



Department of
Environmental
Conservation

GUIDELINES AND APPLICATION INSTRUCTIONS

**New York State
Department of Environmental Conservation
Environmental Protection Fund
Climate Smart Communities**

2019 Municipal Zero-emission Vehicle (ZEV) Infrastructure
Grants

NYS Grants Gateway Application ID No.: DEC01-ZEVIN-2019

**Application Due Date: 4:00 p.m., May 29, 2020, until
DEC withdraws this request for applications, or
funding is exhausted, whichever occurs first.**

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Program Description

The New York State Department of Environmental Conservation (DEC or Department) is pleased to announce funding for municipalities to install clean vehicle infrastructure, including Level 2 (L2) and Direct Current Fast Charge (DCFC) electric vehicle supply equipment (EVSE) and hydrogen fuel cell (HFC) dispensing equipment utilizing hydrogen produced through electrolysis or biogas reformulation, that supports the deployment of clean vehicle technology within the State of New York. All infrastructure must be available for public use.

Funding Available

A total of \$2.5 million is available for Round 3 of the Clean Vehicle Infrastructure Program. Funding for this grant opportunity is provided by the Environmental Protection Fund, Title 15, Climate Smart Community Projects line.

Minimum and Maximum Award Amounts

The maximum grant amount is \$250,000 per facility (location) and \$500,000 to any one municipality (for multiple locations). There is no minimum grant amount.

Application/Award Limit

There is no limit to the number of applications a municipality may file, the number of facilities for which a municipality may request grant funding, or the number of units per facility, subject to the maximum award amounts above.

A separate application **must** be submitted for each facility (location). A facility is defined as a single location within a municipality that can be identified using institutional or commercial boundaries (e.g., an airport, a park, a mall, a street) at which the clean vehicle infrastructure will be installed.

Match Requirement

A local match equal to 20 percent of total eligible costs is required. Projects with total eligible costs exceeding \$312,500 (the maximum grant amount of \$250,000 and corresponding local match of \$62,500) will require the municipality to provide a match percentage greater than 20 percent. Private investment in facility installation may serve as a source of eligible match.

Other state funding or federal funding may not be used to meet the municipal match requirement. **Awards under this infrastructure grant program may not be combined with awards from the NYSERDA Charge Ready NY program.**

Funds appropriated through the Volkswagen Beneficiary Mitigation Plan can be utilized in combination with this funding for HFC dispensing equipment only.

Clean Vehicle Infrastructure funds may **not** be used for land acquisition costs; however, the current fair market value of the property on which a facility is installed (area of parking for the number of vehicles served) may be used toward the match.

Project Timeframe

Funding is available to municipalities that have installed, or will install, eligible HFC fueling infrastructure or EVSE as defined by the criteria listed in this request for applications (RFA).

Expenses must be incurred within the contract period, which will be determined from information provided in the application. The earliest date expenses can be incurred under this solicitation is June 1, 2018.

The contract term for ZEV projects is two years. All grantees should strive to complete the project within the two-year contract term. Extensions of contract term will be considered on a case by case basis upon written request and justification for extension to the Department from the grantee. The absolute latest date to which a contract can be extended under this solicitation is May 31, 2023. Changes to the grant award amount are not allowed.

Grant Opportunity Inquiries

For general information on completing this application and for clarification of application requirements, contractual terms, and procedures contact:

Myra Fedyniak
zevrebate@dec.ny.gov (Include “Municipal Clean Vehicle Infrastructure Program” in the subject line of the email.)
518-402-8448

Questions regarding this grant opportunity will be accepted by the Department until close of business on May 27, 2020. All questions and answers will be uploaded in the Grants Gateway to allow all applicants to view them.

Timetable of Key Events

Application Period Begins	September 18, 2019
Question and Answer Period Ends	May 27, 2020
Applications Due	May 29, 2020
Award(s) Announced	Rolling

Eligibility

Eligible Applicants

Pursuant to 6 NYCRR § 492-1.1(j), the following entities are considered eligible applicants: municipalities, defined as counties, cities, towns, and villages of the State of New York or boroughs of the City of New York.

Ineligible Applicants

Non-profit and not-for-profit organizations and political subdivisions such as municipal corporations, school districts, district corporations, boards of cooperative educational services, fire districts, public benefit corporations, industrial development authorities, and similar organizations are **not eligible** for this rebate program.

Municipalities may work together or with non-eligible entities (e.g., community college) to install clean vehicle infrastructure. If a proposed project involves partnership, only the eligible, lead municipal applicant may submit the application. This lead applicant must assume responsibility

for the application, performance of work consistent with this RFA and the State of New York Master Contract for Grants or Letter of Agreement, own the infrastructure, and accept grant payments. Letters substantiating the collaboration from each partner are required at time of application.

Eligible Infrastructure

Electric Vehicle Supply Equipment

EVSE includes Level 2 (L2) electric vehicle charging stations with one or more SAE J1772 ports, direct current fast charge (DCFC) pedestals with combined CHAdeMO/SAE ports, and off-grid charging units tied to solar panels or wind power for on-site electricity generation.

Several stations per site (charging hubs) are acceptable, up to the funding limit per facility (\$250,000) and the funding limit per municipality (\$500,000).

All EVSE must meet the following requirements to qualify for this program:

- The equipment must be intended for installation following the National Electric Code (ANSI/NFPA 70) and be indoor/outdoor rated.
- The equipment must be new and designed to pass inspection per the National Electrical Code, Article 625.
- The equipment must be certified by a National Recognized Testing Laboratory (e.g., UL category FFWA).
- Equipment must be installed in publicly accessible sites primarily for public use. If the unit(s) will also be used for fleet charging, a shared use plan detailing when the facility will be available for public use and when the facility will be used for fleet charging must be included with the application and posted publicly on the municipal website, with municipal parking information, and onsite.
- Equipment must be capable of collecting data directly on greenhouse gas (GHG) emission reductions or tracking usage data that allows the grantee to calculate GHG emissions reductions. GHG reductions reporting is required on a quarterly basis as a component of the quarterly report for each quarter of the contract period.
- Charging equipment and all accessories must include a base warranty of no less than 24 months. The warranty period must start the day the equipment is installed and ready for use.
- Equipment must include a cable management system, including a holster or similar feature for the connector to protect the connector from the elements and keep it off the ground.
- Type 2 listed surge protective devices shall be installed to protect EVSE.
- Each networked unit must be covered by a minimum 10-year in-service agreement with the service provider to guarantee the equipment will be functional and available for public use at least 80% of the time. If the unit is not networked, the applicant must provide information on how the unit will be maintained by the grantee to guarantee availability to the public at least 80% of the time. This information must be included in the operations, maintenance, and mitigation monitoring plan.
- Non-networked units will only be allowed in areas of the state without access to a mobile broadband network that can support the unit. Applicants requesting a non-networked unit must upload a letter, signed by the municipal CEO, detailing the lack of access to such a network within the municipality. This letter must be uploaded as part of the application in the Program Specific Questions. The need for repeaters to boost signal is not considered adequate justification for a non-networked unit.

