

CITY OF OAK PARK
MICHIGAN
CITY BOARD OF CANVASSERS
NOVEMBER 5, 2003

2003-11-07 P 1:35
CLERK

The meeting of the City Board of Canvassers was called to order by City Clerk Gadd at 11:10 A.M.

Present: Chairman Chadwick, Member Ball, Member Felton

Absent: None

Vacant: One

Motion by Ball, seconded by Felton, CARRIED UNANIMOUSLY: To approve the minutes of the November 7, 2001 meeting of the City Board of Canvassers.

This meeting was called in accordance with the provisions of Public Act 65 of the Second Extra Session of 1963, which provides for a City Board of Canvassers of four members, and pursuant to all requirements of said Act to certify votes cast in the General Election held on November 4, 2003.

The purpose of this election was to elect a Mayor for a two-year term, elect two Council Members for four-year terms, and determine the votes cast at said election on Ballot Proposal No. 2003-03, (Annexation of Biarritz Club Apartments and Rue Versailles Apartments).

The members received the sealed envelopes containing the Statement of Votes, Optical Scan Tabulator Tapes and Poll Books as submitted by the Election Board.

Poll Books were inspected and compared with the Optical Scan Tabulator Tapes and Statement of Votes.

Write-In votes for declared candidate Charles E. Robinson were reviewed.

Results were certified as follows:

Total ballots cast were 3,112 constituting 15.23% of the registered voters.

<u>Mayor Two-Year Term (One to be Elected)</u>	<u>Votes Cast</u>
Gerald E. Naftaly	2,311
Charles E. Robinson (Write-in)	651
 <u>Council Four-Year Term (Two to be Elected)</u>	
Michael M. Seligson	2,515
Kirk K. Yousif	1,799

Candidate results of the General City Election of the City of Oak Park, Michigan, held on November 4, 2003, were certified by the City of Oak Park Board of Canvassers as follows:

Gerald E. Naftaly having received a sufficient number of votes is elected Mayor.

Michael M. Seligson having received a sufficient number of votes is elected Council Member.

Kirk K. Yousif having received a sufficient number of votes is elected Council Member.

Motion by Felton, seconded by Chadwick, CARRIED UNANIMOUSLY: To adopt the following resolution:

WHEREAS, At the General Election, held in the City of Oak Park, County of Oakland, Michigan, on November 4, 2003, between the hours of 7:00 o'clock A.M. and 8:00 o'clock P.M., Eastern Daylight Time, the proposition hereinafter set forth was submitted; and

WHEREAS, Returns from the voting precincts at said election have been filed with the City Clerk and have been presented to and examined by the Board of Canvassers.

NOW, THEREFORE, BE IT RESOLVED THAT:

The Board of Canvassers hereby determines that the votes cast at the said election held on November 4, 2003, on the City Proposals were as follows:

**BALLOT PROPOSAL No. 2003-03
(Annexation of Biarritz Club Apartments and Rue Versailles Apartments)**

Shall the following described territory, located in the Charter Township of Royal Oak, Oakland County, Michigan, be annexed to the home rule City of Oak Park, Oakland County, Michigan, in accordance with the provisions of MCL 42.34(5) and MCL 42.34(6)?

Land in the Township of Royal Oak, Oakland County, Michigan, described as:

PARCEL I:

Outlots A and B and Lots 1, 2, 15, 16 and that part of Lot 14 described as: Beginning at a point on the west line of Lot 15, said point being due north 218.99 feet from the southwest corner of Lot 15; thence along the line common to Lots 14 and 15 due east 28.14 feet; thence north 4 degrees 41 minutes 40 seconds east 98.27 feet and thence north 85 degrees 10 minutes 20 seconds west 20 feet; thence south 4 degrees 41 minutes 4 seconds west along the westerly line of Lot 15 extended southerly 20.14 feet; thence due west 14.60 feet; thence due south 79.5 feet to

the point of beginning, Fontaine Gardens, a Subdivision, as recorded in liber 92, pages 34 and 35 of plats, Oakland County Records.

