

APPENDIX D-4
Campo Band of Diegueno Indians
Eligible Mitigation Action Certification

BENEFICIARY ELIGIBLE MITIGATION ACTION CERTIFICATION

Beneficiary Campo Band of Diegueno Mission Indians

Lead Agency Authorized to Act on Behalf of the Beneficiary Lisa Gover
(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:	Truck Replacement
Beneficiary's Project ID:	CBOMI FY22-VW
Funding Request No.	1
Request Type: (select one or more)	<input type="checkbox"/> Reimbursement <input checked="" type="checkbox"/> Advance <input type="checkbox"/> Other (specify): _____
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>6</u> Action Type <input type="checkbox"/> Item 10 - DERA Option (5.2.12) (specify and attach DERA Proposal):
Detailed Description of Mitigation Action Item Including Community and Air Quality Benefits (5.2.2): See Addendum
Estimate of Anticipated NOx Reductions (5.2.3): See Addendum
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): CBOMI Finance Department;
Describe how the Beneficiary will make documentation publicly available (5.2.7.2). See Addendum
Describe any cost share requirement to be placed on each NOx source proposed to be mitigated (5.2.8). Campo will meet the cost share requirement for the Source replacement in the amount necessary to purchase the new replacement vehicle. The amount is expected to be \$ 2,959.85 (2.2%)
Describe how the Beneficiary complied with subparagraph 4.2.8, related to notice to U.S. Government Agencies (5.2.9). Campo was not contacted by such agencies in the specified time.

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

ATTACHMENTS
(CHECK BOX IF ATTACHED)

- | | | |
|-------------------------------------|---------------------|---|
| <input checked="" type="checkbox"/> | Attachment A | Funding Request and Direction. |
| <input checked="" type="checkbox"/> | Attachment B | Eligible Mitigation Action Management Plan Including Detailed Budget and Implementation and Expenditures Timeline (5.2.4). |
| <input checked="" type="checkbox"/> | Attachment C | Detailed Plan for Reporting on Eligible Mitigation Action Implementation (5.2.11). |
| <input checked="" type="checkbox"/> | 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.] |
| <input type="checkbox"/> | Attachment E | DERA Option (5.2.12). [Attach only if using DERA option.] |
| <input type="checkbox"/> | 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 Campo Band of Diegueno Mission Indians, 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: 11/29/2021

Lisa N. Gover, Director

[NAME]

[TITLE]

SIGNATURE: 

Campo Environmental Protection Agency

[LEAD AGENCY]

for

Campo Band of Diegueno Mission Indians
[BENEFICIARY]

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 Campo Environmental Protection Agency (CEPA) to act on behalf of Beneficiary Campo Band of Diegueno Mission Indians under the Mitigation Trust, Campo Environmental Protection 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>Campo Band of Diegueno Mission Indians</u>	Lead Agency Contact Person:	<u>Lisa N. Gover</u>
Lead Agency Name:	<u>Campo Environmental Protection Agency</u>	Lead Agency Email Address:	<u>lgover@campo-nsn.gov</u>
Lead Agency Address:	<u>36190 Church Road, Suite 4, Campo, CA 91906</u>	Lead Agency Fax:	<u>619-478-5818</u>
Lead Agency Phone:	<u>619/478-9046 ext 373</u>	Lead Agency TIN:	<u>95-2995028</u>

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>Truck Replacement</u>	Funding Request No:	<u>1</u>
Beneficiary's Project ID:	<u>CBOMI -FY2022-VW</u>		

PAYMENTS REQUESTED

(attach additional pages if needed)

Amount	Requested Date	Payee	Request Type
133,399	ASAP	Campo Band of Diegueno Mission Indians	Advance

