

APPENDIX D-4
Beneficiary Eligible Mitigation Action Certification

BENEFICIARY ELIGIBLE MITIGATION ACTION CERTIFICATION

Beneficiary State of Montana

Lead Agency Authorized to Act on Behalf of the Beneficiary Montana Department of Environmental Quality
(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:	Montana Clean Truck, Bus & Airport Equipment - AGSE AMENDED
Beneficiary's Project ID:	VWT2022-07 AMENDED
Funding Request No.	<i>(sequential)</i> 7 AMENDED
Request Type: (select one or more)	<input type="checkbox"/> Reimbursement <input checked="" type="checkbox"/> Advance <input checked="" type="checkbox"/> Other (specify): <u>Amendments to previous advance request</u>
Payment to be made to: (select one or more)	<input checked="" type="checkbox"/> Beneficiary <input type="checkbox"/> Other (specify): _____
Funding Request & Direction (Attachment A)	<input checked="" type="checkbox"/> Attached to this Certification <input type="checkbox"/> To be Provided Separately

SUMMARY

Eligible Mitigation Action <input checked="" type="checkbox"/> Appendix D-2 item (specify): <u>7. Airport Ground Support Equipment</u> Action Type <input type="checkbox"/> 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): See attached Summary Supplement
Detailed Description of Mitigation Action Item Including Community and Air Quality Benefits (5.2.2): See attached Summary Supplement
Estimate of Anticipated NOx Reductions (5.2.3): See attached Summary Supplement
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): Montana Legislative Audit Division
Describe how the Beneficiary will make documentation publicly available (5.2.7.2). See attached Summary Supplement
Describe any cost share requirement to be placed on each NOx source proposed to be mitigated (5.2.8). See attached Summary Supplement
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 MTDEQ sent e-mail notices of availability of funds to representatives of the U.S. Department of Interior and U.S. Department of Agriculture listed in subparagraph 4.2.8

If applicable, describe how the mitigation action will mitigate the impacts of NO_x emissions on communities that have historically borne a disproportionate share of the adverse impacts of such emissions (5.2.10).

See attached Summary Supplement

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 State of Montana, 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: 03/05/2025

Signed by:



91B03A9D7ECC4E3...

Dan Walsh
Air, Energy & Mining Division
Administrator
Department of Environmental Quality
for

State of Montana

ATTACHMENT A

FUNDING REQUEST AND DIRECTION

(Attachment to Appendix D-4, Beneficiary Eligible Mitigation Action Certification, pursuant to Paragraph 5.2 of the Environmental Mitigation Trust Agreement)

Pursuant to the authority granted to Department of Environmental Quality [*insert Lead Agency*] to act on behalf of Beneficiary State of Montana under the Mitigation Trust, [*Lead Agency*] directs the Trustee to make the following payments from its subaccount no. _____ to the following payees, for the amounts specified on the dates specified below.

LEAD AGENCY INFORMATION

Beneficiary Name:	<u>State of Montana</u>	Lead Agency Contact Person:	<u>Neal Ullman</u>
Lead Agency Name:	<u>Department of Environmental Quality</u>	Lead Agency Email Address:	<u>neal.ullman@mt.gov</u>
Lead Agency Address:	<u>1520 East 6th Ave. Helena, MT 59601</u>	Lead Agency Fax:	
Lead Agency Phone:	<u>406-444-6582</u>	Lead Agency TIN:	

Contact information entered above may correspond to Lead Agency or 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

MITIGATION ACTION INFORMATION

Action Title:	<u>Montana Clean Truck, Bus & Airport Equipment - AGSE</u>	Funding Request No:	<u>VWT_007 AMENDED</u>
Beneficiary's Project ID:	<u>VWT2022-07 AMENDED</u>		

PAYMENTS REQUESTED

(attach additional pages if needed)

Amount	Requested Date	Payee	Request Type
\$233,897.21	3/11/2022	Montana Department of Environmental Quality	Advance

SUMMARY Supplement Appendix D-4

Explanation of how funding request fits into Beneficiary’s Mitigation Plan (5.2.1)

DEQ set aside approximately 10% of the funds, or \$1.26 million to be available for eligible vehicle upgrades and replacements based on level of interest and demand due to vehicle technology advancements and other factors as authorized under Eligible Mitigation Actions 1-4, 6-8, & 10.

