

**TOWN OF MOREAU  
Town Board Meeting  
October 13, 2020**

**Accessible Live via Zoom**

<https://us02web.zoom.us/j/84333250820>

**Dial-in: 1-929-205-6099 Webinar ID: 843 3325 0820.**

**AGENDA**

7:00 p.m. - Regular Town Board Meeting

Roll Call / Pledge of Allegiance

1. Approval of Minutes
  - September 21, 2020 - Town Board Solar Workshop
2. Set Future Meetings & Workshops
3. Covid-19 Update
4. Annual Inspection of Fire Extinguishers
5. Champlain Hudson Power Express
6. Medicare Reimbursement
7. Supervisor Items
8. Committee Report(s)
9. Executive Session (if necessary)
10. Other Business
11. Motion to Adjourn

A workshop of the Town Board of the Town of Moreau was held on September 21, 2020 in the Town of Moreau Municipal building, 351 Reynolds Road, Moreau, New York, for the purpose of discussing the draft Solar Law.

The Deputy Supervisor called the workshop to order at 6:05 p.m. He led the Pledge of Allegiance.

The Deputy Clerk called the roll.

**Town Board Members Present**

John Hogan	Councilmember
Kyle Noonan	Councilmember
John Donohue	Councilmember
Alan VanTassel	Councilmember
Theodore T. Kusnierz, Jr.	Supervisor (arrived at 6:30 p.m.)

**Town Board Members Absent**

None

**Also present:** Tammy Daley, Deputy Town Clerk; James Martin, Zoning Administrator; Karla Buettner, Attorney for the Town.

Councilmember Noonan stated that the workshop was fully on Zoom, and there was no one else present there and everyone was watching from home. He stated that they do have an agenda for the evening and thanked Councilmember VanTassel for guiding them through the process to get where they were tonight. He stated they could start sharing around the nine things that were on the agenda, starting with the overview of the process.

Attorney Buettner stated Supervisor Kusnierz asked her to give an overview on where they were, where they are, and where they are going. She stated about a year ago there was a moratorium placed by the Town Board concerning all solar in the Town. At the time the only place solar was allowed was in the Industrial Zone. The purpose of the moratorium was to have the Town Board really look at the model law from NYSEDA and at other Municipal solar laws, and to work with Jim Martin in the Zoning Department and herself to put together a draft law. They took in account everything in the Town that was important. She stated during the first six months of the moratorium they met with various people from NYSEDA. They also reviewed laws from fifteen different communities and worked with the State and with those different communities to try to figure out how to move forward. She stated she attended several seminars through the Association of Towns about the solar law, and a new law came into effect with the Governor's budget this year. Then Covid-19 hit, everything was moving forward only at a slower pace. This was because the Town was looking at other pressing issues, safety issues mainly. In the last six months the Town Board has been given and gone over extensively a new draft law. She stated what the Town Board has before them tonight is the most recent draft of each section of the proposed solar law with the changes that the Board requested. She would like to piecemeal the discussion and look closely at a couple areas. Once they are comfortable with the draft law, the Board should present it to the Planning Board for their perspective since they will be applying the law. Once the law is passed, if someone comes in and says they want to put in solar on their home or property, they would go to the Planning Board, so it would make sense to have them on board as well.

Councilmember VanTassel suggested maybe they should tackle the first item on the agenda because it would be an easy one. He stated he would express his thoughts and then have everyone else say what they thought about it. He stated in the Town's current draft, the roof mounted and building integrated has been stated as small scale. Then there is a second group called large scale. He stated that there should be a distinct difference on how the Town is going to establish guidelines around those two different groups. Maybe it should be roof mounted and building integrated in tier one and ground mounted in tier two. He stated he feels strongly about it but is only one Board member. The ground mounted is a little of a

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challenge in the draft. He stated that they start the entry point at 1 megawatt, and that could go up to maybe 6 or 8 acres. It could also be a home user that wants to put solar panel up to heat their pool.

Councilmember Hogan stated that he likes that idea. He wasn't aware of the different tiers by NYSERDA, he likes the plan of that and would agree to do that. Councilmember Noonan stated he is okay with that as well, and it will be easier for the Planning Board to look at it. Councilmember Donohue agreed with having the tiers. He also thinks incorporating the size and capacities should also be in the tier system.

