

**APPENDIX D-4**  
**Beneficiary Eligible Mitigation Action Certification**

## BENEFICIARY ELIGIBLE MITIGATION ACTION CERTIFICATION

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Beneficiary \_\_\_\_\_

Lead Agency Authorized to Act on Behalf of the Beneficiary \_\_\_\_\_  
(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)

<b>Action Title:</b>	
<b>Beneficiary's Project ID:</b>	
<b>Funding Request No.</b>	(sequential)
<b>Request Type:</b> (select one or more)	<input type="checkbox"/> Reimbursement <input type="checkbox"/> Advance <input type="checkbox"/> Other (specify): _____
<b>Payment to be made to:</b> (select one or more)	<input type="checkbox"/> Beneficiary <input type="checkbox"/> Other (specify): _____
<b>Funding Request &amp; Direction (Attachment A)</b>	<input type="checkbox"/> Attached to this Certification <input type="checkbox"/> To be Provided Separately

### SUMMARY

<b>Eligible Mitigation Action</b> <input type="checkbox"/> Appendix D-2 item (specify): _____ <b>Action Type</b> <input type="checkbox"/> Item 10 - DERA Option (5.2.12) (specify and attach DERA Proposal): _____
<b>Explanation of how funding request fits into Beneficiary's Mitigation Plan (5.2.1):</b>
<b>Detailed Description of Mitigation Action Item Including Community and Air Quality Benefits (5.2.2):</b>
<b>Estimate of Anticipated NOx Reductions (5.2.3):</b>
<b>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):</b>
<b>Describe how the Beneficiary will make documentation publicly available (5.2.7.2).</b>
<b>Describe any cost share requirement to be placed on each NOx source proposed to be mitigated (5.2.8).</b>
<b>Describe how the Beneficiary complied with subparagraph 4.2.8, related to notice to U.S. Government Agencies (5.2.9).</b>

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**

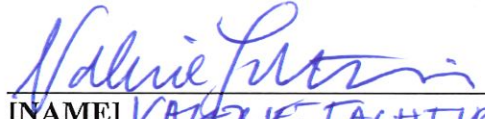
By submitting this application, the Lead Agency makes the following certifications:

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:

4/14/2025



[NAME] VALERIE TACHIRIS

[TITLE] DEPUTY GENERAL COUNSEL

Indiana Department of Environmental Management

[LEAD AGENCY]

for

State of Indiana

[BENEFICIARY]

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

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

Category 1: School Buses

### **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 NO<sub>x</sub>, the Indiana Volkswagen Environmental Mitigation Trust Fund Program will prioritize sustainable projects that are transformative, positively impacting the environment, enhancing the health and well-being 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 NO<sub>x</sub> 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 NO<sub>x</sub>, 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):**

The purchase, installation, operation and maintenance of ten (10) 2020 model-year, or newer, U.S. EPA emission compliant propane-powered school buses that will REPLACE ten (10) of the Grantee's existing diesel-powered school buses that will be used for the same purpose. The replacement vehicle(s) will be operated in and around Indianapolis, Indiana.

Propane-powered school buses dramatically improve air quality and the quality-of-life conditions for operators, 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 2.9000 tons of nitrogen oxides (NO<sub>x</sub>) and 0.237 tons of fine particulate matter (PM<sub>2.5</sub>).

### **Estimate of Anticipated NO<sub>x</sub> Reductions (5.2.3):**

Over the lifetime of these buses, U.S. EPA's DEQ model estimates this project will result in a NOx reduction of 2.900 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.

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### **Attachment B Details**

#### **Project Schedule and Milestones:**

Indiana announces Round 2 – VW Onroad and Nonroad funding opportunity via online Request for Proposals (RFP)	March 3, 2020
Deadline for Round 2 – VW Onroad and Nonroad program applications	May 1, 2020
Indiana notifies applicants of award decisions	May 28, 2020
Funding Agreement between Indiana and Grantee is fully executed	September 30, 2020
Grantee project implementation	September 30, 2020 to September 30, 2025
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	April 17, 2025
Indiana coordinates with Trustee on any questions or issues that arise related to the submitted Appendix D-4	April 17, 2025 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:**

