# APPENDIX D-4 Beneficiary Eligible Mitigation Action Certification

#### BENEFICIARY ELIGIBLE MITIGATION ACTION CERTIFICATION

Beneficiary	
Deficition y	
	Act on Behalf of the Beneficiary
	delegation of such authority to direct the Trustee delivered to the tion of Authority and Certificate of Incumbency)
Trustee pursuant to a Detega	nion of Authority and Certificate of Incumbency)
Action Title:	
Beneficiary's Project ID:	
Funding Request No.	(sequential)
Request Type:	□ Reimbursement □ Advance
(select one or more)	☐ Other (specify):
Payment to be made to:	☐ Beneficiary
(select one or more)	☐ Other (specify):
Funding Request &	☐ Attached to this Certification
Direction (Attachment A)	☐ To be Provided Separately
	SUMMARY
Eligible Mitigation Action [	Appendix D-2 item (specify):
	Item 10 - DERA Option (5.2.12) (specify and attach DERA Proposal):
	request fits into Beneficiary's Mitigation Plan (5.2.1):
<b>Detailed Description of Mitig</b>	ation Action Item Including Community and Air Quality Benefits (5.2.2):
Estimate of Anticipated NOx	Reductions (5.2.3):
	al Entity Responsible for Reviewing and Auditing Expenditures of Eligible
Mitigation Action Funds to E	Ensure Compliance with Applicable Law (5.2.7.1):
D '1 1 1 1 D C' '	
Describe now the Beneficiary	will make documentation publicly available (5.2.7.2).
Describe any cost share requi	rement to be placed on each NOx source proposed to be mitigated (5.2.8).
Describe how the Reneficiery	complied with subparagraph 4.2.8, related to notice to U.S. Government
Agencies (5.2.9).	complica with subparagraph 4.2.0, related to house to U.S. Government
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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).

#### 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 (5.2.11).
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 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: 4/13/22

[NAME] Byran Rockersess [TITLE] Commissioner

Indiana Department of Environmental Management

[LEAD AGENCY]

for

State of Indiana

[BENEFICIARY]

#### **Appendix D-4 Summary Details**

#### **Eligible Mitigation Action Type:**

Category 9: Light Duty EV Infrastructure

#### **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<sub>2.5</sub>, hydrocarbons (HC), carbon monoxide (CO), and carbon dioxide (CO<sub>2</sub>)
- 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 one (1) light-duty electric vehicle charging station. The charging stations are located and operated at the Goshen Public Library, in Goshen, Indiana.

The installation of electric vehicle charging stations can dramatically improve air quality and the quality-of-life conditions for drivers, technicians, and citizens in the areas of operation due to the zero-tailpipe-emissions character of the vehicles.

The lifetime estimated emission reductions of pollutants according to U.S. DOE's AFLEET program developed in partnership with Argonne National Labs include 11 pounds of nitrogen oxides (NOx), 66 tons of greenhouse gases (GHG), and a reduction in petroleum use of 189 barrels.

#### **Estimate of Anticipated NOx Reductions (5.2.3):**

Over the lifetime of these electric vehicle charging stations, U.S. DOE's AFLEET estimates this project will result in a reduction of 11 pounds of nitrogen oxides (NOx).

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 57% of the total project cost while the Grantee and/or other programs covers the remaining 43%.

## 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 Level 2 and DC Fast charging station funding opportunity via online Request for Proposals (RFP)	June 23, 2020
Deadline for Level 2 and DC Fast charging station program applications	September 23, 2020
Indiana notifies applicants of award decisions	November 18, 2020
Funding Agreement between Indiana and Grantee is fully executed	March 1, 2021
Grantee project implementation	March 1, 2021 to September 30, 2022
Indiana reviews programmatic, financial, and vehicle scrappage materials for compliance with Appendix D-2 of the national consent decree	Ongoing
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	March 16, 2022
Indiana coordinates with Trustee on any questions or issues that arise related to the submitted Appendix D-4	March 16, 2022 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 one (1) Intertek			
or Underwriter's Laboratory certified			
compliant Level 2 electric vehicle			
charging stations to include at least	¢0.000.00	ĆC 072 C1	645.072.64
two (2) SAE J1772 charging	\$9,000.00	\$6,873.61	\$15,873.61
connections per station. This electric			
vehicle charging station shall be			
networked with capability for remote			
diagnostics, remote control of the			
equipment, collecting and reporting			

usage data, and processing payments if fees are to be charged.			
Percentage	57%	43%	100%

#### **State of Indiana Total Trust Allocation:**

1) State of Indiana's Total Trust Allocation	\$40,935,880.59
2) Obligated Awards from Previous D-4 Submittals	\$9,637,683.60
3) State of Indiana's Net Remaining Allocation Prior to this D-4 Submittal	\$31,298,196.99
4) Current D-4 Funding Request Total	\$9,000.00
5) State of Indiana's Remaining Allocation After this D-4 Submittal	\$31,289,196.99

