

MINUTES

North Dakota State Water Commission Bismarck, North Dakota August 8, 2024

The ND State Water Commission (Commission or SWC) held a meeting at the Bank of North Dakota, 1200 Memorial Highway, Bismarck, ND, and via phone conference on August 8, 2024. Lt. Governor Miller called the meeting to order at 1:00 PM. A quorum was present. The board opened the meeting by reciting the Pledge of Allegiance.

State Water Commission Members Present:

Lt. Governor Miller, Acting Chairman
Doug Goehring, Commissioner, ND Agriculture Commissioner
Michael Anderson, Lower Red River Basin
Jeff Frith, Devils Lake Basin
James Odermann, Little Missouri, Upper Heart, and Upper Cannonball River Basins
Connie Ova, James River Basin
Gene Veeder, Upper Missouri River Basin
Jay Volk, Lower Missouri River Basin
April Walker, Upper Red River Basin
Jason Zimmerman, Mouse River Basin

Others Present:

Dr. Andrea Travnicek, Director, ND Dept. of Water Resources (DWR or Department) and Commission Secretary
John Paczkowski, DWR State Engineer
DWR Staff
Matthew Sagsveen, General Counsel, Attorney General's Office
Approximately 63 people present online and in person.

Consideration of Agenda

Commissioner Veeder moved to approve the August 8, 2024, meeting agenda as presented. The motion was seconded by Commissioner Volk and passed by unanimous vote.

Consideration of Meeting Minutes

Commissioner Goehring moved to approve the June 13, 2024, State Water Commission meeting minutes as written. The motion was seconded by Commissioner Frith and passed by unanimous vote.

Commissioner Zimmerman moved to approve the July 11, 2024, Pre-Commission meeting minutes as written. The motion was seconded by Commissioner Anderson and passed by unanimous vote.

Disclosure of Potential Conflicts of Interest

Commissioner Odermann disclosed a conflict of interest with the Southwest Pipeline Project.

Commission Secretary Update

Andrea Travnicek, Ph.D., Secretary, thanked Commissioner Odermann for the opportunity to visit his place during the Southwest Pipeline tour. She also thanked all the commissioners for their great work in hosting the basin meetings. Travnicek reported the agency is currently working on the budget for the 2025-2027 biennium, that has a deadline of September 20. She added the Water Topics Overview Committee will be meeting September 11 – 12 in Fargo. The agenda is still being worked on.

Financial Report

The Glossary of Terms, allocated program expenditures, and financial reports were presented by Chris Kadrmaz, DWR Administration Division Director (**APPENDIX A**).

The oil extraction tax deposits total \$256,279,494 estimated through July 2024 for the 2023-25 biennium, which is \$17,717,791 over the projected biennium revenue of \$238,561,703 through July 2024. Transfers in the amount of \$17,575,638 from the Resources Trust Fund to the Water Projects Stabilization Fund have occurred through July 2024.

The 68th Legislative Assembly estimates oil extraction tax deposits for the 2023-2025 biennium to total \$449,859,211 through June 2025. It also provided for the transfer of oil extraction tax deposits in excess of the legislative forecast for the 2023-2025 biennium to be transferred quarterly to the water projects stabilization fund.

2025 SWC Meeting Schedule

Pat Fridgen, Division Director of Planning and Education, presented the proposed 2025 State Water Commission meeting schedule (**APPENDIX B**) including the Pre-Commission and regular Commission meetings. The Pre-Commission meetings have been moved back one week to allow team members additional time for the processing of application materials. The available time for Commission members to review the materials will remain the same as well as the timing of the regular Commission meetings within the designated months. There were no questions, and the following motion was made:

Moved by Commissioner Anderson and seconded by Commissioner Walker the Commission approve the presented schedule for the 2025 State Water Commission meetings.

Commissioners Anderson, Frith, Odermann, Ova, Veeder, Volk, Walker, Zimmerman, Goehring, and Lt. Governor Miller voted aye. There were no nay votes. The motion carried.

FY2024 Federal Municipal, Rural, and Industrial (MR&I) Funding

Julie Prescott, DWR Engineer Manager, discussed the FY2024 funding for the Federal MR&I program. The United States Bureau of Reclamation (USBOR) has confirmed the remaining Federal MR&I water supply program funding to reach the program ceiling is \$12,227,000. This amount is being provided through fiscal year (FY) 2024 funding. Project funds for North Dakota total \$10,700,000, with \$7,700,000 toward the Northwest Area Water Supply (NAWS) project and \$3,000,000 at 75 percent cost-share for

continuing design on the Eastern North Dakota Alternate Water Supply (ENDAWS) project. Remaining FY2024 funds have been designated by the USBOR for the North Dakota Natural Resources Trust in the amount of \$600,000 and for USBOR project administration in the amount of \$1,200,000. This request also includes allocation of \$169,722 of additional FY2023 funding for MR&I program administration.

Because the FY2024 funding meets the total program ceiling, no further funding will be available without additional federal appropriation through new legislation. North Dakota's Congressional delegation continues to work with the state and tribal nations to move new legislation forward. There were no questions, and the following motion was made:

Moved by Commissioner Goehring and seconded by Commissioner Zimmerman the Commission approve the allocation of FY2024 federal MR&I funding of \$10,700,000, with \$7,700,000 toward the NAWS project and \$3,000,000 toward the ENDAWS project. The Commission also approves the allocation of FY2023 funding of \$169,722 toward MR&I program administration. This approval is contingent on available funding, that the projects follow Federal MR&I Program requirements, and delegates the Secretary the ability to move funds between project elements in order to facilitate efficient project completion.

Commissioners Anderson, Frith, Odermann, Ova, Veeder, Volk, Walker, Zimmerman, Goehring, and Lt. Governor Miller voted aye. There were no nay votes. The motion carried.

Southwest Pipeline Project (SWPP)

West Zone Expansion

Justin Froseth, SWPP Project Manager, stated the west zone of the SWPP can be generally described as the area of the SWPP that is served by the main transmission line that leaves the Ray Christianson Pump Station in Dickinson and heads west to the City of Beach. As part of the 2023-2025 budget, the need to increase capacity in this transmission line was identified. DWR executed a Specific Authorization (SA) with SWPP's consulting engineer, BW/AECOM, for completing an engineering report for the West Zone Expansion in the Fall of 2023. DWR has been working with the City of Medora, Theodore Roosevelt Medora Foundation, and Billings County to discuss the needs they are projecting. Based on the needs identified, the West Zone allocation is estimated to increase approximately 43 percent. In addition to the identified needs, DWR staff was interested in the Commission's feedback on including additional capacity for potential development that is not known at this time into the preliminary design. After discussion, the following motion was made:

Moved by Commission Goehring and seconded by Commissioner Veeder the Commission proceed with preliminary designs for the Southwest Pipeline Project West Zone Expansion for the identified needs, 25% additional capacity to the identified needs, and a design to include the next pipe size.

Commissioners Anderson, Frith, Ova, Veeder, Volk, Walker, Zimmerman, Goehring, and Lt. Governor Miller voted aye.

Commissioner Odermann abstained. There were no nay votes. The motion carried.

Northwest Area Water Supply (NAWS)

Contract for Pressurization of Main Transmission Line

Sindhuja S.Pillai-Grinolds, Water Development Division Director, noted that in fall 2023 the NAWS main transmission line experienced leaks. This main transmission line was previously pressure tested, however since this line is expected to become operational when lake water becomes available in summer 2025, it was decided to complete the pressure test again. Bid submission information has been posted on the ND State Procurement Office website with bid opening previously scheduled for the day before SWC meeting in August. However, this pipeline is needed for transferring Sundre aquifer water to the Biota Water Treatment Plant which has been delayed. The bid opening for this contract is moved to August 21, 2024. A request to authorize the Secretary to award the contract to the lowest responsible bidder was presented. It was also noted that the funding request for this project will be presented at the October SWC meeting.

Moved by Commissioner Goehring and seconded by Commissioner Walker the Commission authorize the Secretary to award the contract to the lowest responsible bidder with the funding being requested at the October SWC meeting.

Commissioners Anderson, Frith, Odermann, Ova, Veeder, Volk, Walker, Zimmerman, Goehring, and Lt. Governor Miller voted aye. There were no nay votes. The motion carried.

Consent Agenda

The Consent Agenda included the following cost-share projects with requested funding amounts for approval:

Flood Control

Grand Forks County WRD	Drain 4 Reconstruction and Extension	\$270,000
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General Water

Barnes County WRD	Clausen Springs Dam Safety Evaluation	\$150,000
Walsh County WRD	Walsh County Dams Emergency Action Plans	\$182,800
Dept of Water Resources	USGS Collaboration FFA Task 2-4	\$650,000

Water Supply (Municipal/Regional)

City of Aneta	Water and Sewer Improvements 2023	\$289,004
City of Mandan	Water Treatment Plant Phase 3 Optimization	\$123,000
City of New Town	Improvements—Phase 1	\$492,330
GDCD	Red River Valley Water Supply Project 2023-25	\$0

Water Supply (Rural)

McLean Sheridan RWD	Water Treatment Plant Expansion Phase 3	\$831,554
Greater Ramsey Water Dist.	2024 User Expansion	\$375,750

There were no questions, and the following motion was made:

Moved by Commissioner Veeder and seconded by Commissioner Zimmerman the Commission approve the Consent Agenda items as presented.