James Martin stated he had a couple of thoughts. He wanted them to keep in mind that these applications don't start with the Planning Board or the Zoning Board. They start with a building permit. He stated he doesn't think the person who drafted this model law was in a Municipal building office. They don't see that the applications we get for solar systems are going to be much like pool applications. The homeowner will be bringing in the applications. He stated he doesn't think the law should be highly sophisticated to meet the needs of the law, so people can understand and have the capabilities to submit an application. He thinks the tier system isn't a bad idea but they need to be careful with basis of megawatts and things like that. He said that the common homeowner is going to be applying for the permits. He would rather see a simple requirement for a ground mounted solar system in a residential setting that can be only so many square feet. That would be a process people could work with.

Councilmember Hogan stated that it is not the homeowners that will be building them. Jim stated that the homeowner will be applying for the permits for them. Councilmen Hogan stated that the solar people installing the units would tell the homeowner what the units will supply for what they are looking to do. In turn the homeowner would take that to apply for the permit. Jim stated the homeowner is going to ask, how big can I go, how much solar can I have. He said that's what they need to regulate. If the homeowner has 1/3 of an acre of land how much can they dedicate to solar, and how far off the property line does it have to be.

Attorney Buettner stated the tier two in the model law says capacity use or square footage. She said the question for them is do you want to use the part of it that discusses the kilowatt or the part that discusses square footage. The model law they are looking at is similar to what they are saying, just not broken down as much. She stated it sounds to her that they want to redefine solar energy systems by removing small scale and large scale out of the terminology. In exchange it would be tier one is either roof mounted or building integrated, no definition about output or size. Tier two would be measured by either a kilowatt or square footage, and you would have to identify the numbers. Tier three would be anything else.

Attorney Buettner asked if the Board agreed with this. Councilmembers Hogan, VanTassel and Noonan, and Donohue all verbalized their agreement with her summary. Councilmember VanTassel stated they should try and stay on track, what they are looking for now is the definition of the law and then they can look at setbacks and size in the appropriate section of the law. Jim stated that he understands that, he just wants to make sure the law is written in a way that everyone can understand it. If a homeowner applies for a building permit for a tier two system in their house, they can come in and say, this is the size of my lot. Councilmember Donohue stated as mentioned before that the experts will know how big of an array you should have. He doesn't think the residents are going to be going out and measure and say I need this amount of solar. He stated the experts are going to do that for them. Jim Martin stated he does understand that, and this will be like a pool provider. The professional puts in the pool, the homeowner gets the permit. Having the resident translate the solar equipment into a building application might get complicated. Jim stated as the Zoning Administrator he wants to know what size tier two can obtain. Councilmember Noonan stated he thought having 4,000 square feet might be too much. He also stated he wants to stay on the low side of square footage and the resident can ask for more if needed. Attorney Buettner stated they might not want to get into asking for more square footage, because then they would need a variance. Councilmember Donohue said they should say up to 4,000 square feet but needs to be within the setbacks and meet the criteria.

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Supervisor Kusnierz stated he provided an agenda for the evening and the idea was to come to a consensus if the Board wants to use a tier system and if they wanted to use three tiers. They can come back at a later time and refine those definitions. The Board members agreed to the three- tier system.

The next issue Supervisor Kusnierz discussed was the zoning. He stated he wanted to know where the Board was okay with solar and not okay with solar. Councilmember Hogan stated he was pro solar and wouldn't mind solar in any zoning district. Councilmember Noonan stated that he is pro solar as well. He is concerned that some of C1, C2, and C3 are the back yards of some R1 residents and ground mounted solar there would not be good. Supervisor Kusnierz stated that we have commercial growth in the C-1 area with sewer coming in. The landowners' bills in that district will be impacted whether an entity comes in and buys their property or rents it. If they put in solar arrays, from a Real Property Tax standpoint, the Town is not going to see a lot of revenue from it. Supervisor Kusnierz stated that he would like to ask the Board to consider not allowing commercial size arrays in the C-1 area.