#### **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)	\$11,496,159.8	\$13,542,953.8	\$13,542,953.8	\$2,353,813.14
4) Cumulative Trustee Payments Made to Date Against Cumulative Approved Beneficiary Allocation	\$3,895,454.40	\$4,710,898.20	\$799,427.00	
5) Current Beneficiary Project Funding to be paid through the Trust (Line 1)	\$101,199.00	\$130,705.00	\$9,000.00	
6) Total Funding Allocated to Beneficiary, inclusive of Current Action by Year (Line 4 + Line 5)	\$3,996,653.40	\$4,841,603.20	\$808,427.00	
7) Beneficiary Share of Estimated Funds Remaining in Trust at Beginning of Year	\$40,935,880.59	\$36,939,227.19	\$32,097,623.99	
8) Net Beneficiary Funds Remaining in Trust, net of cumulative Beneficiary Funding Actions (Line 7 – Line 6)	\$36,939,227.19	\$32,097,623.99	\$31,289,196.99	

#### **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:

#### APPENDIX J - Invoice to IDEM for Reimbursement



#### Invoice # 100

Date: December 15, 2021

#### Bill To

Shawn Seals | Indiana Department of Environmental Management

#### For

Grant for Electric Vehicle Charging Station

Item Description	Amount
Total Project Cost	\$15,873.61
MACOG Contribution	-\$500.00
NIPSCO Contribution	-\$500.00
Goshen Library Cash Match	-\$5,873.61

Subtotal

Tax Rate

Other Costs

**Total Cost** 

\$9,000.00
0.00%
\$0.00
\$9,000.00

If you have any questions concerning this invoice, use the following contact information: Greg Laughlin, 574-533-9531, glaughlin@goshenpl.lib.in.us

#### APPENDIX C: MACOG Purchase Order – LilyPad EV (Sourcewell Vendor)



#### **PURCHASE ORDER**

Number: 051321LP\_Library

To: Keith Anderson LilyPad EV keith.anderson@lilypadev.com

> Please call the day prior to delivery Delivery with lift gate is requested

SHIP TO: Ross Riker Goshen Public Library 601 S. 5<sup>th</sup> Street Goshen, IN 46526 (574) 533-9531 x 230

reriker@goshenpl.lib.in.us

P.O. DATE	Sales Quote No.	SHIPPED VIA	F.O.B. Destination	TERMS
05/13/2021	2268			Net 30

TOTAL	UNIT PRICE	DESCRIPTION	UNIT	QTY
\$10,447	\$10,447	ChargePoint: CT4021-GW1	Each	1
	included	ChargePoint CPCLD-ENTERPRISE 5	Each	2
	included	ChargePoint CT4001-CCM	Each	1
	included	ChargePoint CT 4000 ASSURE5	Each	1
	included	ChargePoint CPSSupport-SITEVALID	Each	1
	included	ChargePoint CPSSupport-ACTIVE	Each	1
\$10,447	SUBTOTAL			
Exempt	SALES TAX			
\$210	PING & HANDLING	SHIP		
N/A	INSTALLATION			
\$10,657	TOTAL			

Send Invoice to:

MACOG Accounting 227 W. Jefferson Blvd., Room 1120 South Bend, IN 46601 Phone 574-287-1829 Fax 574-239-4072

Email: invoice@macog.com

May 13, 2021

Mathorized by:

James Turnwald, Executive Director

Date

#### APPENDIX D – Invoice from MACOG for ChargePoint Expenses (less \$500 credit)



INVOICE

NUMBER: 3452 DATE: JUNE 16, 2021

TO: Ann-Margaret Rice Goshen Public Library

QUANTITY	DESCRIPTION	UNIT PRICE	TOTAL
1	Purchase and installation of an Electronic Vehicle Charging Stations acquired through a joint purchase through MACOG.	\$10,657.00	\$10,657.00
	Per MOU with MACOG dated 4/20/21, MACOG will contribute		(500.00)
	\$500 per unit purchased.		
		TOTAL DUE	\$10,157.00

#### **APPENDIX E – Proof of Payment to MACOG for ChargePoint Expesses**

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#### APPENDIX F. Installation Invoice, L&M Electric, Inc.

