
consecutive days in the City's official newspaper, bids for "Furnishing
and Delivering Motor Vehicles" were received between the hours of 3:15
and 4:15 p.m. At the hour of 4:15 p.m., the following bids, being all
the bids received, were publicly opened:

<u>ITEMS</u>	<u>B I D D E R S</u>			
	<u>F.H.Dailey Motor Co.</u>	<u>International Harvester Co.</u>	<u>Dietz Motor Co.</u>	<u>Chevrolet Div. General Motor Sales Corp.</u>
<u>Item 1</u>				
1 Coupe & 5 Sedans	\$4,219.06	No bid.	\$4,120.00	\$3,796.72
<u>Item 2</u>				
1 Suburban Carryall	763.80	\$1,140.21	824.00	738.29
<u>Item 3</u>				
1 Light Del. Panel Truck & 1 Light Del. Chassis	1,184.51	1,451.00	1,334.00	1,043.25
<u>Item 4</u>				
<u>Totals</u>	\$6,167.37	\$2,571.21	\$6,278.00	\$5,578.26

These bids were referred to the Port Attorney as to legality
and the Port Manager for recommendation as to acceptance of the bids.

ADJOURNED.



S E C R E T A R Y

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS

of the

PORT OF OAKLAND

Held on Monday, December 11, 1939, at the hour of 3:15 o'clock p.m. in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

Commissioners present: Goodwin, Pardee, Smith and Vice-President Roland -4-
Commissioner absent: President McElroy -1-

The Port Manager, Port Attorney and Assistant Port Attorney, Assistant Chief Engineer, and the Traffic Manager were also present.

In the absence of President McElroy, Vice-President Roland presided.

Minutes of the regular meeting of December 4, 1939 were approved, as read, with correction to show that Commissioner Smith did not vote on Resolution 5292, and adopted.

Telegram from G. R. Green, Chevrolet Division, General Motors Corporation, advising bid submitted on motor vehicles on December 4 did not include sales tax, was read. It was pointed out that the specifications on which bid was made required that all sales taxes be included in the bid price, and a resolution was later passed awarding the contract for the motor vehicles to the General Motors Corporation on their low bid of \$5578.26.

Communication from Junior Chamber of Commerce, submitting final statement of accounts relative to Port of Oakland Day celebration and requesting appropriation of \$500.00 to defray expenses, was read and resolution later passed making appropriation of \$500.00 for expenses incurred.

Communication from the Port Manager, relative to request of United Air Lines for construction of an addition to Hangar No. 5 at Oakland Municipal Airport to care for expansion in their business, was read and the Port Manager directed to advise the United Air Lines that the plan for financing the construction was acceptable to the Board.

Resignation of Clarence M. Crum, Port Watchman, to accept position with the Fire Department, was filed.

Communication from F. C. Gregory, Secretary of Dock Checkers Employers Association, requesting statement as to Board's position in respect to handling of cargo during the present waterfront strike, was read and continued for consideration at the next meeting of the Board.

Telegram from Congressman Carter, advising that Work Projects Administration at Washington had approved Project No. 40110 for continuation of rehabilitation of Port structures, etc., with an allotment of \$211,179.00, was filed.

Communication from Moore Dry Dock Company, extending invitation to attend launching of the SS SEA STAR at its plant on December 22, 1939, was read and invitation accepted.

Copies of Port Manager's letters to Frank Bray and O. H. Case, Dock Clerks, and Wallace Bergman, Dock Sweeper & Watchman, suspending them from duty for being under influence of liquor while on duty, were read and Messrs. Eray, Case and Bergman appeared in response to invitation. A delegation from the Ships Clerks Association, headed by Mr. Joseph Henry, appeared on behalf the Dock Clerks Bray and Case. Mr. Henry stated that while the union did not approve of men using liquor during working hours, nor of any other action which would affect their ability to perform the work assigned to them, the union itself had rules and regulations and methods of discipline to take care of such infractions and that before the Board should take any action against any member of the union he represented, he requested that such action as the Board proposed taking be referred to the union for its approval. He further requested that the Board act as a fact finding body and they consult with the union before announcing any penalty. Vice-President Roland stated that the employees were Civil Service employees of the Port of Oakland and that they were under the jurisdiction of the Board of Port Commissioners and that the Board must act independently and could not subscribe to any policy where the action of the Board could be submitted to the union for its approval; that the Board welcomed the union officials appearance for the men and that they would be listened to for whatever information or facts they would care to present and that such facts would be given due consideration. He pointed out that in dealing with Civil Service employees, the Charter provisions must be followed and that anyone brought before the Board for disciplinary action would be given a fair hearing and



that after the Board had taken action, such action would be subject to review and approval by the Civil Service Board and that the employee would then be permitted to again appear and present any facts bearing on the case in question.

The union representatives contended that they were working at the Port because the Board had agreed to conform to the practices governing employment as set forth in their agreement with the private terminals and that, therefore, in not allowing the union to discipline its own members, it was not conforming to this agreement. It was pointed out by citing certain provisions of the agreement that the discipline of employees rested entirely with the employer.