<b>Project Description</b>	<b>Indiana VW Mitigation Trust Grant Not to Exceed Total</b>	<b>Grantee Cost Share Not Less than Total</b>	<b>Project Total</b>
Task A  The purchase, installation, operation and maintenance of ten (10) 2020 model-year, or newer, U.S. EPA emission compliant propane-powered school buses that will REPLACE ten (10) of	\$286,738.00	\$860,215.00	\$1,146,953.00

the Grantee's existing diesel-powered school buses that will be used for the same purpose. The replacement vehicle(s) will be operated in and around Indianapolis, Indiana.			
Percentage	25%	75%	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	\$31,534,941.15
3) State of Indiana's Net Remaining Allocation Prior to this D-4 Submittal	\$9,400,939.44
4) Current D-4 Funding Request Total	\$286,738.00
5) State of Indiana's Remaining Allocation After this D-4 Submittal	\$9,114,201.44

**Projected Allocation Totals per Project Type:**

	Total per Category	Annually Based on Expected Project Reimbursements
<b>Total Trust</b>	\$40,935,880.59	NA
<b>To EV (15%) over 5 years (2021 to 2025)</b>	\$6,140,382.09	\$2,046,794.03
<b>To Admin (3%) over 5 years (2020 to 2025)</b>	\$1,228,076.42	\$307,019.11
<b>To EMAs (82%) over 5 years (2020 to 2025)</b>	\$33,567,422.08	\$11,189,140.69

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**Projected Trust Allocations:**



	2020	2021	2022	2023	2024
1) Anticipated Annual Project Funding Request to be paid through the Trust	\$3,996,653.40	\$4,841,603.20	\$5,174,086.48	\$7,563,755.37	\$15,000,000.00
2) Anticipated Annual Cost Share (Administrative Costs)	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
3) Anticipated Total Project Funding by Year (Line 1 + Line 2)	\$3,996,653.40	\$4,841,603.20	\$5,174,086.48	\$7,563,755.37	\$15,000,000.00
4) Cumulative Trustee Payments Made to Date Against Cumulative Approved Beneficiary Allocation	\$3,895,454.40	\$4,710,898.20	\$5,165,086.48	\$7,494,846.85	\$9,958,842.70
5) Current Beneficiary Project Funding to be paid through the Trust (Line 1)	\$101,199.00	\$130,705.00	\$9,000.00	\$68,908.52	\$286,738.00
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	\$7,563,755.37	\$10,245,580.70
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	\$19,359,782.14
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	\$19,359,782.14	\$9,114,201.44

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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 six-month 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 six-month 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:



**WE ARE WAYNE!**  
GREAT SCHOOLS  
GREAT COMMUNITY

## M.S.D. of Wayne Township

1220 South High School Road  
Indianapolis, IN 46241  
317.988.8600  
Fax 317.484.3125

## INVOICE

INV # 60081

DATE: March 26, 2025

To: Indiana Dept. of Environmental Management  
Attn: Shawn Seals / Office of Air Quality  
Mail Code 61-50  
100 N. Senate Ave  
Indianapolis, IN 46204-2251

	TERMS OF PAYMENT:
	DUE 30 DAYS FROM DATE OF INVOICE

DESCRIPTION	AMOUNT DUE
IN VW Round 2/ONR2-006 Reimbursement Request Total Bus Purchase: \$1,146,953 MSD Wayne Cost Share: \$860,215	\$286,738
TOTAL DUE	<b>\$286,738</b>

Please wire funds to the following:

Ref: MSD Wayne Township / VW Grant

Wire ABA:

Account #:

Bank Address: 1 E Ohio St, Floor 08, Indianapolis, IN 46204

Bank Phone: 855.237.2612

Name on Account: Metropolitan School District of Wayne Township

If you have any questions concerning this invoice, call: Amy Eaton



**MIDWEST TRANSIT EQUIPMENT**

**4500 S INDIANAPOLIS RD, WHITESTOWN, IN 46075**

Tel: (800) 466-1287 ♦ Fax: (317) 769-2547 ♦ [www.midwesttransit.com](http://www.midwesttransit.com)