Commissioners Anderson, Frith, Odermann, Ova, Veeder, Volk, Walker, Zimmerman, Goehring, and Lt. Governor Miller voted aye. There were no nay votes. The motion carried.

State Cost-Share Requests

Flood Control

Abigail Franklund, DWR Cost-Share Program Manager, presented the following request for flood control projects.

City of Lisbon: Rose Street Property Acquisition \$104,376 (SWC Project No. 1991-05)

The City of Lisbon requests cost-share associated with their Rose Street Property Acquisition project. The residential property at 305 Rose Street was on the sponsor's possible buy-out list in 2016, before the construction of Levee D, which is part of the city's Sheyenne River Permanent Flood Protection. However, at the time only properties within the levee footprint or within the 100-year Base Flood Elevation (BFE) were acquired. The subject property is not within the 100-year BFE but is in the three to four-foot freeboard area. Although construction for Levee D was completed in 2018, the subject property has now become available. The sponsor would like to purchase the property because it would allow for emergency levee construction if needed or the ability to permanently extend Levee D into the freeboard area.

This project meets requirements of the Water Commission's cost-share policy. There was no discussion, and the following motion was made:

Moved by Commissioner Walker and seconded by Commissioner Goehring the Commission approve the request from the City of Lisbon for state cost-share participation in the Rose Street Property Acquisition project at 60 percent of eligible costs, not to exceed \$104,376. This approval is contingent on available funding.

Commissioners Anderson, Frith, Odermann, Ova, Veeder, Volk, Walker, Zimmerman, Goehring, and Lt. Governor Miller voted aye. There were no nay votes. The motion carried.

Water Supply (Municipal/Regional)

Prescott presented the following municipal/regional water supply projects.

WAWSA: NWRWD Trenton Area Expansion \$747,000 (SWC Project No. 1973)

The Western Area Water Supply Authority (WAWSA) is requesting preconstruction cost-share for the Northwest Rural Water District (NWRWD) Trenton area expansion project. The project is approximately 65 miles of new 12-inch transmission line along Highway

1804 to bring service to a proposed 50 home subdivision and 20-unit apartment building, the Marley Crossing industrial development area with two proposed bulk service connections, and the Missouri-Yellowstone Confluence recreation area.

This project meets requirements of the Water Commission's cost-share policy for municipal water supply projects. After discussion, the following motion was made:

Moved by Commissioner Goehring and seconded by Commissioner Anderson the Commission approve the request from the Western Area Water Supply Authority for state cost-share participation in the NWRWD Trenton Area Expansion project at 75 percent of eligible costs, not to exceed \$747,000. This approval is contingent on available funding.

Commissioners Anderson, Frith, Odermann, Ova, Veeder, Volk, Zimmerman, Goehring, and Lt. Governor Miller voted aye. Commissioner Walker voted nay. The motion carried.

**City of Mandan: Collins Reservoir Replacement \$1,926,688
(SWC Project No. 2050MAN)**

The City of Mandan is requesting construction cost-share for their Collins Reservoir Replacement project. The project is replacement of Collins Reservoir, which has reached the end of its service life. The city's storage system consists of the Sunset (3,000,000 gallons), the South End (4,000,000 gallons), and the Collins Reservoir (2,000,000 gallons), for a total of 9,000,000 gallons. Peak daily demand is 7,900,000 gallons. With the South End and the Sunset Reservoirs storage providing a total of 7,000,000 gallons of storage, the remaining storage need is 900,000 gallons. By Commission policy, only that portion of storage needed to meet peak daily capacity (900,000/2,000,000 gallons or 45%) is considered eligible for cost-share. Commissioner Volk questioned if the cost-share policy should be revisited, stating the policy on peak user demand may not be the right process.

This project meets requirements of the Water Commission's cost-share policy for municipal water supply projects. There were no questions, and the following motion was made:

Moved by Commissioner Volk and seconded by Commissioner Frith the Commission approve the request from the City of Mandan for state cost-share participation in the Collins Reservoir Replacement project in the amount of \$1,926,688, or 27 percent of eligible costs, with a total cost-share not to exceed \$2,020,108. This approval is contingent on available funding.

Commissioners Anderson, Frith, Odermann, Ova, Veeder, Volk, Walker, Zimmerman, Goehring, and Lt. Governor Miller voted aye. There were no nay votes. The motion carried.

Project Updates

DWR staff provided updates on the following projects:

- Devils Lake: Yaping Chi, Water Resources Engineer
- Mouse River: Alexis Faber, Investigations Section Manager
- Missouri River: Clay Carufel, Missouri River Engineer
- NAWS: Sindhuja S.Pillai-Grinolds, Water Development Division Director
- SWPP: Justin Froseth, SWPP Manager
- 2025 Water Development Plan: Cory Drevecky

Legal Update

Matthew Sagsveen, General Counsel, Attorney General's Office, provided an update on current legal matters involving the SWC and DWR.

SWPP Intake – Contract 1-2A Summary

Justin Froseth, SWPP Project Manager, provided a brief project history, summary of claim related expenses, projections through September 2024, and overall expenditures towards the SWPP Supplementary Intake project. Recommendation to approve an additional \$60,000 towards mediation expenses was also presented. There were no questions, and the following motion was made:

Moved by Commissioner Zimmerman and seconded by Commissioner Veeder the Commission approve an additional \$60,000 for the total authorized to date amount to \$2.67 million towards claim related expenses for the SWPP Contract 1-2A.

Commissioners Anderson, Frith, Ova, Veeder, Volk, Walker, Zimmerman, Goehring, and Lt. Governor Miller voted aye. Commissioner Odermann abstained. There were no nay votes. The motion carried.

Executive Session

Under Authority of NDCC § 44-04-19.1(9) for Attorney Client Consultation regarding SWPP – Intake, Contract 1-2A

It was the recommendation of Lt. Governor Miller that further discussion relating to the SWPP/Fowler Intake be held in Executive Session, under the provisions of NDCC § 44-04-19.1(9), for the purpose of attorney consultation. The Commission invited the following to participate in the Executive Session:

State Water Commission Members Present:

Lt. Governor Miller, Acting Chairman

Doug Goehring, Commissioner, ND Agriculture Commissioner

Michael Anderson, Lower Red River Basin

Jeff Frith, Devils Lake Basin

Connie Ova, James River Basin

James Odermann, Little Missouri, Upper Heart, and Upper Cannonball River Basins

Gene Veeder, Upper Missouri River Basin

Jay Volk, Lower Missouri River Basin

April Walker, Upper Red River Basin

Jason Zimmerman, Mouse River Basin

Others Present:

Dr. Andrea Travnicek, DWR Director and Commission Secretary
John Paczkowski, DWR State Engineer
Matthew Sagsveen, General Counsel, Attorney General's Office
Sindhuja S.Pillai-Grinolds, DWR Water Development Division Director
Justin Froseth, Southwest Pipeline Project Manager
Chris Kadrmaz, DWR Administrative Services Director
Abby Ebach, DWR Director of Public Policy
Shana Brost, Administrative Officer
Ben Gehrig, DWR Data & Technology Services
John Reiten, Policy Advisor, Governor's Office
Mark Becker, Fabyanske, Westra, Hart & Thomson, P.A. (online)

Moved by Commissioner Goehring and seconded by Commissioner Frith that under the provision of NDCC § 44-04-19.1(9), the Commission proceed into Executive Session on August 8, 2024, at 2:38 PM for the purpose of attorney consultation relating to the Southwest Pipeline Project/Fowler Intake—Contract 1-2A.

Commissioners Anderson, Frith, Odermann, Ova, Veeder, Volk, Walker, Zimmerman, Goehring, and Lt. Governor Miller voted aye. There were no nay votes. The motion carried.

Following attorney consultation regarding the Southwest Pipeline Project/Fowler Intake, Contract 1-2A, Lt. Governor Miller reconvened the open session of the Commission meeting at 3:32 PM.

Executive Session

Under Authority of NDCC § 44-04-19.1(2,5) for Attorney Client Consultation regarding Cost-Share Program—Violations

It was the recommendation of Lt. Governor Miller that further discussion relating to the Cost-Share Program—Violations be held in Executive Session, under the provisions of NDCC § 44-04-19.1(2,5), for the purpose of attorney consultation. The Commission invited the following to participate in the Executive Session:

State Water Commission Members Present:

Lt. Governor Miller, Acting Chairman
Doug Goehring, Commissioner, ND Agriculture Commissioner
Michael Anderson, Lower Red River Basin
Jeff Frith, Devils Lake Basin
Connie Ova, James River Basin
James Odermann, Little Missouri, Upper Heart, and Upper Cannonball River Basins
Gene Veeder, Upper Missouri River Basin
Jay Volk, Lower Missouri River Basin
April Walker, Upper Red River Basin
Jason Zimmerman, Mouse River Basin

Others Present:

Dr. Andrea Travnicek, DWR Director and Commission Secretary
John Paczkowski, DWR State Engineer
Matthew Sagsveen, General Counsel, Attorney General's Office
Pat Fridgen, DWR Planning & Education Division Director
Duane Pool, Resource Economist
Abigail Franklund, DWR Cost-Share Program Manager
Chris Kadrmaz, DWR Administrative Services Division Director
Abby Ebach, DWR Director of Public Policy
Shana Brost, Administrative Officer
Ben Gehrig, DWR Data & Technology Services
John Reiten, Policy Advisor, Governor's Office

Moved by Commissioner Goehring and seconded by Commissioner Zimmerman that under the provision of NDCC § 44-04-19.1(2,5), the Commission proceed into Executive Session on August 8, 2024, at 3:39 PM for the purpose of attorney consultation relating to the Cost-Share Program—Violations.