All on-grid Level 2 EVSE must meet the following requirements to qualify for this program:

- The equipment must be a L2 charging system with one or more SAE-J1772 standard compliant ports intended to provide alternating current (AC) power to an electric vehicle equipped with an onboard charger unit.
- The equipment must have a rated power output of 7.2kW (30A) or higher.
- Equipment must use no more than 10 Watts of power per port when not connected to a vehicle.
- Equipment must be listed by the New York State Energy Research and Development Authority (NYSERDA) as qualified for the Charge Ready NY Program (<https://www.nyseda.ny.gov/All-Programs/Programs/%20ChargeNY/Charge-Electric/Charging-Station-Programs/Charge-Ready-NY/Qualified-Charging-Equipment-and-Networks>)
OR on the Office of General Services EVSE and Network Services [state contract \(https://online.ogs.ny.gov/purchase/spg/awards/4040423035CAN.HTM\)](https://online.ogs.ny.gov/purchase/spg/awards/4040423035CAN.HTM).

All DCFC EVSE must meet the following requirements to qualify for this program:

- The equipment must be a direct current fast charging system with **both** CHAdeMO and SAE ports intended to provide direct current (DC) power to an electric vehicle equipped with an onboard charger unit.
- The equipment must provide at least 24kW charging capacity.

All off-grid EVSE must meet the following requirement to qualify for this program:

- Off-grid charging units tied to solar panels or wind power for on-site electricity generation must have **one or more** SAE-J1772 standard compliant ports or at least one CHAdeMO/SAE combo port. Add-ons, including but not limited to digital screens, bench seating, branding packages, 120 volt and USB outlets are not eligible.

EVSE applicants are encouraged to review information on charging station installation codes and site design at <https://www.nyseda.ny.gov/Researchers-and-Policymakers/Electric-Vehicles/Info/Planners-and-Municipalities>.

Hydrogen Fuel Cell Dispensing Equipment

Hydrogen-dispensing equipment must supply hydrogen produced through electrolysis (splitting water into hydrogen and oxygen using only electricity) or biogas reformulation to be eligible. Hydrogen produced from methane or natural gas reformulation (except for biogas) is not eligible.

Hydrogen may be produced onsite or purchased and delivered to the project site. The station must supply hydrogen at a minimum pressure of 70 megapascals and have the capacity to dispense at least 100 kg/day.

Funds appropriated through the Volkswagen Beneficiary Mitigation Plan can be utilized as match in this funding program for HFC dispensing equipment only.

HFC filling stations must be available for the general public. Dispensing equipment for dedicated fuel cell vehicle fleets is not eligible. If fleet charging is proposed as an aspect of a public access facility, a shared use plan detailing public use and fleet use must be submitted with the application and posted publicly on the municipal website, with municipal parking information, and/or onsite.

Each facility must obtain a minimum 10-year in-service agreement with the service provider to guarantee the equipment will be functional for at least 10 years and available for public use at least 80% of the time.

HFC applicants can review information on HFC station code requirements at https://www.hydrogen.energy.gov/codes_standards.html.

Eligible Project Locations

All clean vehicle infrastructure funded through this program must be installed within the boundaries of the State of New York. Facilities funded in the past cannot be funded again unless additional charging ports or hydrogen dispensing capacity is being added to the facility. Locations of additional charging ports or dispensing capacity must be clearly delineated on the uploaded map of the facility and differentiated from previously funded equipment. Paid parking and permit parking locations are allowable if the facility is also open to the public.

Eligible Expenses

EVSE

Eligible costs include personnel services (salary and fringe) and non-personnel services (contractual, materials, equipment, and other project related costs) directly related to the installation of the infrastructure (excluding a building and its structural components). This includes, but is not limited to, the purchase of materials and equipment (e.g., charging station equipment, cable management system, signage, paving materials, paint); hardware and software; labor in conducting site work, trenching, paving, wiring, installation of protective features such as wheel stops and bollards; and/or contractual services for installation of hardware, software, or electricity related to facility operation. A grant request may include the cost of electricity for up to two years, including demand charges, if the municipality does not intend to charge users for electricity. Two years of networking fees and two years of warranty are also eligible expenses. Electric utility installations or upgrades before the location's electrical panel are eligible if the upgrade is intended solely to support the installation of the EVSE or upgrade to additional or higher capacity EVSE.

HFC Dispensing Equipment

Eligible costs include personnel services (salary and fringe) and non-personnel services (contractual, materials, equipment, and other project related costs) directly related to the installation of the infrastructure (excluding a building and its structural components). This includes but is not limited to, the purchase of materials and equipment (e.g., dispensers, sensors, transmitters, storage tank, compressors, electrolyzer, vaporizer piping); hardware and software; labor in conducting site work, trenching, paving, wiring, installation of protective features such as wheel stops and bollards and/or installation of clean energy generation components such as solar or wind power for the purposes of performing on-site electrolysis; software related to facility operation; and/or electrical grid integration and/or installation of on-site energy storage; networking fees for up to two years and warranty for up to two years.

Match

A local match equal to 20 percent of total eligible costs is required up to funding limits. Projects with total eligible costs exceeding \$312,500 will require the municipality to provide a match percentage greater than 20 percent (80% of \$312,500 is \$250,000, the max award). Private investment in facility installation may serve as a source of eligible match.

Other state funding or federal funding may not be used to meet the municipal match requirement.

Funds appropriated through the Volkswagen Beneficiary Mitigation Plan can be utilized in combination with this funding for HFC dispensing equipment only.

Clean Vehicle Infrastructure funds may not be used for land acquisition costs; however, the current fair market value of the property on which a facility is installed (area of parking for the number of vehicles served) may be used toward municipal match.

Awards under this infrastructure grant program may not be combined with awards from the NYSERDA Charge Ready NY program.

