

APPENDIX D-4

Beneficiary Eligible Mitigation Action Certification



Raton Multi-Modal Transportation Center - Electric Vehicle Charging Project NM-VW-20-01

BENEFICIARY ELIGIBLE MITIGATION ACTION CERTIFICATION

Beneficiary State of New Mexico

Lead Agency Authorized to Act on Behalf of the Beneficiary New Mexico Environment Department

(Any authorized person with delegation of such authority to direct the Trustee delivered to the Trustee pursuant to a Delegation of Authority and Certificate of Incumbency)

Action Title:	Raton Multi-Modal Transportation Center - EV Charging Project
Beneficiary's Project ID:	NM-VW-20-01
Funding Request No.	<i>(sequential)</i> 019
Request Type: (Select one or more)	<input checked="" type="checkbox"/> Reimbursement <input type="checkbox"/> Other (specify): Click or tap here to enter text.
Payment to be made to: (Select one or more)	<input type="checkbox"/> Beneficiary <input checked="" type="checkbox"/> Other (specify): City of Raton
Funding Request & Direction (Attachment A)	<input checked="" type="checkbox"/> Attached to this Certification <input type="checkbox"/> To be Provided Separately

SUMMARY

<p>Eligible Mitigation Action <input checked="" type="checkbox"/> Appendix D-2 item (specify): Eligible Mitigation Action 9. Light Duty Zero Emission Vehicle Supply Equipment</p> <p>Action Type <input type="checkbox"/> Item 10 – DERA Option (5.2.12) (specify and attach DERA Proposal)</p>
<p>Explanation of how funding request fits into Beneficiary's Mitigation Plan (5.2.1): The Beneficiary Mitigation Plan's overarching goal is to protect New Mexico's environment and the health of our citizens. The Trust allows the State the opportunity to offset (mitigate) the impact of excess nitrogen oxide (NO_x) emissions associated with the affected vehicles registered within New Mexico. The reduction of NO_x from mobile sources achieves the intended use of Trust funds by preventing the deterioration of air quality, ensuring the health and safety of the inhabitants of the state, and promoting visibility improvement within New Mexico. Implementation of diesel NO_x reduction projects using Trust funds will have immediate and long-lasting benefits. The proposed project will reduce emissions of NO_x, focusing on the most cost-effective vehicles that maximize emission reductions.</p>
<p>Detailed Description of Mitigation Action Item Including Community and Air Quality Benefits (5.2.2): This installation is comprised of two Level 2 charging stations (four ports) at the City of Raton's multimodal transportation station, located in the heart of historic downtown, where travelers can find restaurants, a coffee shop, brew pub, distillery, shopping, banking, parks, a dog park, the Raton Museum and the Shuler Theater. The station is one block off the 1-25 Business Loop, and hosts Greyhound bus and Amtrak rail service. Raton provides an optimal location for EV charging stations due to its location at the junction of 1-25 and Hwy 87, where the volume of traffic is one of the highest in all of NM District 4. A Raton charging station will fill a gap in the network of charging stations for 1-25 NB and, being located right before Raton Pass headed north, would provide a fresh charge for travelers heading over the pass. There is hope that this charging infrastructure will encourage EV adoption in the local community. In a great alignment of project timing, Raton will have completed renovations of historic 1st Street in partnership with NM Main Street Great Blocks program. Additionally, improvements to the city-owned Amtrak rail station and new welcome center</p>

