#### APPENDIX D-4

#### Beneficiary Eligible Mitigation Action Certification



Sandia Electric Charging Vehicle Stations Project NM-VW-20-04

#### 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:	Sandia Electric Charging Vehicle Stations Project			
Beneficiary's Project ID:	NM-VW-20-04			
Funding Request No.	(sequential) 016			
Request Type:	imbursement			
(Select one or more)	Other (specify): Click or tap here to enter text.			
Payment to be made to:  Beneficiary				
(Select one or more)	⊠Other (specify):Pueblo of Sandia			
Funding Request & Direction				
(Attachment A)	To be Provided Separately			

#### **SUMMARY**

**Eligible Mitigation Action** Appendix D-2 item (specify): Eligible Mitigation Action 9. Light Duty Zero Emission Vehicle Supply Equipment

Action Type □Item 10 – DERA Option (5.2.12) (specify and attach DERA Proposal)

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<sub>x</sub>) emissions associated with the affected vehicles registered within New Mexico. The reduction of NO<sub>x</sub> 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<sub>x</sub> reduction projects using Trust funds will have immediate and long-lasting benefits. The proposed project will reduce emissions of NO<sub>x</sub>, focusing on the most cost-effective vehicles that maximize emission reductions.

**Detailed Description of Mitigation Action Item Including Community and Air Quality Benefits (5.2.2):** The Pueblo of Sandia is a federally recognized tribe located just north of Albuquerque and just south of the Town of Bernalillo. Interstate 25 is a north/south Interstate highway cutting through tribal lands. Other major arterial roads include NM 313 and Tramway/Roy. The Pueblo owns and operates Sandia Resort and Casino. This project will add three dual port Level II charging stations (one wall-mounted and two bollards) located on the second floor of the parking garage. This allows the Pueblo the opportunity to serve up to 6 vehicles at one time. The EVCs are near the elevator, providing direct access to the casino, amphitheater, resort, dining, golf and the spa. As a typical charge on a Type II could be around four hours, this location provides entertainment and dining for those who wait. The installation of this light-duty zero emission vehicle (LDZEV) infrastructure will help expand New Mexico's electric vehicle charging infrastructure and promote the use of electric vehicles.

Estimate of Anticipated NO<sub>x</sub> Reductions (5.2.3): N/A

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.

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

The New Mexico Environment Department has created a public website, <u>https://www.env.nm.gov/vw-settlement/</u> 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.

**Describe any cost share requirement to be placed on each NO**<sub>x</sub> **source proposed to be mitigated (5.2.8):** The total project cost is Fifty-Two Thousand, Two Hundred Forty-Four dollars and Fifty-Eight cents (\$52,244.58). Due to a lower final project cost than estimated, Trust funding will provide 92% of the original amount awarded (\$56,540), which amounts to 100% of the final total project cost for the purchase and installation of the charging equipment. Sandia Pueblo's Project Agreement does not require any cost share. **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.

If applicable, describe how the mitigation action will mitigate the impacts of NO<sub>x</sub> 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 southern Sandoval County and northern Bernalillo County. Bernalillo and Sandoval Counties are currently within 95% of the National Ambient Air Quality Standard for ozone. The completion of this project is an essential step towards reducing regional air pollution levels, improving human health and addressing environmental inequality.

#### **ATTACHMENTS**

#### (CHECK BOX IF ATTACHED)

$\boxtimes$	Attachment A	Funding Request and Direction.
$\boxtimes$	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: 3/16/2022

Elizabeth Kuehn	Digitally signed by Elizabeth Kuehn
Elizabeth Kuehin	Date: 2022.03.29
	10:37:33 -06'00'

Elizabeth Bisbey-Kuehn Chief, 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	6/9/2020
Project agreements signed.	8/24/2020
Lead Agency Incorporates Project Sponsor's Proposal into Mitigation Plan	7/12/2019
Trustee Acknowledges Receipt of Project Certification and Funding Direction	Q1 2022
Trustee Allocates Share of State Funds for Approved Project	Q1 2022
Project Sponsor Obtains Cost Share, Notifies or Certifies to Lead Agency	Q1 2022
Project Sponsor Enters into Contracts, Purchase Orders, etc. – Start	Q3 2020
Project Sponsor Enters into Contracts, Purchase Orders, etc. – Complete	Q4 2021
Project Installations(s) – Start	Q3 2020
Project Installations(s) – Complete	Q4 2021
Project Sponsor provides detailed invoices for all claimed project costs,	2/28/2022
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)	
Lead Agency completes review and certifies payment direction to Trustee	Q1 2022
(Reimbursement)	
Trustee Acknowledges Receipt of Direction for Payment(s) (Advance Funded,	Q1 2022
Reimbursement)	
Lead Agency Reports Project Completion	Q1 2022