Cost Categories

Personnel services: salaries of staff, including fringe, directly devoted to project implementation. Grantees will be required to document date and hours worked and tasks completed via time records.

Contractual services: Tasks completed by professional and technical consultants (e.g., engineering, electrical, installation, and legal services directly related to the project)

Equipment: Purchased equipment (e.g., charging station) or rental or use of equipment (e.g., backhoe) directly required to implement the project. Purchased equipment will be valued by its actual cost at the time of purchase, rental equipment will be valued at the rate charged and hours used, and in-kind use of equipment will be valued at either the New York State Department of Transportation or Federal Emergency Management Administration equipment rates, or local equipment rental rates.

Space/Property/Utilities: The value of space or real property can only be used as match and must be determined using the value per square foot of the property multiplied by the size of the parking and fueling spaces. A map identifying the property, copy of the appraisal, deed showing municipal ownership, and calculation of the value must be uploaded **at the time of application and approved as part of the award** in order to be considered eligible. Electricity means the direct cost of electricity for the EVSE. If there is not a separate meter, the cost must be calculated using the utility bill pricing and the amount of electricity used for the month via the tracking software.

Other: This line includes supplies and materials, electricity, warranty, etc. Supplies and materials are defined as consumable products needed to directly implement the project (e.g., paving material, crushed stone, paint, electrical supplies). Use the value at time item(s) were obtained.

Ineligible Expenses

The following expenses are not eligible as match or for reimbursement:

- General maintenance of the site such as snow plowing, parking lot/street maintenance, or parking enforcement.
- Indirect or overhead costs of the municipality. This category includes, but is not limited to, rent, telephone service, general administrative support, general-use computers, office equipment, general office supplies, and other general operations costs such as

memberships and subscriptions (e.g., newspapers, professional and municipal associations).

- Salaries and other expenses of elected officials, whether incurred for purposes of project direction, execution, or legislation.
- Fund-raising expenses.
- Taxes, insurance, fines, deficit funding, bond interest, and associated fees.
- Contingency costs.
- Federal funds.
- Other NYS funds.

Application Requirements

All applications must be submitted through the Grants Gateway at https://grantsgateway.ny.gov/IntelliGrants_NYSGG/module/nysgg/goportal.aspx. **Paper or e-mailed applications will NOT be accepted.**

Pursuant to the New York State Division of Budget Bulletin H-1032 Revised, effective July 16, 2014, New York State has instituted key reform initiatives to the grant contract process. Information on these initiatives can be found on the Grants Management Website at <https://grantsmanagement.ny.gov/>.

All applicants must be registered in the Grants Gateway at the time and date that the application is due. Applications received from applicants that have not registered in the Grants Gateway by the application due date and time listed at the beginning of this document cannot be evaluated. If your organization is not registered at that time and date, your application will not be considered. Such applications will be disqualified from further consideration.

Grants Gateway Registration

Applicants must have a valid Federal Employee Identification Number (FEIN) and a NYS Vendor Identification Number to complete their Grants Gateway registration. If a municipality passes a resolution authorizing a department under its jurisdiction to apply for funding, that department can apply only if it is registered in the NYS Grants Gateway. Registration in the NYS Grants Gateway is necessary for municipalities to be able to do the following:

- apply for a NYS grant opportunity,
- enter into a grant contract,
- amend an existing contract,
- apply for grant payments.

Registration is NOT an online process. Register now to allow time for processing and postal mail delivery.

Grants Gateway registration instructions

1. Visit the Grants Management website at <https://grantsmanagement.ny.gov/register-your-organization>. Scroll down to the “How to Register” section and click on the “Registration Form for Administrators” link.

2. Complete the form according to the instructions provided. The completed form must be signed and notarized.
3. Mail the original, signed and notarized, hard copy to the address provided in the instructions.
4. After the form is received and reviewed at Grants Management, the person designated “Grantee Delegated Administrator” in the registration form will be provided with a username and password allowing access the Grants Gateway.
5. The Grantee Delegated Administrator may then log in to the Grants Gateway at https://grantsgateway.ny.gov/IntelliGrants_NYSGG/module/nysgg/goportal.aspx and change their password at the bottom of the profile page when prompted. Enter a new password and click the SAVE button located on the top, right-hand side of the page.
6. The Grantee Delegated Administrator must now create roles for the “Grantee” and “Grantee Contract Signatory.” The “Grantee” is often the municipal project manager or consultant who will upload all the required documentation and edit the work plan and budget. The “Grantee Contract Signatory” is the municipal CEO who is legally authorized to sign the state assistance contract. Refer to Section 2.2 of the “Grantee User Guide,” located on the Grants Management website at <https://grantsmanagement.ny.gov/grantee-documents> for instructions on creating user roles in the Grants Gateway.

If you have previously registered and do not know your username, please email grantsgateway@its.ny.gov . If you do not know your password, click the Forgot Password link from the main log in page and follow the prompts.

Applicants are strongly encouraged to begin the Grants Gateway registration process as soon as possible to participate in this grant opportunity.

Resources are available to help you understand how to register with and use the Grants Gateway:

- NYS Grants Management <https://grantsmanagement.ny.gov/>
- Videos: <https://grantsmanagement.ny.gov/videos-grant-applicants>
- Live Webinars: <https://grantsmanagement.ny.gov/live-webinars>

Contact the Grants Management Team for additional assistance with Grants Gateway:

Main Help Desk:

Contact the main help desk for assistance with registration, prequalification, applications, contracts, payments, and more.

Hours: Weekdays 8:00 am - 4:00 pm

Email: grantsgateway@its.ny.gov

Phone: (518) 474-5595

After Hours Support:

Contact the afterhours support desk on weekdays after 4:00 pm for help with account lockouts, lost User IDs, or basic information.

Hours: Weekdays 4:00 pm - 8:00 pm

Email: helpdesk@agatesoftware.com

Phone: (800) 820-1890

Work Plan

Each application requires the submittal of a work plan that provides project objectives (goals), tasks associated with meeting each objective (tasks), and the performance measures (deliverables) associated with each task; this is the standard Grants Gateway format and cannot be changed. The anticipated time frames in completing the objectives, tasks, and performance measures must be included, as the contract period will be determined from this information.

The application includes state defined tasks and deliverables that are required or are optional, they will be labeled as such in the application. Some of these tasks require the applicant to provide more information, e.g. detail of site work needed. A copy of the generic work plan and required tasks is available as Appendix A of this RFA. All recipients, whether the award is administered through contract or letter of agreement, will be required to provide the deliverables listed in the generic work plan.

