

## **MINUTES**

### **North Dakota State Water Commission Bismarck, North Dakota April 10, 2025**

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 April 10, 2025. Lt. Governor Strinden 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 Strinden, Acting Chairman  
Doug Goehring, Commissioner, ND Agriculture Commissioner  
Michael Anderson, Lower Red River Basin  
Jeff Frith, Devils Lake Basin (online)  
James Odermann, Little Missouri, Upper Heart, and Upper Cannonball River Basins  
Connie Ova, James River Basin (online)  
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:**

Reice Haase, 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 89 people present online and in person.

#### **Consideration of Agenda**

Commissioner Zimmerman moved to approve the April 10, 2025, meeting agenda as presented. 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. Commissioner Zimmerman disclosed a conflict of interest with the Ward County Water Resource District. Motion made by Commissioner Goehring, seconded by Commissioner Anderson to allow Commissioner Zimmerman to vote on Ward County Water Resource District's cost-share project. All voted aye. Motion carried.

#### **Consideration of Meeting Minutes**

Commissioner Anderson moved to approve the February 13, 2025, State Water Commission meeting minutes as written. The motion was seconded by Commissioner Volk and passed by unanimous vote.

Commissioner Zimmerman moved to approve the March 20, 2025, Pre-Commission meeting minutes as written. The motion was seconded by Commissioner Volk and passed by unanimous vote.

**Certificates of Appreciation**  
**In Appreciation to Andrea Travnicek**  
**Resolution No. 2025-04-549**

**WHEREAS**, Dr. Andrea Travnicek, Ph.D., served as the first Director of North Dakota's Department of Water Resources (DWR) from July 2021 to January 2025, and during that same time, served as the Secretary to the State Water Commission; and,

**WHEREAS**, Andrea led the transitional effort of combining the Office of State Water Commission and Office of the State Engineer into the DWR following its formation by the state Legislature in 2021, and successfully guided the development of a new five-year strategic plan to establish direction for the agency; and,

**WHEREAS**, Andrea demonstrated a steadfast commitment to making the DWR more approachable, responsive, open, and transparent by significantly increasing speaking engagements, conference participation, stakeholder meetings, and partnerships with state, federal, and international organizations, as well as with Tribal Nations; and,

**WHEREAS**, under Andrea's leadership, the DWR developed and implemented new educational campaigns focusing on aquifers, cloud seeding, and watersheds; launched an innovative permit status dashboard; and oversaw a comprehensive modernization effort of the Cost-Share Program policy; and,

**WHEREAS**, Andrea supported advancement of Managed Aquifer Recharge (MAR) initiatives and expanding the agency's PRESENS activities throughout the state; and,

**WHEREAS**, Andrea was a strong and dedicated advocate for North Dakota's use of the Missouri River to benefit its people, agriculture, and economic development, ensuring that water resource management and development supported the state's prosperity; and,

**WHEREAS**, Andrea worked diligently to improve team member engagement and enhanced internal communication efforts, fostering a culture of collaboration and efficiency within the DWR;

**NOW, THEREFORE, BE IT RESOLVED** that we extend our deepest appreciation and gratitude to Andrea Travnicek for her outstanding leadership, dedication, and contributions to the North Dakota Department of Water Resources and the State Water Commission; and,

**BE IT FURTHER RESOLVED** that we commend Andrea for her vision and commitment to enhancing water resource management, development, and policy in North Dakota, and we wish her continued success in all her future endeavors.

**Adopted this 10<sup>th</sup> day of April 2025.**

/s/Michelle Strinden, Lt. Governor of North Dakota & State Water Commission Chair  
/s/Reice Haase, Department of Water Resources Director & State Water Commission Secretary

**Moved by Commissioner Goehring and seconded by Commissioner Walker the Commission approve Resolution No. 2025-04-549 for Andrea Travnicek.**

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

### **Commission Secretary Update**

Reice Haase, DWR Director, Commission Secretary, gave a legislative update from the House side on the DWR appropriations bill—HB 1020. Haase stated DWR proposed a new plan and a new approach to water funding. A new cash management strategy has been proposed to allow DWR a \$200 million line of credit from the Bank of North Dakota that would allow them to accelerate the project approvals and spend rate in future biennium for water projects such as Red River Valley Water Supply and Mouse River Flood Protection, which in turn would free up funding for everyone else and see inflationary savings. Legislative study language was also added to HB 1020 to include the State Water Commission shall study the long-term governance and finance models of select regional water systems in the state and shall study its cost-share policy, including an evaluation of whether projected funding for water projects, in conjunction with the existing cost-share policy, will adequately address anticipated funding needs for water projects through July 1, 2039.

