APPENDIX D-4 Beneficiary Eligible Mitigation Action Certification

BENEFICIARY ELIGIBLE MITIGATION ACTION CERTIFICATION

Beneficiary _____

Action Title:	
Beneficiary's Project ID:	
Funding Request No.	(sequential)
Request Type: (select one or more)	Reimbursement Advance Other (specify):
Payment to be made to: (select one or more)	□ Beneficiary □ Other (specify):
Funding Request & Direction (Attachment A)	 Attached to this Certification To be Provided Separately

SUMMARY

Eligible Mitigation Action	Appendix D-2 item (specify):
Action Type	□ Item 10 - DERA Option (5.2.12) (specify and attach DERA Proposal):
Explanation of how fundin	g request fits into Beneficiary's Mitigation Plan (5.2.1):
Detailed Description of Mi	tigation Action Item Including Community and Air Quality Benefits (5.2.2):
Estimate of Anticipated N	Ox Reductions (5.2.3):
Identification of Governme	ental Entity Responsible for Reviewing and Auditing Expenditures of Eligible
Mitigation Action Funds to	o Ensure Compliance with Applicable Law (5.2.7.1):
Describe how the Beneficia	ry will make documentation publicly available (5.2.7.2).
-	
Describe any cost share rec	quirement to be placed on each NOx source proposed to be mitigated (5.2.8).
Describe how the Beneficia	ry complied with subparagraph 4.2.8, related to notice to U.S. Government
Agencies (5.2.9).	

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).

<u>ATTACHMENTS</u> (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:

6/23/22

Brran Rockussiss, Commissioner [NAME]

[TITLE]

Indiana Department of Environmental Management

[LEAD AGENCY]

for

State of Indiana

[BENEFICIARY]

Appendix D-4 Summary Details

Eligible Mitigation Action Type:

Category 2: 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_{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 one (1) light-duty electric vehicle charging station. The charging stations are located and operated in Highland, Indiana.

The installation of electric vehicle charging stations can dramatically improve air quality and the qualityof-life conditions for drivers, technicians, and citizens in the areas of operation due to the zero-tailpipeemissions 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 30% of the total project cost while the Grantee and/or other programs covers the remaining 70%.

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	February 4, 2021
Grantee project implementation	February 4, 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	June 27, 2022
Indiana coordinates with Trustee on any questions or issues that arise related to the submitted Appendix D-4	June 27, 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 two (2) SAE J1772 charging connections per station. This electric vehicle charging station shall be networked with capability for remote	\$9,000.00	\$20,910.00	\$29,910.00
diagnostics, remote control of the equipment, collecting and reporting			

usage data, and processing payments if fees are to be charged.			
Percentage	30%	70%	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	\$12,150,698.83
3) State of Indiana's Net Remaining Allocation Prior to this D-4 Submittal	\$28,785,181.76
4) Current D-4 Funding Request Total	\$9,000.00
5) State of Indiana's Remaining Allocation After this D-4 Submittal	\$28,776,181.76

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	\$3,312,442.23	
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	\$3,321,442.23	
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	\$28,776,181.76	

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:

Attachment 13: Town of Highland Invoice #VWL2-014 to Indiana Department of Environmental Management



Town of Highland 3333 Ridge Road Highland, IN 46322 (219) 838-1080

BILL TO: IDEM-Shawn M. Seals 100 North Senate Avenue Indianapolis, IN 46204-2251 INVOICE

DATE:

FOR:

Agreement Number VWL2-014 **INVOICE # EV** Chargers

June 22, 2022

DESCRIPTION	HOURS/QTY	RATE	A	MOUNT
Reimbursement as follows:			\$	1999 - 1999 - 1999 - 1999 - 1999 - 1999 - 1999 - 1999 - 1999 - 1999 - 1999 - 1999 - 1999 - 1999 - 1999 - 1999 -
TASK A Reinburstment by IDEM- Installation, operation and maintence of two(2) Intertek or Underwriter's Laboratory certified compliant Level (2) SAE J1772 charging connections per station. This electric vechicle 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.	1.00		\$	9,000.00
			\$ \$	
Highland Cost of Installation, operation and maintence of two(2) Intertek or Underwriter's Laboratory certified compliant Level (2) SAE J1772 charging connections per station. This electric vechicle 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.	1.00		\$	20,910.00
			\$ \$ \$	
Hora service of the s	1997년 1997년 1998년 19 1997년 1997년 1997년 1998년 199 1997년 1997년 1998년 199		\$ \$ \$	
	Reimbursem	ent by IDEM	\$	9,000.00
	н	lighland Cost	\$	20,910.00
		TOTAL	\$	29,910.00