Budget

Each applicant must also complete a budget summary worksheet, a budget detail worksheet, and a match detail worksheet as a component of the application. The budget must be itemized and provide details on the project-related expenses. Budget worksheets require the applicant to distinguish between expenses to be claimed under the Clean Vehicle Infrastructure Rebate and expenses composing the municipal match. Eligible and ineligible costs are identified in this RFA.

Maps

A map showing the facility location with distance to downtown, highway, employment center, or other point of interest must be uploaded to the application. The map, or an additional map, must also show the location and number of fueling/charging stalls within the facility and any additional fueling/charging stalls to an existing facility. The maps will be a required upload in the Program Specific Questions.

Operations, Maintenance, and Mitigation Monitoring Plan

Each application must include a facility operations, maintenance, and mitigation monitoring plan (OMMM). The plan must describe how the unit will be maintained to guarantee availability to the public at least 80% of the time. This plan must include, but is not limited to, physical access, software functionality, port and cable maintenance, and public safety. The plan must be uploaded in the Program Specific Questions as part of the application.

The OMMM plan must also describe how the applicant will track usage of the station and estimate resulting greenhouse gas emissions reductions. For EVSE, tracking ability is often included with the software for networked units. Unless expressly revoked after the close of the contract term, the Contractor grants permission to the Department to continue to access and use data from charging infrastructure funded through this rebate program indefinitely.

For non-networked units and HFC facilities, the applicant must create a monitoring plan to provide information on usage and greenhouse gas emissions reductions to DEC with each quarterly report for the duration of the contract. The monitoring plan must describe how usage will be monitored and the greenhouse gas calculation method to be used to determine

reductions. The monitoring plan must be uploaded to the pre-submittal upload section of the application. Non-networked units will only be allowed in areas of the state without access to a mobile broadband network that can support the unit. Applicants requesting a non-networked unit must upload a letter, signed by the municipal CEO, detailing the lack of access to such a network within the municipality to the pre-submission section of the application. The need for repeaters to boost signal strength will not be considered adequate justification for a non-networked unit.

Shared Use Plan

For facilities that will be available for both municipal fleet use and public use, a shared-use plan detailing when the facility will be available for public use and when the facility will be used for fleet charging must be included with the application and posted publicly on the municipal website, with municipal parking information, and onsite. The shared-use plan must be uploaded in the Program specific Questions as part of the application.

Climate Change Mitigation Easement

If the infrastructure facility will be located on a site that is not owned by the applicant municipality, the municipality shall obtain a climate change mitigation easement (CCME) from the owner of the property, pursuant to Environmental Conservation Law (ECL) §54-1513, before installation of the infrastructure begins. The municipality shall develop and execute the climate change mitigation easement, which must ensure the following:

- The property shall be accessible to the municipality for any necessary work to achieve the funded purpose throughout the anticipated life of the project.
- The property shall provide the identified public benefit, e.g., publicly accessible clean vehicle charging or fueling, throughout the anticipated life of the project.
- The property shall be used to achieve climate protection and mitigation goals pursuant to ECL Article 54 Title 15 “Climate Smart Community Projects,” e.g., reduction of greenhouse gas emissions from municipal and community transportation, throughout the anticipated life of the project.
- The property owner shall provide information and data to the municipality or will provide access to the municipality for collection of data, as specified in the rebate contract.
- The term for the easement shall adequately accommodate the required expected useful life of the project, which is 10 years.

If a CCME is necessary, the applicant will be required to submit proof of landowner agreement to enter into a CCME at the time of application as follows:

- If the property owner is a municipality – a certified resolution by the municipal property owner in support of the project, indicating an agreement to enter into a climate change mitigation easement with the applicant.
- If the property owner is not a municipality – a notarized written statement from the property owner in support of the project, indicating an agreement to enter into a climate change mitigation easement with the applicant.

The document must include the stipulations in the bulleted list above; the name, headquarters address, and contact information of both the property owner and municipality; and it must be signed and dated by the chief executive officer of each party to the agreement, or the duly authorized representative. The letter of agreement must be uploaded to the Program Specific Questions as part of the application. Awards involving a CCME will not be moved to execution until the formal agreement is officially executed and a copy received by the Department.

Multi-Partner and Inter-Municipal Projects

If a proposed project involves a cooperative agreement or partners, only one eligible, designated lead municipal applicant can develop and submit the on-line application for grant funding. The lead applicant must assume the responsibility for the project application, performance of work consistent with this RFA and the State of New York Master Contract for Grants or Letter of Agreement and accept grant payments. Letters substantiating the collaboration from each partner are required and must be uploaded in the Program specific Questions as part of the application. Contracts involving partnerships will not be moved to execution until the formal partnership document is fully executed and a copy received by the Department.

Smart Growth Assessment Form

New York State's Smart Growth Public Infrastructure Policy Act (ACT), Environmental Conservation Law Article 6, requires the Department and all state infrastructure agencies to assess whether each public infrastructure project that receives state funding is consistent with the State Smart Growth Public Infrastructure criteria specified in the Act, or that compliance is considered to be impracticable, before making any commitment to fund such project(s).

ALL applicants must download the Smart Growth Assessment form from the Pre-submission Upload section, complete and save the form, and upload the completed form back into the Pre-submission Upload folder as part of the application. Important note: Be sure to check the form after uploading to ensure the correct file is uploaded and is completed as required.

Sexual Harassment Prevention Certification

State Finance Law §139-l requires all applicants of grant funding to certify that they have a written policy addressing sexual harassment prevention in the workplace and provide annual sexual harassment training (that meets the Department of Labor's model policy and training standards) to all its employees. Where applying for grant funding is required pursuant to statute, rule or regulation, every application submitted to the state or any public department or agency of the state must contain the following statement: "By submission of this application, each applicant and each person signing on behalf of the applicant certifies, and in the case of a partnering application each party thereto certifies as to its own organization, under penalty of perjury, that the applicant has and has implemented a written policy addressing sexual harassment prevention in the workplace and provides annual sexual harassment prevention training to all of its employees. Such policy shall, at a minimum, meet the requirements of section two hundred one-g of the labor law." Applications that do not contain the certification will not be considered for award; provided however, that if the applicant cannot make the certification, the applicant may provide a signed statement with their application detailing the reasons why the certification cannot be made.

