

"1. The inhibition against a councilman holding other public office or employment found in Section 4207 of the General Code, relates to his term as councilman and not to some office or employment he held at the time of his election which was relinquished before he took office as councilman.

2. Where a person serving as member of a municipal civil service commission at the time of his election as councilman, resigns such position prior to the beginning of his term as councilman, he becomes eligible to take his seat in council."

The foregoing opinion is directly in point on your question, and the conclusions therein expressed lead me to conclude that if the member of the board of trustees of the county children's home involved in your inquiry should resign from his employment before the time arrives for qualification for the office of councilman, he would be eligible to serve as councilman during the term for which he was elected.

I am therefore of the opinion, in specific answer to your second question, that where a person serving as trustee of a county children's home at the time of his election as councilman of a city operating under a city manager plan of government, resigns such public employment prior to the beginning of his term as such councilman, he becomes eligible to take his seat in the council of such city.

Respectfully,

JOHN W. BRICKER,  
*Attorney General.*

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2000.

APPROVAL, NOTES OF REYNOLDSBURG VILLAGE SCHOOL DISTRICT, FRANKLIN COUNTY, OHIO—\$2,109.00.

COLUMBUS, OHIO, December 13, 1933.

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

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2001.

APPROVAL, NOTES OF HARPERSFIELD RURAL SCHOOL DISTRICT, ASHTABULA COUNTY, OHIO—\$3,934.00.

COLUMBUS, OHIO, December 13, 1933.

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