Haase noted after crossover the discussion has changed significantly, due to a \$93 million reduction in the January forecast of the Resources Trust Fund (RTF). Previously trust fund revenues were expected to be between \$400-450 million but now can be expected to be in the range of \$300-350 million. DWR has had several committees meeting with the Senate to discuss where the adjustments will be made.

Nine (9) of 10 agency pre-filed policy bills have been passed and signed by the Governor, and DWR has been added to the Clean Sustainable Energy Authority, Outdoor Heritage Fund, and the Interim Nuclear Energy study. The proposed amendment for HB 1218 includes during the 2025-2026 interim, the Commission will not conduct economic analysis for assessment drainage projects and shall study its formula for economic analysis for these projects.

Pat Fridgen, DWR Planning and Education Division Director, stated there has been 198 wildfires so far this year, burning 14,642 acres. Currently there is one (1) active fire in Adams County. Fridgen reported the FEMA Building Resilient Infrastructure Communities (BRIC) program has been eliminated. There are several project sponsors that were expecting funds from FEMA.

### **Cost-Share for Assessment Drainage**

Fridgen discussed a formal written request from the Water Resource Districts Association (WRDA) (**APPENDIX A**) to increase the cost-share percentage for conveyance projects from the current 45-percent to 75-percent. The letter from the WRDA states the reason for the increase is that the financial burden associated with these projects has become increasingly challenging for the landowners and water boards to manage. Current cost-share policy allows for up to 45% for rural flood control, to include assessment drain projects, and up to 60% cost-share for other flood control projects.

During the last two biennia, the Commission approved cost-share for 85 conveyance projects. The cost-share percentage at up to 45% equaled \$12.7 million in approved cost-share. If the Commission would have funded these projects at 60%, approximately \$17 million would have been required. With the current engrossed version of HB 1020 including \$15 million for conveyance as a separate line item for conveyance projects, DWR staff are confident that the new budget can absorb an increase in cost-share from 45% to 60% for assessment drainage conveyance projects only, without adversely impacting other projects. This would assume that a lower volume of projects would

ultimately be funded at the higher cost-share rate. There were no questions, and the following motion was made:

**Moved by Commissioner Goehring and seconded by Commissioner Walker the Commission increase the cost-share percentage for assessment drain projects from 45-percent to 60-percent, effective on the date HB 1020 is signed, if the following contingencies are met: HB 1020 passes with a specific funding level identified for water conveyance projects; and, the Legislature keeps the Resources Trust Fund revenue stream from the oil extraction tax at 20.5%.**

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

### **Financial Report**

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

The oil extraction tax deposits total \$406,118,374 estimated through March 2025 for the 2023-25 biennium, which is \$25,726,837 over the projected biennium revenue of \$380,391,537 through March 2025. Transfers in the amount of \$25,726,837 from the Resources Trust Fund to the Water Projects Stabilization Fund have occurred through January 2025.

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.

### **Petition to Adjust Water Resource District Boundaries**

Aaron Carranza, DWR Regulatory Division Director, discussed a letter and petition (**APPENDIX C**) requesting an adjustment to the boundaries of Bottineau County Water Resource District (WRD) and Oak Creek WRD. The fundamental reason for the boundary modification petition is to make the WRD boundaries more reflective of watershed boundaries in the area. Since the boundaries were originally established decades ago, additional engineering and surveying efforts provide for more accurate district delineations. Existing boundaries have resulted in two (2) water conveyance projects spanning the boundaries of each of the petitioning districts. Therefore, the petitioning boards believe the modified boundaries will improve the efficiency and effectiveness of water management in the region.