Commissioners Anderson, Frith, Odermann, Ova, Veeder, Volk, Walker, Zimmerman, Goehring, and Lt. Governor Miller voted aye. There were no nay votes. The motion carried.

Following attorney consultation regarding the Cost-Share Program—Violations, Lt. Governor Miller reconvened the open session of the Commission meeting at 4:05 PM.

Cost-Share Policy Discussion

Travnicek stated the Cost-Share Policy will continue to be updated as potential issues arise. Fridgen discussed the following options with the Commission for further consideration:

- All cost-share applications must include a cover letter acknowledging the cost-share request and must be signed by a representative of the sponsoring entity. This could include mayors, board chairs, city administrators, district managers, executive directors, etc. Letters signed by representative consultants would not be accepted.
- The certification in WebGrants would include a reminder to those completing the application that it is an offense to intentionally falsify statements as part of the cost-share application process per NDCC 12.1-11-02.
- Sponsors, or their representative consultants, who have been determined by the SWC to have intentionally provided false statements or information to acquire cost-share funding will be disqualified from seeking funding through the Cost-Share Program for a minimum of 24-months.
- Sponsors who have already received Cost-Share Program funding and have been determined by the SWC to have intentionally provided false statements or information to acquire cost-share funding, or used the funding improperly will have remaining approved funding revoked and previous related payments reimbursed back to the state.
- DWR team members will evaluate reporting requirements to professional boards and notify those boards if required following future incidents.

Travnicek added the cost-share team will have drafted language to the Commission by the September pre-commission meeting looking for feedback, and a final draft available for the October SWC meeting.

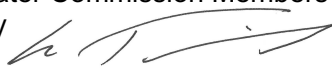
There being no further business to come before the Commission, Lt. Governor Miller adjourned the August 8, 2024, meeting at 4:12 PM. The next State Water Commission meeting will be held on October 10, 2024, at 1:00 PM CT in #238 Lewis and Clark Room, Bank of North Dakota, 1200 Memorial Highway, Bismarck, North Dakota.



Tammy Miller, Lieutenant Governor
Acting Chairman, State Water Commission



Andrea Travnicek, Ph.D.
Director, DWR, and Secretary to the State
Water Commission

TO: Governor Doug Burgum & North Dakota Water Commission Members
FROM: Andrea Travnicek Ph.D., Director-Secretary 
SUBJECT: Financial Updates
DATE: August 8, 2024

Glossary

The updated glossary of terms is attached on pages 2-3.

2023–2025 Resources Trust Fund

Oil extraction tax deposits total \$256,279,494 estimated through July 2024 for the 2023-25 biennium. This is \$17,717,791 over the projected biennium revenue of \$238,561,703 through July 2024. Pages 4-5 of your packet have line charts showing the deposits into the Resources Trust Fund month by month and cumulative to date and how they track with the projection. Page 6 of your packet has a breakdown of our monthly deposits with the net revenue projection of \$449,859,211 for the biennium. The last column in blue shows the cumulative amount over projection that will be transferred to the Water Projects Stabilization Fund in accordance with Senate Bill 2020. Transfers from the Resources Trust Fund to the Water Projects Stabilization Fund total \$17,575,638 through July 2024.

Page 7 is a flowchart that shows 20.5% of the Oil Extraction Tax that goes into the Resources Trust.

2023-2025 Purpose Funding Summary

Page 8 is the bucket report showing appropriations versus approvals for the purpose funding line. The navy blue shows the appropriation amounts and the light blue shows how much has been approved of that amount.

Page 9-12 has charts that shows the 2023-2025 purpose funding. It shows the funding available in comparison to the August 2024 requests identified on pages 13-14.

Project Summary Reports

The July 2024 project summary report is attached on page 15. Page 15 shows carryover in yellow, new appropriations in blue, and the total appropriation in red. The unobligated appropriation is shown in pink for all funding sources.

Page 16 shows the 2023-2025 expenditures and unpaid approvals as of July 31, 2024. The blue shows the total approved which ties to the blue on page 15, the teal green shows the unpaid approvals, and the lime green shows the expenditures.

Glossary of Terms

Allocated-To apportion for a specific purpose. To set apart or earmark.

Anticipated Construction Request-Potential construction requests for prior approved and current projects.

Appropriation-Specifies the amount of funds to be used for a particular purpose during a period of time, normally one biennium.

Original-Legislative authorization to expend.

Current-Requesting authorization to allocate funds.

Unobligated- Funding available to be obligated to a project.

Appropriation Authority-Legislative authority in an Appropriation Act for an agency to expend funds.

Appropriation Bill-A bill which appropriations are given legal effect.

Approved-Funds approved and allocated by the State Water Commission.

Beginning Balance-Resource Trust Fund cash balance that carries over from the previous biennium. This information is provided by Legislative Council and includes carryover and funds not approved or allocate by the State Water Commission.

Carryover Funds-Approved funds unpaid during the current biennium which are transferred to the appropriation for the following biennium.

Carryover Projects-Projects approved but not finished by the end of the current biennium. The time is limited to 2 years after the end of the current biennium, 6/30/21, unless approved by the State Water Commission to continue past that date.

Cash-Resource Trust Fund money received and not allocated to a specific appropriation purpose.

Cost Increase-Funding needed above original cost estimate.

De-Obligation-Funds released from project allocation made from the current biennium appropriation.

Expenditure-Payment or funds spent.

Obligation-Funds allocated from current biennium appropriation to pay based on a contract.

Unexpended-Not yet spent or paid.

Turnback-Carryover funds released from prior biennium from a project allocation.

Unobligated Carryover-Previous biennium funding, not associated with a project released to the Resource Trust Fund.

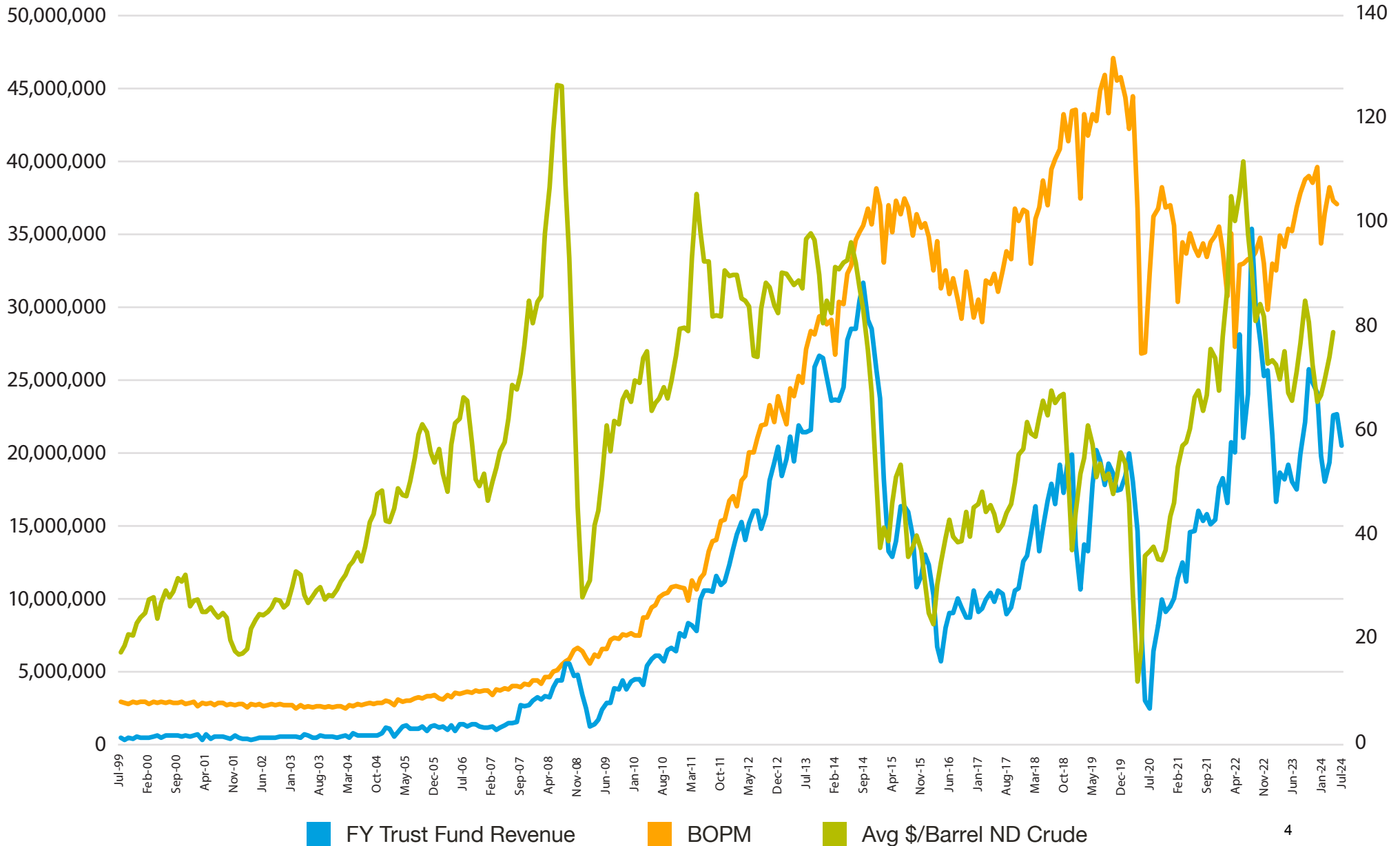
Unpaid Approval-A commitment to an expense at a future date.