ALL applicants must download the Sexual Harassment Prevention Certification Form from the Pre-submission Upload section, complete and save the form, and upload the completed form back into the Pre-submission Upload folder as part of the application, or upload a signed statement detailing the reasons why the certification cannot be made. Important note: Be sure to check the form after uploading to ensure the correct file is uploaded and is completed as required.

Application Evaluation and Scoring

All applications will be reviewed and scored by a review team in accordance with the evaluation and scoring criteria included in this solicitation. Applicants are strongly encouraged to read and address the eligibility determination and project evaluation as part of the process of developing an application.

Eligibility Determination

Eligibility of each application will be determined upon review of the factors listed below. Upon confirmation of eligibility, the application will move on to technical review.

Clean Vehicle Infrastructure Program Pass/Fail Eligibility Criteria

EVSE infrastructure is either a Level 2 charger with one or more SAE J1772 ports appearing on the NYSERDA or OGS lists and having a minimum charge capacity of 7.5kW, OR a DCFC with a CHAdeMO and SAE combo port with a minimum charge capacity of 24kW, OR HFC fueling infrastructure utilizing hydrogen derived from biogas reformulation or electrolysis with a minimum pressure of 70 megapascals and the capacity to dispense at least 100 kg/day.
If EVSE is not networked, a letter from the municipal CEO detailing the lack of access to such a network within the municipality.
Site is municipally owned OR applicant has submitted a letter signed by both parties that a climate change mitigation easement as per ECL §54-1513 will be executed upon award.
Applicant is a municipality: county, city, town, or village of the State of New York or a borough of New York City.
Match of at least 20% is identified and available.
Operations, Maintenance, and Mitigation Monitoring Plan submitted.
Smart Growth Infrastructure Form completed and submitted.
Site of EVSE installation is publicly accessible. (Paid parking and permit parking are allowable if lot is also open to the public.)
Primary purpose of the facility is public charging or filling of clean vehicles.
If fleet use is planned for the facility, a shared-use plan has been developed and uploaded.
If a partnership is involved, applicant has submitted a letter signed by all parties that a formal partnership agreement will be executed upon award.
The Sexual Harassment Prevention Certification Form or a signed statement detailing the reasons why the certification cannot be made submitted.

Review and Scoring

Upon completion of eligibility review, the application will be evaluated and scored by at least two technical review team members. A minimum average score of 80 points must be accumulated in technical review to be eligible for an award. Rebates will be awarded to applications receiving a minimum of 80 points in the order they are received in the Grants Gateway, based on the earliest submittal date recorded in the Grants Gateway, until allocated funds are exhausted, DEC withdraws this request for applications, or May 29, 2020, whichever comes first.

Environmental Justice

Environmental Justice (EJ) is defined by the DEC as the fair treatment and meaningful involvement of all people, regardless of race, color, or income with respect to the development, implementation, and enforcement of environmental laws, regulations, and policies. A proposed project that is located in a potential EJ area will receive points in the technical evaluation. Maps of potential EJ areas are available at <https://www.dec.ny.gov/public/911.html>.

Criteria	Points
Facility could be expanded or renovated to add more charging facilities, faster charging, or additional filling stations in the future.	10
Facility is being expanded to add more charging, faster charging, or additional filling stations.	20
Facility offers free charging.	10
Facility offers free parking.	5
Facility will be available to the public 24 hours per day/7 days per week.	10
Facility is directly connected to a source of, or exclusively purchases, renewable energy (solar, wind).	30
Facility is directly connected to energy storage (battery).	30
Applicant is a registered or certified Climate Smart Community.	10
Unit utilizes ChargePoint or EV Connect software capable of collecting data on greenhouse gas emission reductions and providing this information directly to DEC through an online platform.	15
Unit uses Open Charge Alliance's Open Charge Point Protocol (OCPP) v1.6 or later. The OCPP is an open communication protocol enabling several payment options without restriction based on network membership or subscription.	30
L2 unit charging capacity is over 7.5kW.	15
DCFC charging capacity is between 25 and 50 kW.	20
DCFC charging capacity is between 51 and 150kW.	30
DCFC unit is sized to support upgrade to power output of 25 to 50kW in the future.	10
DCFC unit is sized to support upgrade to power output of 51 to 150kW in the future.	20
Unit is located within ¼ mile of downtown, retail center, attraction, recreational area, airport, train station, transit center, or other popular destination.	30
Unit is located within ½ mile of downtown, retail center, attraction, recreational area, airport, train station, transit center, or other popular destination.	20
Facility is located on the street in a street-parking-only residential, mixed-use, or commercial area	30
Facility is located at an airport, train station, transit center, or popular destination.	20
Facility is located on a state or county route.	10
Facility is located in a potential EJ area. Maps of potential EJ areas are available at https://www.dec.ny.gov/public/911.html .	10
Facility is a hydrogen filling station capable of dispensing at least 250 kg/day.	25

Municipality has developed a strategy to increase clean vehicle use or reduce greenhouse gas emissions locally or regionally	25
Applicant has developed a marketing plan to promote use of the facility.	15
Installed EVSE is Energy Star certified (https://www.energystar.gov/productfinder/product/certified-evse/results)	10
Site characteristics promote ease of installation and operation of the proposed facility	15
All permits and approvals have been secured or are in process.	15
There is demonstrable public interest in and support for the proposed infrastructure facility.	15
Facility can be converted to a cleaner source of energy in the future	15
Total available points	520

Awards and Contracting

Awards will be made based on receiving a minimum of 80 points as described in the table above, in the order in which the applications are received in the Grants Gateway until allocated funds are exhausted, DEC withdraws this request for applications, or May 29, 2020, whichever comes first.

Successful applications for rebates of \$50,000 or more will not be awarded until the grant opportunity has closed and the entire procurement package has been approved by the Office of the State Comptroller.

Notification of Award

Applicants selected to receive an award will be notified by an official Department award letter.

IMPORTANT NOTE: By accepting an award, applicant agrees to abide by all Master Contract for Grants (MCG) or Letter of Agreement (LOA) terms and conditions. Any changes to the terms and conditions will not be accepted.