DWR held a public hearing at the Bottineau County Courthouse and during the hearing a question was asked by a member of the public on the impact the proposed reduced land area of Oak Creek WRD would have on existing WRD revenues for operations. A member of the Bottineau County WRD replied that Oak Creek WRD is currently levying 2.38 mills for WRD operations and could levy up to 4.00 mills. It was stated that the Oak Creek WRD could choose to increase the WRD operation mills to account for land area

reduction. The hearing lasted approximately 30 minutes and no opposition to the boundary petition was presented by any parties present.

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

**Moved by Commissioner Goehring and seconded by Commissioner Zimmerman the Commission grant the petitioners' request to adjust the boundaries of the Bottineau County WRD and Oak Creek WRD and direct the Department of Water Resources to make necessary boundary adjustments to the petition-impacted districts as outlined by NDCC section 61-16-06.1(3).**

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

### **Southwest Pipeline Project (SWPP)**

#### **Contract 5-19 Buffalo Gap Tank**

Justin Froseth, SWPP Project Manager, stated a bid opening was held on March 18, 2025, for the Buffalo Gap Tank, SWPP Contract 5-19. There was one (1) bid submitted from Northern Steel Tank, LLC in the amount of \$1,998,000, which was 9.3-percent below the engineer's estimate of \$2,204,000. The scope of the work generally consists of furnishing and installing one (1) above ground welded steel or factory coated glass line bolted steel potable water storage reservoir, approximately 500,000 gallons that is 48 feet in diameter and 37 feet to overflow, complete with inlet/outlet, overflow and structures, underdrain piping, reinforced concrete ring wall foundation, valves, site access road, electrical, site work, cathodic protection system, and other appurtenant items as required by the project drawing, specifications, and contract documents.

DWR concurs with the recommendation made by Bartlett and West/AECOM to award the contract with Bid Alternate 1 to Northern Steel Tank, LLC and will presented it to the Southwest Water Authority Board of Directors at their April 7, 2025, board meeting for their concurrence.

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

**Moved by Commissioner Goehring and seconded by Commissioner Walker the Commission authorize the Secretary to award SWPP Contract 5-19 Buffalo Gap Tank to Northern Steel Tanks, LLC based on Bid Schedule 2 – Factory Glass Coated Bolted Steel Reservoir with Bid Alternate 1, Milestone Completion, in the amount of \$2,111,000 and to allocate \$2.22 million (includes 5% for contingency) to the Southwest Pipeline Project from funds appropriated for Capital Assets in the 2023-2025 biennium. The award of SWPP Contract 5-19 will be dependent upon legal review of the contract documents.**

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

### **Northwest Area Water Supply (NAWS)**

#### **Contract 6-1A Intake & Snake Creek Pumping Plant Modifications – Change Order**

Travis Johnson, NAWS Project Manager, stated the NAWS 6-1A Construction Contract's (Construction Contract) scope of work included repair of coatings on the discharge tunnel where the NAWS intake pipe supports were planned to be installed. When an inspection was conducted of the Pump Unit 1 discharge tunnel, it was found that the coating system on the steel lining was failing and needs to be completely removed and replaced prior to the installation of the pipe supports and the NAWS discharge pipe.

The contractor's coating subcontractor, Hartman Walsh Industrial Services, provided a quote to perform the full coating removal and recoat work. The work consists of an abrasive blast to remove the existing coating system, completing primer, intermediate coat, and finish coat on the entire 370-foot steel-lined tunnel, which is approximately 13,000 square feet of surface area. The quote for the work, including the prime contractor's allowed fees and markup, is approximately \$1.3 million. The quote does not include the prime contractor's support needed for the work such as supplying power, dewatering and drying, loading and unloading materials, crane support, and confined space support. These costs will be charged based on actual time and materials expended to assist the subcontractor.