Councilmember Noonan added he also feels that C1 should be protected from that. Attorney Buettner said that have already banned solar arrays in C1 in the draft law. The draft law states that only large- scale solar arrays are only allowed in R5, N1 and N2. Councilmember Noonan would like to hear from neighbors that border the newer neighborhoods that are in R4, and those that border R2. Supervisor Kusnierz stated they can look at that down the road if they have a certain area they can take into consideration. Supervisor Kusnierz thinks that solar arrays should be banned from the Resource Protection areas too. Councilmember Hogan agreed, saying they shouldn't be where recreation areas are or have entities take them over.

Supervisor Kusnierz said that this going to require more workshops to get this to where they can release it for the public to comment on it.

The workshop ended at 7:00 p.m.

Respectfully submitted,

Tammy Daley  
Deputy Town Clerk

TJB ✓  
TCV RECEIVED BY

OCT 08 2020

TOWN OF MOREAU  
SUPERVISOR'S OFFICE

# TOWN OF MOREAU PURCHASE REQUEST & QUOTE SUMMARY

**Department:** BUILDINGS & GROUNDS

**Date:** 10/8/2020

**Description of Purchase Request:**

Annual inspection, servicing and, when necessary, replacement of portable fire extinguishers for all Town buildings, vehicles, etc., as well as the inspection and servicing of the K-type extinguisher in the Softball Quad concession stand at Betar Park.

**Vendor's Name and Address:**

B-LANN Equipment  
2288 5th Avenue  
Troy, New York 12180

**Price: \$ 1,724.84**

*\*See attached table for details*

**Vendor's Name and Address:**

New York Fire & Security  
4 Glens Falls Technical Park  
Glens Falls, NY 12801

**Price: \$ 1,644.95**

*\*See attached table for details*

**Vendor's Name and Address:**

American Safety Products  
4948 Route 50  
Gansevoort, NY 12831

**Price: NO QUOTE**

**[Please list all vendors contacted for a quote, even if they didn't submit a quote.]**

**Account number purchase will be paid from:** Various Departments

**Balance in account and date:** N/A as of N/A

**Amount Budgeted for the current year:** N/A

**Department Head's Recommendation:** I recommend using New York Fire & Security again for 2021, as they have the best price and are already familiar with our facilities.

**Board Approval Received:**  Yes  No

**Date Approval Received:** \_\_\_\_\_

**Vendor Authorized:** \_\_\_\_\_

**Amount Approved:** \_\_\_\_\_ **Total:** \$ \_\_\_\_\_

Extinguisher Cost Estimate Worksheet  
For 2021

October 8, 2020

Am. Safety Products

B-Lann Equipment

NY Fire & Security

Quantity   Rate   Est Cost

Cost to inspect	89	5.75	511.75	89	4.46	396.94	*Plus	No Bid
Hydrotest and Recharge -10lb ABC	1	56.80	56.80	1	70.25	70.25	Travel Fee	

Recharge:								
2.5ABC	1	18.90	18.90	1	15.50	15.50		
5ABC	1	23.90	23.90	1	22.75	22.75		
10ABC	1	27.90	27.90	1	37.25	37.25		
2.5Water	1	10.75	10.75	1	7.25	7.25		

New:								
2.5ABC	1	38.95	38.95	1	39.75	39.75		
5ABC	1	52.95	52.95	1	46.05	46.05		
10ABC	1	80.95	80.95	1	69.65	69.65		
2.5Water	1	139.95	139.95	1	144.30	144.30		

6yr Maint:								
2.5ABC	1	22.00	22.00	1	27.75	27.75		
5ABC	1	27.90	27.90	1	30.25	30.25		
10ABC	1	33.00	33.00	1	33.50	33.50		
2.5Water	1	19.90	19.90	1	N/A	N/A		

K Type Extinguisher Sys-Quad Kitchen:								
Inspect	1	115.00	115.00	1	205.00	410.00	*Semi-annually	
Recharge	1	Quote		1	Quote			
5yr Hydre Test	1	Quote		1	Quote			

1.6 G Class K Extinguisher:								
Recharge	1	98.75	98.75	1	70.00	70.00		
New	1	220.95	220.95	1	195.65	195.65		
6yr Maint	1	144.65	144.65	1	N/A	N/A		

Inspection Travel Fee	1	N/A		1	108.00	108.00		
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**Total:** 1,644.95 1,724.84