Water Infrastructure Revolving Loan Fund (WIRLF) Eligibility-Approval by the State Water Commission of the eligibility of projects to apply for a Water Infrastructure Revolving Loan in compliance with cost share and statutory authority. Final loan approval is by the Bank of North Dakota.

RESOURCES TRUST FUNDED REVENUE

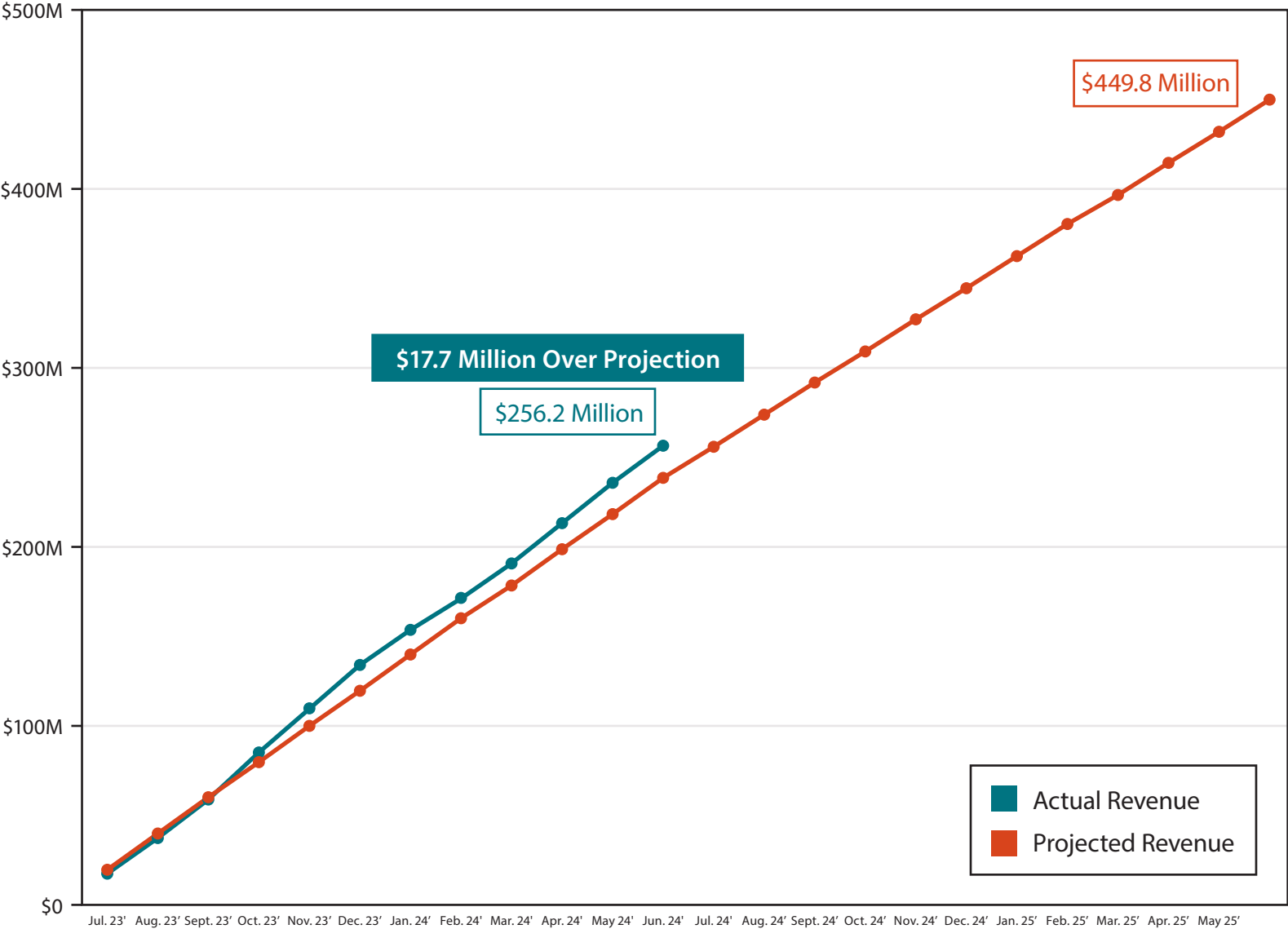
JULY 2004-JULY 2024

NORTH DAKOTA OIL PRODUCTION & RESOURCES TRUST FUND REVENUE



RESOURCES TRUST FUND REVENUE

2023-2025 (Cumulative) | July 2024



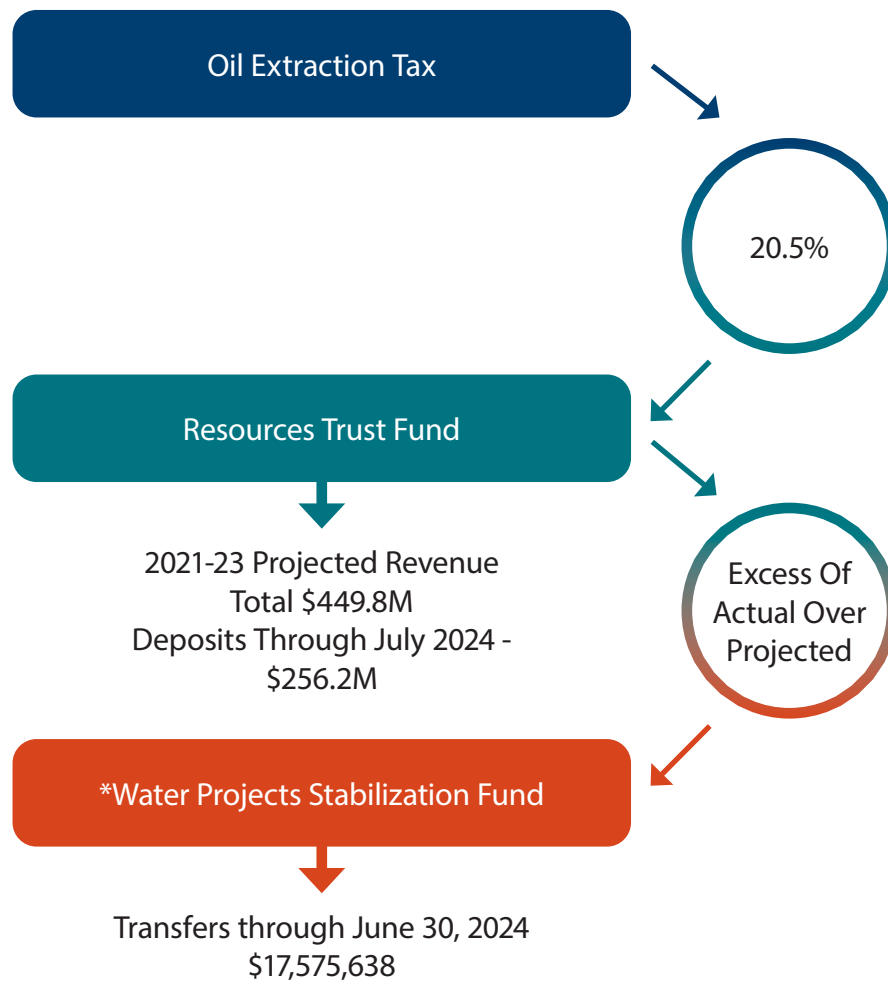
OIL EXTRACTION REVENUE
FOR THE 2023 - 2025 BIENNIUM

MONTH / YEAR	PROJECTED				ACTUAL				
	REVENUE	ENERGY CONS. ¹ ALLOCATION	RENEWABLE ¹ ALLOCATION	RESOURCES TRUST FUND ALLOCATION	REVENUE	TRANSFERS TO ¹ ENERGY CONS.	TRANSFERS TO ¹ RENEWABLE	RESOURCES TRUST FUND NET DEPOSIT	TRANSFERS TO ² WATER PROJECTS STABILIZATION FUND
AUGUST, 2023	\$19,607,811	\$98,039	\$588,234	\$18,921,538	\$17,438,367	\$87,192	\$523,151	\$16,828,025	\$0
SEPTEMBER, 2023	20,261,405	101,307	607,842	19,552,256	19,897,352	99,487	596,921	19,200,945	0
OCTOBER, 2023	20,261,405	101,307	607,842	19,552,256	22,030,025	110,150	660,901	21,258,974	0
NOVEMBER, 2023	19,607,811	98,039	588,234	18,921,538	25,681,608	128,408	770,448	24,782,752	5,308,920
DECEMBER, 2023	20,261,405	101,307	607,842	19,552,256	24,757,068	123,785	448,579	24,184,704	4,495,663
JANUARY, 2024	19,607,811	98,039	6	19,509,766	24,074,426	120,372		23,954,054	4,466,615
FEBRUARY, 2024	20,261,405	101,307		20,160,098	19,707,741	98,539		19,609,202	(553,664)
MARCH, 2024	20,261,405	101,307		20,160,098	17,937,246	89,686		17,847,560	(2,324,159)
APRIL, 2024	18,300,624	91,503		18,209,121	19,221,776	96,109		19,125,667	921,152
MAY, 2024	20,261,405	101,307		20,160,098	22,520,865	112,604		22,408,260	2,259,460
JUNE, 2024	19,607,811	98,039		19,509,772	22,609,462	113,047		22,496,414	3,001,651
JULY, 2024	20,261,405	101,307		20,160,098	20,403,558	20,620		20,382,938	142,153
AUGUST, 2024	17,366,918	7,192		17,359,726					
SEPTEMBER, 2024	17,945,816			17,945,816					
OCTOBER, 2024	17,945,816			17,945,816					
NOVEMBER, 2024	17,366,918			17,366,918					
DECEMBER, 2024	17,945,816			17,945,816					
JANUARY, 2025	17,366,918			17,366,918					
FEBRUARY, 2025	17,945,816			17,945,816					
MARCH, 2025	17,945,816			17,945,816					
APRIL, 2025	16,209,124			16,209,124					
MAY, 2025	17,945,816			17,945,816					
JUNE, 2025	17,366,918			17,366,918					
JULY 2025-JUNE REVENUE	17,945,816			17,945,816					
TOTALS	\$449,859,211	\$1,200,000	\$3,000,000	\$445,659,211	\$256,279,494	\$1,200,000	\$3,000,000	\$252,079,494	\$17,717,791

¹ Transfers to the renewable energy development fund and the energy conservation grant fund are established in North Dakota Century Code Section 57-51.1-07.

² Transfers to the water project stabilization fund are calculated after transfers to the renewable energy development fund and energy conservation grant fund occur

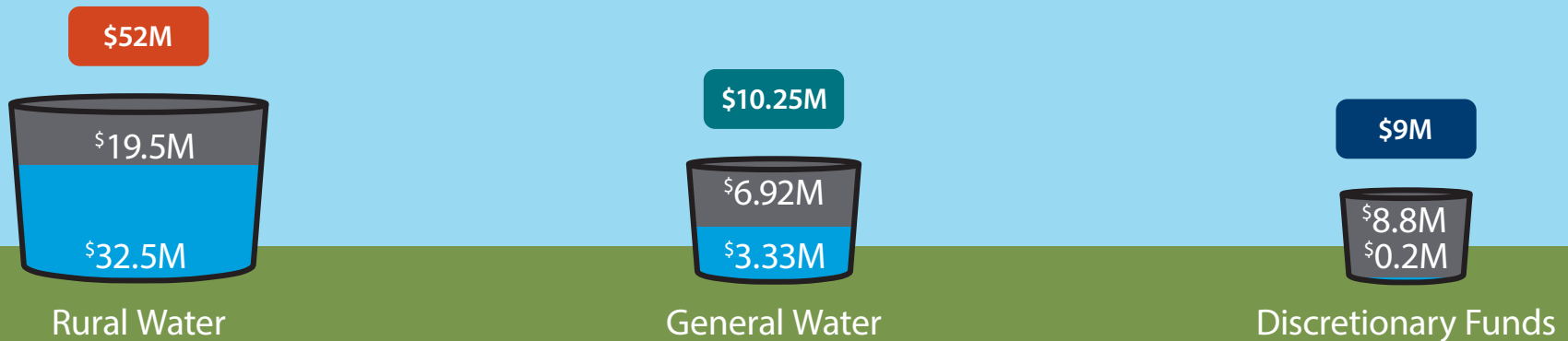
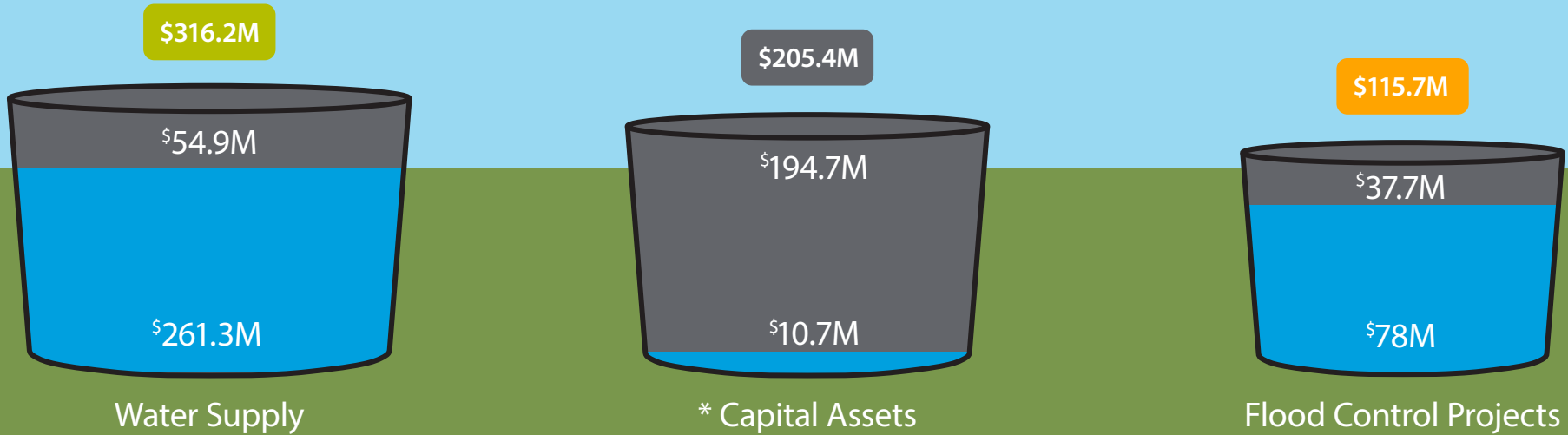
RESOURCES TRUST FUND REVENUE



*Authorized in Sections 5-7 of Senate Bill 2020 during the November special session.

