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	Identification of Governmental 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 Beneficiary 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: $\frac{9/12/23}{2}$

Tan fockensess, Commensioner 'NAME]

[TITLE]

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_{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 station will be located and operated in South Bend, 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 95 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 59% of the total project cost while the Grantee and/or other programs covers the remaining 41%.

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.

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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 18, 2021
Grantee project implementation	February 18, 2021 to June 30, 2023
Indiana reviews programmatic, financial, and other 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	September 5, 2023
Indiana coordinates with Trustee on any questions or issues that arise related to the submitted Appendix D-4	September 5, 2023 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 station to include at least two (2) SAE J1772 charging connections per station. This electric vehicle charging station shall be networked with capability for remote diagnostics, remote control of the equipment, collecting and reporting	\$9,000.00	\$6,375.00	\$15,375.00

usage data, and processing payments if fees are to be charged.			
Percentage	59%	41%	100%

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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	\$16,943,591.45
3) State of Indiana's Net Remaining Allocation Prior to this D-4 Submittal	\$23,992,289.14
4) Current D-4 Funding Request Total	\$9,000.00
5) State of Indiana's Remaining Allocation After this D-4 Submittal	\$23,983,289.14

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

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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
 Anticipated Annual Cost Share (Administrative Costs) 	\$307,019.11	\$307,019.11	\$307,019.11	\$307,019.11
 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	\$5,165,086.48	\$2,931,248.37
5) Current Beneficiary Project Funding to be paid through the Trust (Line 1)	\$101,199.00	\$130,705.00	\$9,000.00	\$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	\$5,174,086.48	\$2,940,248.37
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	\$26,923,537.51
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	\$26,923,537.51	\$23,983,289.14

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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 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:

U INDIANA UNIVERSITY OFFICE OF RESEARCH ADMINISTRATION

INVOICE

To:

Indiana Department of Environmental Management

INVOICE #: 92598553

Invoice Date: July 7, 2023

IU Account #: 4756100

(1)

Agreement #: VWL2-017 Sub Award #: N/A Grant / Contract #: N/A Purchase Order #: N/A Award Amount: \$9,000.00

Project Title:Indiana University South Bend Level 2 Charging Station

Project Director: Project Period:

Matthew Schockey 2/18/2021-6/30/2023

Report Period: 2/18/2021-6/30/2023

		Expenditu	res	
Categories	Budget	Current	Cumulative	Balance
Salaries	\$0.00	\$0.00	\$0.00	\$0.00
Benefits	0.00	0.00	0.00	0.00
General Expense	9,000.00	0.00	0.00	9,000.00
Fee Remit/Stipends	0.00	0.00	0.00	0.00
Subcontracts	0.00	0.00	0.00	0.00
Equipment	0.00	9,000.00	9,000.00	(9,000.00)
Travel	0.00	0.00	0.00	0.00
Total Direct Costs	\$9,000.00	\$9,000.00	\$9,000.00	\$0.00
Indirect Cost @ 0.0%	0.00	0.00	0.00	0.00
TOTAL	\$9,000.00	\$9,000.00	\$9,000.00	\$0.00
		Income Received:	\$0.00	
		Outstanding invoices:	\$0.00	
		-		

Total Due This Invoice: \$9,000.00

By signing this report, I certify to the best of my knowledge and belief that the report is true, complete and accurate, and the expenditures, disbursements and cash receipts are for the purpose and objectives set forth in the terms and conditions of the Federal award. I am aware that any false, fictitious or fraudulent information, or omission of any material fact, may subject me to criminal, civil or administrative penalties for fraud, false statements, false claims or otherwise. (U.S. Code Title 18, Section 1001 and Title 31, Sections 3729-3730 and 3801-3812)

Carolyn Fiscus, Financial Analyst Office of Research Administration Indiana University 509 E. Third Street Bloomington, IN 47401 (812) 855-0719 fisca

fiscaro@iu.edu

	REMIT PAYMENT TO:
	Indiana University Research
	Dept. 78867
	P.O. BOX 78000
	Detroit, MI 48278-0867
	IU Tax ID #: 35-6001673
customer number	Due Deter Averat (2022
IND2748	Due Date: August 6, 2023
	* <u>Please reference</u> Invoice $\# \rightarrow \underline{92598553}$
	when submitting your payment.