After considerable discussion and reiteration of the Board's position that the discipline of its employees rested entirely with the Board, consideration of the suspension of the above mentioned employees was continued. Mr. Bray was asked if he had read the notice of his suspension by the Port Manager and he stated that he had and that he was guilty, but that it was his first offense. Mr. Case stated that he had read the notice of suspension and that while he had a couple of drinks, he did not consider that he was incapacitated. Mr. Bergman stated that he had two drinks while on duty and that while he may have appeared to be drunk, he was not drunk, but was sick. Upon questioning, the men stated that the drink they had was whiskey and that all participated.

Mr. J. S. Saunders, Superintendent of Outer Harbor Terminal, and Mr. R. J. Wells, Assistant Superintendent, were called on for their statements, both stating that it was very apparent that the three men had been drinking and that, in their opinion, they were not in condition to continue with their work and for that reason, they had been laid off. All parties concerned in this matter, including Messrs. Saunders and Wells and other employees who had appeared to support the statement of Messrs. Saunders and Wells, were requested to withdraw from the Board meeting. Mr. T. G. Stahlberg, Secretary of the Civil Service Board, who was present in connection with another matter, was also asked to leave the room while this question was taken under consideration, so as to leave Mr. Stahlberg free to act, should the case be pressed further before the Civil Service Board.

The Board then considered the matter and it was decided that

all three men should be suspended for a period of ten days beginning with December 6, 1939, the date of the suspension by the Port Manager, and resolutions were later passed, suspending the men and ratifying the action of the Port Manager.

Messrs. Pray, Case and Bergman were then recalled and advised of the Board's action. The union representatives, when informed of the Board's action, stated they were satisfied with the decision.

Notice from Major R. C. Hunter, District Engineer, U. S. Engineers, of public hearing to be held on December 14, in respect to the application of the Civil Aeronautics Authority for reservation of an area of about 2,000 acres of waterfront north of the San Francisco-Oakland Bay Bridge for the exclusive use of seaplanes and surface water craft attendant upon seaplane operations, was read. It was recalled that on June 7 the Board had granted permission to the Pan American Airways to use the north harbor area as a takeoff and landing area for their trans-pacific sea planes with restrictions, and it was the consensus of the Board that a like permission might be granted the Federal Government which, through the Civil Aeronautics Administration, is requesting that the area be bounded by lights attached to anchored floats. It was noted that a portion of the area requested extends into Emeryville and Berkeley and the Port Manager stated that a conference would be held at the Berkeley City Hall on December 12 to discuss the matter and that he had requested the Assistant Chief Engineer to attend this conference. The Board directed the Port Manager to make appearance at the U. S. Engineers' hearing on December 14 and present the Board's attitude of cooperation with the Federal Government in respect to the use of the north harbor area for seaplane operations, with the understanding that the Port's rights to the area for future harbor improvement are in no way affected.

Communication from Best Fertilizers Co., registering protest against Port of Oakland's action in not closing Port along with waterfront employers during Ship Clerks strike, was filed.

Communication from the Oakland Tribune, requesting full page Port advertisement, together with descriptive Port and Airport articles for 1940 Tribune Year Book at a cost of \$325.00, was read and authorization granted for the advertisement.

The Port Manager reported as follows on the status of certain funds as of December 8, 1939:

suggested following careful study.

It was noted from press reports that the Judge Advocate General of the Navy had re-affirmed the Federal claim to the submerged lands off the California coast and indicated the claim would be pressed in the coming session of Congress.

In respect to the San Francisco Bay strike situation, the Port Manager reported that negotiations between Ship Clerks and Employers are at a standstill and that Arbitrator Dr. Bloch departed for Washington to report to the Labor Board; that Los Angeles Harbor is over-crowded with vessels and cargo, that longshoremen voted not to slow down work nor to give preference to Los Angeles cargo, and to give only \$250 weekly to the San Francisco strikers; and that during the past week one general cargo vessel had been handled at Grove Street Pier and about 1130 tons of cargo moved, in addition to five lumber vessels at Ninth Avenue and Livingston Street Piers discharging 400,000 F.B.M., and that no vessels were worked at Outer Harbor Terminal.

It was reported that during November, 34 inbound and 47 outbound United Air Lines transport planes could not use San Francisco Airport due to adverse weather and airport conditions; further, that all schedules were completed at Oakland Municipal Airport, except on November 15, when three inbound and two outbound used Livermore Airport, due to heavy fog conditions.

It was reported that a heavy storm at high tide on Sunday morning, December 10, slightly damaged the breakwater along Maitland Drive at the Airport, making highway impassible during part of the day.

Report of the Auditing Committee on claims and demands was adopted.