Detailed Description of Mitigation Action Item Including Community and Air Quality Benefits (5.2.2)

Montana DEQ solicited applications from public and private entities across Montana to partially reimburse the replacement and scrapping of projects authorized under Eligible Mitigation Actions 1, 2, 6 & 7. Four applications for three belt loaders and one push back tractor were received from the Missoula County Airport Authority (MSO). MSO owns and operates airport ground support equipment that are eligible for replacement under EMA7. Trust funds will help MSO replace three diesel belt loaders and one gasoline push back tractor with battery-electric replacements. The airport equipment will operate in Missoula County, which is a priority area identified in DEQ’s Beneficiary Mitigation Plan. The equipment operates in an area that has high levels of PM-2.5 pollution, and diesel PM pollution when compared with the rest of Montana.

Estimate of Anticipated NOx Reductions (5.2.3)

Montana DEQ estimated NOx emission reductions using the Alternative Fuel Life-Cycle Environmental and Economic Transportation (AFLEET) Tool provided by Argonne National Laboratories (<https://greet.es.anl.gov/afleet>). We calculated reductions for each of the pieces of airport equipment using the provided fuel type, usage, and replacement fuel. We estimate total reductions in NOx emissions of 730 pounds total over five years.

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

MTDEQ maintains a webpage describing the Montana’s Volkswagen Environmental Mitigation Program for State Beneficiaries. The Volkswagen Mitigation Trust webpage can be found at: <https://deq.mt.gov/energy/Programs/fuels>. Copies of the funding request certifications to the Trustee will be available through links on this web page.

Application materials, reimbursement requests, and other documentation submitted by applicants and funding recipients for Montana’s Volkswagen Environmental Mitigation Program are available to the public either through the website, or upon request pursuant to Montana Code Annotated Title 2, chapter 6, part 10.

Describe any cost-share requirement to be placed on each NOx source proposed to be mitigated (5.2.8):

Airport equipment purchased by government airport authorities were eligible for reimbursement up to 70% of the cost of each new piece of equipment. MSO will receive a maximum of \$236,095 for replacement of three belt loaders and one push back tractor with new all-electric models and the charging infrastructure associated with each new equipment. MSO's estimated cost share will be 30% with a total purchase price expected to be \$337,280.

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)

The four pieces of airport equipment funded by this request will replace older diesel and gasoline equipment operating in Missoula County. Missoula County is identified in Montana's Beneficiary Mitigation Plan as a priority county based on annual mobile sources of nonroad NOx emissions. Missoula County is also one of the top counties for registrations of the offending Volkswagen diesel vehicles.

The service area in Missoula shows higher levels of poverty and pollution, asthma rates and other environmental and economic indicators when compared with the rest of Montana using EPA's EJSCREEN tool at (<https://www.epa.gov/ejscreen>). Replacing older airport equipment with electric equipment reduces exposure to diesel pollution in this area.

ATTACHMENT B

PROJECT MANAGEMENT PLAN INCLUDING DETAILED BUDGET AND IMPLEMENTATION AND EXPENDITURES TIMELINE (5.2.4)

This funding request will provide advance funds to the Montana Department of Environmental Quality (MTDEQ) for the implementation of airport ground support equipment replacements under the Montana Clean Truck, Bus & Airport Equipment Program. The actions covered by this funding request are consistent with Eligible Mitigation Action 7 (Airport Ground Support Equipment) of the State Trust Agreement and with Montana’s Beneficiary Mitigation Plan (page 8), which allocated 10 percent of Montana’s Volkswagen EMT funding for on project demand.

AIRPORT GROUND SUPPORT EQUIPMENT TO BE FUNDED THROUGH THIS REQUEST

Three all-electric belt loaders and one all-electric push back tractor will be funded through this request. The successful applicant was the Missoula County Airport Authority.

