

1692.

APPROVAL—BONDS OF CITY OF CLEVELAND, CUYAHOGA COUNTY, OHIO, \$172,000.00.

COLUMBUS, OHIO, December 28, 1937.

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

GENTLEMEN :

RE: Bonds of City of Cleveland, Cuyahoga County,
Ohio, \$172,000.00.

The above purchase of bonds appears to be part of an issue of bonds of the above city dated September 1, 1937. The transcript relative to this issue was approved by this office in an opinion rendered to your board under date of September 17, 1937, being Opinion No. 1173.

It is accordingly my opinion that these bonds constitute a valid and legal obligation of said city.

Respectfully,

HERBERT S. DUFFY,
Attorney General.

1693.

APPROVAL—BONDS OF PORT CLINTON EXEMPTED VILLAGE SCHOOL DISTRICT, OTTAWA COUNTY, OHIO, \$40,000.00.

COLUMBUS, OHIO, December 28, 1937.

The Industrial Commission of Ohio, Columbus, Ohio.

GENTLEMEN :

RE: Bonds of Port Clinton Exempted Village School
Dist., Ottawa County, Ohio, \$40,000.00.

I have examined the transcript of proceedings relative to the above bonds purchased by you. These bonds comprise part of an issue of school building addition and equipment bonds in the aggregate amount of

\$71,500, dated September 1, 1937, bearing interest at the rate of $3\frac{1}{4}\%$ per annum.

From this examination, in the light of the law under authority of which these bonds have been authorized, I am of the opinion that bonds issued under these proceedings constitute a valid and legal obligation of said school district.

Respectfully,

HERBERT S. DUFFY,
Attorney General.

1694.

MEANING OF "AUTHORIZE" AS USED IN SECTION 27, OF
THE CHARTER OF THE CITY OF CLEVELAND (Opinion
No. 725, 1937 modified) SUBSEQUENT APPROVAL.

SYLLABUS:

The word "authorize" as used in Section 27 of the charter of the City of Cleveland, in view of seventeen years of administrative practice, is hereby construed to include approval given at a time subsequent to the absences. (Opinion No. 725 modified in view of additional information presented to this office.)

COLUMBUS, OHIO, December 28, 1937.

*Bureau of Inspection and Supervision of Public Offices, State House
Annex, Columbus, Ohio.*

GENTLEMEN:

I recently have had my attention directed to my opinion numbered 725 issued to your office on June 11, 1937. The syllabus of this opinion reads as follows:

"Section 27 of the charter of the city of Cleveland empowers council to authorize absences of council members from council meetings at or before the date of the occurrence of such absences; however, this section of the city charter does not authorize council to excuse absences at any time after the occurrence of such absences."

Additional information which has been presented to this office, in