

4170.

APPROVAL, NOTES OF YOUNGSTOWN CITY SCHOOL DISTRICT, MAHONING COUNTY, OHIO—\$200,000.00.

COLUMBUS, OHIO, March 22, 1932.

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

4171.

APPROVAL, CONTRACT BETWEEN THE STATE OF OHIO AND RUDOLPH SCHEFFLER OF NEW YORK, N. Y., FOR MURAL PAINTINGS FOR HEARING ROOM NO. 2 OF THE NEW STATE OFFICE BUILDING, AT AN EXPENDITURE OF \$30,000.00.

COLUMBUS, OHIO, March 22, 1932.

HON. FRANK W. MOWREY, *Executive Secretary, State Office Building Commission, Columbus, Ohio.*

DEAR SIR:—You have submitted for my approval a contract between the State of Ohio, acting by the State Office Building Commission, and Rudolph Scheffler of New York, N. Y. This contract covers the construction and completion of contract for mural paintings for Hearing Room No. 2 of the new State Office Building, according to specifications dated June, 1931. Said contract calls for an expenditure of thirty thousand dollars (\$30,000.00).

You have submitted the certificate of the Director of Finance which shows that there is an unexpended balance in a proper appropriation account sufficient to cover the amount of this contract.

This office, in Opinion No. 3796, addressed to you under date of December 1, 1931, held in the syllabus:

“The State Office Building Commission is not required to advertise for competitive bids in contracting for the furnishing of mural paintings for the interior of the new state office building, since work of this character is wholly dependent for its acceptability upon the talent of the individual.”

In view of the above, it is unnecessary that the detailed procedure of sections 2314 to 2332, General Code, relating to competitive bids, be followed.

It is noted that the Governor has approved the contract, in accordance with Section 1 of the act of the legislature passed March 14, 1929 (113 O. L. 59).

Finding said contract in proper legal form, I have this day noted my approval thereon and return the same herewith to you, together with all other data submitted in this connection.

Respectfully,
GILBERT BETTMAN,
Attorney General.