PROJECT SCHEDULE AND TIMELINE, CLEAN AIRPORT EQUIPMENT PROJECT

Project Milestone	Date
Montana DEQ posts information and application materials on agency website; e-mail notification to Volkswagen Mitigation stakeholders list	28 September, 2021
Deadline for submission of applications	14 January, 2022
Review of applications	Within 14 days of application deadline
Formal notification to successful applicants	Within 30 days of application deadline
Montana DEQ submits Project Certification and Funding Direction for Advanced Funding	March 2022
Finalization of contracts with funding recipients	May 2022
Trustee allocates Advanced Funding to MTDEQ	May 2022
Montana DEQ reports on project progress	July 2022
Montana DEQ reports on project progress	December 2022
Montana DEQ reports on project progress	July 2023
Montana DEQ reports on project progress	December 2023
Montana DEQ reports on project progress	July 2023
Montana DEQ reviews reimbursement requests from recipients and provides payments for projects completed.	Q2 2022 – Q2 2023
Deadline for completion of airport equipment replacement project	January 2024 <u>June 2023</u>
MTDEQ reports project completion	July 2024 <u>December 2023</u>

Project Budget

Period of Performance: May 2022 – January 2024<u>June 2023</u>			
Budget Category	Share of Total Budget to be Funded by the Trust	Cost-Share to be Paid by Project Recipient	Total Budget Amount

Costs associated with replacement of airport equipment	<u>\$236,095,224,901.16</u>	<u>\$101,185,96,386.63</u>	<u>\$337,280,321,287.79</u>
Contractor Support	\$0	\$0	\$0
Subrecipient support	\$0	\$0	\$0
Administrative Costs (15%) Program planning, development, outreach, and administration	<u>\$9,443,808,996.05</u>	\$0	<u>\$9,443,808,996.05</u>
Project Totals	<u>\$245,538,802,33,897.21</u>	<u>\$101,185,96,386.63</u>	<u>\$346,723,803,30,283.84</u>
Percentage	70%	30%	100%

PROJECTED ANNUAL TRUST ALLOCATIONS

	2022	2023	2024
1. Anticipated Annual Project Funding Request to be paid through the Trust	<u>\$5,550,695.965,382,298</u>	<u>\$2,848,081.940</u>	<u>\$217,056.000</u>
2. Anticipated Annual Cost Share	<u>\$1,100,431.411,067,248</u>	<u>\$569,616.390</u>	<u>\$43,411.200</u>
3. Anticipated Total Project Funding by Year (line 1 plus line 2)	<u>\$6,651,127.376,449,546</u>	<u>\$3,417,698.320</u>	<u>\$260,467.200</u>
4. Cumulative Trustee Payments Made in Previous Years Against Cumulative Approved Beneficiary Allocation	<u>\$3,986,590.103,005,498</u>	<u>\$9,537,286.068,387,796</u>	<u>\$12,385,368.008,387,796</u>
5. Current Beneficiary Project Funding to be paid through the Trust (line 1)	<u>\$5,550,695.965,382,298</u>	<u>\$2,848,081.940</u>	<u>\$217,056.000</u>
6. Total Funding Allocated to Beneficiary, inclusive of Current Action by Year (line 4 plus line 5)	<u>\$9,537,286.068,387,796</u>	<u>\$12,385,368.008,387,796</u>	<u>\$12,602,424.008,387,796</u>
7. Beneficiary Share of Estimated	<u>\$8,615,833.909,596,927</u>	<u>\$3,065,137.944,214,629</u>	<u>\$217,056.004,214,629</u>

Funds Remaining in Trust at Start of Year			
8. Net Beneficiary Funds Remaining in Trust, net of cumulative Beneficiary Funding Actions (line 7 minus line 5)	\$3,065,137,944,214,629	\$217,056,004,214,629	\$0,004,214,629

ATTACHMENT C

DETAILED PLAN FOR REPORTING ON ELIGIBLE MITIGATION ACTION IMPLEMENTATION (5.2.11)

The Montana Department of Environmental Quality (DEQ) will provide detailed reporting on this funding request under Eligible Mitigation Action 7 (Airport Ground Support Equipment) in two ways: 1) timely updates to DEQ's Volkswagen Environmental Mitigation Program web page and 2) semi-annual reports to the Trustee as required by subparagraph 5.3 of the Environmental Mitigation Trust for State Beneficiaries.

DEQ Website

DEQ has a webpage dedicated to the Volkswagen Environmental Mitigation Program that includes projects and actions that are eligible for funding and the status of funding. The website is found at: <https://deq.mt.gov/energy/Programs/fuels>. Copies of funding request certifications to the Trustee will be available through this web page. This page will link to current and past projects and categories funded through the Trust.