ATTACHMENT B - PROJECT MANAGEMENT PLAN.
SCHEDULE AND TARGETS

TARGETS	Date
CEPA Provides Notice of Availability of Mitigation Action Funds	7/1/2021
CBOMI Provides Information to Lead Agency	8/1/2021
CEPA Provides Written Approval of Project Sponsor's Proposal	8/1/2021
CEPA Includes Proposal in Mitigation Plan to Trustee	8/30/2021
Trustee Acknowledges Receipt of Project Certification and Funding Direction	9/1/2021
Trustee Allocates Share of Funds for Approved Project	11/15/2021
CEPA Directs Funding	11/16/2021
CBOMI Obtains Cost Share, Notifies or Certifies to Lead Agency	
CBOMI Enters into Contracts, Purchase Orders, etc. - Start	11/1/2021
CBOMI Complete Reimbursement	12/16/2021
CBOMI provides invoices for equipment purchase, documentation for emission reduction estimates, required certification documents to CEPA to support direction to Trustee for final accounting (Forward Funded Projects)	TBD
CEPA completes review and certifies payment direction to Trustee (Reimbursement)	11/11/2021
Trustee Acknowledges Receipt of Direction for Payment(s) (Advance Funded, Reimbursement)	-
CBOMI Certifies Project Completion	11/1/2021
CEPA Reports Project Completion	7/1/2022

PROJECT BUDGET

Period of Performance: <u>7/1/2021 – 6/30/2022</u>			
Budget Category	Total Approved Budget	Share of Total Budget to be Funded by the Trust	Cost-Share, if applicable
1. Equipment Expenditure	\$132,213	\$132,213	\$0
2. Administrative Expenditures	\$4,145.85	\$1,186	\$2,959.85
Project Totals	\$136,358.85	\$133,399	\$2,959.85
Percentage	100%	97.8%	2.2%

PROJECTED TRUST ALLOCATIONS:

	2017	2018	2019	2020	2021
1. Anticipated Annual Project Funding Request to be paid through the Trust	\$	\$	\$	\$	\$133,399.00
2. Anticipated Annual Cost Share	\$	\$	\$	\$	\$ 2,959.85
3. Anticipated Total Project Funding by Year (line 1 plus line 2)	\$	\$	\$	\$	\$136,358.85
4. Cumulative Trustee Payments Made to Date Against Cumulative Approved Beneficiary Allocation	\$	\$	\$	\$	\$
5. Current Beneficiary Project Funding to be paid through the Trust (line 1)	\$	\$	\$	\$	\$
6. Total Funding Allocated to for Beneficiary, inclusive of Current Action by Year (line 4 plus line 5)	\$	\$	\$	\$	\$
7. Beneficiary Share of Estimated Funds Remaining in Trust	\$	\$	\$	\$	\$
8. Net Beneficiary Funds Remaining in Trust, net of cumulative Beneficiary Funding Actions (line 7 minus line 6)	\$	\$	\$	\$	\$

Campo Band of Diegueno Mission Indians Revised Addendum

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

In the final funding cycle of the Volkswagen Settlement Environmental Mitigation Trust for Indian Tribes, the Campo Band of Diegueno Mission Indians will its government-owned diesel vehicle:

Year	Make	Model	Description	VIN	Class
2008	International	MA025	Trash Truck	1HTMMAAM08H648645	6

The vehicle will be replaced with a new, low-emission diesel truck. The Campo Band intends that the term "scrapped" means to render inoperable and available for recycle, and, at a minimum, to specifically cut a 3" or larger hole in the engine block of the vehicle and disabling each chassis by cutting the vehicle's frame rails complete in half and that the vehicle is to be replaced with assistance of this VW Settlement project.

The Campo Band will acquire the 2022 Ford F-650 – Enoven Dump Truckfollowing vehicle:

Eligible Mitigation Action Item	Description	Unit Cost	Quantity	Total
	2022 FORD F-650 - Enoven Dump Truck	113,131	1	\$113,131
	Use/Sales Tax; Registration	10,172		10,172
	Delivery Costs	2,350		2,350
	Accessories (Tarp system, installation)	5,000		5,000
	Disable/disposal/hauling	1,560	1	\$1,560
Total				\$ 132,213

The total cost of the replacement vehicle is APPROXIMATELY \$132,213. The cost of the new vehicle has been obtained from a website (See **Rush Truck Centers -Attachment 2**). Sales Tax and Registration is also estimated by utilizing California Motor Vehicle website (See Vehicle Registration Fee Calculator Attachment). The total reflected includes the exemption for Tribes for the VLF portion of the registration fee (See **Attachment - 11.080 Indian-Owned Vehicles**). Delivery costs of the vehicle to Campo Indian Reservation are estimated at \$2,350 to cover the costs of 2 persons for roundtrip to location 500 miles away. Disabling, disposal and hauling is estimated in this itemized expense table as well. Additional costs include administrative costs for the purchase and administrative requirements related to the purchase of the new vehicle – this time is estimated below.