**Note: for all items except inspection of extinguishers, used one for each item number (can not be determined till inspected).**

**Town of Moreau Bid Sheet- 2021**  
**Fire Extinguisher Inspect and/or Replace**  
**9/14/2020**

Bid Date

Last Inspection September 2016

Please Return by August 15,

Amount

5.75

Inspection-normal

Hydrotest and Recharge

56.80 (10 lb. ABC) 2.5 lb. & 5 lb. n/a

Price normal Extinguishers:

Recharge				New				6 yr maint.
18.90				38.95				22.00
23.90				52.95				27.90
27.90				80.95				33.00
10.75				139.95		5 yr	Hydro-test	19.90

2.5 ABC

5 ABC

10 ABC

2.5 Water

Special Extinguisher Systems(6 mo):

Inspect				Recharge				Hydro-quoted	quoted
115.00 + service parts				quoted				Hydro-quoted	quoted
98.75				220.95		5 yr	Hydro-test	144.65	

K Type Extinguisher System-Kitchen(Yearly)

Scott J. Canavan

Tel. No. 518-798-9551

Print Name

New York Fire & Security

Company

9/14/2020

Signature

Date

**NEW YORK FIRE & SECURITY**  
**4 Glens Falls Technical Park**  
**Glens Falls, NY 12801-3802**  
**(518) 798-9551**

October 6, 2020

**B-Lann Equipment  
2288 5<sup>th</sup> Avenue  
Troy, NY 12180**

**Specifications for Request for Quotation  
Fire Extinguisher Inspection, Testing and Maintenance Service**

Please accept this bid for inspection and service of all portable fire extinguishers for the following locations: Town Hall Building, Route 197, Transfer Station, Recreation Department, Water Department and Highway Department to include trucks and equipment. This bid encompasses pricing for the 2021 calendar year.

**Description of Work**

**1.1 SUMMARY**

- A. B-Lann Equipment will provide all necessary labor, equipment, materials, and supervision to inspect and test fire extinguishers systems at the Town of Moreau's facilities.
- B. Town representatives and B-Lann administrative office will coordinate scheduling and verify specifics prior to commencing work.

**1.2 QUALITY CONTROL**

- A. All work will be performed by trained service personnel having available the appropriate servicing manuals, the proper types of tools, recharge materials, lubricants, and manufacturer's recommended replacement parts or parts specifically listed for use in the fire extinguishers.
- B. Service personnel are certified to perform installation, maintenance and service on portable fire extinguishers, fixed gas detection, water sprinkler (inspection), kitchen fire suppression systems.
- C. All work will be performed in accordance with the applicable requirements of the New York State Uniform Building and Fire Codes, the International Fire Codes and National Fire Protection Association (NFPA) standards.

**1.3 SCOPE OF SERVICES**

- A. Perform annual external inspections, six-year internal examinations, hydrostatic testing, and any other required servicing. Perform external inspections annually. Perform six-year internal examination and hydrostatic testing at required

- B. frequencies. Perform any other inspections, maintenance, or servicing, as required, or requested.
- C. Extinguisher locations will be provided by the Building and Grounds supervisor. All 6-year teardown service will be provided on location and extinguishers put immediately back into service in the same location. Hydrostatic testing is performed at B-Lann Equipment facility, however, with prior permission from town official, loaner extinguisher or same model replacement will be arranged.
- D. B-Lann Equipment will provide all labeling, marking, tags and collars as specified in NFPA 10 to document inspection, testing and servicing.
- E. B-Lann Equipment will provide service, recharge, or replacement on an on-call basis for extinguishers identified as needing service during in house monthly inspections, when extinguishers have been discharged, or when replacements or additional fire extinguishers are needed.
- F. All services will be performed in accordance with manufacturers' recommendations, the New York State Uniform Fire Code, and the National Fire Protection Association (NFPA) 10 Standard for Portable Fire Extinguishers. Any service, installation, or maintenance outside of portable fire extinguishers will be performed in accordance with the appropriate NFPA guidelines and New York State Uniform Fire Code.

#### **1.4 REPORTING**

- A. Written documentation will be submitted to the town within ten working days after each visit. This report will include, at a minimum, the description of services, the location of services, the number of each extinguisher type serviced.