Kathy DeGuilio-Fox

3333 Ridge Road

Town of Highland Indiana

Highland, Indiana 46322 United States Phone:219-972-7598 Kdeguilio-fox@highland.in.gov

Ship To

P.O. #: TH1580

P.O. Date: 06/02/2021

Purchase Order

Vendor

Nathan Onchuck OZINGA ENERGY 19001 Old LaGrange Road, Suite 300 Mokena, IL 60448 United States Phone: (708) 432-9126 NathanOnchuck@Ozinga.com

ltem#	Quantily	Item	Unit Price	Extended Price
One-Ti	me Items			
1)	2	BTCPower Level 2, 30A, Commercial Charging Station Dual Port 7.2kW Pedestal Charging Station	\$4,150.00	\$8,300.00
2)	4	30A Level 2 Cable Retractor	\$390.00	\$1,560.00
3)	2	5 Year Extended Parts Warranty	\$350.00	\$700.00
4)	2	BTCPower Shipping	\$450,00	\$900.00
5)	2	AmpUp Lvl 2 Station Activation One-time activation of level 2 station on AmpUp network	\$180.00	\$360.00
6)	20	AmpUp CM Lite	\$162,00	\$3,240.00
7)	1	Level 2 Charger Installation Includes final underground electrical, concrete pad work, and station install/start u	\$5,856.00 Ip	\$5,856.00
8)	1	Level 2 Charger Installation Swab existing undergound conduit, install wiring from panel to Installed ground be 2 dual port charging stations, install 4 - 2 pole 40 amp breakers in existing panel	\$4,810.00 ox for	\$4,810.00
		One-T	ime Total	\$25,726.00
			Subtotal	\$25,726.00

Authorized By Print Name: KATHY De GUILIO-FOX Signature: Plotting De Hulio-Fox

Date Signed June 2, 2021

Total Taxes

Total

1

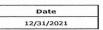
\$0.00 \$25,726.00

Attachment 6: Ozinga Energy EV Charger Signage Invoice



OZINGA ENERGY 19001 Old LaGrange Road Ste 300 Mokena, Illinois 60448 708-326-3748

Bill To



Invoice Number: 2501

Reference Number: Payment Terms: Net 30

Town of Highland Indiana 3333 Ridge Road Highland, Indiana 46322 United States

Item Description	Туре	Resource Name	Billable Hours	Quantity	Rate/Cost	Billable Amount
Cost Name: EV Charging Parking Only Signs	Ticket Charge			4.00	350.00	1,400.00
Cost Name: EV Charging Only Stencil	Ticket Charge			1.00	365.00	365.00
	Cost Name: EV Charging Parking Only Signs	Cost Name: EV Charging Parking Only Ticket Signs Cost Name: EV Charging Only Stencil Ticket	Item Description Type Name Cost Name: EV Charging Parking Only Ticket Charge Image: Cost Name: EV Charging Only Stencil Ticket	Cost Name: EV Charging Parking Only Signs Cost Name: EV Charging Only Stencil	Cost Name: EV Charging Parking Only Signs Ticket Charge 1.00 Cost Name: EV Charging Only Stencil Ticket 1.00	Item Description Type Name Hours Quantity Rate/Cost Cost Name: EV Charging Parking Only Signs Charge Image Imag

1

Total Billable Amount Total Taxes

Grand Total

\$0.00 \$1,765.00

Thank you for your business.

A 1.5% monthly finance charge will be applied to all late invoices.

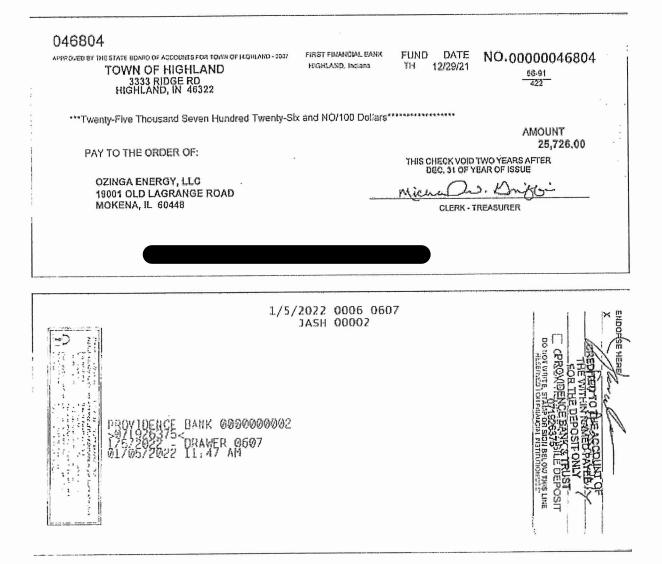
Question(s): Please contact Tracee Boban at (708) 326-3748 or e-mail at traceeboban@ozinga.com.