Application materials, reimbursement requests, and other documentation for Montana's Volkswagen Environmental Mitigation Program are available to the public either through the website, or upon request pursuant to Montana Code Annotated Title 2, chapter 6, part 10.

Semi-Annual Reports to the Trustee

As required by subparagraph 5.3 of the Environmental Mitigation Trust Agreement for State Beneficiaries, DEQ will submit a report to the Trustee within six months of the first disbursement and thereafter no later than January 30 and July 30 for preceding six-month periods. These reports will describe the progress implementing current and any other Eligible Mitigation Action ongoing during the reporting period. These reports will include a summary of all costs expended and a complete description of the status (including actual or projected termination date), development implementation, and any modification of the Eligible Mitigation Action. These semi-annual reports to the Trustee will be available for public access through links on the main Volkswagen Trust page on the DEQ website.

ATTACHMENT D

DETAILED COST ESTIMATES FROM SELECTED VENDORS FOR EACH PROPOSED EXPENDITURE EXCEEDING \$25,000 (5.2.6)

Agency	Equipment	Manufacturer	Model	Fuel	Quantity	Expected Purchase Price
Missoula County Airport Authority	Belt loader & charger	TLD	NBL-E	Electric	1	\$72,269 <u>64,723</u>
Missoula County Airport Authority	Belt loader & charger	TLD	NBL-E	Electric	1	\$72,269 <u>64,723</u>
Missoula County Airport Authority	Belt loader & charger	TLD	NBL-E	Electric	1	\$72,269 <u>64,723</u>
Missoula County Airport Authority	Push back tractor & charger	Lekto	AP8850SDA	Electric	1	\$129,473 <u>118,287.25</u>

Each applicant for the Montana Clean Truck, Bus & Airport Equipment Program were required to seek at least three price quotes for airport equipment and submit them with their application.



Invoice

Original

CLU 10000076

Date 2023-02-09

Page 1 / 3

Customer	Delivery Point
MISSOULA COUNTY AIRPORT AUTHORITY 5225 HWY 10 WEST MISSOULA, MT 59808 UNITED STATES OF AMERICA	MISSOULA COUNTY AIRPORT AUTHORITY 5225 HWY 10 WEST MISSOULA, MT 59808 UNITED STATES OF AMERICA

Your ID : MIS0013 MISSOULA COUNTY AIRPORT AUTHORITY
 Your Tax Number : Our Tax Number : 820517302

Invoice Line	Item	Order Unit	Quantity	Price USD	Tax Rate	Tax Amount	Discount	Total USD
1	P25916568NBL	EA	1.0000	58,923.00		0.00	0.00	58,923.00
Item Description : NBL CONVEYOR BELT (ELECTRIC Line Description : NBL CONVEYOR BELT (ELECTRIC Country of Origin : HS Code : Order : C25336142 1 Customer Order : 2022-23-01 002 - Handrail 3 position collapsible: RHS handrail only 052 - Manual handpump 042 - Exide Lead-Acid Battery 80 volts, 420Ah with EURO320 connector 076 - CD manual 046 - Onboard charger 220VAC 000.00 MATERIAL SURCHARGE 053.2 - Variable belt speed option from 0 to 30m/min Serial Number : 1 Serial Number : T78012								
2	P25916569NBL	EA	1.0000	58,923.00		0.00	0.00	58,923.00
Item Description : NBL CONVEYOR BELT (ELECTRIC Line Description : NBL CONVEYOR BELT (ELECTRIC Country of Origin : HS Code : Order : C25336142 2 Customer Order : 2022-23-01 002 - Handrail 3 position collapsible: RHS handrail only 052 - Manual handpump 042 - Exide Lead-Acid Battery 80 volts, 420Ah with EURO320 connector 076 - CD manual 046 - Onboard charger 220VAC 000.00 MATERIAL SURCHARGE 053.2 - Variable belt speed option from 0 to 30m/min Serial Number : 1 Serial Number : T78172,								
3	P25916570NBL	EA	1.0000	58,923.00		0.00	0.00	58,923.00
Item Description : NBL CONVEYOR BELT (ELECTRIC Line Description : NBL CONVEYOR BELT (ELECTRIC Country of Origin : HS Code : Carry Forward : 0.00								