State of New York Master Contract for Grants and Letter of Agreement

Applicants selected to receive an award under \$10,000 will first be mailed an award letter requesting the required insurance information. Once the insurance information is received and approved, a package consisting of the LOA, Attachment A-1 Program Terms and Conditions, signed purchase order, quarterly report form, and reimbursement forms will be mailed to the awardee. Applicants should review and be prepared to comply with all LOA and Attachment A-1 Program Terms and Conditions should grant funding be awarded. The LOA and attachments can be reviewed and/or downloaded in the Grants Gateway application under the screen name "Contract Document Properties," or see the Office of Climate Change funding page at <http://www.dec.ny.gov/energy/109181.html> for a copy of Attachment A-1 ZEV IN.

Applicants selected to receive an award of \$10,000 or more will be sent a "Next Steps" e-mail with instructions on completing the contracting process in the Grants Gateway. Grantees are required to execute a Master Contract for Grants (MCG) within 60-90 days from the time of their award notification. Failure to submit required MCG documents in a timely manner could cause a grantee to lose its grant award. Applicants should review and be prepared to comply with all MCG terms and conditions should grant funding be awarded. The MCG and attachments can be reviewed and/or downloaded in the Grants Gateway application under the screen named

“Contract Document Properties,” the generic MCG can also be accessed on the Office of Climate Change grant funding page at <http://www.dec.ny.gov/energy/109181.html> . The MCG and attachments include the following:

- MCG Grants Face Page
- NYS Standard Terms and Conditions
- Attachment A-1 Agency and Program Specific Terms and Conditions
- Attachment B-1 Expenditure Based Budget
- Attachment C Work Plan

IMPORTANT NOTE: Project related costs must be incurred within the term of the MCG or LOA to be considered eligible for reimbursement or match. Payments will not be approved or processed by the DEC until a MCG or LOA is fully approved by the DEC and, as applicable, the Attorney General and the State Comptroller. Extensions will be considered on a case-by-case basis upon written request from the grantee. The absolute latest date to which a contract can be extended under this solicitation is May 31, 2023.

Applicants (referred to as “Contractor” following grant award) should be prepared to comply with the following MCG and LOA requirements:

Insurance Requirements

Contractor will be required to carry appropriate insurance as specified in the MCG or LOA and Attachment A-1 Program Specific Terms and Conditions (see the Office of Climate Change funding page at <http://www.dec.ny.gov/energy/109181.html> for a copy of Attachment A-1 ZEV IN) and agree that each project consultant, project contractor, and project subcontractor secures and delivers to the contractor appropriate policies of insurance issued by an insurance company licensed to do business in the State of New York. Policies must name the State of New York and the New York State Department of Environmental Conservation as an additional insured, with appropriate limits, covering contractor’s public liability and property damage insurance, contractor’s contingency liability insurance, “all-risk” insurance and workers’ compensation/disability benefits coverage for the project.

Permit Requirements

Contractors agree to obtain all required permits, including but not limited to local, state, and federal permits prior to the commencement of any project related work. The Contractor agrees that all work performed in relation to the project by the Contractor or its agents, representatives, or contractors will comply with all relevant federal, state, and local laws, rules, regulations, and standards, zoning and building codes, ordinances, operating certificates for facilities, or licenses for an activity.

State Environmental Quality Review (SEQR) Documentation

With respect to the project, the Contractor certifies that it has complied, and shall continue to comply, with all requirements of the State Environmental Quality Review Act (SEQRA). The Contractor agrees to provide all environmental documents as may be required by the DEC. The Contractor has notified, and shall continue to notify, the DEC of all actions proposed for complying with the environmental review requirements imposed by SEQRA.

Iran Divestment Act

As a result of the Iran Divestment Act of 2012 (Act), Chapter 1 of the 2012 Laws of New York, a new provision has been added to the State Finance Law (SFL), § 165-a, effective April 12, 2012. By entering into a Contract, the Contractor certifies that it is not on the “Entities Determined To Be Non-Responsive Bidders/Offerers Pursuant to The New York State Iran Divestment Act of 2012” list (“Prohibited Entities List”) posted on the OGS website at: <http://www.ogs.ny.gov/about/regs/docs/ListofEntities.pdf> and further certifies that it will not utilize on such Contract any subcontractor that is identified on the Prohibited Entities List. Additional detail on the Iran Divestment Act can be found in the MCG, Attachment A-1 Program Specific Terms and Conditions.

Minority/women Business Enterprises (M/WBE) and Equal Employment Opportunities (EEO) Requirements

The Department is required to implement the provisions of New York State Executive Law Article 15-A and 5 NYCRR Parts 142-144 (“MWBE Regulations”) for all State contracts with a value (1) in excess of \$25,000 for labor, services, equipment, materials, or any combination of the foregoing or (2) in excess of \$100,000 for real property renovations and construction. Applicants subject to executing a future NYS Master Contract for Grants agree, in addition to any other nondiscrimination provision of the MCG and at no additional cost to the Department, to fully comply and cooperate with the Department in the implementation of New York State Executive Law Article 15-A. These requirements include equal employment opportunities for minority group members and women (“EEO”) and contracting opportunities for certified minority and women-owned business enterprises (“MWBEs”). Contractor’s demonstration of “good faith efforts” pursuant to 5 NYCRR §142.8 shall be a part of these requirements. These provisions shall be deemed supplementary to, and not in lieu of, the nondiscrimination provisions required by New York State Executive Law Article 15 (the “Human Rights Law”) or other applicable federal, state or local laws.

Failure to comply with M/WBE and EEO requirements may result in a Department finding of non-responsiveness, non-responsibility and/or a breach of contract, leading to the withholding of funds or such other actions, liquidated damages, or enforcement proceedings. Please refer to the NYS Master Contract for Grants - Article IV (J) and Attachment A-1 Program Specific Terms and Conditions - Article X, to review M/WBE and EEO requirements. Required M/WBE and EEO related forms can be found at <http://www.dec.ny.gov/about/48854.html>

- The local government is responsible for designating someone to serve as their Affirmative Action representative. The governing body should make this designation through official means.
- A list of certified M/WBE enterprises can be obtained via the internet from the NYS Department of Economic Development at <https://ny.newnycontracts.com/FrontEnd/VendorSearchPublic.asp?TN=nyandXID=9885>
- Contracts which meet the established M/WBE-EEO thresholds require the Contractor to submit Quarterly Reports, http://www.dec.ny.gov/docs/administration_pdf/quarterlyversion7.pdf, detailing payments made by the Prime Contractor to NYS Certified M/WBEs.
- The following M/WBE-EEO “Fair Share” goals are established as follows:
Minority and Women Owned Business Enterprise (MWBE) Overall Participation Goals:
 - Construction/Engineering – 30%
 - Commodities – 30%
 - Services/Technologies – 30%

Equal Employment Opportunity (EEO) Participation Goals
EEO Minority Workforce Participation Goals (DEC Regions 1- 9) 0%
EEO Female Workforce Participation Goals (DEC Regions 1-9) 0%
DEC M/WBE Compliance
NYS Department of Environmental Conservation
Bureau of Contract and Grant Development/MWBE Program
625 Broadway, 10th Floor
Albany, New York 12233-5028
Phone: (518) 402-9240
Fax: (518) 402-9023

Procurement of Contractors/Subcontractors

Municipalities must comply with General Municipal Law Sections 103 (competitive bidding) and 104-b (procurement policies and procedures). Failure to comply with these requirements could jeopardize full reimbursement of your approved eligible project costs.