<p>have been completed, and with this grant award, Raton was able to integrate the EV charging station into these improvements for utilities, streets, parking and sidewalks.</p>
<p>Estimate of Anticipated NO_x Reductions (5.2.3): N/A</p>
<p>Identification of Governmental Entity Responsible for Reviewing and Auditing Expenditures of Eligible Mitigation Action Funds to Ensure Compliance with Applicable Law (5.2.7.1): The New Mexico Environment Department Administrative Services Division is the governmental entity responsible for reviewing and auditing expenditures of EMA funds to ensure compliance.</p>
<p>Describe how the Beneficiary will make documentation publicly available (5.2.7.2): The New Mexico Environment Department has created a public website, https://www.env.nm.gov/vw-settlement/ for information relating to the Trust, the VW Partial Consent Trust Decrees, New Mexico's Beneficiary Mitigation Plan, and project implementation information. To provide transparency and accountability, the NMED will post information on its website.</p>
<p>Describe any cost share requirement to be placed on each NO_x source proposed to be mitigated (5.2.8): The total project cost is Twenty-Two Thousand, One Hundred Forty dollars and Eighty-Five cents (\$22,140.85). Trust funding will provide the requested Seventeen Thousand and Five dollars (\$17,005.00), approximately 76.8% of the final total project cost for the purchase and installation of the charging equipment. The remaining Five Thousand, One Hundred Thirty-Five dollars and Eighty-Five cents (\$5,135.85) constitute Raton's cost share.</p>
<p>Describe how the Beneficiary complied with subparagraph 4.2.8, related to notice to U.S. Government Agencies (5.2.9): On February 27, 2018, NMED sent notice to the U.S. Department of the Interior and the U.S. Department of Agriculture using the contact information provided in subparagraph 4.2.8.</p>
<p>If applicable, describe how the mitigation action will mitigate the impacts of NO_x emissions on communities that have historically borne a disproportionate share of the adverse impacts of such emissions (5.2.10): Trust funds have afforded the State the opportunity to advance environmental justice goals. New Mexico's Draft Mitigation Plan expresses a commitment to prioritizing projects that benefit those communities most impacted by poor air quality. Minorities and those living below the poverty level historically have borne a disproportionate share of air pollution, including air pollution emissions associated with on-road vehicles. The service area for this project is within the City of Raton, Colfax County. Raton's population is 59% minority and 46% low income. The completion of this project is an essential step towards reducing regional air pollution levels, improving human health and addressing environmental inequality.</p>

ATTACHMENTS

(CHECK BOX IF ATTACHED)

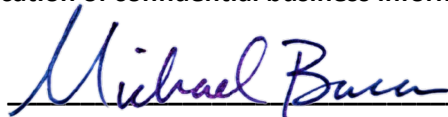
- Attachment A Funding Request and Direction.
- Attachment B Eligible Mitigation Action Management Plan Including Detailed Budget and Implementation and Expenditures Timeline (5.2.4).
- Attachment C Detailed Plan for Reporting on Eligible Mitigation Action Implementation
- Attachment D Detailed cost estimates from selected or potential vendors for each proposed expenditure exceeding \$25,000 (5.26).
- Attachment E DERA Option (5.2.12). [Attach only if using DERA option.]
- Attachment F Attachment specifying amount of requested funding to be debited against each beneficiary's allocation (5.2.13).

CERTIFICATIONS

By submitting this application, the Lead Agency makes the following certifications:

1. This application is submitted on behalf of Beneficiary the State of New Mexico, and the person executing this certification has authority to make this certification on behalf of the Lead Agency and Beneficiary, pursuant to the Certification for Beneficiary Status filed with the Court.
2. Beneficiary requests and directs that the Trustee make payments described in this application and Attachment A to this Form.
3. This application contains all information and certifications required by Paragraph 5.2 of the Trust Agreement, and the Trustee may rely on this application, Attachment A, and related certifications in making disbursements of trust funds for the aforementioned Project ID.
4. Any vendors were or will be selected in accordance with a jurisdiction's public contracting law as applicable. (5.2.5)
5. Beneficiary will maintain and make publicly available all documentation submitted in support of this funding request and all records supporting all expenditures of eligible mitigation action funds subject to applicable laws governing the publication of confidential business information and personally identifiable information. (5.2.7.2)

DATED: 8/26/2022



Michael Baca
Control Strategies Manager, Air Quality Bureau

New Mexico Environment Department

For

State of New Mexico

ATTACHMENT B
PROJECT MANAGEMENT PLAN
PROJECT SCHEDULE AND MILESTONES

Milestone	Date
Lead Agency Provides Notice of Availability of Mitigation Action Funds	7/15/2019
Pre-application meetings with applicants	7/15/2019 through 1/9/2020
Project Sponsor Submits Proposal to Lead Agency	1/9/2020
Lead Agency Provides Written Approval of Project Sponsor's Proposal	6/11/2020
Project agreements signed.	8/24/2020
Lead Agency Incorporates Project Sponsor's Proposal into Mitigation Plan	NA
Trustee Acknowledges Receipt of Project Certification and Funding Direction	Q2 2022
Trustee Allocates Share of State Funds for Approved Project	Q2 2022
Project Sponsor Obtains Cost Share, Notifies or Certifies to Lead Agency	Q2 2022
Project Sponsor Enters into Contracts, Purchase Orders, etc. – Start	Q3 2020
Project Sponsor Enters into Contracts, Purchase Orders, etc. – Complete	Q1 2022
Project Installations(s) – Start	Q3 2020
Project Installations(s) – Complete	4/29/2022
Project Sponsor provides detailed invoices for all claimed project costs, documentation for emission reduction estimates, required certification documents to Lead Agency to support direction to Trustee for Payment (Reimbursement, Direct-to-Vendor) or final accounting (Forward Funded Projects)	4/29/2022
Lead Agency completes review and certifies payment direction to Trustee (Reimbursement)	Q2 2022
Trustee Acknowledges Receipt of Direction for Payment(s) (Advance Funded, Reimbursement)	Q2 2022
Lead Agency Reports Project Completion	Q2 2022

