APPENDIX D-4 Beneficiary Eligible Mitigation Action Certification

BENEFICIARY ELIGIBLE MITIGATION ACTION CERTIFICATION

Beneficiary State of Indiana

Action Title: Beneficiary's Project ID: Funding Request No. Request Type: (select one or more) Payment to be made to: (select one or more)	Round 1 - Onroad and Nonroad Awards Round 1 - City of Hobart CNG Trucks Replacement (sequential) 26 Reimbursement Other (specify): Beneficiary Other (specify): Grantee: City of Hobart as detailed in Attachment A
Funding Request No. Request Type: (select one or more) Payment to be made to: (select one or more)	(sequential) 26 ■ Reimbursement □ Advance □ Other (specify): □ Beneficiary
Funding Request No. Request Type: (select one or more) Payment to be made to: (select one or more)	■ Reimbursement □ Advance □ Other (specify): □ Beneficiary
Request Type: (select one or more) Payment to be made to: (select one or more)	☐ Other (specify):
(select one or more)	
Funding Request & Direction (Attachment A)	■ Attached to this Certification □ To be Provided Separately
	SUMMARY
Action Type	Appendix D-2 item (specify): Category 1: Class 8 Trucks I tem 10 - DERA Option (5.2.12) (specify and attach DERA Proposal):
Explanation of how funding re See Appendix D-4 Summar	equest fits into Beneficiary's Mitigation Plan (5.2.1): y Details attachment.
Detailed Description of Mitiga See Appendix D-4 Summa	ation Action Item Including Community and Air Quality Benefits (5.2.2): ary Details attachment.
, ,	mmary Details attachment.
Mitigation Action Funds to Ex	al Entity Responsible for Reviewing and Auditing Expenditures of Eligible insure Compliance with Applicable Law (5.2.7.1): mary Details attachment.
1 1	will make documentation publicly available (5.2.7.2).
; I	0-4 Summary Details attachment.
Describe any cost share requir See Appendix D-4 Summa	rement to be placed on each NOx source proposed to be mitigated (5.2.8). ary Details attachment.
Describe how the Beneficiary of Agencies (5.2.9).	complied with subparagraph 4.2.8, related to notice to U.S. Government
See Appendix D	0-4 Summary Details attachment.

If applicable, describe how the mitigation action will mitigate the impacts of NOx emissions on communities that have historically borne a disproportionate share of the adverse impacts of such emissions (5.2.10).

See Appendix D-4 Summary Details attachment.

ATTACHMENTS (CHECK BOX IF ATTACHED)

✓	Attachment A	Funding Request and Direction.
Ø	Attachment B	Eligible Mitigation Action Management Plan Including Detailed Budget and Implementation and Expenditures Timeline (5.2.4).
Ø	Attachment C	Detailed Plan for Reporting on Eligible Mitigation Action Implementation (5.2.11).
团	Attachment D	Detailed cost estimates from selected or potential vendors for each proposed expenditure exceeding \$25,000 (5.2.6). [Attach only if project involves vendor expenditures exceeding \$25,000.]
	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). [Attach only if this is a joint application involving multiple beneficiaries.]

CERTIFICATIONS

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

- 1. This application is submitted on behalf of Beneficiary , State of Indiana 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 the 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:

[NAME]

TITLE CAMERICA

Indiana Department of Environmental Management

[LEAD AGENCY]

for

State of Indiana

[BENEFICIARY]

Appendix D-4 Summary Details

Eligible Mitigation Action Type:

Category 1: Class 8 Trucks

Explanation of how funding request fits into Beneficiary's Mitigation Plan (5.2.1):

Indiana will generally fund all eligible mitigation action (EMA) types included in Appendix D-2 of the national consent decree. The Mission Statement and Overall Goals are described below:

In promoting the reduction of emissions of NOx, the Indiana Volkswagen Environmental Mitigation Trust Fund Program will prioritize sustainable projects that are transformative, positively impacting the environment, enhancing the health and wellbeing of residents, and promoting Indiana's growing economy.

The Program will focus on technological change and advancement with resiliency and favoring use of domestic fuel, where possible.