2023-25 PURPOSE FUNDING

JULY 2023-JULY 2024



APPROVED

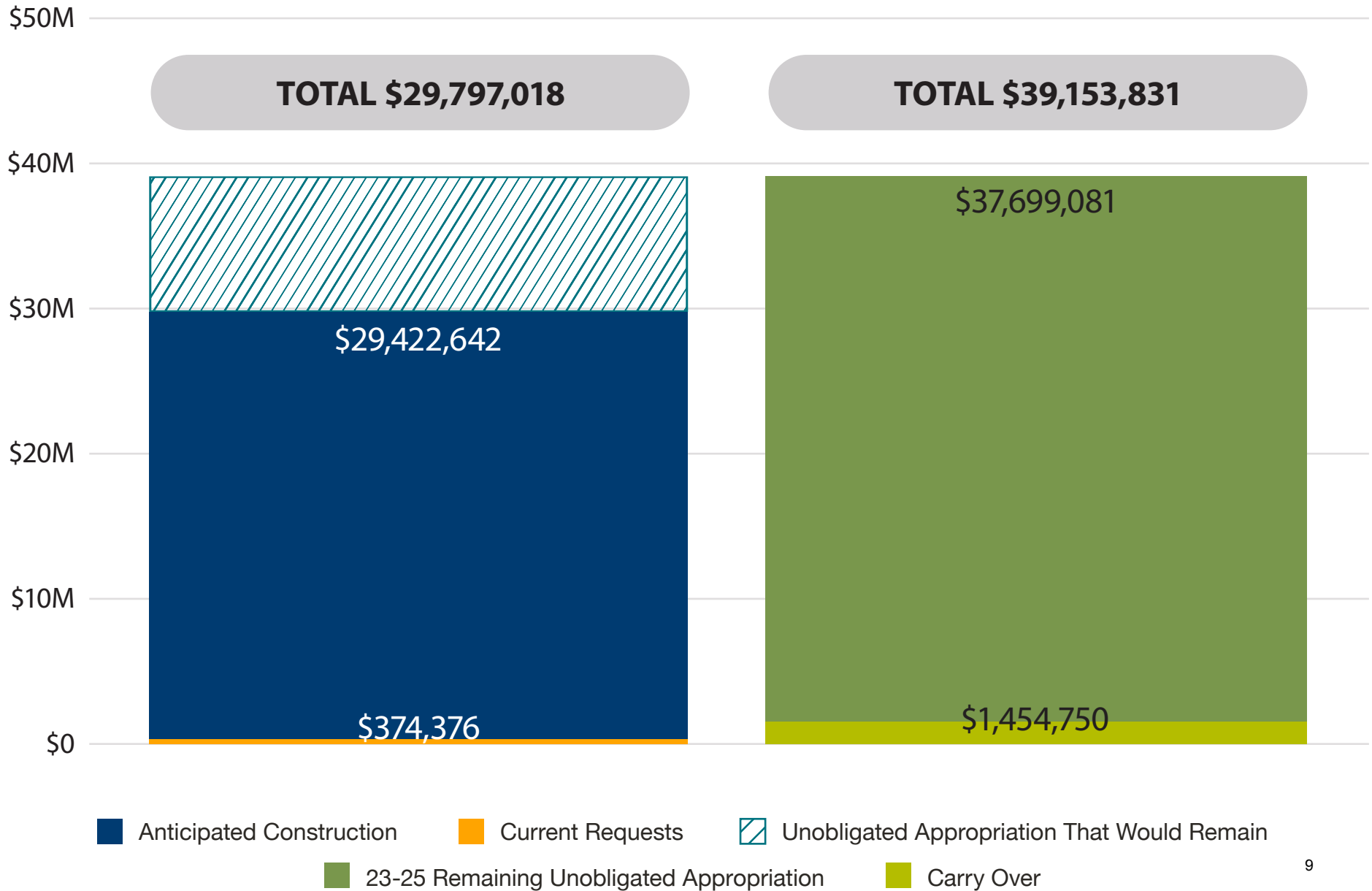
UNOBLIGATED

*Capital Assets bucket includes \$100M line of credit.