Americans With Disabilities Act

In the event the monies defined herein are to be used for the development of facilities, outdoor recreation areas, transportation or written or spoken communication with the public, the Contractor shall comply with all requirements for providing access for individuals with disabilities as established by Article 4A of the New York State Public Buildings Law, Americans with Disabilities Act, and relevant sections of the New York State Uniform Fire Prevention and Building Code. Standards for certain Recreation Facilities are found in the 2010 ADA Standards for Accessible Design while others are found in the Architectural Barriers Act Accessibility Guidelines for Outdoor Recreation Areas <https://www.access-board.gov/guidelines-and-standards>.

Signage

The contractor shall install signage on-site that identifies the site as a clean vehicle charging/refueling facility; promotes public use of the facility; and acknowledges rebate funding from the Department of Environmental Conservation through Title 15 of the New York State Environmental Protection Fund. Signs may limit use duration, allow for towing of non-ZEV vehicles, or any other enforcement needs the municipality deems necessary. Signage developed for use at a rebate-funded facility shall state "This infrastructure was funded in part by Title 15 of the Environmental Protection Fund through the NYS Department of Environmental Conservation."

Mapping

Awardees must add the location of all clean vehicle charging/refueling facilities funded by this program with the Department of Energy Alternative Fueling Station Locator Map at <https://afdc.energy.gov/stations/#/station/new> and any online mapping applications available to the municipality, such as PlugShare.

Climate Change Mitigation Easement

If the infrastructure facility will be located on a site that is not owned by the applicant municipality, the municipality shall obtain a climate change mitigation easement (CCME) from the owner of the property, pursuant to Environmental Conservation Law (ECL) §54-1513, before

installation of the infrastructure occurs. The municipality shall develop and execute the climate change mitigation easement, which must ensure the following:

- The property shall be accessible to the municipality for any necessary work to achieve the funded purpose throughout the anticipated life of the project.
- The property shall provide the identified public benefit, e.g., publicly accessible clean vehicle charging or fueling, throughout the anticipated life of the project.
- The property shall be used to achieve climate protection and mitigation goals pursuant to ECL Article 54 Title 15 “Climate Smart Community Projects,” e.g., reduction of greenhouse gas emissions from municipal and community transportation, throughout the anticipated life of the project.
- The property owner shall provide information and data to the municipality or will provide access to the municipality for collection of data, as specified in the rebate contract.
- The term for the easement shall adequately accommodate the required expected useful life of the project, which is 10 years.

Data Collection

All networked and non-networked infrastructure will be required to track customer usage, electricity usage, and greenhouse gas emission reductions for each piece of infrastructure installed.

Grantees using ChargePoint will grant rights to DEC using OrgID ORG27201- New York State Department of Environmental Conservation. Grantees using EVConnect will inform their project manager and EVConnect will be contacted to add the grantee to the DEC Platform. Grantees using another provider will create a viewing rights only account for DEC and provide the project manager with the username and password for access.

Non-networked units will only be allowed in areas of the state without access to a mobile broadband network that can support the unit. Applicants requesting a non-networked unit must upload a letter, signed by the municipal CEO, detailing the lack of access to such a network within the municipality in the Program Specific Questions as part of the application. The need for repeaters to boost signal is not considered adequate justification for a non-networked unit.

Grantees with non-networked units and HFC facilities will develop a plan to track usage and estimate greenhouse gas reductions as part of the application and will follow that protocol to collect and deliver the information with the required quarterly report until the end of the contract or LOA term.

Ownership

Pursuant to ECL §54-1515 all infrastructure must be owned by the grantee and cannot be transferred to another entity for the duration of the infrastructure’s useful life. Through a Climate Change Mitigation Easement, the infrastructure may be placed on property not owned by the municipality.

In-service Agreement

All grantees must obtain a minimum 10-year in-service agreement with the service provider to guarantee HFC filling stations and networked EVSE will be functional and available for public use at least 80% of the time. Grantees with non-networked EVSE must provide a detailed Operations, Maintenance, and Mitigation Monitoring Plan.

Operations, Maintenance, and Mitigation Monitoring Plan

Each application must include a facility operations, maintenance, and mitigation monitoring plan (OMMM). The plan must describe how the unit will be maintained to guarantee availability to the public at least 80% of the time. This plan must include, but is not limited to, physical access, software functionality, port and cable maintenance, and public safety.

For non-networked units and HFC facilities, the applicant must create a monitoring plan to provide information on usage and greenhouse gas emissions reductions to DEC with each quarterly report for the duration of the contract. The monitoring plan must describe how usage will be monitored and the greenhouse gas calculation method to be used to determine reductions.

Payments

Project costs eligible for reimbursement and project match must be incurred between the MCG term start and end dates. Costs incurred prior to the MCG term start date or after the MCG term end date will not be considered eligible for grant reimbursement or match. Copies of supporting cost documentation (paid invoices, receipts, cancelled checks, etc.) must be audited and approved by the DEC for costs to be eligible for grant reimbursement.

If a payment request exceeds 85% of the award amount before the project is completed, 15% of the total award amount will be held until the project is completed and all deliverables have been approved by the Department.

Reporting

Quarterly reports must be submitted in narrative form, including data regarding GHG emissions reductions, no later than 30 days from the end of the calendar quarter. The reports will summarize how the project progressed towards meeting project objectives and deliverables during the respective quarter. Include expense information in section VI. Financial Status and GHG emissions reduction data in section VII. Greenhouse Gas (GHG) Emissions Reduction Report.

Quarterly reimbursement requests will be accepted prior to submittal of a final closeout reimbursement request. Approved project design, required permits, and landowner permissions must be in place and quarterly reports and deliverables must be approved in order to submit a reimbursement request.