For several reasons DWR staff did not consider the option of soliciting bids for this work outside the contract, to include: the work is very specialized and not many contractors exist who would be capable of accomplishing it; there would be significant additional cost to develop bid ready plans and specifications for this work; the time required to create bid documents and conduct the bidding process would add significant delays to the current construction contract; the current subcontractor already has Bureau of Reclamation (BOR) approval and clearances to work at the site; and the price quoted is comparable on a cost per square foot basis to similar work conducted at other BOR facilities.

Johnson presented the request for the Commission to approve change order authorization on the Construction Contract totaling 10 percent of the Contract amount for a total of \$3.4 million and the additional funding allocation of \$1.11 million.

Johnson also discussed the need for additional funding allocation for the NAWS 6-1A Intake and Snake Creek Pumping Plant Modifications, Demolition Contract (Demolition Contract). Commission at its April 2024 meeting authorized the Secretary to sign change orders up to 25 percent of the Demolition Contract amount, but no additional funding allocation was requested at the meeting. Based on the change orders signed on the contract, additional funding allocation of \$210,000 was requested.

After a brief discussion, the following motion was made:

**Moved by Commissioner Goehring and seconded by Commissioner Zimmerman the Commission allocate \$1.31 million to NAWS from the capital assets funds appropriated for the 2023-2025 biennium and authorize the Secretary to sign Change Orders up to \$3.4 million on NAWS – Contract 6-1A Intake and Snake Creek Pumping Plant Modifications – Construction Contract.**

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

### **NAWS Authority City of Minot Representative Appointment**

Johnson stated on March 3, 2025, City of Minot Mayor Tom Ross and the City Council approved the appointment of Dan Jonasson to the NAWS Authority to fill the vacant position created by the passing of NAWS Representative Bob Schempp. Jonasson has been actively involved in the development of the NAWS project since 2006 and held the position of the Public Works Director for the City of Minot for over 17 years before his retirement in 2023. In accordance with NDCC 61-24.6-02, NAWS Authority Members are appointed by the State Water Commission. There were no questions, and the following motion was made:

**Moved by Commissioner Goehring and seconded by Commissioner Walker the Commission appoint Dan Jonasson to represent the City of Minot on the NAWS Authority.**

**Commissioners Anderson, Frith, Odermann, Ova, Veeder, Volk, Walker, Zimmerman, Goehring, and Lt. Governor Strinden 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:

#### **Four-Year Progress Report—Request for Extension**

Bottineau County Water Resource District—McHenry Laterals A and B

#### **General Water**

Ward Co WRD	Ward Co Low Head Dams Remediation	\$153,750
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#### **Water Supply (Municipal/Regional)**

City of New Town	Sand Hill Water Tower Replacement Project	\$153,000
WAWSA	Williston Regional WTP Improvements	\$926,679
City of Dickinson	Dickinson High School Watermain Extension	\$236,691
City of Jamestown	Lime Sludge Filter Press & Recycle	\$574,350
City of Napoleon	2025 Water Extension Project	\$515,691
City of West Fargo	Westwood Addition Reconstruction	\$850,206
City of Williston	Sloulin Drive Improvement Project	\$489,282
WAWSA	MCWRD System 4 Part 4	\$300,000

#### **Water Supply (Rural)**

Agassiz WUD	2022 Expansion Phase 2	\$98,659
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There were no questions, and the following motion was made:

**Moved by Commissioner Odermann and seconded by Commissioner Walker the Commission approve the Consent Agenda items as presented.**

**Commissioners Anderson, Frith, Odermann, Ova, Veeder, Volk, Walker, Zimmerman, Goehring, and Lt. Governor Strinden 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 Minot: Mouse River Enhanced Flood Protection Project Loan     \$41,000,000 (SWC Project No. 1974)**

City of Minot is requesting a loan in the amount of \$41,000,000 from the Water Infrastructure Revolving Loan Fund (WILRF) for the MI-6B, MI-6C, MI-7F, and MI-7I phases of the Mouse River Enhanced Flood Protection Project (MREFPP) project. Phase MI-6 starts north of downtown Minot and extends east to Roosevelt Park and Phase MI-7 extends through Roosevelt Park and the zoo and terminates at Burdick Expressway. The requested loan will assist the City of Minot in funding their local share of design and construction costs.