The goals of the Indiana Volkswagen Mitigation Trust Program include:

- Improving air quality across Indiana through cost-effective NOx emission reduction strategies
- Maximizing diesel emission reductions across Indiana, while considering various categories of sensitive populations as areas of specific focus
- Providing appropriate considerations to projects that have diesel emission reductions that go beyond just NOx, including PM_{2.5}, hydrocarbons (HC), carbon monoxide (CO), and carbon dioxide (CO₂)
- Encouraging leveraging of project partner funds with VW Trust funds to further the reach of the Indiana program

Detailed Description of Mitigation Action Item Including Community and Air Quality Benefits (5.2.2):

This project is for the purchase, installation, operation and maintenance of two (2) 2019 model-year, or newer, U.S. EPA emission compliant compressed-natural-gas-powered end dump trucks to REPLACE two (2) of the Grantee's model year pre-2009 existing diesel-powered end dump trucks that will be used for the same purpose. The replacement vehicle(s) will be located and operated in and around Hobart, Indiana.

Compressed-natural-gas-powered trucks dramatically improve air quality and the quality of life conditions for drivers, technicians, and citizens in the areas of operation due to notably lower tailpipe emissions in addition to less noisy engine operations.

The lifetime estimated emission reductions of pollutants according to U.S. EPA's Diesel Emission Quantifier (DEQ) include 0.434 tons of nitrogen oxides (NOx) and 0.011 tons of fine particulate matter (PM2.5).

Estimate of Anticipated NOx Reductions (5.2.3):

Over the lifetime of these trucks, U.S. EPA's DEQ model estimates this project will result in a NOx reduction of 0.434 tons.

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):

Indiana Department of Environmental Management

Describe how the Beneficiary will make documentation publicly available (5.2.7.2):

In October of 2017, IDEM published a website with specific information on the national mitigation trust as well as the Indiana program. The website included an opportunity to sign up for automated updates to make sure interested parties were always kept apprised of any changes made to the program website. This web portal will be the location for all information related to the Indiana Volkswagen Mitigation Trust Program.

Describe any cost share requirement to be placed on each NOx source proposed to be mitigated (5.2.8):

Indiana will use Volkswagen Mitigation Trust funds to reimburse non-government owned fleet and equipment owners at the levels specified in Appendix D-2 of the national mitigation trust. IDEM will also use Volkswagen Mitigation Trust funds to reimburse government-owned fleets and equipment at the same level as non-government owned fleet and equipment owners, as opposed to the full cost reimbursement permitted by Appendix D-2.

Specifically, for this project, the Indiana Volkswagen Mitigation Trust Program will cover up to 25% of the total project cost while the Grantee and/or other programs covers the remaining 75%.

Describe how the Beneficiary complied with subparagraph 4.2.8, related to notice to U.S. Government Agencies (5.2.9):

The Indiana Department of Environmental Management notified representatives as identified in Appendix D-2 of the national consent decree via email in March of 2018.

If applicable, describe how the mitigation action will mitigate the impacts of NOx emissions on communities that have historically borne a disproportionate share of the adverse impacts of such emissions (5.2.10):

Not applicable to this specific project.

Attachment B Details

Project Schedule and Milestones:

Indiana announces Round 1 – VW Onroad and Nonroad funding opportunity via online Request for Proposals (RFP)	April 22, 2019	
Deadline for Round 1 – VW Onroad and Nonroad	June 17, 2019	
program applications		
Indiana notifies applicants of award decisions	August 12, 2019	
Funding Agreement between Indiana and Grantee is fully executed	August 22, 2019	
Grantee project implementation	August 22, 2019 to December 31, 2020	
Indiana reviews programmatic, financial, and		
vehicle scrappage materials for compliance with	Ongoing	
Appendix D-2 of the national consent decree		
Indiana submits Appendix D-4 to Trustee to initiate payment to Grantee in accordance with Payee Contact and Wire Information form along with other supporting documentation	February 26, 2021	
Indiana coordinates with Trustee on any questions or issues that arise related to the submitted Appendix D-4	February 26, 2021 to D-4 approval	
Trustee responds to Indiana Appendix D-4	Within 60 days of submittal	
Trustee disburses payment to Grantee	Within 15 days of Appendix D-4 approval	