The following resolution was introduced and passed by the following vote:

AYES: Commissioners Goodwin, Pardee and Vice-President Roland -3-

NOES: None

ABSENT: President McElroy -1-

NOT VOTING: Commissioner Smith -1-

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"RESOLUTION NO. 5296

RESOLUTION APPROVING AND ALLOWING
CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Acme Transportation, Inc.	\$	976.28
Air Associates, Inc.		42.16
Air Reduction Sales Company		2.83
American Bag & Union Hide Co.		19.31
American Bitumuls Company		130.48
American District Telegraph Company		.50
Paul Andersen		2.75
Art Craft Press		25.75
Firestone Auto Supply & Service Stores		60.36
Bearing and Equipment Co.		3.81
Bigge Drayage Company		33.93
C. A. Bischoff Surgical Co.		2.71
Blake, Moffitt & Towne		9.68
Geo. R. Borrmann Steel Company		3.79
California Concrete Products Co.		44.10
California Pottery Company		19.79
L. M. Clough Co.		88.06
Cochran & Celli		1.66
Dieterich-Post Company		15.86
East Bay Municipal Utility District		35.37
The Elliott Addressing Machine Company		28.06
W. P. Fuller & Co.		10.30
Gazette Press		15.19
The A. J. Glesener Co.		1.24
Graybar Electric Company, Inc.		9.52
Haas Brothers		1.35
The Hancock Oil Co. of California		51.67
E. H. Huebbe		17.97
International Business Machines Corporation		17.17
Ed. Jones & Co.		4.67
Kling-Dawers Stationery Co., Inc.		2.05
Morris B. Knox		34.79
Walter P. Koetitz		55.00
Geo. A. Kreplin Co.		4.04
Laher Spring & Tire Corp.		1.35
Laird's Stationery		6.36
Lamberson & Whyatt Welding Works		1.50
Lannom Brothers Mfg. Co.		50.00
Lawton & Williams		55.36
Libby, McNeill & Libby		21.82
The A. Lietz Co.		11.12
Marine Exchange of the San Francisco Chamber of Commerce		10.00
Maxwell Wholesale Hardware Company		28.00
Melrose Building Materials Co.		1.86
Merchants Express Corporation		.70
Albert C. Moe		27.21
National Lead Company		36.46
Oakland Airport Inn		.82
Oakland Junior Chamber of Commerce		500.00
Oakland Plumbing Supply Co.		8.24
Price Building Specialties Co.		191.07
Postmaster, Oakland		37.65
Railway Express Agency		1.60
Rhodes & Jamieson, Ltd.		6.17
Richfield Oil Corporation		12.14
The Ross Carrier Company		8.17
E. J. Saake		7.22
Sanders Glass Company		5.35
H. G. Scovern & Co.		3.03

Miss M. U. Shields	\$	12.50
Signal Oil Company		39.31
Smith Brothers		7.80
Standard Fence Company		5.31
Superior Tile Company		510.84
Tide Water Associated Oil Company		28.93
Underwood Elliott Fisher Company		1.70
Union Oil Company of California		17.80
Victor Equipment Company		.99
Western Flying		2.00
Whitthorne & Swan		2.06
Geo. A. Attwood		17.52
A. C. Meadows		23.24
Geo. H. Nash		39.17
R. N. Ricketts		8.09
Harold Wiltermood		32.60
Frederick E. Blume, M.D.		2.50
Pavlinger Laboratories		5.00
Providence Hospital		2.00
William H. Sargent, M. D.		5.00
Jay Randolph Sharpsteen, M. D.		1.25
Thos. H. Moore		16.05
1925 OAKLAND HARBOR IMPROVEMENT BOND FUND:		
L. M. Clough Company		1,302.58
		<u>\$4,889.64."</u>

The following resolutions were introduced and passed by the following vote:

AYES: Commissioners Goodwin, Pardee, Smith and Vice-President Roland -4-

NOES: None

ABSENT: President McElroy -1-

"RESOLUTION NO. 5297

RESOLUTION MAKING APPROPRIATION
TO OAKLAND JUNIOR CHAMBER OF
COMMERCE.

Whereas, the Board entered into arrangements with Oakland Junior Chamber of Commerce for the holding of a public celebration on October 19, 1939, known as Port of Oakland Day, in order to acquaint the citizens and receivers and shippers of cargo with the Port's facilities for the accommodation of commerce, and otherwise to advertise and promote its advantages; now, therefore, be it

RESOLVED that vouchers in the amount of \$500 submitted by the Junior Chamber of Commerce for a portion of the expense of said celebration be and the same are hereby approved, and the sum of \$500 is hereby appropriated to said Oakland Junior Chamber of Commerce in payment thereof."

"RESOLUTION NO. 5298

RESOLUTION AWARDING CONTRACT
FOR FURNISHING AND DELIVERING
MOTOR VEHICLES.

BE IT RESOLVED that the contract for the furnishing and delivering of nine motor vehicles to Grove Street Pier, Oakland, be and the same is hereby awarded to Chevrolet Motor Division, General Motors Sales Corporation, as the lowest responsible bidder, in accordance with its combined bid on Items 1, 2 and 3 of the proposal, filed December 4, 1939.



BE IT FURTHER RESOLVED that, pursuant to the specifications, the certified check accompanying said bid shall be held as bond as a guarantee of the furnishing and delivering of said vehicles. At and upon such delivery, said certified check shall be returned to said corporation.

BE IT FURTHER RESOLVED that all other bids received for said contract, including the separate bids of said Chevrolet Motor Division, General Motors Sales Corporation on Items 1, 2 and 3, be and they are hereby rejected and the checks accompanying the bids of the unsuccessful bidders shall be returned to the proper persons."

"RESOLUTION NO. 5299

RESOLUTION RATIFYING, CONFIRMING
AND APPROVING APPOINTMENT OF ALGOT
SWANSON TO POSITION OF FILEDRIVER MAN.