Administrative Costs include the time for the Campo Environmental Protection Agency to administer the purchase of the vehicle and installation of accessories and oversight of disabling and disposal of vehicle. These costs are detailed in the table below.

Campo Band of Diegueno Mission Indians Revised Addendum

Administrative Costs	Description	Unit Cost	Quantity	Total
CEPA Staff	Director	40.87 per hour	80 hours	\$ 3,269.60
	Fringe benefits	26.8%	Per hour	\$ 876.25
	TOTAL ADMINISTRATIVE COST:			\$ 4,145.85

The Finance Department will be responsible for purchasing the vehicle. The CEPA Director is responsible for managing the project. The overall project budget is as follows:

Vehicle Costs	Total	VW Share	Tribal Cost Share
Replacement Vehicle	\$132,213.00	\$132,213.00	0
Administration Expenses	\$4,145.85	1,186.00	\$2,959.85
Project Total	\$ 136,358.85	\$ 133,399	\$2,959.85

The community and air quality benefits from the mitigation project will include energy efficiency and reduction in pollution, including reduced emissions of NOx, reduced emission of noise, reduced fuel consumption, and reduced fuel costs.

Estimate of Anticipated NOx Reductions (5.2.3):

The combined results are from the U.S. Environment Protection Agency Diesel Emissions Quantifier.¹

Vehicle	Annual Reduction in NOx Emissions	Lifetime Reduction in NOx Emissions
2008 International Refuse Hauler (Class 6-7)	61.5%	61.5%

The detailed data regarding Diesel Emissions Qualified (DEQ) standards of the U.S. Environmental Protection Agency is included as **Emissions Attachment** .

Campo will make documentation publicly available (5.2.7.2):

The Campo Band will establish a webpage to publicize and explain the funding received from the VW Settlement Trust and will include a link for the public to request additional information related to the funding request and expenditure of funds. The Campo Band will endeavor to respond to such requests within ten (10) business days of each request and,

Campo Band of Diegueno Mission Indians Revised Addendum

when documents are requested, will advise the individual within that timeframe of the procedure for reviewing such documents.

Campo Band will maintain and make publicly available all documentation submitted in support of the 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.

Campo Band of Diegueno Mission Indians Revised Addendum

Attachment C

Detailed Plan for Reporting on Eligible Mitigation Action Implementation (5.2.11)

The first semi-annual report will be submitted by May 15, 2022, no later than six months after the Campo Band receives the disbursement of Trust Assets. Thereafter, semi-annual reporting will be done no later than January 30 (for the preceding six-month period of July 1 to December 31). The Campo Band shall submit to the Trustee a semiannual report describing the progress implementing the project 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).

Campo Band of Diegueno Mission Indians Revised Addendum

Attachment D

Detailed cost estimates from selected vendor for the proposed expenditure exceeding \$25,000 (5.2.6)

Quote for the Replacement vehicle is attached (See Rush Attachment 2).



Rush Attachment 2



Commercial Truck Inventory

DISPLAYING: 25 OF 62 RESULTS

Sort By: Per Page:



2022 FORD F-650 - ENOVEN DUMP

Engine	Ford	Price	\$113,131
Horsepower	300	Current Location:	Ceres, California
Transmission	Ford 6 speed Auto		
Cab Tyne	Other		

VEHICLE REGISTRATION FEE CALCULATOR

New Vehicle Fees

Fees

GRAND TOTAL REGISTRATION FEES	\$10,172.00
TOTAL USE/SALES TAX	\$8,913.00
TOTAL REGISTRATION FEES	\$1,259.00

Current Registration	62.00
Current California Highway Patrol	29.00
Current Weight Fee	409.00
Current Vehicle License Fee	748.00
Current County Service Authority For	1.00
Freeway Emergencies Fee	
Current Fingerprint ID Fee	1.00
Current Auto Theft And/Or DUI Crime	1.00
Deterrence Program	
Current Air Quality Management District	4.00
Alt Fuel/Tech Reg Fee	3.00
Use/Sales Tax	8,913.00
Reflectorized License Plate Fee	1.00

Your Entry

VEHICLE INFORMATION	Commercial / 2022 / Gas
COMMERCIAL VEHICLE DETAILS	Two axles / Unladen / above 10,000 lbs
PURCHASED INFORMATION	\$115,000.00 / Jan 31, 2022
HOME ADDRESS INFORMATION	San Diego / Other / 91906
DATE CALCULATED	Nov 29, 2021

Disclaimer: This is an estimate based on the information provided. Fees may vary depending on the actual vehicle registration. All fees are subject to statutory

change.