### L & M ELECTRIC, INC

INVOICE

2702 Elkhart Rd Goshen, IN 46526 574-533-4633

DATE	INVOICE#
9/21/2021	32223

BILL TO

Goshen Public Library

601 S. 5th

Goshen, IN 46526

EV Charging Station

TERMS 30 Days

For your convicuience, we now accept Visa, Mastercard, and Discover credit cards

	Mastercard, and Disco	over credit cards
DESCRIPTION		AMOUNT
PROJECT: CHARGING STATION INSTALLATION DATE: 07/27/21 - 09/01/21 QUOTED \$ 4,685,00 ON 07/09/2021  CUT AND REMOVE ASPHALT AS REQUIRED INSTALL CONCRETE BASE FOR NEW CHARGING STATION INSTALL (1) 1 1/4" CONDUIT FROM THE CONCRETE BASE TO PANEL INSTALL (2) 40A 208V CIRCUITS INCLUDING BREAKERS INSTALL CUSTOMER PROVIDED CHARGE PINT CT4021 DUAL PORT CLAND MAKE WIRING CONNECTIONS IN-FILL AREA AROUND BASE WITH CONCRETE AS REQUIRED INSTALL (2) CONCRETE BOLLARDS FOR CHARGING STATION PROTE  EXEMPT MATERIALS LABOR		2,605.00 2,080.00
	Subtotal	\$4,685.00
·	Sales Tax (7.0%)	\$0.00
WE APPRECIATE YOUR BUSINESS	Total	\$4,685.00

#### APPENDIX G. Proof of Payment for Installation (L&M Electric, Inc.)



Account: NPFT CKG 0001 Date: 12/15/2021

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#### APPENDIX H – Invoice for Signs and Installation from City of Goshen

#### GOSHEN STREET DEPARTMENT

475 Steury Ave, Goshen, IN 46528 Phone: (574) 534-9711

#### • • • INVOICE

**T0:** Goshen Public Library 601 S 5th St Goshen IN 46526 SHIP TO:

	21-11	10/27/2021				
Annonno	INVOICE NO.	INVOICE DATE	DATE SHIPPED	SHIPPED VIA	FOB	nnnnnnnnnnnnnnnnnnnnnnnnn
	Sign Repair		Street Dept			
	P.O. NUMBER	PREPAID/COLL	SALESPERSON	TAX EXEMPT?	EXEMPTION NO.	
TERMS:	Amount due in 15	5 days				
QTY	ITEM NO.		DESCRIPTION		PRICE	TOTAL
1	21-11	Labor costs			164.30	164.30
1	21-11	10 ft. square po	ost		38.50	38.50
1	21-11	10 ft. 3# U-chai	nnel post		49.94	49.94
1	21-11	36" post stub			15.75	15.75
2	21-11	24" x 24" signs			52.90	105.80
2	21-11	24" x 12" signs			34.75	69.50
2	21-11	18" x 12" signs			36.95	73.90
4	21-11	3" sign bolts w	/washers		2.38	9.52
2	21-11	vandal proof bo	olts and nuts		1.46	2.92
1	21-11	90 degree pos	t bolt		1.48	1.48
		GPL "EV" signa	age			
PLEASE N	NAKE CHECKS PAYABL	F TO:			SUBTOTAL	531.61
	City of Goshen		0.00			
	202 N 5th St	HIPPING AND HANDLING				
	Goshen, IN 4652	28		Rush or	rder or other expense	
					TOTAL	531.61

#### APPENDIX I – Proof of Payment for Signage to City of Goshen

The sec Security Features: Fatout inn Carnal Praction Denoil (Trains Praction) Denoil (Trains Praction) Maragnet Maragnet Passesset Faes Well Parkopyth		City General City
The security features histerd below, as well as those not fished, exceed industry guidelines.  Results of document affectation  • Alens sirely the document cortains occurit teatures  • Alens sirely the document cortains occurit teatures  • Colord make apposit after termally affected or could  • Alens of the proper affect termally affected or could  • Alens of the proper affect termally affected or could  • Seed type in their before set food appose them records a  • Alens of their proper and other document or course  • Alens of the proper affect or back of check when hold at  \$5 angle.  • Inches order document colored or scarned  1% bed the document colored or occurred  1% only 0000 apports or colored or before one occurred  • The back of document or damps colored or occurred  • The back of document or damps colored or when noted the scarnes.  • The back of document or damps colored and when noted the scarnes.		City General Checking  City General Checking  11/29/2021  CHECK HERE IF MOBILE DEPOSIT  NOT WRITE, STAMP OR SIGN BELOW THIS LINE * RESERVED FOR FMANCALINSTRUMONUSE *
GOSHEN PUBLIC LIBRARY (574) 533-6531 601 SOUTH 5TH STREET GOSHEN, IN 46526	PIRST STATE BANK MIDDLEBURY, INDIANA THIS WARRANT VOID THE MEAN OF THE WEAR OF	
FIVE HUNDRED THIRTY-ONE AND 61/100 D THE GOSHEN STREET DEPARTMENT DER OF 475 STEURY AVE. GOSHEN IN 46528	11/15/2021 40572 \$******53	augh:
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