Cost Share Report

To:

Indiana Department of Environmental Management

Report Date: July 7, 2023

IU Account #: 4756100 (1)

Agreement #: VWL2-017 Sub Award #: N/A Grant / Contract #: N/A Purchase Order #: N/A Award Amount: \$6,677.00

Project Title:	Indiana University South Bend Level 2 Charging Station		
Project Director:	Krista Bailey		
Project Period:	2/18/2021-6/30/2023	Report Period: 2/18/2021-6/30/2023	

		Exper		
Categories	Budget	Current	Cumulative	Balance
Salaries	\$0.00	\$0.00	\$0.00	\$0.00
Benefits	0.00	0.00	0.00	0.00
Supplies	6,677.00	0.00	0.00	6,677.00
Equipment	0.00	6,375.00	6,375.00	(6,375.00)
Total Direct Costs	\$6,677.00	\$6,375.00	\$6,375.00	\$302.00
Indirect Cost @ 0.0%	0.00	0.00	0.00	0.00
TOTAL	\$6,677.00	\$6,375.00	\$6,375.00	\$302.00

By signing this report, I certify to the best of my knowledge and belief that the report is true, complete and accurate, and the expenditures, disbursements and cash receipts are for the purpose and objectives set forth in the terms and conditions of the Federal award. I am aware that any false, fictitious or fraudulent information, or omission of any material fact, may subject me to criminal, civil or administrative penalties for fraud, false statements, false claims or otherwise. (U.S. Code Title 18, Section 1001 and Title 31, Sections 3729-3730 and 3801-3812)

Carolyn Armstrong, Financial Analyst Office of Research Administration Indiana University 509 E. Third Street Bloomington, IN 47401 (812) 855-0719 caroarms@iu.edu

Project Costs & Documentation								
Project Element	Vendor	Amount	Documentation					
Hardware (ZEF Energy) & Installation	n Michiana Contracting	\$15,375	Appendix C					
	Total Cost:	\$15,375						

Project Funding & Sources – Upfront Costs							
Source	Amount	Notes					
VW Fund	\$9,000	Full reimbursement requested					
IUSB	\$6,375	IUSB Cost Share					
Total External Funds:	\$15,375						
		~					

IU is eligible for the full award from the Volkswagen Fund (\$9,000) as the total cost \$15,375 exceeds the minimum specified to limit the award to no more than 90% of project costs. The cost share funding of \$6,375 came from the Sustainability Program at IUSB.

	APPENDIX D: Michiana Contracting	INVOICE FOR HARDWARE & Installation
BACTING	Michiana Contracting Inc. P. O. Box 929	INVOICE
	Plymouth IN 46563- Phone (574) 936-8613 Fax (574) 936-6201	Invoice No: 6904 Date:4/6/2023 Due Date:5/6/2023
Bill To: IU AP BILLING CON PO BOX 4527	TACT LINE	Job No: ELECT21232 Description: IUSB-EV CHARGE STATION PO #:
SCRANTON	PA 18505-	Phone(574) 520-4319 Fax

Description	Uof M	Qty	Unit Price	Extended Price
Provide and install ZEF Energey Charging Station @ Administration Parking Lot. Quoted.				
PO# 0398877	LSUM	1.00	15,375.00	15,375.00

Thank You For Your Business!	Sub Total:	15,375.00
	Tax:	0.00
Terms: Due in 30 days	Amount Due:	15,375.00

Invoice Summary - Supplier Invoice No. 6904 (Doc. No. SI1428989)

(General			Ac	ddresses	Ν	lote/Attachments
nvoice Type	Invoice			Remit To		Internal Note	no note
Pay Status	Paid			Remit To	<u>edit</u>	internal Note	nonote
Invoice Number	SI1428989			Location List			
Supplier Invoice No.	6904				PO Box 929	Internal Attachn	nents
Supplier Account No.	0904				Plymouth, Indiana 46563	₹ 231379624	20001.pdf
Supplier Name	Michiana (Contracting	Inc		United States		
Supplier Name	Witchiana C	contracting	inc		Phone 1-574-9368613- Address Id p42595206		
Invoice Date	4/6/2023						
Discount Date							
Due Date	4/11/2023						
Terms	0, Net 5						
Terms Discount	0.00 USD						
nvoice Name	2023-05-1	8 Indiana U	BuylU 01				
University Defined Special Circumstance? (e.g. COVID, Bicentennial, Remediation)	no value						
Contains substituted item(s)	×						
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Batch Description	no value		-				
Batch Timestamp	no value						
Export Date	5/19/2023	5·20 PM					
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Work Phase Warehouse I	ntegration I	ntegration	Integration	Accounting Date	5/18/2023	Discount, tax, sh	ipping & handling
Order	User I	Requisition Reference Number	Invoice	Payment Method Payment Record	ACH 504562907	Allocation	Weighted Header-
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				Conversion Rate (used by Treasury)	no value	Sales Tax VAT Shipping Handling	0.00 USD 0.00 USD 0.00 USD 0.00 USD
				Reject Reason AP	no value	Total	15,375.00 USD
				Import Notification Workflow Entry Reason	no value		
				Special Paymen	t Instructions		
Wire transfer/foreign draft	stated in			no value			
Check Stub Text 1				no value			
Check Stub Text 2				no value			
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Check Special Handling Campus	no value	
Check Special Handling Instructions Text 1	no value	
Check Special Handling Instructions Text 2	no value	

				curring Payments				
Recurring Payment?	Type of Recurring Payment	PO Begin Date Month	PO Begin Date Day	PO Begin Date Year	PO End Date Month	PO End Date Day	e PO End Date Year	e Previous PO
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				ax Information				
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ocation of Servi	ices Provided (State)		no value				
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