PROJECT BUDGET

Period of Performance: 7.1.2020-6.30.2021				
Budget Category	Total Approved Budget	Share of Total Budget Funded by the Trust	Cost-Share, if applicable (Entity #1)	Cost-Share, if applicable (Entity #2)
1. Equipment Expenditure	\$22,140.85	\$17,005	\$5,135.85	\$0
2. Contractor Support	\$0	\$0	\$0	\$0
3. Subrecipient Support	\$0	\$0	\$0	\$0
4. Administrative ¹	\$0	\$0	\$0	\$0
Project Totals	\$22,140.85	\$17,005	\$5,135.85	\$0
Percentage	100%	76.8%	23.2%	0%

¹Subject to Appendix D-2 15% administrative cap.

ATTACHMENT C
DETAILED PLAN FOR REPORTING ON ELIGIBLE MITIGATION
ACTION IMPLEMENTATION

The New Mexico Environment Department (NMED), as the lead agency for the State of New Mexico for implementing the Volkswagen Environmental Mitigation Settlement Plan, has established a webpage for the Settlement and mitigations actions, www.env.nm.gov/vw-settlement/. NMED will post documents and links as required under Paragraph 7 of Appendix D-3 Certification for Beneficiary Status form. The NMED is subject to the *Open Meetings Act*, which provides the statutory guidelines for conducting public meetings and the *Inspection of Public Records Act*, which is a New Mexico state law that provides the public and media access to public information.

For the initial round of funding, NMED solicited, through a competitive process, public and private entities for funding opportunities. Projects were selected through a scored application using an identified scoring criterion. The records of selected projects will be posted and made available on the NMED VW Settlement webpage. The public website was created specifically to provide information related to the Trust, the VW Partial Consent Decrees, and accountability. The NMED will post timely updates on the following:

- General information on the Trust and Consent Decrees
- The State's final Beneficiary Plan
- All public records supporting funding requests the NMED submits to the Trust
- All public records supporting all expenditures of the Trust Fund
- NMED contact information

After the initial round of funding, NMED will periodically evaluate the implementation of the State's Beneficiary Mitigation Plan (BMP) and associated Eligible Mitigation Actions and will determine whether any revisions to the BMP and funding levels need to be reevaluated. If revisions to the BMP are warranted, NMED will seek public input on BMP revisions with a minimum of a 30-day public comment period.

In addition, the State will also comply with the reporting obligations listed in the Environmental Mitigation Trust Agreement for State Beneficiaries in Subparagraph 5.3.

ATTACHMENT D
DETAILED COST ESTIMATE FROM SELECTED OR POTENTIAL VENDORS
FOR EACH PROPOSED EXPENDITURE EXCEEDING \$25,000 (5.2.6)

See attached invoices.



April 29, 2022

Neal Butt
525 Camino De Los Marquez
Suite 1
Santa Fe, NM 87505
Neal.butt@state.nm.us

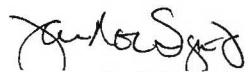
Re: Reimbursement request for Raton Electric Vehicle Charging Station Project. Project #NM-VW-20-01

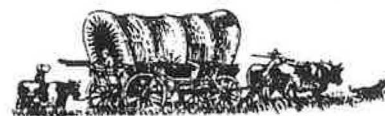
Dear Mr. Butt

Pursuant to Article 9 of the above referenced grant agreement, The City of Raton hereby submits its request for reimbursement for costs incurred in completing the project. I have submitted Invoices from the three entities who participated in the construction of the project. The first invoice is from Blink Network LLC. They provided the electric vehicle charging stations for the four charging ports and the network services. The second is from Rain Electrical Constructors for the installation and wiring of the charging stations, and the third is from Raton Public Service Company for the transformer and conductor necessary to provide utility service to the location. The total of the costs submitted is \$22,140.85. The City of Raton Requests reimbursement in the amount of \$17,005.00 the maximum amount allowed under the agreement. This amount represents less than 77% (76.8%) of the amount expended as required in the grant agreement. I have attached the required payee contact and wire information form. I have also included photos of the finished installation including a vehicle charging at one of the four spots.

Please let me know if any additional documentation is required. Thank you for all your assistance with this project.

