CONTRACTS

Part of Charter of the City of Columbus.

CONTRACTS

Cross References

Interest in contracts - see TETRA. Sec. 227

Contracts restricted to term of Council - see Ohio ROC. 731.48

Contracts - see FIN. & T. 329.06 et seq.

Sec. 159. - Certificate of auditor.

No contract, agreement, or other obligation, involving the expenditure of money, shall be entered into, nor shall any ordinance, resolution, or order for the expenditure of money be passed by the council, or be authorized by any officer of the city, unless the auditor first certify to the council or the proper officer, as the case may be, that the money required for such contract, agreement, obligation or expenditure, is in the treasury, to the credit of the fund from which it is to be drawn, and not appropriated for any other purpose, which certificate shall be filed and immediately recorded. The sum so certified shall not thereafter be considered unappropriated until the city is discharged from the contract agreement or obligation. Provided, however, that when the United States of America, the State of Ohio, or any political subdivision thereof makes a grant of money to the City of Columbus, or enters into an agreement with the City of Columbus for the making of any such grant of money, the amount thereof is deemed appropriated for such purpose, and is deemed in the process of collection within the meaning of Section 160 of this Charter. Provided, further, that whenever the City of Columbus enters into a contract with the United States of America, the State of Ohio, or a political subdivision thereof which entails a continuing financial obligation covering a period of more than one year, the City of Columbus must appropriate and the auditor must certify only that amount of money necessary to satisfy the current yearly obligation of the aforementioned contract.

(Adopted 11-2-71.)

Sec. 160. - [Crediting funds.]

All moneys actually in the treasury to the credit of the fund from which they are to be drawn, and all moneys applicable to the payment of the obligation or appropriation involved, that are anticipated to come into the treasury before the maturity of such contract, agreement or obligation, from taxes or assessments, accounts and bills receivable or other credits which are undisputed and in process of collection; and all moneys applicable to the payments of such obligation or appropriation, which are to be paid into the treasury prior to the maturity thereof, arising from the sale or lease of lands or other property, and moneys to be derived from lawfully authorized bonds sold and in process of delivery, shall, for the purposes of such certificate, be deemed in the treasury to the credit of the appropriate fund and subject to such certificate.

Sec. 161. - Contracts—when void.

All contracts, agreements or other obligations entered into and all ordinances passed, resolutions and orders adopted, contrary to the provisions of the preceding sections, shall be void, and no person whatever shall have any claim or demand against the city thereunder, nor shall the council, or any officer of the city, waive or qualify the limits fixed by any ordinance, resolution or order, as provided in section 159, or fasten upon the city any liability whatever, in excess of such limits, or release any party from an exact compliance with a contract under such ordinance, resolution, or order.

(Amended 11-3-98.)

Sec. 162. - Contracts—how let.

(Repealed 5-7-74.)

Sec. 163. - Alterations or modifications in contract.

(Repealed 5-7-74.)