#### PROJECT BUDGET

F	Period of Performance	e: 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	\$52,244.58	\$52,244.58	\$0	\$0
2. Contractor Support	\$0	\$0	\$0	\$0
3. Subrecipient Support	\$0	\$0	\$0	\$0
4. Administrative <sup>1</sup>	\$0	\$0	\$0	\$0
Project Totals	\$52,244.58	\$52,244.58	\$0	\$0
Percentage	100%	100%	0%	0%

<sup>1</sup>Subject 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, <u>www.env.nm.gov/vw-settlement/</u>. NMED will post documents and links as required under Paragraph 7 of Appendix D-3 Certification for Beneficiary Status form. 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 each 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. 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.

Stuart Paisano Governor

Felix Chaves Lt. Governor



(505) 867-3317 Fax (505) 867-9235 www.sandiapueblo.nsn.us

February 28, 2022

Neal T. Butt, Environmental Analyst NMED - Air Quality Bureau Santa Fe Office 525 Camino de los Marquez, Suite 1B Santa Fe, New Mexico 87505-1816

#### Reference: Reimbursement request For Project # NM-NW-20-04 (Internal ID# 83021)

Dear Mr. Butt,

In accordance with the agreement between the Pueblo of Sandia (Pueblo) and the NM Environment Department Volkswagen; the Pueblo herby submits its request for reimbursement for its actual allowable costs incurred in completing the work described in the project scope. The Pueblo has completed the project, attached are invoices, photos and canceled checks. The final total the Pueblo paid is \$52,244.58; in which the Pueblo is requesting reimbursement.

If you need additional information, please contact Monica Waquie, Grants Administrator of the Finance Department at (505) 771-5001.

Sincerely,

Stuart Paisano Governor

Enclosures

cc: Monica Waquie, Pueblo of Sandia Grant Administrator (via e-mail) Cheri McCain, Pueblo of Sandia Finance Director (via e-mail) File



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PPC Solar

PPC Solar 245 Paseo del Canon E Taos, NM 87571

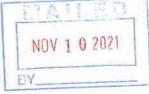
# Invoice

Customer	Date	Invoice #
Sandia Resort	9/16/2021	INV00228

Bill To Pueblo of Sandia 481 Sandia Loop Bernalillo NM 87004 United States		Ship To Sandia Resort & Casino 30 Rainbow Rd Albuquerque NM 87113 United States									
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PARADISE POWER COMPANY D.B.A PPC SOLAR

## **Delivery Receipt**

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Sandia Casino RFP# 40-2021-20

LOCATION:

30 Rainbow Rd, Albuquerque, NM 87113

ITEM(S):

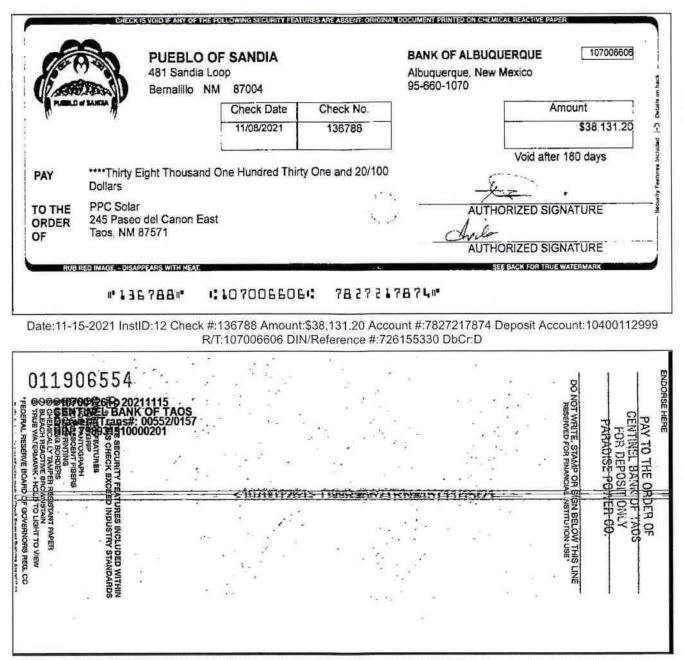
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RECEIVED BY (Print & Sign):