BE IT RESOLVED that the action of the Port Manager in making the following appointment is hereby ratified, confirmed and approved by this Board:

Algot Swanson, File Driver Man, (Port Ordinance No. 222, Section 5.023), at \$1.40 per hour - appointment effective December 7, 1939."

"RESOLUTION NO. 5300

RESOLUTION SUSPENDING WILLIAM
F. BRAY FROM DUTY AS DOCK CLERK.

BE IT RESOLVED that William F. Bray, Dock Clerk, (Port Ordinance No. 222, Section 8.07) be and he is hereby suspended from his duties and employment as such for a period of (10) ten days commencing December 6, 1939 for misconduct and drunkenness occurring December 5, 1939 while on duty; and the action of the Port Manager in effecting such suspension is hereby ratified, confirmed and approved."

"RESOLUTION NO. 5301

RESOLUTION SUSPENDING O.H. CASE
FROM DUTY AS DOCK CLERK.

BE IT RESOLVED that O. H. Case, Dock Clerk, (Port Ordinance No. 222, Section 8.07), be and he is hereby suspended from his duties and employment as such for a period of (10) ten days commencing December 6, 1939 for misconduct and drunkenness occurring December 5, 1939 while on duty; and the action of the Port Manager in effecting such suspension is hereby ratified, confirmed and approved."

"RESOLUTION NO. 5302

RESOLUTION SUSPENDING WALLACE BERGMAN
FROM DUTY AS DOCK SWEEPER AND WATCHMAN.

BE IT RESOLVED that Wallace Bergman, Dock Sweeper and Watchman, (Port Ordinance No. 222, Section 8.23) be and he hereby is suspended from his duties and employment as such for a period of (10) ten days commencing December 6, 1939 for misconduct and drunkenness occurring December 5, 1939 while on duty; and the action of the Port Manager in effecting such suspension is hereby ratified, confirmed and approved."

ADJOURNED.

SECRETARY

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS

of the

PORT OF OAKLAND

Held on Monday, December 18, 1939, at the hour of 3:15 o'clock p.m. in the office of the Board, Room 75, Grove Street Pier, due written notice of such meeting having been given members of the Board.

Commissioners present: Goodwin, Roland, Smith and President
McElroy -4-
Commissioner absent: Dr. Pardee -1-

The Port Manager, Port Attorney and Assistant Port Attorney, Assistant Chief Engineer, and Traffic Manager were also present.

Minutes of the regular meeting of December 11, 1939 were approved, as read, and adopted.

Copy of Port Manager's letter to United States Engineers, setting forth conditions under which permission will be granted by the Board for use of North Harbor area for establishment of restricted area for seaplane operations, was filed. In this connection, the Port Manager stated that at the hearing held by Major R. C. Hunter on December 14, representatives of the Cities of Berkeley and Emeryville and of private interests were present and that all approved the request of the Civil Aeronautics Authority for the restricted area with reservations along the lines of those adopted by the Board and set forth in its communication. He further stated that the Berkeley Transportation Company, with its barges serving the Paraffine Companies plant in Emeryville, had requested permission to route its barges along the southerly line of the restricted area through Oakland North Harbor and that this routing had met the approval of the representative of the Civil Aeronautics Authority.

Communication from T. L. Smart, Attorney for Libby, McNeill & Libby, relative to assessment of 50¢ per ton charge on shipments handled over the Port's facilities on which no water movement is involved, together with the Port Manager's letter explaining the necessity for the service charge, were read and the Port Manager was directed to reply to Mr. Smart's communication along the lines as set forth in his report.

Civil Service Board announcement of examination for the positions of Dock Clerk and Dock Laborer, to be held on December 29 and 28 respectively, was filed. It was noted that the present Civil Service lists for these two positions terminate on December 31, 1939.

The Port Manager reviewed the present strike situation and Governor Olson's efforts to re-open the Port of San Francisco, which to date have been ineffective.

Inasmuch as Christmas day falls on the Board's next meeting date, it was the consensus of the Board that the meeting be held on Tuesday, December 26.

Report of the Auditing Committee on claims and demands was adopted.

The following resolution was introduced and passed by the following vote:

AYES: Commissioners Goodwin and Smith, and President McElroy -3-

NOES: None

ABSENT: Commissioner Pardee -1-

NOT VOTING: Commissioner Roland -1-

"RESOLUTION NO. 5303

RESOLUTION APPROVING AND ALLOWING
CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

Acme Transportation, Inc.	\$ 172.22
Air Reduction Sales Company	15.57
American Bitumuls Company	63.86
American-LaFrance-Foamite Corporation	11.41
Baker, Hamilton & Pacific Company	7.47
Geo. R. Borrmann Steel Company	58.76
California Fruit News	11.50
California Pottery Company	74.20
City of Oakland - Street Department	95.00
Colyear Motor Sales Company	6.79
Dock Checkers Employers Association	69.79
East Bay Blue Print & Supply Co.	106.97
The Electric Corporation	5.55
Fairbanks, Morse & Co.	42.94
General Electric Supply Corporation	6.34
Gunn, Carle & Co.	9.89
H. & M. C. Co.	1.80
The Hancock Oil Co. of Calif.	85.40
Heafey-Moore Co.	998.40
Independent Construction Co., Ltd.	364.95
Ed. Jones & Co.	5.17
The Kennedy Company, Printers	208.06
Geo. A. Kreplin Co.	16.55