2023-25 PURPOSE FUNDING

JULY 2023-JULY 2024

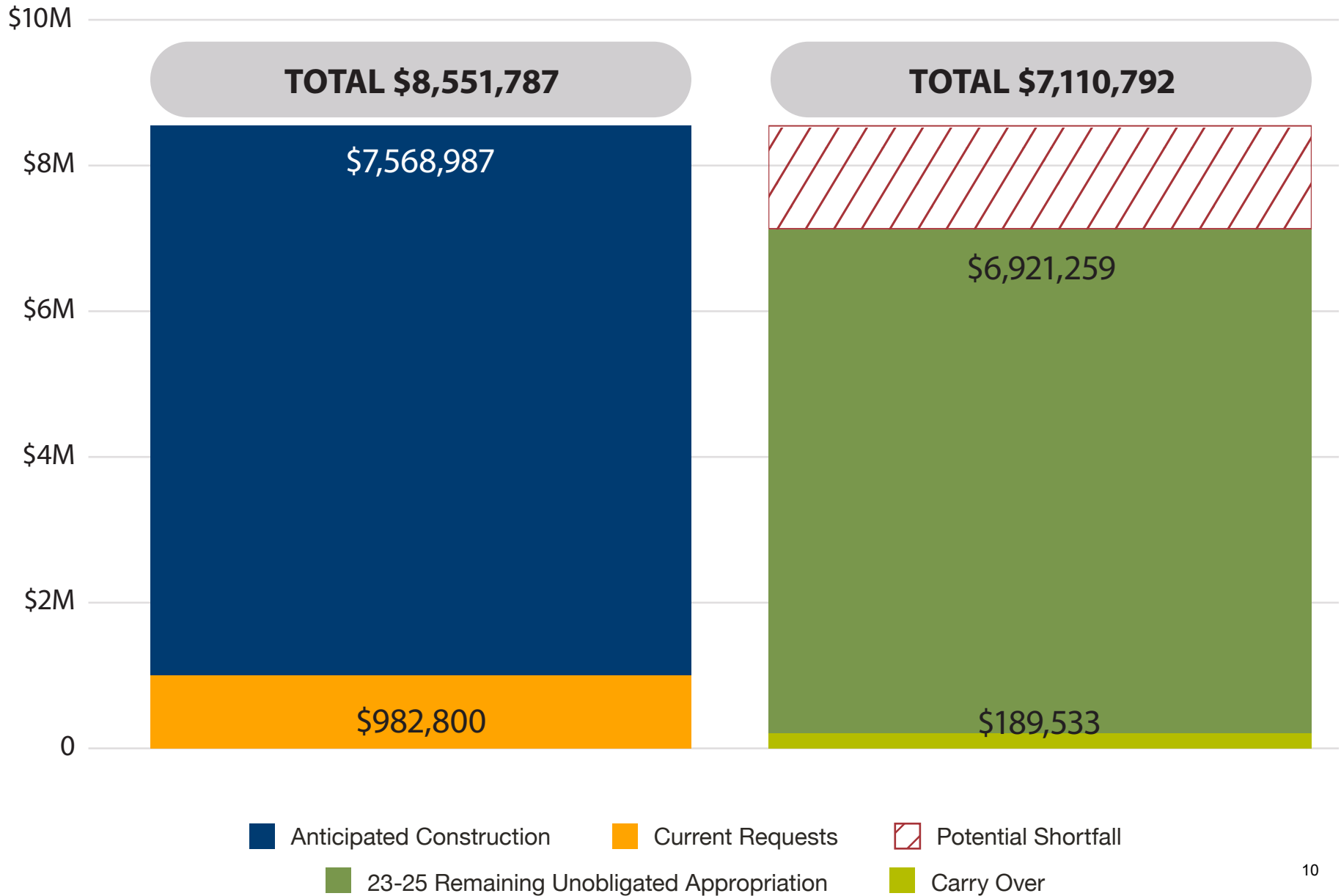
FLOOD CONTROL



2023-25 PURPOSE FUNDING

JULY 2023-JULY 2024

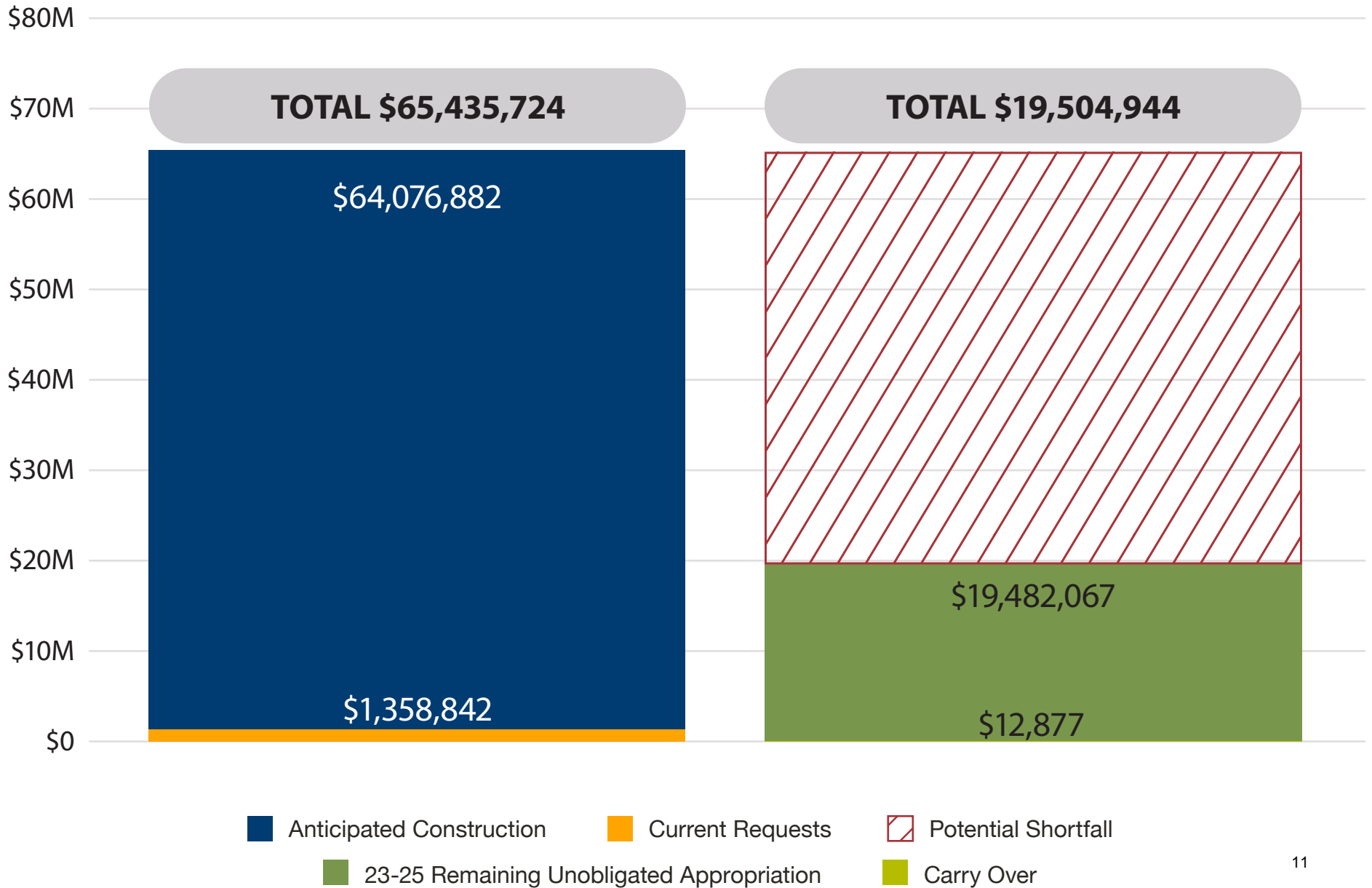
GENERAL WATER



2023-25 PURPOSE FUNDING

JULY 2023-JULY 2024

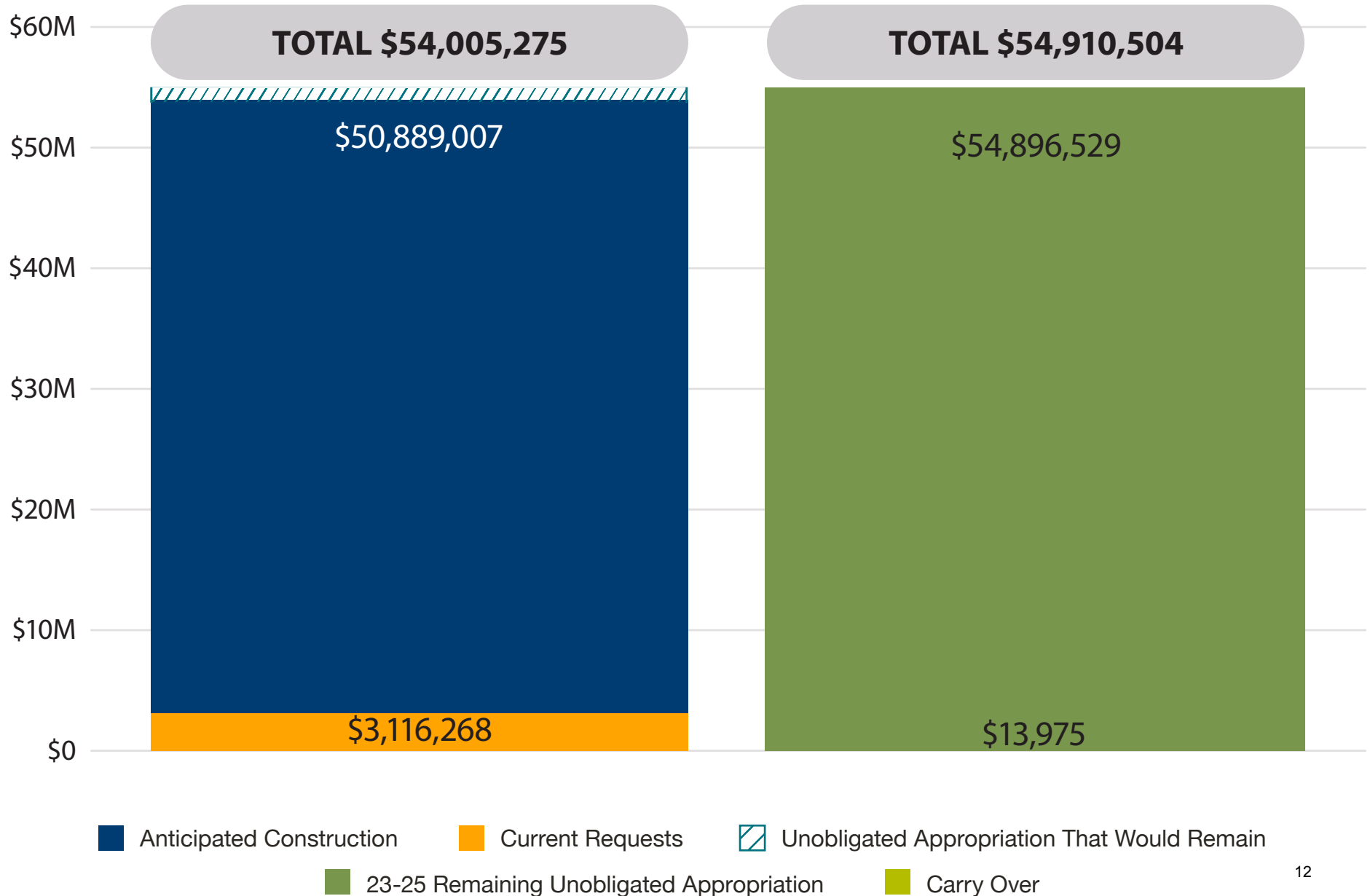
RURAL WATER



2023-25 PURPOSE FUNDING

JULY 2023-JULY 2024

WATER SUPPLY



**PURPOSE FUNDING SUMMARY
State Water Commission Cost-Share
for August 8, 2024**

2023-2025 Unobligated Appropriation 07-31-24	Carryover Turnback 06-30-23
-----------------------------------------------------------------	--------------------------------------------

		Unobligated Appropriation	\$ 37,699,081	\$ 1,454,750
		Cost-Share		
Pre/Construction	1	Grand Forks County WRD: Drain 4 Reconstruction & Expansion	\$	270,000
Construction	2	City of Lisbon: Rose Street Property Acquisition	\$	104,376
		Current Requests	\$ -	\$ 374,376
		Estimated Unobligated Appropriation =	\$ 37,699,081	\$ 1,080,374

		Unobligated Appropriation	\$ 6,921,259	\$ 189,533
		Cost-Share		
Pre/Construction	1	Barnes County WRD: Clausen Springs Dam Safety Evaluation	\$	150,000
Pre/Construction	2	Walsh County WRD: Walsh Co Dam Safety Evaluation	\$	182,800
Cost Increase	3	DWR: USGS Collaboration FFA Tasks 2-4	\$	650,000
		Current Requests	\$ 800,000	\$ 182,800
		Estimated Unobligated Appropriation =	\$ 6,121,259	\$ 6,733

		Unobligated Appropriation	\$ 54,896,529	\$ 13,975
		Water Supply		
Cost Increase	1	City of Aneta: Water and Sewer Improvements 2023	\$	289,004
Cost Increase	2	City of Mandan: Water Treatment Plant Phase 3 Optimization	\$	123,000
