

4733.

APPROVAL, BONDS OF CITY OF CLEVELAND, CUYAHOGA COUNTY, OHIO, \$25,000.00 (LIMITED).

COLUMBUS, OHIO, September 28, 1935.

Retirement Board, State Teachers Retirement System, Columbus, Ohio.

4734.

CONTRACT—CITY MAY NOT ALTER CONTRACT ENTERED INTO FOR DISPOSAL OF GARBAGE WHEN.

SYLLABUS:

Where a city has entered into a contract for the collection and disposal of garbage of the said city, with a contractor after competitive bidding, it may not legally later modify the terms of said contract by a reduction in the price per year stipulated in the contract and by a change in the requirements of said contract from one for the collection and disposal of garbage to one for the collection of garbage only.

COLUMBUS, OHIO, September 28, 1935.

Bureau of Inspection and Supervision of Public Offices, Columbus, Ohio.

GENTLEMEN:—This is to acknowledge receipt of your communication, reading as follows:

“We are inclosing copy of letter received from Mr. A. M. Pollock, Director of Public Service, Lorain, Ohio, and in accordance with his request kindly ask that you submit the Bureau an opinion on the questions contained therein.

The only former Attorney General's Opinions having any bearing on these questions which we are able to locate, are No. 448, page 746 of the 1919 Opinions, and No. 503, page 396 of the 1923 Opinions. Neither of those opinions, however, seems to clearly dispose of the question raised by the officials of the City of Lorain.”

The letter referred to in your communication reads as follows:

“I would appreciate it if you will submit the following state-