Final report and all final deliverables must be submitted and approved by the DEC prior to the release of the final contract payment to the Grantee. The Contractor must submit the final report no later than 60 days after the end of the contract period. The final report should detail all aspects of the program, how the grant funds were used in achieving the tasks set forth in the approved Work Plan, and the project outcomes.

A DEC on-site inspection may be required to confirm all work was completed in accordance to the approved project work plan (including the installation of signage, if applicable, at the project site).

Department of Environmental Conservation Reserved Rights

The Department of Environmental Conservation reserves the right to:

- award additional and available funding for scored and ranked projects consistent with this grant opportunity;
- award an agreement for any or all parts of this RFA in accordance with the method of award;
- withdraw this RFA at any time at the Department's sole discretion;
- award only one grant to a single project in the event there are several applications submitted for the same project or for components of the same project;
- award to the next highest scoring application in the event a grantee fails to negotiate a grant contract with the Department within 60 to 90 days of a grant award;
- monitor the progress of all grant awards and withdraw grant funding if the grantee fails to make significant and timely progress on the project, or fails to receive the necessary permissions and permits for the project;
- not fund projects that are determined to be inconsistent with the Smart Growth Public Infrastructure Policy Act (ECL Article 6);
- reject any or all applications in response to this solicitation at the agency's sole discretion; and reduce the rebate amount based on ineligible match or ineligible project costs; and
- reclaim funds paid to grantee if false statements regarding eligibility of the project or any of its components are discovered after award or payment has been made.

Debriefing

In accordance with section 163 of the NY State Finance Law, the Department must, upon request, provide a debriefing to any unsuccessful applicant that responded to the RFA, regarding the reasons that the proposal or bid submitted by the unsuccessful applicant was not selected for an award. An unsuccessful applicant wanting a debriefing must request a debriefing in writing, within fifteen calendar days of receipt of the notice that their proposal did not result in an award.

ATTACHMENT A – Generic Work Plan

Municipal Zero-Emission Vehicle Infrastructure Grant Program Generic Work Plan

Objective 1: Develop and execute climate change mitigation easement (if municipality does not own the property where the charging station is to be installed)

Task 1: Contractor and property owner will develop, execute, and file with the appropriate county clerk's office a climate change mitigation easement that ensures the following:

- The property shall be accessible to the municipality for any necessary work to achieve the funded purpose throughout the anticipated life of the project.
- The property shall provide the identified public benefit throughout the anticipated life of the project.
- The property shall be used to achieve climate protection and mitigation goals pursuant to ECL Article 54 Title 15 "Climate Smart Community Projects" throughout the anticipated life of the project.
- The property owner shall provide information and data to the municipality or will provide access to the municipality for collection of data, as specified in the grant contract.
- A minimum ten-year term for the easement to adequately reflect the expected useful life of the project.

Performance Measure 1 - Climate change mitigation easement executed and filed. Copy provided to the Office of Climate Change (OCC).

Objective 2: Procure equipment and contractors (Required - Be specific about the procurement to be undertaken for this project.)

Task 1: Bid and purchase required equipment and supplies

Performance Measure 1: Bid released, equipment purchased, equipment received by municipality.

Performance Measure 2: Copies of bid documents and purchase orders provided to the Office of Climate Change (OCC).

Task 2: Bid and select for electrical (and construction, if needed) contractors

Performance Measure 1: Bid released, contractor(s) hired

Performance Measure 2: Copies of bid document(s), intent to hire letter(s), and final agreement(s) with contractor(s) provided to the OCC.

Objective 3: Preparation of site (Required - Be specific about the work to be done at your site.)

Task 1: Preparation of site (e.g., excavation, installation of electric lines, survey, bollard installation)

Performance Measure 1: Site properly prepared to house ZEV infrastructure

Performance Measure 2: Photographs of site before, during, and after preparation provided to the OCC.

Objective 4: Installation and activation of Zero Emission Vehicle (ZEV) infrastructure (Required)

Task 1: Installation of ZEV infrastructure

Performance Measure 1: ZEV infrastructure installed

Performance Measure 2: Photographs of installed ZEV infrastructure provided to the OCC

Task 2: Activation and testing of installed infrastructure

Performance Measure 1: Successful activation and test run of equipment

Performance Measure 2: Verification that infrastructure is operational provided to OCC

Task 3: Add the ZEV infrastructure location with Department of Energy Alternative Fueling Station Locator Map at <https://afdc.energy.gov/stations/#/station/new> .

Performance Measure 1: Screen shot of map showing new location provided to the OCC.

Objective 5: Signage (Required)

Task 1: Install signage identifying zero emission vehicle (ZEV) infrastructure locations. Signs may limit use duration, allow for towing of non-ZEV vehicles, or any other enforcement needs the municipality deems necessary. All signs must include the following acknowledgment: This infrastructure was funded in part by Title 15 of the Environmental Protection Fund through the NYS Department of Environmental Conservation.

Performance Measure 1: ZEV infrastructure signage installed.

Performance Measure 2: Photographs of installed signage provided to OCC.

Objective 6: Data collection (Required for networked EVSE)

Task 1: Municipality will provide the OCC a log-on username and password for the purposes of downloading data on ZEV infrastructure use. OCC will use these data to track the growth of ZEV infrastructure in New York State as well as to inform calculations of greenhouse gas reductions. If using ChargePoint, grant rights to OrgID ORG27201- New York State Department of Environmental Conservation and select "Detailed Usage Reporting" from the Rights Dropdown List. If using EVConnect, inform the DEC project manager and EV Connect will be contacted to add the location to the online platform.

Performance Measure 1: Log-on username and password or notification of rights granted provided to OCC.

OR for non-networked units/HFC filing stations

Task 1: Municipality will provide the OCC with a quarterly report of GHG emissions reductions. The report will include a total for each month of the quarter and an aggregate total for the quarter. Usage reports and calculations/calculator used will be provided to substantiate the totals reported.

Performance Measure 1: Quarterly GHG emissions reduction report provided to OCC for each quarter of the contract period.

Objective 7: In-service Agreement (Required for networked EVSE and HFC filling stations; non-networked units will report on the OMMM Plan included with the application in quarterly reports)

Task 1: Municipality will obtain a minimum 10-year in-service agreement for EVSE equipment and HFC filling stations guaranteeing the equipment will be functional and available for public use at least 80% of the time.

Performance Measure 1: Copy of in-service agreement provided to the OCC.