DATE RECEIVED:

Vision Archive Print



Date:11-15-2021 InstID:12 Check #:136788 Amount:\$38,131.20 Account #:7827217874 Deposit Account:10400112999 R/T:107006606 DIN/Reference #:726155330 DbCr:D



#### **PPC Solar**

PPC Solar 245 Paseo del Canon E Taos, NM 87571

# Invoice

Customer	Date	Invoice #
Sandia Resort	11/30/2021	INV00304

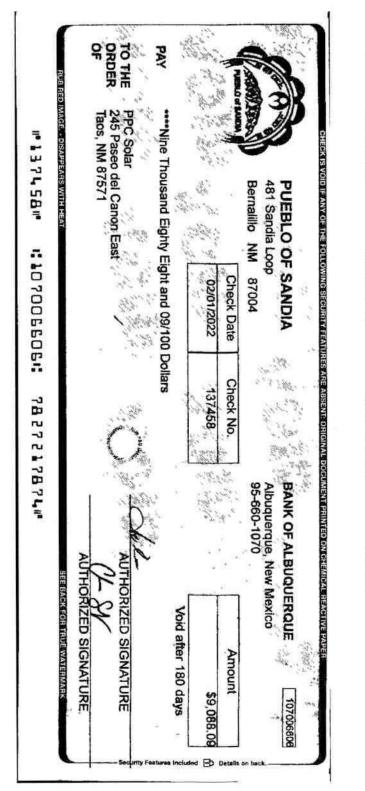
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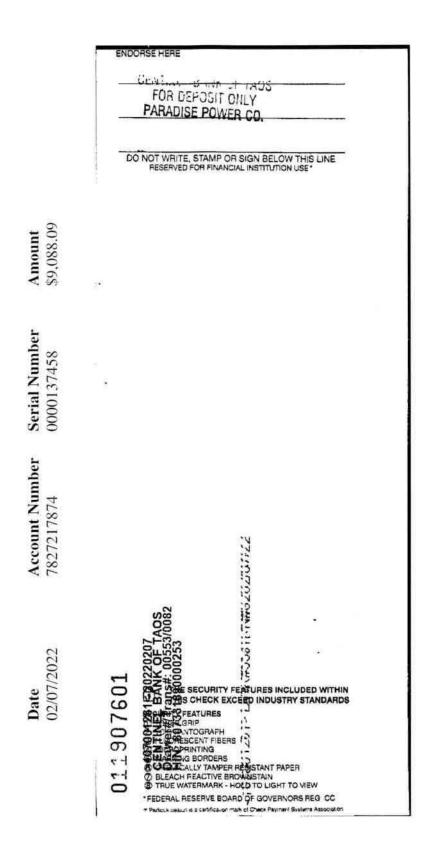
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### Invoice

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#### 2487 SUMMIT ELECTRIC SUPPLY CO., INC

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09/24/21 9007903879	PO#: 00214012	534.24	-00	534.24
09/27/21 9007906665	PO#: 00214314	24.09	.00	24.09
11/03/21 9007955721	PO#: 00217553	47.80	-00-	47.80
11/03/21 9007955722	PO#: 00217553	47.80	.00	47.80
11/04/21 9007956596	PO#: 00217553	4,827.46	.00	4,827.46
11/04/21 9007957248	PO#: 00217553	28.28	.00-	28.28
11/04/21 9007957249	PO#: 00216950	858.68	.00-	858.68

## RELEASED

NOV 2 6 2021

ACCOUNTS PAYABLE



VNM7933 VNM7933 Invoice Number's Match Invoice Dates Match Invoice Amounts Match Correct Vendor/Remit Correct P.O. Number is referenced or invoice is properly approved Supporting Documentation is Included