PARCEL II:

Parcel of land in the southwest 1/4 of the southwest 1/4 of Section 19, town 1 north, range 11 east, Royal Oak Township, described as: Beginning at a point on the south line of said Section 19, located north 80 degrees 7 minutes east 583.5 feet from the southwesterly corner of said Section thence north 2 degrees 37 minutes west and parallel with the westerly line of said Section 330 feet to a point; thence north 88 degrees 07 minutes east and parallel with the southerly line of said Section, 93 feet to a point; thence south 2 degrees 37 minutes east 330 feet to a point on the southerly line of said Section; thence south 88 degrees 07 minutes west 93 feet to the point of beginning.

PARCEL III:

Lots 11, 12, 13 and 14, Fontaine Gardens, a Subdivision, as recorded in liber 92, pages 34 and 35 of plats, Oakland County Records, together with that portion of Biarritz Circle as vacated, being described as: Beginning at the southeast corner of Lot 11, thence along the line of Biarritz Circle (as platted in liber 92, on pages 34 and 35 of plats) north 81 degrees 32 minutes 10 seconds west 148.89 feet and 448.74 feet along the arc of a curve deflecting to the left, said curve having a radius of 95.50 feet and whose central angle is 269 degrees 13 minutes 10 seconds to a point of reverse curve and 57.62 feet along the arc of a curve deflecting to the right, said curve having a radius of 37.0 feet and whose central angle is 89 degrees 13 minutes 18 seconds to a point of tangency and south 81 degrees 32 minutes 10 seconds east 16.45 feet to a point of the said line of Biarritz Circle; thence north 81 degrees 32 minutes 10 seconds west 3.28 feet; thence 103.45 feet along the arc of a curve deflecting to the left, said curve having a radius of 74.58 feet, a central angle of 79 degrees 28 minutes 20 seconds and whose chord bears south 58 degrees 43 minutes 36 seconds west 95.35 feet to a point of reverse curve; thence 322.70 feet along the arc of a curve deflecting to the right, said curve having a radius of 75.0 feet, a central angle of 246 degrees 31 minutes 38 seconds and whose chord bears north 37 degrees 44 minutes 39 seconds west 125.42 feet; thence north 85 degrees 31 minutes 00 seconds east 137.20 feet; thence 30.41 feet along the arc of a curve deflecting to the right, said curve having a radius of 134.58 feet, a central angle of 12 degrees 56 minutes 50 seconds and whose chord bears south 88 degrees 00 minutes 35 seconds east 30.35 feet to the point of beginning.

and,

Including: That part of Out Lot "C" and vacated Biarritz Circle, being described as: Beginning at a point, said point being north 88 degrees 00 minutes 35 seconds west 30.35 feet and south 85 degrees 31 minutes west 137.20 feet and south 4 degrees 29 minutes east 38.0 feet from the southeast corner of Lot 11 of Fontaine Gardens; thence 160.18 feet along an arc of a curve deflecting to the left, said curve having a radius of 37.0 feet, a central angle of 249 degrees 40 minutes 30 seconds and whose chord bears south 39 degrees 19 minutes 15 seconds east 60.73 feet; thence 62.48 feet along the arc of a curve deflecting to the right, said curve having a radius of 111.30 feet, a central angle of 32 degrees 01 minute 05 seconds and whose chord bears north

31 degrees 51 minutes 03 seconds east 61.67 feet; thence south 85 degrees 31 minutes west 70.76 feet to the point of beginning.