Laird's Stationery	\$	28.31
Libby, McNeill & Libby		23.32
Maxwell Wholesale Hardware Company		48.96
Melrose Lumber & Supply Co.		6.82
Oakland Airport Inn		15.00
Oakland Air Port Transportation Service		200.00
Oakland Municipal Employees' Retirement System		194.40
Oakland Plumbing Supply Co.		20.85
Oakland Title Insurance & Guaranty Company		52.50
Pacific Rotaprinting Co.		85.75
Pacific Shipper		68.00
Pacific Tool and Supply Company		13.44
Patterson Equipment Co.		75.00
Peterson Tractor & Equipment Co.		10.09
Phoenix Iron Works		26.27
Ransome Company		185.32
Richfield Oil Corporation		22.92
San Francisco Bay Carloading Conference		5.00
Sentinel Sanitary Supply Company		5.96
Shields, Harper & Co.		3.09
B. Simon Hardware Co.		19.83
Standard Fence Company		4.20
Clyde Sunderland		77.25
Tide Water Associated Oil Company		47.20
The Tribune Publishing Co.		18.75
E. K. Wood Lumber Co.		265.23
Zellerbach Paper Company		17.32
Postmaster, Oakland		50.00
H. G. Adam		26.23
M. D. McCarl		14.42
J. S. Saunders		30.39
Bundesen & Lauritzen		5,838.14
Semi-Monthly Payrolls		17,881.77
LEASED WHARF IMPROVEMENT FUND:		
Howard Terminal		995.98
		<hr/>
		\$28,816.30."

The following resolutions were introduced and passed by the following vote:

AYES: Commissioners Goodwin, Roland, Smith and President McElroy -4-

NOES: None

ABSENT: Commissioner Pardee -1-

"RESOLUTION NO. 5304

RESOLUTION APPROVING APPOINTMENT OF WILFRED M. READY TO POSITION OF PORT WATCHMAN.

BE IT RESOLVED that the following appointment is hereby approved by this Board:

WILFRED M. READY, Port Watchman, (Port Ordinance No. 222, Section 8.21) - at a. \$130 per month - appointment effective December 20, 1939."

"RESOLUTION NO. 5305

RESOLUTION APPROVING ESTABLISHMENT OF RESTRICTED SEAPLANE OPERATIONS AREA.

BE IT RESOLVED that this Board hereby expresses its approval of the establishment of a temporary restricted seaplane operations area in the North Harbor area on condition that if all or any part of such area in the future shall become convenient for harbor development or other use deemed proper by the Board such area shall be shifted or vacated to the extent required by such development or use; and on the further condition that the establishment of such restricted

area shall not be deemed a precedent and that no vested right to use such area shall inhere by reason of such permit in any person; and be it further

RESOLVED that a certified copy of this resolution be sent to the District Engineer, Corps of Engineers, United States War Department, for consideration in connection with the application of the Administrator, Civil Aeronautics Authority, for the establishment of such restricted area."

"RESOLUTION NO. 5306

RESOLUTION PROVIDING FOR CREDITING
CERTAIN FUNDS TO ACCOUNT OF J. T.
MONAHAN COMPANY.

Whereas, J. T. Monahan Company has incurred indebtedness to the Port in the sum of \$293.76, which sum is guaranteed by McCormick Steamship Company and is charged to the latter company on Port books; and

Whereas, the City of Oakland from time to time has purchased materials from said J. T. Monahan Company and is indebted to said company in the amount of, and the City Auditor has issued warrants #S3863, \$7.21, G3713, \$9.00, G3770, \$7.21, G3945, \$90.00, or a total of \$113.42; and

Whereas, said warrants have not been delivered to the payee thereof, nor have the amounts represented thereby been otherwise paid; now, therefore, be it

RESOLVED that said warrants be deposited with the City Treasurer and that the amount thereof be credited as a payment to that extent of the account of McCormick Steamship Company; and be it further

RESOLVED that a certified copy of this resolution be forwarded forthwith to the City Treasurer, the City Auditor, and to said J. T. Monahan Company."

"RESOLUTION NO. 5307

RESOLUTION GRANTING PERMISSION TO THE
WESTERN PACIFIC RAILROAD COMPANY TO
PERFORM CERTAIN WORK.

BE IT RESOLVED that, pursuant to its application, permission is granted The Western Pacific Railroad Company to remove the existing superstructure and to construct a building 18 feet by 50 feet at the Western Pacific Mole, in accordance with the plans and specifications filed with this Board."

"RESOLUTION NO. 5308

RESOLUTION RATIFYING LAYOFF
OF DOCK CLERKS.