Preferred Payment Method: ACH or Wire

*Please reference Invoice Number

Account Name: Ozinga Energy Bank Name: Providence Bank & Trust ABA: Account Number: Alternative Payment Method: Check Make Checks Payable to: Ozinga Energy P.O. Box 878

Attachment 10: Payment to Ozinga Energy LLC, TOH Check No. 00000046804



מש כטישט שבעב יסע ועי User: CRK DB: Highland	TAVAT	DICE GL I EXP CHEC	LAVOLCE GL DISTRIBUTION REPORT FOR TOWN OF AIGHLAND EXP CHECK RUN DATES 12/16/2021 - 01/26/2022 BOTH JODRNALIZED AND UNJOURNALIZED	WN OF AIGHLAND 01/26/2022 LIIZED	Page: 1/2	
GL Number	Invoice Line Desc	Ref #	BOTH OPEN AND FAID Vendor	Invoice Description	Amount	Check #
Fund 094 REDEVELOPMENT GENERAL	GENERAL					
Dept 0000 194-0000 20002						
094-0000-20003	MINUTE BOOK SHEETS	96105 96172	A E BOYCE CO INC	MINUTE BOOK SHEETS	48.49 8	
1001E-0000-940	BALANCE DECEMBER LEGAL FEES	21105	DEFICE DEFOLICION	DEFICE SUPPLIES TEGHT TESS	248-347	
004-0000-31001	DECEMBER LEGAL FEES	6104	ABRAHAMSON, REED & BILSE	DECEMBER LEGAL FEES	1,320.00 0	
004-0000-31003	GENERAL ENGINEERING SERVICES	96110	NIES ENGINEERING, INC.	GENERAL ENGINEERING SERVICES	69.,02.r	
094-0000-31004	FINANCIAL PROF SERVICES JANHARV MEMBEDSHID MERTING	96114	SEH OF INDIANA, LLC		556.50	
094-0000-31004	DECEMBER MEMBERSHIP MEETING	20196	HIGHLANDGKLFFITH CHAMBER OF	JANUAKI MEMBEKSHIP MERTING Defember membership merting	20-00	
094-0000-34023	HEALTH AND DENTAL INSURANCE	95883	TOWN OF HIGHLAND INS FUND (3,044.56	
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094-0000-35008	UTILITIES-2811 JEWERT	95891 95807	NISOURCE INC.	FINAL UTILITIES-2821 JEWETT	108.59 /	062330
094-0000-35008	DECEMBER STORMWATER PAYMENTS	36115	TOWN OF HIGHLAND UTILITIES	DECEMBER STORNWATER PAYMENTS	182.94	
094-0000-39001	2022 MEMBERSHIP DUES	96108	HIGHLANDGRIFFITH CHAMBER OF		65.00 2	
10056-0000-260	2022 NWIF MEMERSHIP PACKAGE	96109 96111	LK CO CONVENEVISTRS BUREAU/	2022 PARTNERSHIP PACKAGE	573.75 #	
094-0000-45200	REDEVELOP GEN TRANSFER GROSS	95674	PAYROLL ACCOUNT	*	5,036.83 0	34681
us4-uuuu-45200 094-0000-45200	REDEVELOP GEN TRANSFER GROSS REDEVELOP GEN TRANSFER GROSS	95796 95973	PAYROLL ACCOUNT PAYROLL ACCOUNT	12-31PRL D/S TRANSFER REDEVELOPMEN 1/14PRL D/S TRANSFER REDEVELOPMEN	5,322.28 15,191.96	34772 34798
			Total For Dept 0000		35,105.86	
			Total For Fund 094 REDEVELOPMENT GENERAL	PMENT GENERAL	35,105.86	
Fund 101 REDEVELOPMENT BND & INT NON-EXEMPT	BND & INT NON-EXEMPT					
101-0000-39011	PAYMENT OF PRINCIPAL	95975	HINTINCTON NETONIAL BANK	BEDEITEI OBMENN DISTOR BONDS SEBI	105 000 00	
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			Total For Dept 0000		111,352.50	
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		4				
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250-0000-35010	DT EV CHARGER SIGNAGE	BEI13	OZINGA ENERGY, LLC	DT EV CHARGERS-DT FARKLING DOT DT EV CHARGER SIGNAGE	1,765.00 0	20001
			Total For Dept 0000	1	27,491.00	
			Total For Fund 250 CEDIT ECON. DEV. INCOME TAX FUND	N. DEV. INCOME TAX FUND	27,491.00	

Attachment 7: Highland Redevelopment Commission Payables Docket 2021 Dec 16 thru 2022 Jan 26