Project Budget:

Project Description	Indiana VW Mitigation Trust Grant Not to Exceed Total	Grantee Cost Share Not Less than Total	Project Total
The purchase, installation, operation			
and maintenance of two (2) 2019			
model-year, or newer, U.S. EPA			
emission compliant compressed			
natural gas-powered end dump	4407.244	Ф221 200	4400 444
trucks that will REPLACE two (2) of	\$107,244	\$321,200	\$428,444
the Grantee's model year 1992-2009			
existing diesel-powered end dump			
trucks that will be used for the same			
purpose. The replacement vehicle(s)			
will be located and primarily			

operated in-and-around Hobart, Indiana.			
Percentage	25%	75%	100%

State of Indiana Total Trust Allocation:

1) State of Indiana's Total Trust Allocation	\$40,935,880.59
·	γ - 0,555,000.55
2) Obligated Awards from Previous D-4	\$5,219,122.41
Submittals	\$5,215,122.41
3) State of Indiana's Net Remaining Allocation	\$35,716,758.18
Prior to this D-4 Submittal	\$55,/10,/56.16
4) Current D-4 Funding Request Total	\$107,244.00
5) State of Indiana's Remaining Allocation After	¢3F 600 F14 19
this D-4 Submittal	\$35,609,514.18

Projected Allocation Totals per Project Type:

	Total per Category	Annually Based on Expected Project Reimbursements
Total Trust	\$40,935,880.59	NA
To EV (15%) over 3 years (2021 to 2023)	\$6,140,382.09	\$2,046,794.03
To Admin (3%) over 4 years (2020 to 2023)	\$1,228,076.42	\$307,019.11
To EMAs (82%) over 3 years (2020 to 2022)	\$33,567,422.08	\$11,189,140.69

Projected Trust Allocations:

	2020	2021	2022	2023
1) Anticipated Annual Project Funding Request to be paid through the Trust	\$11,189,140.69	\$13,235,934.72	\$13,235,934.72	\$2,046,794.03
2) Anticipated Annual Cost Share (Administrative Costs)	\$307,019.11	\$307,019.11	\$307,019.11	\$307,019.11
3) Anticipated Total Project Funding by Year (Line 1 + Line 2)	\$11,496,159.80	\$13,542,953.83	\$13,542,953.83	\$2,353,813.14
4) Cumulative Trustee Payments Made to Date Against Cumulative Approved Beneficiary Allocation	\$3,895,454.40	\$1,222,469.01		
5) Current Beneficiary Project Funding to be paid through the Trust (Line 1)	\$101,199.00	\$107,244.00		
6) Total Funding Allocated to Beneficiary, inclusive of Current Action by Year (Line 4 + Line 5)	\$3,996,653.40	\$1,329,713.01		
7) Beneficiary Share of Estimated Funds Remaining in Trust at Beginning of Year	\$40,935,880.59	\$36,939,227.19		
8) Net Beneficiary Funds Remaining in Trust, net of cumulative Beneficiary Funding Actions (Line 7 – Line 6)	\$36,939,227.19	\$35,609,514.18		

Attachment C Details

Detailed Plan for Reporting on Eligible Mitigation Action Implementation (5.2.11):

The Indiana Department of Environmental Management (IDEM) is committed to meet the reporting requirements as detailed in Subparagraph 5.3 of the Environmental Mitigation Trust Agreement for State Beneficiaries. Specifically, this subparagraph states:

"For each Eligible Mitigation Action, no later than six months after receiving its first disbursement of Trust Assets, and thereafter no later than January 30 (for the preceding sixmonth period of July 1 to December 31) and July 30 (for the preceding six-month period of January 1 to June 30) of each year, each Beneficiary shall submit to the Trustee a semiannual report describing the progress implementing each Eligible Mitigation Action during the sixmonth period leading up to the reporting date (including a summary of all costs expended on the Eligible Mitigation Action through the reporting date). Such reports shall include a complete description of the status (including actual or projected termination date), development, implementation, and any modification of each approved Eligible Mitigation Action. Beneficiaries may group multiple Eligible Mitigation Actions and multiple sub-beneficiaries into a single report. These reports shall be signed by an official with the authority to submit the report for the Beneficiary and must contain an attestation that the information is true and correct and that the submission is made under penalty of perjury. To the extent a Beneficiary avails itself of the DERA Option described in Appendix D-2, that Beneficiary may submit its DERA Quarterly Programmatic Reports in satisfaction of its obligations under this Paragraph as to those Eligible Mitigation Actions funded through the DERA Option. The Trustee shall post each semiannual report on the State Trust's public-facing website upon receipt."

IDEM will meet these obligations in coordination with our project partners. Project partners are obligated to provide IDEM the necessary information for reports to the Trustee through the Funding Agreements between IDEM and each project partner. This language states:

"4. Implementation and Reporting Requirements

- A. The Grantee shall implement and complete the Project in accordance with **Attachment A** and the plans and specifications contained in its Funding Application. Modification of the Project shall require prior written approval from IDEM. If IDEM determines that the Grantee is not making adequate progress in implementation of the approved Project in accordance with **Attachment A**, IDEM may rescind the award.
- B. The Grantee shall submit to IDEM written progress reports until the completion of the Project. These reports shall be submitted in accordance with the reporting schedule contained in **Attachment C** and shall contain such detail of progress or performance on the Project as is

required under the terms of the Volkswagen Diesel Emissions Environmental Mitigation Trust. If additional documentation is required for IDEM to meet reporting obligations under the Volkswagen Diesel Emissions Environmental Mitigation Trust, IDEM may request such documentation as necessary at any time during the term of this Agreement."

Attachment D Details

Detailed cost estimates from selected or potential vendors for each proposed expenditure exceeding \$25,000 (5.2.6):

Detailed in the following pages:



"The Friendly City"

The City of Hobart 414 Main Street · Hobart, Indiana 46342

Deborah A. Longer Clerk-Treasurer

December 28, 2020

Mr. Shawn M. Seals Senior Environmental Manager Indiana Department of Environmental Management Office of Air Quality - Mail Code 61-50 100 North Senate Avenue Indianapolis, IN 46204-225

RE:

2019 Indiana VW Mitigation Trust On-road and Non-road Grant Program

Agreement dated: 8/15/2019

INVOICE

2 Replacement CNG Trucks per agreement:

\$ 107,111.00

Reimbursement Now Due:

\$ 107,111.00

Please remit check payable to: City of Hobart 414 Main Street, Hobart, IN 46342

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DATE	DESCRIPTION	A.P.V. #	P.O.#	INVOICE #	INVOICE AMOUNT	TOTAL	
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> 12/17/2019	2021 Freightliner Tandem Axle Dump	159138	2139-00001.0	108954	164334.00	321332.39	<
> 10/16/2020	2021 Freightliner vin#HML2422	159138		DE12982	52333.61	373666.00	<
> 10/16/2020	2021 Freightliner vin#HML2423	159138		DE12982	54778.00	428444.00	<
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FORM APPROVED BY STATE BOARD OF ACCOUNTS FOR CITY OF HOBART - 2006

CORPORATE FUNDS

CENTIER BANK HOBART, INDIANA

71-287/719

CITY OF HOBART CITY OF HOBART CORPORATE FUNDS

414 MAIN STREET HOBART, INDIANA 46342-4444

THIS WARRANT VOID TWO (2) YEARS AFTER DEC. 31 OF THE YEAR OF ISSUE

CHECK NUMBER FUND . PAY EXACTLY

DATE 11/10/2020 70051 201 M.V. \$428,444.00*

** Four Hundred Twenty Eight Thousand Four Hundred Forty Four and 00/100 Dollars **

PAY TO THE ORDER OF

Stoops Freightliner 1851 W Thompson Road Indianapolis IN 46217

JUSTOOPS JURISHTUNES QUALITY TRAILER DIVISION OF TRUCK COUNTRY

TRUCK COUNTRY - ANDERSON

6105 COLUMBUS AVE ANDERSON, IN 46013 Phone: (800) 515-2393

Fax: (765) 683-4470

Vehicle Invoice / Bill Of Sale

Sold To:

CITY OF HOBART 414 MAIN ST HOBART, IN 46342 (219) 942-6440 Deal Number: VM302000500

Invoice Date: 12/20/19 Cus Id: 169698

Salesperson: SMITH, ROBERT G

Amount Due:	428444.00
	0.00
Total Down:	0.00
Cash	0.00
Payment with Order:	VeVV
Equity in Trade:	0.00
Payoff on Trade:	0.00
Trade Allowance:	0.00
Total Prices	428444.00
Doc Fee Discount:	0.00
Doc Fee:	0.00
Counter Service Fee:	0.00
License Fee;	0.00
Loan Filing Fee:	0.00
Title Fee:	0.00
Service Contracts:	0.00
Federal Excise Tax:	0.00
Sales Tax:	0.00
Registration Fee:	00.0 00.0
Added Equipment:	41 A 14 A
Cash Price Vehicles	428444.00
1	• 1

Please see attached addendum for the list of vehicles

Sales Person Signature;

Customer Signature

Lien Holder:

Page 1 of 2



TRUCK COUNTRY - ANDERSON

6105 COLUMBUS AVE ANDERSON, IN 46013

Phone: (800) 515-2393 Fax: (765) 683-4470

Sold To:

CITY OF HOBART 414 MAIN ST HOBART, IN 46342 (219) 942-6440

<u>ADDENDUM</u>

Deal# VM302000500

Invoice Date: 12/20/19 Cus 1d: 169698 Salesperson: SMITH, ROBERT G

Description of Purchased Vehicle(s):

Untid	Model Year 2021	<u>yin</u> TBD Description: Sin	<u>Make</u> FTL IGLE AXLE, PLOW/SALT SPREADER	Model 1145D	<u>Selling Pring</u> 209,332,00
	2021	TBD	FTL NDEM AXLE, PLOW/SALT SPREADER	HÃCA	219,112.00

Sales Person Signature:

Customer Signature:

Page 2 of 2

Prepared for: BOB Smith City of Hobart 18410 IN130 Hobart, IN 46342 Phone: 219-942-6121 Prepared by: Wade Taylor STOOPS FREIGHTLINER 1851 W. THOMPSON RD INDIANAPOLIS, IN 48217 Phone:

QUOTATION

114SD CONVENTIONAL CHASSIS
SET BACK AXLE - TRUCK
CUM L9N 320 HP @ 2000 RPM, 2200 GOV, N-GAS, 1000
LB/FT @ 1300 RPM
ALLISON 3000 RDS AUTOMATIC TRANSMISSION WITH
PTO PROVISION
MT-40-14X 40,000# R-SERIES TANDEM REAR AXLE
HENDRICKSON HAULMAAX @40,000# REAR
SUSPENSION
DETROIT DA-F-20.0-5 20,000# FL1 71.0 KPI/3.74 DROP
SINGLE FRONT AXLE
20,000# TAPERLEAF FRONT SUSPENSION

114 INCH BBC FLAT ROOF ALUMINUM CONVENTIONAL CAB
5250MM (207 INCH) WHEELBASE
7/16X3-9/16X11-1/8 INCH STEEL FRAME
(11.11MMX282.6MM/0.437X11.13 INCH) 120KSI
1600MM (63 INCH) REAR FRAME OVERHANG
PARTIAL INNER FRAME REINFORCEMENT AT FRONT
SUSPENSION
BODY COMPANY INSTALLED ADDITIONAL FRONT
FRAME REINFORCEMENT FOR SNOW PLOW

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Daimler Truck Financial

Financing that works for you.

See your local dealer for a competitive quote from Daimler Truck Financial, or contact us at Information@dtfoffers.com.

Daimler Truck Financial offers a variety of finance, lease and insurance solutions to fit your business needs. For more information about our products and services, visit our website at www.daimler-truckfinancial.com.

Application Version 11.1.602 Data Version PRL-20D.029 Hobart- TA CNG Dump Truck



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Page 16 of 18

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