

Bond Case Briefs

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City of Baldwin v. Woodard & Curran, Inc.

Supreme Court of Georgia - May 20, 2013 - S.E.2d - 13 FCDR 1551

Company that provided services to city for its wastewater treatment plant brought action against city seeking money owed under a contract.

The Supreme Court of Georgia held that the company could not recover under equitable doctrine such as quantum meruit or estoppel; overruling *Walston & Assoc. v. City of Atlanta*, 224 Ga.App. 484, 480 S.E.2d 917, *City of Dallas v. White*, 182 Ga.App. 482, 357 S.E.2d 125, and *City of St. Marys v. Stottler Stagg & Assoc.*, 163 Ga.App. 45, 292 S.E.2d 868.

Company that provided services to city for its wastewater treatment plant was statutorily required to take notice of mayor's powers and, thus, could not recover under equitable doctrine such as quantum meruit or estoppel in action against city for money allegedly owed under contract that was ultra vires and void because it was signed by mayor, who had no unilateral authority under city Charter to approve contracts that would bind the city.