

20 degrees East 193.9 feet to the Antietam Creek, thence 90 feet, more or less, across said Creek, thence up stream along the East bank thereof, said East bank being in part the Northern boundary line of Funkstown, and with the meanderings of the said stream in a Northwardly direction 12,512 feet, more or less, to a point in the left or East bank of said Antietam Creek approximately 1200 feet down stream from the bridge of the Mt. Etna Road over the said stream, and running thence North 17 degrees 07½ minutes East 11,808.5 feet to the place of beginning.

Provided, however, that for development, drainage, sewerage, sanitary and police purposes, the City of Hagerstown shall have and exercise full power and control for a distance of one mile in every direction from said corporate limits.

3. The government of said City shall be vested in a Mayor and five Councilmen, to be elected as hereinafter provided. No person elected and qualified as Mayor or Councilman, or any person holding a municipal office under this Charter by election, appointment or otherwise, shall during the term of his office, be interested directly or indirectly in any contract in which the City of Hagerstown is a party or is interested; nor shall any such person, while holding such office, be directly or indirectly engaged in furnishing work, labor or materials for said City; and any person violating the provisions of this section shall be proceeded against by indictment in the Circuit Court for Washington County, and upon conviction, be fined or imprisoned, or both, in the discretion of the Court.

4. The Mayor, by virtue of his office, shall preside at all meetings of the Council; and in case of a tie vote of the Council, except in the passage of ordinances, shall have the deciding vote; he shall see that the ordinances of the City are faithfully executed and shall act in all respects as the Chief Executive or administrative officer of said City, being responsible for the exercise of such duties to the Council and the voters of the City; he shall prepare or cause to be prepared annually a report in the name of the government of the City of Hagerstown, said report to deal not only with the financial condition of said City but also with the performance and accomplishments of the various functions and services performed by said City, said report to be printed for general distribution; he shall have the power of vetoing all ordinances, except ordinances proposing amendment to the Charter. From and after the General Election of the Fourth Tuesday in March, 1949,