BE IT RESOLVED that the action of the Port Manager in laying off, because of lack of work, the Dock Clerks (Port Ordinance No. 222, Section 8.07) comprising the employees listed hereinafter, is hereby ratified, confirmed and approved:

J. W. Coyne
John F. Fitzgerald
T. A. Lund
C. E. McGinnis
O. P. Buhman
William F. Bray
O. H. Case

C. A. Clough
Geo. W. Hayselden
L. J. B. Johnson
Russell L. MacDonald
W. M. Seely
Frederick M. Ollson
Geo. W. Wilson
Melvin J. Duncan,

said layoffs to be effective as of 12:01 p.m. December 16, 1939, with the exception of Charles S. McGeorge, whose layoff will become



effective 5:01 p.m. December 19, 1939.

BE IT FURTHER RESOLVED that the Port Manager is authorized hereby, from time to time, during the present slack period, as the needs of business may require, to re-assign to work any of the fore-going Dock Clerks, and recurrently to lay off and similarly re-assign them or other Dock Clerks holding appointments from the Board."

"RESOLUTION NO. 5309

RESOLUTION ADVANCING HAROLD X. VAN ZELE
FROM GRADE "A" TO GRADE "B" AS PORT WATCHMAN.

BE IT RESOLVED that Harold X. Van Zele, now employed as Port Watchman, Grade "a", under Section 8.21 of Port Ordinance No. 222, at a salary of \$130 per month, is hereby advanced to Grade "b", at a salary of \$140 per month under said section, said advancement in salary to be effective December 16, 1939, at noon."

The following resolution was introduced and passed by the following vote:

AYES: Commissioners Goodwin and Roland, and President McElroy -3-

NOES: None

ABSENT: Commissioner Pardee -1-

NOT VOTING: Commissioner Smith -1-

"RESOLUTION NO. 5310

RESOLUTION AUTHORIZING AGREEMENT
WITH R. S. O'HARE AND J. W. WINTHER.

BE IT RESOLVED that the Port Manager be and he is hereby authorized to enter into an agreement with R. S. O'Hare and J. W. Winther, as Licensee, providing for the occupancy by Licensee of an area near the foot of 17th Avenue extended for a period commencing December 15, 1939 and terminating December 31, 1939, and thereafter from month to month at a monthly rental of \$30.00, and that such agreement shall be upon the general form of license agreement customarily used by this Board."

The following resolutions were introduced and passed by the following vote:

AYES: Commissioners Goodwin, Roland, Smith and President McElroy-4-

NOES: None

ABSENT: Commissioner Pardee -1-

"RESOLUTION NO. 5311

RESOLUTION AUTHORIZING GASOLINE
CONCESSION WITH SHELL OIL COMPANY,
INCORPORATED.

BE IT RESOLVED that the Port Manager be and he is hereby authorized to enter into an agreement with Shell Oil Company, Incorporated, a corporation, as Licensee, granting to Licensee the concession to sell gasoline and lubricants at Oakland Municipal Airport and to maintain facilities in connection therewith for a period of one (1) year commencing November 1, 1939, with compensation to the Port upon the customary gallonage basis on all gasoline sold."

"RESOLUTION NO. 5312RESOLUTION AUTHORIZING GASOLINE
CONCESSION WITH UNION OIL COMPANY
OF CALIFORNIA.

BE IT RESOLVED that the Port Manager be and he is hereby authorized to enter into an agreement with Union Oil Company of California, a corporation, as Licensee, granting to Licensee the concession to sell gasoline and lubricants at Oakland Municipal Airport and to maintain facilities in connection therewith for a period of one (1) year commencing November 1, 1939, with compensation to the Port upon the customary gallonage basis on all gasoline sold."

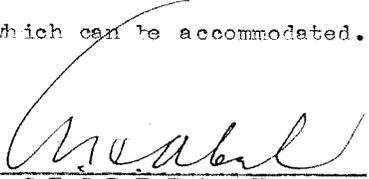
"RESOLUTION NO. 5313RESOLUTION TERMINATING AGREEMENT
WITH OAKLAND AIRPORT TRANSPORTATION
SERVICE.

BE IT RESOLVED that the existing agreement between the Board and Oakland Airport Transportation Service be and the same is terminated hereby as of January 31, 1940; and be it further

RESOLVED that the Port Attorney be and he hereby is instructed to take the necessary steps to make such termination effective."

Communication from F. C. Gregory, Secretary of Dock Checkers Employers Association, requesting statement as to the Board's position as to handling of cargo during the present waterfront strike, which was continued from previous meeting, was discussed and the Port Manager directed to advise Mr. Gregory that although during the early days of the present labor controversy, the Board, believing its terminal facilities would be congested to an extent which would not permit their successful operation if transshipment cargo destined for other ports was to be handled, decided that only cargo which normally flows through the metropolitan Oakland terminals would be accommodated and that, due to later developments and the anticipated congestion not having occurred because of failure of vessels to call at the municipal terminals, the Board's present policy, in line with the opinion of the Port Attorney as to its public duty in this regard, is to handle all cargo offered and which can be accommodated.

ADJOURNED.


SECRETARY

REGULAR MEETING OF THE BOARD OF PORT COMMISSIONERS
of the
PORT OF OAKLAND

At the regular meeting to be held on Tuesday, December 26, 1939,
at the hour of 3:15 p.m., there being no quorum present, the meeting
adjourned to the hour of 12:00 o'clock noon of Thursday, December 28,
1939.