There was no discussion, and the following motion was made:

**Moved by Commissioner Goehring and seconded by Commissioner Zimmerman the Commission approve the request from the City of Minot to apply for a loan in the amount of \$41,000,000, at an interest rate of two (2) percent and a term of 40 years, from the Water Infrastructure Revolving Loan Fund through the Bank of North Dakota for the Mouse River Enhanced Flood Protection Project. This approval is contingent on the availability of funds.**

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

### **General Water**

Franklund presented the following request for general water projects.

#### **City of Mayville: Dam 2 Reconstruction Project     \$259,460 (SWC Project No. 0625)**

The City of Mayville is requesting construction cost-share for the Mayville Dam 2 Reconstruction project. Mayville Dam 2, a recreational low-head dam, failed in May 2022, causing the Goose River to bypass the dam on the south side and erode the riverbank. In response, the sponsor implemented emergency measures, including a partial breach of the dam and the construction of a rock wall to mitigate further erosion. The project will involve the removal of the failed structure, reestablishment of the eroded riverbank, and construction of an inline rock riffle fish passage structure. Additionally, recreational amenities such as a new parking lot, walking paths, and landscaping will be incorporated into the area; however, these enhancements are not eligible for cost-share. The project has been awarded additional funding through FEMA, NDDes, USFWS, and the Outdoor Heritage Fund.

This project meets requirements of the Water Commission's cost-share policy. After a brief discussion, the following motion was made:

**Moved by Commissioner Anderson and seconded by Commissioner Odermann the Commission approve the request by the City of Mayville for state cost participation in the Mayville Dam 2 Reconstruction Project at 40-percent of eligible costs, for a total cost-share not to exceed \$259,460. This approval is contingent on available funding.**

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

#### **Water Supply (Municipal/Regional)**

Julie Prescott, DWR Engineer Manager, presented the following municipal/regional water supply projects.

##### **City of Bismarck: Regional Carbon Injection for Drinking Equilibrium Regulation Storage (CIDERS) Facility \$1,821,984 (SWC Project No. 2050BIS)**

The City of Bismarck is requesting construction cost-share for their Regional Carbon Injection for Drinking Equilibrium Regulation Storage (CIDERS) Facility project. The project is construction of a 200-ton food-grade CO<sub>2</sub> storage tank at the Bismarck Water Treatment Plant. The purpose of the project is to provide bulk storage for the cities of Bismarck, Minot, and Jamestown. This project is being managed under a Construction Manager at Risk (CMAR) process. Due to the CMAR nature of the project, final design and bid-ready plans will not be completed until after the CO<sub>2</sub> tank has been bid and the selected tank's specifications have been taken into account.

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

**Moved by Commissioner Volk and seconded by Commissioner Veeder the Commission approve the request from the City of Bismarck for state cost-share participation in the Regional Carbon Injection for Drinking Equilibrium Regulation Storage Facility in the amount of \$1,821,984, or 60-percent of eligible costs, with total cost-share not to exceed \$2,181,984. This approval is contingent on available funding.**

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

##### **City of Bismarck: HC165 Watermain Expansion \$1,066,092 (SWC Project No. 2050BIS)**

The City of Bismarck is requesting construction cost-share for their HC165 Watermain Extension project. The project is installation of a total of 7,440 feet of new water main on the east side of Bismarck along E Century Avenue and 52<sup>nd</sup> Street NE. The project will coincide with planned work to reconstruct and extend E Century Avenue.

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 Goehring and seconded by Commissioner Volk the Commission approve the request from the City of Bismarck for state cost-share participation in the HC165 Watermain Extension project at 60-percent of eligible costs, not to exceed \$1,066,092. This approval is contingent on available funding.**

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

**City of Bismarck: 2025 WU146 Watermain Replacement (SWC Project No. 2050BIS) \$1,736,939**

The City of Bismarck is requesting construction cost-share for their WU146 Watermain Replacement project. The project is replacement of 9,639 feet of aging cast iron water main on the west side of Bismarck south of Boulevard Avenue along portions of Front Avenue, Broadway Avenue, West Custer Park Street, Thayer Avenue, Hannafin Street, Anderson Street, Raymond Street, Avenue B, Bell Street, Griffin Street, and through the Tom O'Leary tennis court area.