Invoice

CLU 10000076

Business Partner : 250 MIS0013 MISSOULA COUNTY AIRPORT AUTHORITY

Invoice Line	Item	Order Unit	Quantity	Price USD EA	Tax Rate	Tax Amount	Discount	Total USD
			Carry Forward					0.00
Order	: C25336142	3	Customer Order			: 2022-23-01		
	002 - Handrail 3 position collapsible: RHS handrail only							
	052 - Manual handpump							
	042 - Exide Lead-Acid Battery 80 volts, 420Ah with EURO320 connector							
	076 - CD manual							
	046 - Onboard charger 220VAC							
	000.00 MATERIAL SURCHARGE							
	053.2 - Variable belt speed option from 0 to 30m/min							

Serial Number : 1
Serial Number : T78173,

4	FREIGHT-UNITS	EA	1.0000	17,400.00		0.00	0.00	17,400.00
Item Description	:							
Line Description	: FREIGHT FOR UNITS							
Country of Origin	:							
Order	: C25336142	4	Customer Order			: 2022-23-01		
Serial Number	:							

TAX SUMMARY							
Tax Authority	Exempt	Exemption Certificate	Taxable Amount [USD]	Rate	Tax Amount [USD]	Tax Amount [USD]	Tax Amount [USD]
State MONTANA	No		194169.00	0.000	0.00	0.00	0.00

INVOICE:brian.ellestad@flymissoula.com;abailey@flymissoula.com;dneuman@flymissoula.com
TRACKING:brian.ellestad@flymissoula.com;abailey@flymissoula.com;dneuman@flymissoula.com
ATTN:DAN NEUMAN
4067284381

SFR#40989;SOR:43442;SOL:30449

Goods	Costs	Discount	Settlements	Taxable Amount	Total Tax Amount	Total
176,769.00	17,400.00	0.00	0.00	194,169.00	0.00	194,169.00

Payment Terms : Net 30 Days
Delivery Terms : US3
Please state with your payment : CLU/10000076



Invoice

CLU 10000076

Page 3/3

For questions, contact : DUMMY EMPLOYEE MIGRATION

Please Remit to : AERO SPECIALTIES

International Bank Account Number:

Swift Code :

Due On : 2023-Mar-11



Invoice

Fortbrand Services LLC
50 Fairchild Court
Plainview, NY 11803

Telephone: 516-576-3200
Fax: 516-576-3221

Invoice No.	70759
Customer No.	MISSOULA

Bill To

Ship To

MISSOULA MONTANA AIRPORT
 5225 WEST BROADWAY
 MISSOULA, MT 59808

MISSOULA MONTANA AIRPORT
 5225 WEST BROADWAY
 MISSOULA, MT 59808

Contact: DAN F. NEUMAN
Telephone: 460-370-3393
E-mail: dneuman@flymissoula.com

Contact: DAN F. NEUMAN
Telephone: 460-370-3393
E-mail: dneuman@flymissoula.com

Invoice Date	Lease #	Ordered By	Customer PO Number	Payment Method
09/13/22			2002-23-01	DUE UPON RECEIPT
Ship Via		F.O.B.	Salesperson	Resale Number
			NICOLE ROMEO	

Order Quantity	Ship Quantity	Tax	Item Number / Description	Unit Price	Extended Price
1.00	1.00	Y	SOE U of M: EA SALE OF ONE Lektro 8850 UNIT# 100347, S/N: A86125-822A	115,322.25	115,322.25
1.00	1.00	Y	TRANS U of M: EA TRANSPORTATION FOR THE DELIVERY OF THE UNIT UNIT# 100347	2,965.00	2,965.00
US DOLLARS ACH/WIRE TRANSFER INSTRUCTIONS: ACCOUNT OF: FORTBRAND SERVICES LLC PNC BANK, N.A. EAST BRUNSWICK, NJ 08816 ABA #031207607 ACCOUNT #8026428562 SWIFT CODE: PNCCUS33					

--	--

Total Paid	USD 0.00
Balance Due	USD 118,287.25
Due Date	09/13/22

Subtotal	118,287.25
Invoice Total	USD 118,287.25

Printed By: Elsa