SECRETARY

ADJOURNED MEETING OF THE BOARD OF PORT COMMISSIONERS
of the
PORT OF OAKLAND

Held on Thursday, December 28, 1939, at the hour of twelve
noon, pursuant to the adjournment of the regular meeting of December
26, 1939.

Commissioners present: Goodwin and Smith, and President McElroy -3-

Commissioners absent: Pardee and Roland -2-

The Port Manager and Assistant Port Attorney were also present.

Minutes of the regular meetings of December 18 and December 26,
1939 were approved, as read, and adopted.

Communication from Rear Admiral A. J. Hepburn, U. S. Navy,
submitting plans for dredging and filling in Middle Harbor Naval Supply
Base site, was filed. The Port Manager stated that he had discussed
certain slight changes in the construction plan with Captain Henry G.
Taylor of the Twelfth Naval District, which the Captain had indicated
would be considered in working out the project. The Assistant Port
Attorney reported progress in the matter of transfer of title of the
Middle Harbor site to the Navy and stated that he had informed the Naval
officials that should abstract of title be required by the Navy, it would
be for its account.

Communication from F. A. Schwede, Chief of Survey Party, requesting leave of absence for 13 days, commencing December 20 on account of illness attested to by physician, was read and resolution later passed granting the request with three-quarters pay, in accordance with the rules of the Civil Service Board.

Communication from the United States Maritime Commission, advising that hearing in the matter of practices, etc. of the San Francisco Bay area terminals is postponed from January 10 to February 10, 1940, was filed.

The Assistant Port Attorney reported that the United States Maritime Commission had rendered the Examiner's report in Docket No. 514 on the Intercoastal Rate Structure case, resulting from the hearing which was held in Brooklyn, New York, some months ago and which was attended by the Port Attorney and Traffic Manager. He stated that the issues, which were raised by the Port of Oakland, were entirely ignored and that it was the consensus of opinion of all the various port authorities and terminal operators that the report is generally unsatisfactory. He further stated that he would file exceptions to the report.

The Assistant Port Attorney stated that the Ford Motor Company had made an offer of \$525.00 in settlement of the judgment in the Standard Gas Engine Co. case as well as for rental accruing for the property for the period subsequent to the term covered by the judgment. He stated that on the basis of the judgment, approximately \$2500.00 is now owing. It was the opinion of the Board that the amount offered was too small and the Port Manager and Assistant Port Attorney were directed to investigate the possibility of settling the claim by the acquisition of property from the Ford Motor Company for the extension of 19th Avenue.

In respect to the waterfront strike situation, the Port Manager stated there was apparent deadlock in the matter and that no solution was anticipated at an early date. He further stated that a number of the Dock Clerks had caught up with their back work and that it would be necessary to lay them off, or place them on vacation starting with the first of the year. The Board directed the Port Manager to place the Port employees in the Traffic and Operating Departments, who were not required for carrying on the work, on their 1940 vacation



starting January 2, 1940.

Attention of the Board was called to the successful launching at the Moore Dry Dock plant on December 22, 1939 at 8:30 a.m. of the U. S. Maritime Commission's vessel the SS SEA STAR.

Inasmuch as the next regular meeting of the Board falls on New Year's Day, it was ordered that the next meeting be held on the call of the President.

Eligible lists for positions of Dock Clerk and Port Messenger and Clerk, resulting from recent examinations held by the Civil Service Board, were filed. Due to the waterfront strike, no appointment from the Dock Clerk list was deemed necessary and Lawrence T. Stile, temporary appointee to the position of Dock Office Clerk, by resolution later passed, was reinstated to the position of Port Messenger and Clerk, which he previously held under Civil Service regulations, prior to his temporary appointment as Dock Clerk.

The Port Manager reported as follows on the status of certain funds as of December 22, 1939:

<u>Harbor Maintenance and Improvement Fund (No. 226)</u>	
Unencumbered Cash Balance as of Dec. 22, 1939...	\$162,310.40
Set up in Special Funds 220 and 222.....	75,000.00
Total Unencumbered Cash in all revenue funds	
as of Dec. 22, 1939...	237,310.40
Total Unencumbered Cash as of Nov. 30, 1939....	207,348.32
<u>1925 Oakland Harbor Improvement Fund (No. 567)</u>	
Cash Balance as of Dec. 22, 1939.....	125,427.89

Report of the Auditing Committee on claims and demands was adopted.

The following resolutions were introduced and passed by the following vote:

AYES: Commissioners Goodwin and Smith, and President McElroy -3-

NOES: None

ABSENT: Commissioners Pardee and Roland -2-

"RESOLUTION NO. 5314

RESOLUTION APPROVING AND ALLOWING CERTAIN CLAIMS AND DEMANDS.

