

180.

APPROVAL, LEASE TO OFFICE ROOMS AT 180 EAST LONG STREET
FOR USE OF THE DEPARTMENT OF PUBLIC WELFARE.

COLUMBUS, OHIO, March 11, 1929.

HON. H. H. GRISWOLD, *Director of Public Welfare, Columbus, Ohio.*

DEAR SIR:—This is to acknowledge receipt of your communication of recent date re-submitting for my examination and approval a certain lease and copies thereof, executed by one George L. Gugle whereby he leases and demises to Richard T. Wisda, Director, Department of Public Works, for the Department of Public Welfare, certain floor space in a building owned by the lessor at 180 East Long Street, Columbus, Ohio.

An examination of the lease submitted shows that said lease has been corrected with respect to the matters pointed out in former Opinion number 125 of this department which caused the lease to be disapproved upon its first submission to this department. Said lease is, therefore, accordingly approved as to legality and form and my approval is endorsed upon said lease and the copies thereof, all of which are herewith returned.

Encumbrance Estimate, number 5143, submitted with said lease and the copies thereof, has been examined and found to be in proper form. Said encumbrance estimate shows that there is a sufficient balance in the proper appropriate account to pay the rental of this lease for the term thereof. Said incumbrance estimate is likewise returned.

Respectfully,
GILBERT BETTMAN,
Attorney General.

181.

MUNICIPALITY—PURCHASE OF FIRE EQUIPMENT WITH AID OF CONTRIBUTIONS FROM PRIVATE CITIZENS—LOWEST BID—SPECIFIC CASE DISCUSSED.

SYLLABUS:

1. *There is no authority whereby municipalities may contribute to a fund to be expended by others than the city authorities for the purchase of fire apparatus. The purchase of such equipment by the municipal authorities must be in pursuance of advertisement and competitive bidding.*

2. *There is no inhibition against the municipal authorities accepting the lowest bid for such equipment notwithstanding such bid is made by reason of an arrangement whereby citizens have agreed to make a contribution to such bidder in the event his bid is accepted.*

COLUMBUS, OHIO, March 11, 1929.

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

GENTLEMEN:—In your recent communication you request my opinion as follows:

“Agents for fire apparatus companies circulate petitions in villages, signers of which pledge themselves to contribute a fixed amount, if council will provide the additional amount needed for the purchase of fire apparatus.