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 Goehring the Commission approve the request from the City of Bismarck for state cost-share participation in the WU146 Watermain Replacement project at 60-percent of eligible costs, not to exceed \$1,736,939. This approval is contingent on available funding.**

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

**City of Bismarck: WU147 Watermain Cured in Place Pipe (CIPP) Rehab \$1,137,406 (SWC Project No. 2050BIS)**

The City of Bismarck is requesting construction cost-share for their 2025 WU147 Watermain CIPP Rehab project. The project is replacement of 3,466 feet of aging cast iron water main on the west side of Bismarck between West Avenue A and Schafer Street north of the BNSF Railway alignment.

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 Veeder and seconded by Commissioner Volk the Commission approve the request from the City of Bismarck for state cost-share participation in the 2025 WU147 Watermain CIPP Rehab project at 60-percent of eligible costs, not to exceed \$1,137,406. This approval is contingent on available funding.**

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

**City of Dickinson: Sims Street Improvements 2<sup>nd</sup> Street to 9<sup>th</sup> Street     \$959,736  
(SWC Project No. 2050DIK)**

The City of Dickinson is requesting construction cost-share for their Sims Street Improvements project. The project is replacement of 2,258 feet of aging cast iron water main along Sims Street in three segments between 10<sup>th</sup> Street E and 2<sup>nd</sup> Street E, and is part of combined street, water main, storm water, and sanitary sewer improvements planned for Dickinson.

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 Goehring and seconded by Commissioner Odermann the Commission approve the request from the City of Dickinson for state cost-share participation in the Sims Street Improvements 2<sup>nd</sup> Street to 9<sup>th</sup> Street project at 60-percent of eligible costs, not to exceed \$959,736. This approval is contingent on available funding.**

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

**City of Dickinson: 2025 Water Main Replacement     \$1,918,834  
(SWC Project No. 2050DIK)**

The City of Dickinson is requesting construction cost-share for their 2025 Water Main Replacement project. The project is replacement of a total of 3,596 feet of aging cast iron water main on 12 blocks on the south side of Dickinson along 7<sup>th</sup> Avenue W, 9<sup>th</sup> Avenue W, 10<sup>th</sup> Avenue W, 1<sup>st</sup> Street W, 2<sup>nd</sup> Street W, and 5<sup>th</sup> Street W, and will be combined with street improvements.

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 Frith and seconded by Commissioner Anderson the Commission approve the request from the City of Dickinson for state cost-share participation in the 2025 Water Main Replacement project at 60-percent of eligible costs, not to exceed \$1,918,834. This approval is contingent on available funding.**

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

**City of Mandan: 2025 Reconstruction  
(SWC Project No. 2050MAN)**

**\$4,539,708**

The City of Mandan is requesting construction cost-share for their 2025 Reconstruction project. The project is replacement of 10,960 feet of aging cast iron water main on the northwest side of Mandan along Sunset Drive, Monte Drive, Linda Drive, Boundary Street NW, 6<sup>th</sup> Avenue NW, 13<sup>th</sup> Street NW, 14<sup>th</sup> Street NW, 15<sup>th</sup> Street NW, and 18<sup>th</sup> Street NW. The project is part of combined water, sanitary sewer, and street improvements planned for Mandan.

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 Goehring the Commission approve the request from the City of Mandan for state cost-share participation in the 2025 Reconstruction project in the amount of \$4,539,708, or 60-percent of eligible costs, with total cost-share not to exceed \$4,772,366. This approval is contingent on available funding.**

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

**City of Mandan: Water Treatment Plant Phase III  
(SWC Project No. 2050MAN)**

**\$6,290,034**

The City of Mandan is requesting construction cost-share for their Water Treatment Plant Phase III Optimization project. The project is improvements at the Mandan Water Treatment Plant to include replacement and expansion of CO2 and lime feeds and storage, filtration and chlorination systems upgrades, chemical feed equipment, exterior sump improvements, SCADA installation and electrical improvements, chlorine room expansion, building elements, and process pipes, valves, and fittings.