For additional information:

- [Registration Fees](#)
- [Smog Abatement/High Polluter Fees](#)

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VEHICLE INDUSTRY REGISTRATION PROCEDURES MANUAL

SECTION 12 OF 38

Chapter 11: Transfers

11.080 Indian-Owned Vehicles

Chapter 11 Transfers

11.080 Indian-Owned Vehicles

California Indian Tribes and/or Tribal Members (U.S. Code, Title 28, §1360(b)) Vehicles owned or leased by the California Indian tribe and/or tribal member living on a federal Indian reservation or rancharia located in California and operated on public roads on or off the reservation or rancharia are exempt from the VLF portion **only** of California registration fees. The exemption **must be** established annually upon renewal.

In addition to the procedures listed in the Basic Transfer Requirements section in this chapter, the following must be submitted:

An Indian Certification on the [Miscellaneous Certifications \(REG 256A\) \(PDF\)](#) form completed and signed by a representative of the tribe or an official of the Bureau of Indian Affairs, U.S. Government. A new REG 256A form **is required** annually upon renewal.

Federally-Recognized Indian Tribes (CVC §9104.5 and CR&TC §10781.1) Vehicles registered to a federally-recognized Indian tribal name and used exclusively within the boundaries and jurisdiction of the tribe are exempt from all fees, other than the registration fee (without the miscellaneous city/county fees). The fee exemption **must be** established annually upon renewal.

In addition to the procedures listed in the Basic Transfer Requirements section in this chapter, the following must be submitted:

- A letter written on Indian tribal letterhead and signed by an authorized tribal counsel member, such as the tribal chief or secretary, which identifies the vehicle and states it is owned by and being registered in the federally-recognized Indian tribal name and will be used exclusively within the boundaries of Indian tribal land, including any incidental operation on highways within those boundaries.
- The registration fee, if registration renewal is required at the time of transfer. The application is exempt from all other fees.

Transfer from Indian-Owned to Someone Else—In addition to the procedures listed in the Basic Transfer Requirements section in this chapter, the following must be submitted:

VLF from the month of transfer or date of first operation by the buyer, the transfer fee, and any other fees due.

Emission Results and Health Benefits for Project: Campo 2021 VW Project

Emission Results

Health Benefits

Emission Results ?

Here are the combined results for all groups and upgrades entered for your project.¹

<i>Annual Results (short tons)²</i>	NO_x	PM2.5	HC	CO	CO₂	Fuel³
Baseline for Upgraded Vehicles/Engines	0.075	0.000	0.006	0.023	44.9	3,993
Amount Reduced After Upgrades	0.046	0.000	0.005	0.008	0.0	0
Percent Reduced After Upgrades	61.5%	63.4%	86.4%	36.1%	0.0%	0.0%

<i>Lifetime Results (short tons)²</i>	NO_x	PM2.5	HC	CO	CO₂	Fuel³
Baseline for Upgraded Vehicles/Engines	0.373	0.002	0.029	0.115	224.6	19,965
Amount Reduced After Upgrades	0.229	0.001	0.025	0.042	0.0	0
Percent Reduced After Upgrades	61.5%	63.4%	86.4%	36.1%	0.0%	0.0%

<i>Lifetime Cost Effectiveness (\$/short ton reduced)</i>						
Capital Cost Effectiveness⁴ (unit & labor costs only)	\$0	\$0	\$0	\$0	\$0	
Total Cost Effectiveness⁴ (includes all project costs)	\$0	\$0	\$0	\$0	\$0	

¹ Emissions from the electrical grid are not included in the results.

² 1 short ton = 2000 lbs.

³ In gallons; fuels other than ULSD have been converted to ULSD-equivalent gallons.

⁴ Cost effectiveness estimates include only the costs which you have entered.

Remaining Life

2008 International: Municipal | Refuse Hauler | Class 6-7
Vehicle Replacement - ULSD (diesel)

5 years