Six Thousand Nine Hundred Fifty-Four and 11/100 Dollars

11/17/2021 \$

\$\*\*\*\*\*6,954.11

SUMMIT ELECTRIC SUPPLY CO., INC PO BOX 848345 DALLAS TX 75284-8345

\* Billing to grant \$4,827.46

Approved By: 5278

6,954.11

14867

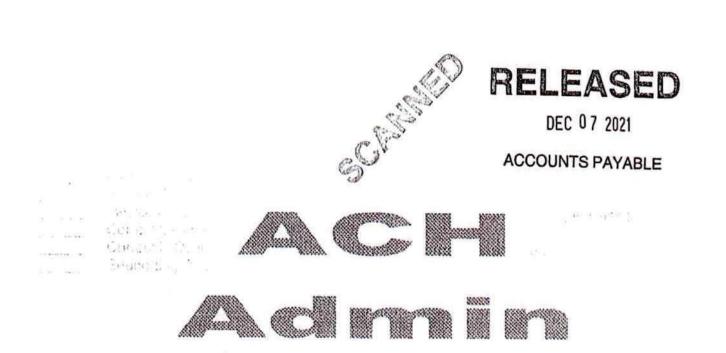
Invoice



PURCHASE ORDER DELIVERY NUMBER SHIP DATE INVOICE DATE ACCOUNT 00218007 8008437592 11/12/2021 11/12/2021 1001352 9007967702 JOB NAME SHIPPED VIA ORDER DATE SALES ORDER NUMBER 6106718 Summit Truck 11/12/2021 ORDERED BY in the second second FREIGHT TERMS SHIPPED TO Sandia Resort & Casino MARVIN MAESTAS **Full Freight Allowed** ATTN: RECEIVING 30 Rainbow Rd NE ALBUQUERQUE NM 87113-2156 CUSTORER Sandia Resort & Casino Printed: 11/12/2021 9:50:20 AM ALB1 ATTN: Accounts Payables Dept MAILING ADDRESS 30 Rainbow Rd NE ALBUQUERQUE NM 87113-2156 Summit Electric Supply PO Box 848345 DALLAS TX 75284-8345 Inquiries: credit@summit.com Telephone: (800)824-4400 Fax: (866)792-6495 OPEN SHIPPED MANUFACTURER PART NUMBER, ITEM DESCRIPTION UNIT PRICE UOM EXTENSION TA 自己在 经运行门户 N228 ZN (3/8) 「「「「「「「 0 100 107.16 C 107.16 B-LINE N228ZN SPRING NUT, 3/8-IN.-16 THREAD, 3/8-IN. NUT MB381 0 - 100 33.40 C 33,40 Sector States DOTTLE MB381 3/8 X 1 HEX HD TAP BOLT ZINC PLATED STEEL FENW38114 100 19.16 C . 0 19.16 DOTTLE FENW38114 3/8 X 1-1/4 FENDER WSHR ZN PLTD 100 LW38 4.29 0 4.29 C DOTTLE LW38 3/8IN LOCK WSHR ZN PLTD MB141 0 100 14.33 14.33 DOTTIE MB141 1/4 X 1 HEX HD TAP BOLT ZINC PLATED STEEL 0 A DECKET AND C45 1.475.74 C 14:76 CCHC C45 1-1/4 ALUM C COND BODY C; DIE CAST ALUM: 1-1/4 INCH HUB; UL, CSA; 450 0 South Land 472.89 C 4.73 CCHC 450 1-1/4&1-1/2 ALUM CND CVR SCREW; TRADE SIZE 1-1/4 TO 1-1/2 INCH; DIE CAST ALUM; UL, CSA 12 202 -0 Acr ninte P K1208591 PROOF OF DELIVERY SIGNATURE SUBTOTAL 197.83 Signature Captured Electronically Payment is due by 12/31/2021. TOTAL a 197.83 Signed by: Lenard-Gabriel Service charges are assessed at a rate of .049% Date/Time: 11/12/2021 03:50 PM per day on all past due amounts. Returned goods are subject to restocking charges and approval is required for credit on all returns. Return of non-stock material may also be subject to cancellation and/or return freight charges or could be non-returnable. Non-stock material will not be taken back until all charges and contingencies are explained and accessed. Page 1 of 1

	2487	SUMMIT	ELECTRIC	SUPPLY	CO.	, INC
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08/25/21 9007864956	PO# - 00213672	29.45	.00-	29.45
11/12/21-9007967702-	PO#: 00218007	197.83	.00	197.83
11/15/21 9007970117	PO#: 00218007	1.10	.00-	1.10
11/17/21 9007973922	PO#: 00218248	555.00	-00-	555.00
11/18/21 9007975161	PO#: 00218291	237.00	.00-	237.00
11/18/21 9007975729	PO#: 00217754	260.00	.00-	260.00



1,280.38