#### **1.5 PRICING**

- A. Pricing for the inspections and servicing listed in the tables below.
  - a. Pricing for a hydrostatic test and 6-year internal inspections shall include the cost of recharging the extinguisher, as applicable.
  - b. Pricing shall be inclusive of all labor and any consumable parts mandated for replacement during specified service (annual, 6-year, hydrostatic test) by the manufacturer or NFPA 10.
- B. Pricing for service calls for non-routine, on-call services (24-hour emergency service).
- C. Pricing for travel and labor for routine inspections, service, and maintenance.

D. Pricing list for typical replacement parts such as valve stems, O-rings and gaskets that are frequently identified as defective or requiring replacement.

**Service price per extinguisher:**

Extinguisher type	Annual inspection	Hydrostatic testing	Recharging	6 yr inspection	New
ABC 2.5lb	\$4.46	\$47.50	\$15.50	\$27.75	\$39.75
ABC 5 lb	\$4.46	\$47.50	\$22.75	\$30.25	\$46.05
ABC 10lb	\$4.46	\$47.50	\$37.25	\$33.50	\$69.65
ABC 20lb	\$4.46	\$47.50	\$66.25	\$33.50	\$130.55
BC 5 lb	\$4.46	\$47.50	\$13.30	\$30.25	
BC 10 lb	\$4.46	\$47.50	\$17.50	\$33.50	
BC 20 lb	\$4.46	\$47.50	\$26.25	\$33.50	
Water 2.5lb	\$4.46	\$47.50	\$7.25	n/a	\$144.30
CO2 5 lb	\$4.46	\$47.50	\$10.00	n/a	
CO2 10 lb	\$4.46	\$47.50	\$20.25	n/a	
CO2 15 lb	\$4.46	\$47.50	\$30.25	n/a	
CO2 20 lb	\$4.46	\$47.50	\$35.25	n/a	
Class K	\$4.46	\$47.50	\$70.00	n/a	\$195.65

Inspection for 91 (approximate) fire extinguishers: **\$405.98**  
 Travel: **\$108.00**  
 Total: **\$513.98**

Extinguisher inspections are performed annually.

6-year for ABC extinguishers (5-year for water and CO2) teardown pricing encompasses all routine replacement parts; valve, valve stem, O-rings and if needed, gauge. Hose, horn will be replaced if damaged or worn. This is done on-site.

**Kitchen System pricing**

System Inspection	\$205.00 semi-annually
Fusible link (1)	\$12.50 (replaced semi-annually)

**1.5.B Pricing for service calls for non-routine, on-call services (24/7 emergency service))**

Emergency Call: \$350.00

Labor per hour: \$105.00

**1.5.C Pricing for routine services**

Travel: \$72.25 per hour of travel

ex: Time of travel 45 min (90 min round trip) = \$54.00 (\$108.00 round trip)

**1.5.D Pricing for typical replacement parts**

Valve Stem - \$10.25

O-ring - \$2.00

Gauge – \$5.25

Hose - \$25.50

Horn - \$11.50

Vinyl Tag – \$2.25 ea. (for outside use – if needed)

Colleen Gavigan, President  
B-Lann Equipment

**TOWN BOARD RESOLUTION  
TOWN OF MOREAU**

**Resolution No.** \_\_\_\_\_

**Date:** 10/13/2020

**Motion By:** \_\_\_\_\_

**Seconded by:** \_\_\_\_\_

**WHEREAS**, the Town Board has authorized the partial reimbursement of Medicare for eligible retirees on the Medicare Advantage health plan; and

**WHEREAS**, retiree Lori Pike enrolled in the Medicare Advantage plan on July 1, 2020;

**So be it RESOLVED**, that the Town Board hereby authorizes Medicare Reimbursement payments for Lori Pike in the amount of \$289.20 quarterly.