Cost Increase	3	City of New Town: Improvements - Phase 1	\$	492,330
Other	4	GDCD: Red River Valley Water Supply Project 23-25	\$	-
Pre/Construction	5	WAWSA: NWRWD Trenton Area Expansion	\$	747,000
Construction	6	City of Mandan: Collins Reservoir Replacement	\$	1,464,934
		Current Requests	\$ 3,116,268	\$ -
		Estimated Unobligated Appropriation =	\$ 51,780,261	\$ 13,975

		Unobligated Appropriation	\$ 19,492,067	\$ 12,877
		Rural Water		
Construction	1	McLean Sheridan RWD: Water Treatment Plant Expansion Phase 3	\$	983,092
Cost Increase	2	Greater Ramsey WD: 2024 User Expansion	\$	375,750
		Current Requests	\$ 1,358,842	\$ -
		Estimated Unobligated Appropriation =	\$ 18,133,225	\$ 12,877

		Unobligated Appropriation	\$ 8,768,861	\$ 3,506,441
		Discretionary		
	1			
		Current Requests	\$ -	\$ -
		Estimated Unobligated Appropriation =	\$ 8,768,861	\$ 3,506,441

**PURPOSE FUNDING SUMMARY
State Water Commission Cost-Share
for August 8, 2024**

2023-2025 Unobligated Appropriation 07-31-24	Carryover Turnback 06-30-23
-----------------------------------------------------------------	--------------------------------------------

Capital Assets		Unobligated Appropriation	\$ 260,700,000	\$ 4,171,797
SWPP		Cost-Share		
1				
2				
		Current Requests	\$ -	
NAWS				
1				
2				
		Current Requests	\$ -	
		Capital Assets Current Requests	\$ -	
		Less line of credit	\$ 100,000,000	
		Anticipated Unobligated Appropriation Capital Assets =	\$ 160,700,000	

2023-2025 Unobligated Appropriation for Purpose and Capital Assets	\$ 388,477,797	\$ 9,349,374
Current Requests	\$ 5,275,110	\$ 557,176
2023-2025 Anticipated Unobligated Appropriation =	\$ 383,202,687	