RESOLVED: That the following claims and demands, having been approved by the Auditing Committee, be and the same are hereby approved and allowed by the Board of Port Commissioners and the Auditor is authorized to draw his warrant for the same out of the proper Fund:

HARBOR MAINTENANCE AND IMPROVEMENT FUND:

American Concrete and Steel Pipe Company	\$	464.13
Bay City Sanitary Rag Co.		12.62
Geo. R. Borrmann Steel Company		8.34
Cochran & Celli		9.09
Henry Cowell Lime and Cement Co.		2.68
East Bay Glass Company		2.26
The Electric Corporation		38.96
Gilson Electrical Supply Co.		12.72
Grinnell Company of the Pacific		5.76
Kling-Dawers Stationery Co., Inc.		1.78
Walter P. Koetitz		330.00
Geo. A. Kreplin Co.		31.98
Maxwell Wholesale Hardware Company		59.33
Oakland Lumber Company		169.58
Oakland Municipal Employees Retirement System		1,564.60
Oakland Plumbing Supply Co.		47.05
Pacific Gas and Electric Company		1,281.83
Pacific Tool and Supply Company		6.22
Ira G. Perin		36.27
Sanders Glass Company		50.88
Sentinel Sanitary-Patrol Products		4.04
B. Simon Hardware Co.		541.83
Smith Brothers		.80
Union Paper Company		10.58
West Disinfecting Company		5.10
White Investment Company		50.00
E. K. Wood Lumber Co.		37.74
Superintendent of Documents		6.20
1925 OAKLAND HARBOR IMPROVEMENT BOND FUND:		
H. G. Lorentzen Co.		1,379.00
		<u>\$6,171.37."</u>

"RESOLUTION NO. 5315

RESOLUTION CANCELLING LEASES AND
LICENSE AGREEMENT WITH GENERAL
ENGINEERING AND DRY DOCK COMPANY
ON CERTAIN CONDITIONS.

Whereas, it has been agreed informally between the Board and General Engineering and Dry Dock Company that the leases and license agreement held by said Company on certain Port lands near the mouth of Lake Merritt Channel shall be cancelled; and

Whereas, the form of an agreement for the cancellation of said leases and license agreement and the giving to the City of consideration for such cancellation as well as an agreement for the fixing of the high tide line between the lands of the City and the property owned in fee by said Company in such vicinity have been filed with the Board; and

Whereas, it is the desire of the parties that the cancellation of such leases and license agreement be made immediately effective without awaiting the lapse of time required for the enactment of the ordinances requisite to effectuate such agreements; now, therefore, be it

RESOLVED that the lease between the City and Hanlon Dry Dock and Shipbuilding Company, dated March 5, 1917, and lease between the City and Hanlon Dry Dock and Shipbuilding Company, dated November 20, 1918, of which leases said General Engineering and Dry Dock Company is assignee, and the license agreement between the City and General Engineering and Dry Dock Company, dated August 21, 1939, be and the same are cancelled hereby as of December 28, 1939, and all rights and obligations of said General Engineering and Dry Dock Company thereunder shall cease and terminate except to the limited extent set forth in the agreements hereinbefore referred to, upon condition, nevertheless, that in the event said General Engineering and

Dry Dock Company shall not, within a reasonable time after presentment to it, sign agreements substantially in the form of the agreements filed with the Board and hereinbefore referred to, then and at such time this resolution shall become void and such cancellation shall be set aside as fully in all respects as if this resolution had never been passed."

"RESOLUTION NO. 5316

RESOLUTION GRANTING LICENSE TO
WPA OF PORTION OF BUILDING IN NORTH
INDUSTRIAL AREA.

BE IT RESOLVED that Work Projects Administration, formerly known as Works Progress Administration, is granted hereby a revocable license without rental covering the use of the south wing of the first and second floors of the Administration Building in the North Industrial Area for a period of one year commencing July 1, 1939 unless sooner terminated on thirty days' notice by either party for use by Toy Loan Centers under WPA Project No. 8822, pursuant to the terms and conditions set forth in the communication from Alameda County Advisory Council for Toy Loan Centers, filed with this Board on August 15, 1938; and be it further

RESOLVED that the Port Manager be and he hereby is authorized to enter into an appropriate agreement with Work Projects Administration covering such license."

"RESOLUTION NO. 5317

RESOLUTION REINSTATING LAWRENCE
T. STILE TO POSITION OF PORT
MESSENGER AND CLERK.

BE IT RESOLVED that Lawrence T. Stile be and he hereby is reinstated to the position of Port Messenger and Clerk (Port Ordinance No. 222, Sec. 8.2) at a \$120.00 per month, effective December 25, 1939 at noon of said day."

"RESOLUTION NO. 5318

RESOLUTION GRANTING LEAVE WITH
PAY TO F. A. SCHWEDE.

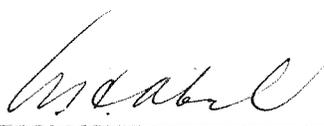
BE IT RESOLVED that F. A. Schwede, Chief of Field Party, Grade 2 (Port Ordinance No. 222, Sec. 4.07) is hereby granted a leave of absence on account of illness, said leave to be for 13 consecutive days commencing December 20, 1939, with compensation at the rate of 75% of salary payable such employee as provided by the rules of the Civil Service Board."

"RESOLUTION NO. 5319

RESOLUTION GRANTING COMMISSIONER
ROLAND PERMISSION TO LEAVE THE STATE.

BE IT RESOLVED that Commissioner Roland be and he hereby is granted permission to leave the State for a period of two weeks."

ADJOURNED.



S E C R E T A R Y