Excepting that part of Lot 11 described as follows: Beginning at a point on the north line of Lot 11, which point is distant north 84 degrees 40 minutes 00 seconds west 88.00 feet from the northeast corner of said lot; thence north 84 degrees 40 minutes 00 seconds west 96.00 feet; thence north 5 degrees 20 minutes 00 seconds east 30.00 feet; thence south 84 degrees 40 minutes 00 seconds east 96.00 feet; thence south 5 degrees 20 minutes 00 seconds west 30.00 feet to the point of beginning; also excepting that part of Lot 14 described as follows: Beginning at a point on the west line of Lot 15, said point being due north 218.99 feet from the southwest corner of Lot 15; thence along the line common to Lots 14 and 15, due east 28.14 feet; thence north 4 degrees 41 minutes 10 seconds east 98.27 feet and thence north 85 degrees 18 minutes 20 seconds west 20 feet; thence south 4 degrees 41 minutes 40 seconds west along the westerly line of Lot 15 extended southerly 20.14 feet; thence due west 14.60 feet; thence due south 79.5 feet to the point of beginning.

Also, excepting that part of subject property dedicated for Biarritz Circle described as: Part of vacated Biarritz Circle, part of Outlot "C" and part of Lot 14 of Fontaine Gardens, a Subdivision, as recorded in Liber 92, pages 34 and 35 of plats, Oakland County Records, being described as: Beginning at the southeast corner of Lot 11 of Fontaine Gardens; thence along the easterly line of said Lot 11 extended southerly south 5 degrees 20 minutes 00 seconds west, 60.09 feet; thence along the northerly line of Lot 14 of said Fontaine Gardens, north 81 degrees 32 minutes 10 seconds west, 3.28 feet; thence 103.45 feet along the arc of a curve deflecting to the left, said curve having a radius of 74.58 feet, a central angle of 79 degrees 28 minutes 28 seconds and whose chord bears south 58 degrees 43 minutes 36 seconds west, 95.35 feet to a point of reverse curve; thence north 67 degrees 57 minutes 18 seconds west, 38.11 feet to a point of reverse curve; thence 62.48 feet along the arc of a curve deflecting to the right, said curve having a radius of 111.80 feet, a central angle of 32 degrees 01 minute 05 seconds and whose chord bears north 31 degrees 51 minutes 03 seconds east, 61.67 feet; thence south 85 degrees 31 minutes west 70.76 feet; thence 160.18 feet along the arc of a curve deflecting to the left, said curve having a radius of 37.0 feet, a central angle of 249 degrees 40 minutes 30 seconds and whose chord bears south 39 degrees 19 minutes 15 seconds east, 60.73 feet to the point of reverse curve; thence south 67 degrees 57 minutes 18 seconds east, 38.11 feet to the point of reverse curve; thence 322.70 feet along the arc of a curve deflecting to the right, said curve having a radius of 75.0 feet, a central angle of 246 degrees 31 minutes 38 seconds and whose chord bears north 37 degrees 44 minutes 39 seconds west, 125.42 feet; thence north 85 degrees 31 minutes 00 seconds east, 137.20 feet; thence 30.41 feet along the arc of a curve deflecting to the right, said curve having a radius of 134.58 feet, a central angle of 12 degrees 56 minutes 50 seconds and whose chord bears south 88 degrees 00 minutes 35 seconds east, 30.35 feet to the point of beginning.

VOTES CAST IN FAVOR OF THE PROPOSITION: 1,847

VOTES CAST AGAINST THE PROPOSITION: 1,052

There being a majority of the qualified electors of the City of Oak Park voting at said election having voted for the proposition, it is hereby determined that the Proposition passed.

ROLL CALL VOTE: Yes,	Chadwick, Ball, Felton
No,	None
Absent,	None
Vacant,	One

Meeting adjourned at 12:05 P.M.

Sandra K Gadd
Sandra K. Gadd, City Clerk

Gloria B Chadwick
Gloria B. Chadwick, Chairperson

I, Sandra K. Gadd, duly authorized Clerk of the City of Oak Park, Michigan, do hereby certify that the above proposals have been certified by the City Board of Canvassers in the official canvass of the results of the November 4, 2003, Special Election.

Sandra K Gadd
Sandra K. Gadd, City Clerk