Roll call results as follows:

Councilmember Hogan	_____
Councilmember Donohue	_____
Councilmember VanTassel	_____
Councilmember Noonan	_____
Supervisor Kusnierz	_____

**TOWN OF MOREAU**

**PURCHASE REQUEST & QUOTE SUMMARY**

MY  
**COPY**  
Budget Meeting  
10/28/20

Department: **HIGHWAY**

Date: **10/8/2020**

Description of Purchase Request: **Road Saver 221 Plexi-melt-8,400/lb. @ \$0.6370/lb.**

**Vendor's Name and Address:**

**Crafco  
6165 W. Detroit Street  
Chandler, AZ 85226**

**Price: \$ 5,350.80**

**Vendor's Name and Address:**

**Vendor's Name and Address:**

**Account number purchase will be paid from: DB5112.493.4**

**Balance in account and date: 324,024.97 as of 10/02/2020**

**Amount Budgeted for the current year: 391,045.00**

**Department Head's Recommendation: Crafco: OGS Contract-Group 31555 Award 23188**

**PC669062-Comprehensive Liquid Bituminous Materials**

**Board Approval Received:  Yes  No**

**Date Approval Received: \_\_\_\_\_**

**Vendor Authorized: \_\_\_\_\_**

**Amount Approved: \_\_\_\_\_ Total: \$ \_\_\_\_\_**

**TOWN OF MOREAU**

**PURCHASE REQUEST & QUOTE SUMMARY**

Department: **HIGHWAY**

Date: **10/8/2020**

Description of Purchase Request: **Tree Work for Town : Not to exceed \$5,600**

**Vendor's Name and Address:** Adirondack Tree Surgeons  
353 Gurn Springs Road  
Gansevoort, NY 12831

**Vendor's Name and Address:** Richard Sears Tree Experts  
PO Box 133  
Glens Falls, NY 12801

**Vendor's Name and Address:** Tree Care By Stan Hunt  
53 Boulevard  
Queensbury, NY 12804

Account number purchase will be paid from: DB5110.457

Balance in account and date: 8,000.00 as of 10/02/2020

Amount Budgeted for the current year: 8,0000

**All trees to be taken down are between 18" & 36" in diameter. Therefore, Tree Care by Stan Hunt would be the lowest bidder.**

**Department Head's Recommendation:** Tree Care By Stan Hunt \_\_\_\_\_

**Board Approval Received:** \_\_\_\_ Yes \_\_\_\_ No

**Date Approval Received:** \_\_\_\_\_

**Vendor Authorized:** \_\_\_\_\_

**Amount Approved:** \_\_\_\_\_ **Total:** \$ \_\_\_\_\_

2020 Tree and Stump Removal  
September 14, 2020 RFP due date

Adirondack Tree Surgeons 353 Gurnsring Road Gansevoort, NY 12831		Richard Sears Tree Experts, INC PO Box 133 Glens Falls, NY 12801		Tree Care by Stan Hunt 53 Boulevard Queensbury, NY 12804	
EST. QTY.	BID Price	EST. QTY.	BID Price	EST QTY	BID Price
TOTAL	TOTAL	TOTAL	TOTAL	TOTAL	TOTAL
<u>TREE REMOVAL</u>		<u>TREE REMOVAL</u>		<u>TREE REMOVAL</u>	
over 5" to 12" dbh	199 each	over 5" to 12" dbh	425 each	over 5" to 12" dbh	250 each
over 12" to 18" dbh	399 each	over 12" to 18" dbh	600 each	over 12" to 18" dbh	450 each
over 18" to 24" dbh	999 each	over 18" to 24" dbh	1350 each	over 18" to 24" dbh	550 each
over 24" to 36" dbh	1999 each	over 24" to 36" dbh	1500 each	over 24" to 36" dbh	850 each
over 36" dbh	2599 each	over 36" dbh	2150 each	over 36" dbh	1150 each
TREE TOTAL		TREE TOTAL		TREE TOTAL	
<u>STUMP REMOVAL</u>		<u>STUMP REMOVAL</u>		<u>STUMP REMOVAL</u>	
over 5" to 12"	79 each	over 5" to 12"	45 each	over 5" to 12"	55 each
over 12" to 18"	99 each	over 12" to 18"	95 each	over 12" to 18"	115 each
over 18" to 24"	124 each	over 18" to 24"	150 each	over 18" to 24"	140 each
over 24" to 36"	199 each	over 24" to 36"	225 each	over 24" to 36"	165 each
over 36"	290 each	over 36"	325 each	over 36"	240 each
STUMP TOTAL		STUMP TOTAL		STUMP TOTAL	
GRAND TOTAL		GRAND TOTAL		GRAND TOTAL	