**BILL TO**

M.S.D. WAYNE TOWNSHIP - 10432  
4205 W MORRIS ST  
INDIANAPOLIS IN 46241

**SALES INVOICE: V104004639**

INVOICE DATE

SALESPERSON

CUSTOMER REFERENCE

10/11/2022

KEVIN FELDMANN

13937



**SHIP TO**

M.S.D. WAYNE TOWNSHIP - 10432  
4205 W. MORRIS ST  
INDIANAPOLIS IN 46241

**UNIT(S) FOR SALE**

UNTID	YEAR - MAKE - MODEL - CAPACITY	SERIAL NUMBER / ITEM DESCRIPTION	PRICE
206457	2023 - IC - CE - 78LUG	4DRBUP1N0PB005709	
		Vehicle - Price	125,614.00
			<b>125,614.00</b>
206458	2023 - IC - CE - 78LUG	4DRBUP1N7PB005710	
		Vehicle - Price	125,614.00
			<b>125,614.00</b>
206459	2023 - IC - CE - 78LUG	4DRBUP1N9PB005711	
		Vehicle - Price	125,614.00
			<b>125,614.00</b>
206462	2023 - IC - CE - 78LUG	4DRBUP1N4PB005714	
		Vehicle - Price	125,614.00
			<b>125,614.00</b>
206463	2023 - IC - CE - 78LUG	4DRBUP1N6PB005715	
		Vehicle - Price	125,614.00
			<b>125,614.00</b>
206464	2023 - IC - CE - 78LUG	4DRBUP1N8PB005716	
		Vehicle - Price	125,614.00
			<b>125,614.00</b>
206465	2023 - IC - CE - 78LUG	4DRBUP1NXPB005717	
		Vehicle - Price	125,614.00
			<b>125,614.00</b>
206468	2023 - IC - CE - 78LUG	4DRBUP1NXPB005720	
		Vehicle - Price	125,614.00
			<b>125,614.00</b>
206470	2023 - IC - CE - 66+1	4DRBUP1N1PB647551	
		Vehicle - Price	142,041.00
			<b>142,041.00</b>



**MIDWEST TRANSIT EQUIPMENT**

**4500 S INDIANAPOLIS RD, WHITESTOWN, IN 46075**

Tel: (800) 466-1287 ♦ Fax: (317) 769-2547 ♦ [www.midwesttransit.com](http://www.midwesttransit.com)

**BILL TO**

M.S.D. WAYNE TOWNSHIP - 10432  
4205 W MORRIS ST  
INDIANAPOLIS IN 46241

**SALES INVOICE: V104004639**

INVOICE DATE	SALESPERSON	CUSTOMER REFERENCE
10/11/2022	KEVIN FELDMANN	13937

**SHIP TO**

M.S.D. WAYNE TOWNSHIP - 10432  
4205 W. MORRIS ST  
INDIANAPOLIS IN 46241

Sales Price		1,146,953.00
TAX	+	0.00
	+	
Total Price	=	1,146,953.00
	-	
Less Deposit or Down Payment	-	0.00
Unpaid Balance/Amount to Finance	=	<b>1,146,953.00</b>

Please Remit Payment To:

MIDWEST TRANSIT EQUIPMENT, INC.  
146 W ISSERT DRIVE  
KANKAKEE, IL 60901

x \_\_\_\_\_  
Buyer Signature

x \_\_\_\_\_  
Seller Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

Check Search Results

The details presented in this document were requested by the customer. Go to subsequent pages to see check details.

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Checks displayed:

Account number:

Date range:

Check number(s):

Amount:



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

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APPROVED BY STATE BOARD OF ACCOUNTS FOR M.S.D. OF WAYNE TOWNSHIP

**THE METROPOLITAN SCHOOL DISTRICT OF WAYNE TOWNSHIP**  
1230 SOUTH HIGH SCHOOL ROAD • INDIANAPOLIS, IN 46241-3199

CHASE BANK, INDIANAPOLIS, IN  
INDIANAPOLIS, INDIANA 46277  
204746

338097

PAY TO THE ORDER OF FUND CHECK NO. DATE AMOUNT

338097 10/26/2022 \$1,146,953.00

HIDWEST TRANSIT EQUIPMENT  
146 W ISSERT DRIVE  
PO BOX 582  
KANKAKEE, IL 60901

One Million One Hundred Forty Six Thousand Nine Hundred Fifty Three Dollars

*Ray C. Burke*  
TREASURER

[Redacted area]

For Deposit Only  
MIDWEST TRANSIT EQUIPMENT INC  
146 W ISSERT DRIVE  
PO BOX 582  
KANKAKEE, IL 60901  
10/28/2022

DO NOT WRITE, STAMP OR ENDORSE BELOW THIS LINE