Respectfully


James Neil Segotta
Mayor



Invoice



To:	From:
City of Raton	Christina Jimenes
PO BOX 910	605 Lincoln Rd, Suite 500, Miami, FL 33139
Raton, NM 87740	Miami Beach, FL 33139
	Phone: 305.521.0200 ext 227

Summary

Total Amount:	\$14,642.13	Invoice ID:	INV-03811-L9S0C0
Shipping Method:		Date:	5/21/2021
Payment Terms:	Net 30	Due Date:	6/20/2021

Shipping Information

Shlp To:	Bill To:
Raton Multi-Modal Facility	City of Raton
1004 Jones Street	PO Box 910
Raton, NM 87740	Raton, NM 87740

Details

Product ID	Product	Quantity	Price	Sub Total
Annual Blink Network - Fee IQ 200 - Dual	Annual Blink Network - Fee IQ 200 - Dual	2	\$1,440.00	\$2,880.00
01-0212-Dual-Adv-Smt	Blink IQ 200 Dual - Triangular, 1 Advanced, 1 Smart	1	\$5,524.15	\$5,524.15
01-0212-Dual-Adv-Smt	Blink IQ 200 Dual - Triangular, 1 Advanced, 1 Smart	1	\$5,524.15	\$5,524.15
23-0151	Sign - Blink EV Charging Station Sign	4	\$0.00	\$0.00

Discount	\$0.00
Total Tax	\$713.83
Freight Amount	\$0.00
Total	\$14,642.13

Please make checks payable to:
Ecotality Inc
605 Lincoln Rd. Suite 500
Miami Beach, FL 33139

RAEN Electrical Constructors

(505) 544-0951

INVOICE

~~1000 20th~~ 2182 Hwy 21

Miami, NM 87729

raenelectricalconstructors@gmail.com

TO:	WORK PERFORMED AT:
City of Raton	Multi moda
224 Savage Ave	101 N. 1 st
Raton N.M. 87740	Raton N.M. 87740

DATE 3-9-2022	Job #	Mileage
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DESCRIPTION OF WORK PERFORMED

Installed 2 200 Amp Services. (200 Amp meter main
 combo panels and breakers and wire supplied by RPS.)
 Poured 2 concrete pads for car charging pedestals,
 Installed 2 car charging pedestals.

\$ 5,000.00
 Tax 425.42
 Total \$ 5,425.42 ✓

PROCESSED BY:
[Signature]
 APPROVED BY:
[Signature]

312-00-48012

All material is guaranteed to be specified, and the above work was performed in accordance with the drawings and specifications provided for the above work and was completed in a substantial workmanlike manner for the agreed sum of _____ Dollars (\$ 5,425.42).

Full invoice due Dated 3 9 2022
 Month Day Year

Raton Public Service Company

P.O. Box 40
 940 South 2nd
 Raton, NM 87740
 Phone: (575) 445-9130 Fax: (575) 445-3869

Invoice# 300945

Account ID 416000	Contact Accounting Department	
Customer PO Verbal	Telephone (575) 445-9130	Facsimile (575) 445-3869

Bill To: Attn: Accounts Payable Dept.

416000 - Collectables
 Raton Public Service Co
 P.O. Box 40
 Raton, NM 87740

Ship To:

City of Raton
 224 Savage St
 Raton, NM 87740

Remit To: P.O. Box 40 Raton, NM 87740

Special Order **Drop Ship**

Invoice Date 04/28/2022	Comments Charger station at multi-modal park		Special Instructions	Terms NET 30		
Ship Via NONE	Date Required 04/28/2022	FOB	Ship Date 04/28/2022	From Order#		
			Salesperson Bob Wick			
Ordered	Shipped	B.O.	Item# Description	UOM	Price	Total
1	1	0	TR38 Trans. 37.5k Pad 13.8/2.4dul120/240 <i>Trans. 37.5 Kva Pad 13.8/7970x2400/4160 Dul 120/240</i>	EACH	\$1,652.50	\$1,652.50
160	160	0	WC01 Cable #2 Al Conc Ntl 15kv Urd Prim <i>Cable #2 Alum. Conc.Ntl 15kv Urd Prim 163-23-3060</i>	FT	\$2.63	\$420.80

Comments

Payment in full is required by the terms set forth above. We retain full interest of Items purchased under this invoice until full payment has been received.

Sub Total	\$2,073.30
EXMT 0% Tax	\$0.00
Freight	\$0.00
Total Invoice	\$2,073.30
Deposit	\$0.00
Balance	\$2,073.30







blink

blink