**DEPARTMENT OF WATER RESOURCES
PROJECT SUMMARY
2023-2025 BIENNIUM**

July 22, 2024

	2021-2023 CARRYOVER	2023-2025 APPROPRIATION	TOTAL	SWC/Secretary APPROVED	UNOBLIGATED APPROPRIATION
MUNICIPAL & REGIONAL WATER SUPPLY:					
MUNICIPAL WATER SUPPLY	53,007,838	73,486,766	126,494,604	126,494,604	0
RED RIVER VALLEY	38,269,022	180,000,000	218,269,022	218,269,022	0
OTHER REGIONAL WATER SUPPLY	27,300,734	7,816,705	35,117,439	35,117,439	0
UNOBLIGATED MUNICIPAL/REG WATER SUPPLY	13,975	54,896,529	54,910,504		54,910,504
Total	118,591,570	316,200,000	434,791,570	379,881,065	54,910,504
% OBLIGATED		83%			
RURAL WATER SUPPLY:					
RURAL WATER SUPPLY	55,311,784	32,507,933	87,819,717	87,819,717	0
UNOBLIGATED RURAL WATER SUPPLY	12,877	19,492,067	19,504,944		19,504,944
Total	55,324,661	52,000,000	107,324,661	87,819,717	19,504,944
% OBLIGATED		1			
FLOOD CONTROL:					
FARGO	0	0	0	0	0
MOUSE RIVER	9,425,991	66,350,000	75,775,991	75,775,991	0
MOUSE RIVER HB1431 BOND PROCEEDS	64,354,625	0	64,354,625	64,354,625	0
VALLEY CITY	10,072,490	0	10,072,490	10,072,490	0
LISBON	62,489	0	62,489	62,489	0
OTHER FLOOD CONTROL	8,696,481	1,577,022	10,273,503	10,273,503	0
PROPERTY ACQUISITIONS	57,573	9,750,000	9,807,573	9,807,573	0
WATER CONVEYANCE	9,697,257	323,897	10,021,154	10,021,154	0
UNOBLIGATED FLOOD CONTROL	1,454,750	37,699,081	39,153,831		39,153,831
Total	103,821,656	115,700,000	219,521,656	180,367,825	39,153,831
% OBLIGATED		2			
GENERAL WATER:					
GENERAL WATER	11,441,312	3,328,741	14,770,053	14,770,053	0
UNOBLIGATED GENERAL WATER	189,533	6,921,259	7,110,792		7,110,792
Total	11,630,845	10,250,000	21,880,845	14,770,053	7,110,792
% OBLIGATED		0			
SUBTOTAL	289,368,732	494,150,000	783,518,732	662,838,660	120,680,071
CAPITAL ASSETS:					
SWPP CAPITAL ASSETS	19,928,592	0	19,928,592	19,928,592	0
NAWS CAPITAL ASSETS	36,181,771	10,700,000	46,881,771	46,881,771	0
UNOBLIGATED CAPITAL ASSETS	4,171,797	260,700,000	264,871,797		264,871,797
Total	60,282,160	271,400,000	331,682,160	66,810,363	264,871,797
% OBLIGATED		4%			
DISCRETIONARY FUNDING:					
DISCRETIONARY FUNDING PROJECTS	2,096,564	231,139	2,327,703	2,327,703	0
UNOBLIGATED DISCRETIONARY FUNDS	3,506,441	8,768,861	12,275,302		12,275,302
Total	5,603,005	9,000,000	14,603,005	2,327,703	12,275,302
% OBLIGATED		3%			
BASINWIDE PLAN IMPLEMENTATION:					
BASINWIDE PLAN IMPLEMENTATION	773,787	0	773,787	773,787	0
UNOBLIGATED BASINWIDE PLAN IMPLEMENTATION FUNDS	0	0	0		0
Total	773,787	0	773,787	773,787	0
% OBLIGATED		0%			
STATE FISCAL RECOVERY FUND:					
STATE FISCAL RECOVERY FUNDS - SB 2345	10,972,317	0	10,972,317	10,972,317	0
UNOBLIGATED STATE FISCAL RECOVERY FUNDS	0	0	0.00		0
Total	10,972,317	0	10,972,317	10,972,317	0
% OBLIGATED		0%			
TOTAL	367,000,000	774,550,000	1,141,550,001	743,722,830	397,827,170

**DEPARTMENT OF WATER RESOURCES
PROJECT SUMMARY
2023-2025 BIENNIUM**

Jul-24

	SWC/Secretary APPROVED	EXPENDITURES	UNPAID APPROVALS
MUNICIPAL & REGIONAL WATER SUPPLY:			
MUNICIPAL WATER SUPPLY	126,494,604	30,125,711	96,368,893
RED RIVER VALLEY	218,269,022	37,427,386	180,841,636
OTHER REGIONAL WATER SUPPLY	35,117,439	10,685,294	24,432,145
TOTAL	379,881,065	78,238,391	301,642,674
RURAL WATER SUPPLY:			
RURAL WATER SUPPLY	87,819,717	30,153,143	57,666,574
FLOOD CONTROL:			
FARGO	0	0	0
MOUSE RIVER	75,775,991	2,701,763	73,074,229
MOUSE RIVER HB1431	64,354,625	23,533,731	40,820,894
VALLEY CITY	10,072,490	132,461	9,940,029
LISBON	62,489	4,500	57,989
OTHER FLOOD CONTROL	10,273,503	1,871,300	8,402,202
PROPERTY ACQUISITIONS	9,807,573	57,573	9,750,000
WATER CONVEYANCE	10,021,154	3,879,417	6,141,737
TOTAL	180,367,825	32,180,745	148,187,080
GENERAL WATER:			
GENERAL WATER	14,770,053	2,882,961	11,887,092
SUBTOTAL	662,838,660	143,455,240	519,383,421
CAPITAL ASSETS:			
SWPP CAPITAL ASSETS	19,928,592	5,476,635	14,451,957
NAWS CAPITAL ASSETS	46,881,771	8,450,673	38,431,098
TOTAL	66,810,363	13,927,308	52,883,055
DISCRETIONARY FUNDING:			
DISCRETIONARY FUNDING PROJECTS	2,327,703	34,300	2,293,403
BASINWIDE PLAN IMPLEMENTATION:			
BASINWIDE PLAN IMPLEMENTATION	773,787	199,383	574,404
STATE FISCAL RECOVERY FUNDS SB2345			
STATE FISCAL RECOVERY FUND PROJECTS	10,972,317	5,843,901	5,128,416
TOTALS	743,722,830	163,460,132	580,262,698

2025 Commission and Pre-Commission Meeting Dates with Deadlines

Thursday, February 13, Commission Meeting - 1:00 pm - BND, #238 Lewis and Clark Room

Monday, December 30:	Projects due to DWR staff for February Commission meeting
Tuesday, January 14:	Material due by noon to Shana for Pre-Commission meeting
Friday, January 17:	Send Pre-Commission material to Commissioners for review prior to meeting
Thursday, January 23:	Pre-Commission meeting, via phone/BND #238 Lewis and Clark Room, 1:00-5:00 p
Thursday, January 30:	Final memos/material to Andrea for review and approval
Thursday, February 6:	Send final agenda and Commission meeting material to Commissioners

Thursday, April 10, Commission Meeting - 1:00 pm - BND, #238 Lewis and Clark Room

Monday, February 24:	Projects due to DWR staff for April Commission meeting
Wednesday, March 12:	Material due by noon to Shana for Pre-Commission meeting
Monday, March 17:	Send Pre-Commission material to Commissioners for review prior to meeting
Thursday, March 20:	Pre-Commission meeting, via phone/#238 Lewis and Clark Room, 1:00-5:00 p.m.
Thursday, March 27:	Final memos/material to Andrea for review and approval
Thursday, April 3:	Send final agenda and Commission meeting material to Commissioners

Thursday, June 12, Commission Meeting - 1:00 pm - BND, #238 Lewis and Clark Room

Monday, April 28:	Projects due to DWR staff for June Commission meeting
Wednesday, May 14:	Material due by noon to Shana for Pre-Commission meeting
Monday, May 19:	Send Pre-Commission material to Commissioners for review prior to meeting
Thursday, May 22:	Pre-Commission meeting, via phone/#238 Lewis and Clark Room, 1:00-5:00 p.m.
Thursday, May 29:	Final memos/material to Andrea for review and approval
Thursday, June 5:	Send final agenda and Commission meeting material to Commissioners

Thursday, August 14, Commission Meeting - 1:00 pm - BND, #238 Lewis and Clark Room

Monday, June 30:	Projects due to DWR staff for August Commission meeting
Wednesday, July 16:	Material due by noon to Shana for Pre-Commission meeting
Monday, July 21:	Send Pre-Commission material to Commissioners for review prior to meeting
Thursday, July 24:	Pre-Commission meeting, via phone/#238 Lewis and Clark Room, 1:00-5:00 p.m.
Thursday, July 31:	Final memos/material to Andrea for review and approval
Thursday, August 7:	Send final agenda and Commission meeting material to Commissioners

Thursday, October 9, Commission Meeting - 1:00 pm - BND, #238 Lewis and Clark Room

Monday, August 25:	Projects due to DWR staff for October Commission meeting
Wednesday, September 10:	Material due by noon to Shana for Pre-Commission meeting
Monday, September 15:	Send Pre-Commission material to Commissioners for review prior to meeting
Thursday, September 18:	Pre-Commission meetings, via phone/#238 Lewis and Clark Room, 1:00-5:00 p.m.
Thursday, September 25:	Final memos/material to Andrea for review and approval
Thursday, October 2:	Send final agenda and Commission meeting material to Commissioners

Friday, December 12, Commission Meeting - BND, #238 Lewis and Clark Room

Tuesday, October 28:	Projects due to DWR staff for December Commission meeting
Wednesday, November 12:	Material due by noon to Shana for Pre-Commission meeting
Monday, November 17:	Send Pre-Commission material to Commissioners for review prior to meeting
Thursday, November 20:	Pre-Commission meeting, via phone/#238 Lewis and Clark Room, 1:00-5:00 p.m.
Tuesday, November 25:	Final memos/material to Andrea for review and approval
Friday, December 5:	Send final agenda and Commission meeting material to Commissioners