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 Zimmerman and seconded by Commissioner Veeder the Commission approve the request from the City of Mandan for state cost participation in the Water Treatment Plant Phase III Optimization project in the amount of \$6,290,034, or 60-percent of eligible costs, with a total cost-share not to exceed \$6,760,434. This approval is contingent on available funding.**

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

**WAWSA: NWRWD East Williston County Road 9 Rural Distribution      \$5,952,752  
(SWC Project No. 1973)**

Western Area Water Supply Authority (WAWSA) is requesting construction cost-share for their Northwest Rural Water District (NWRWD) County Road 9 Rural Distribution project. The project is installation of a total of 56 miles of new transmission pipeline to provide service to 110 rural users and three (3) rural subdivisions east of Williston. WAWSA is requesting 75-percent cost-share for the regional portion of the project and 60-percent cost-share for the extra-territorial area (ETA) portion of the project.

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

**Moved by Commissioner Veeder and seconded by Commissioner Volk the Commission approve the request from the Western Area Water Supply Authority for state cost-share participation in the NWRWD East Williston CR9 Rural Distribution project at 60-percent of eligible ETA costs and 75-percent of eligible regional costs for an additional \$5,952,752, with total cost-share not to exceed \$6,351,002. This approval is contingent on available funding.**

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

**City of Mandan: Memorial Highway Improvements      \$883,674  
(SWC Project No. 2050MAN)**

The City of Mandan is requesting a construction cost-share increase for their Memorial Highway Improvements project. The project is replacement of approximately one mile of aging asbestos cement water mains along the east half of Memorial Highway between 32<sup>nd</sup> Avenue SE and 46<sup>th</sup> Avenue SE. The project is part of combined sanitary sewer, storm sewer, lift station, paving, and lighting infrastructure improvements in Mandan. Construction cost-share was approved by the Commission prior to the project bid in order to meet the North Dakota Department of Transportation's bid approval deadline. The current request is due to bids received in excess of the engineer's estimate.

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 Goehring and seconded by Commissioner Volk the Commission approve the request from the City of Mandan for additional state cost-share participation in the Memorial Highway Improvements project in the amount of \$883,674, or 60-percent of eligible costs, with total cost-share not to exceed \$3,845,519. This approval is contingent on available funding.**

**Commissioners Anderson, Frith, Odermann, Ova, Veeder, Volk, Walker, Zimmerman, Goehring, and Lt. Governor Strinden 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: Laura Ackerman, Water Resources Engineer
- Missouri River: Clay Carufel, Missouri River Engineer
- NAWS: Travis Johnson, NAWS Project Manager
- SWPP: Justin Froseth, SWPP Manager

### **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**

Froseth provided a brief project history, summary of claim related expenses, projections through May 2025, and overall expenditures towards the SWPP Supplementary Intake project. With about \$2.66 million expended to date and with the projection of needing an additional \$150,000 through May, no additional funds are projected to be required for mediation expenses.

### **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 Strinden 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 Strinden, Acting Chairman  
Doug Goehring, Commissioner, ND Agriculture Commissioner  
Michael Anderson, Lower Red River Basin  
Jeff Frith, Devils Lake Basin (online)  
James Odermann, Little Missouri, Upper Heart, and Upper Cannonball River Basins  
Connie Ova, James River Basin (online)  
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:**

Reice Haase, DWR Director and Commission Secretary  
John Paczkowski, DWR State Engineer  
Matthew Sagsveen, General Counsel, Attorney General's Office  
Elizabeth Mayans, Attorney General's Office  
Sindhuja S.Pillai-Grinolds, DWR Water Development Division Director  
Justin Froseth, Southwest Pipeline Project Manager  
Shana Brost, Administrative Officer  
Ben Gehrig, DWR Data & Technology Services

Aaron Weber, Policy Advisor, Governor's Office  
Elise Radaj, Fabyanske, Westra, Hart & Thomson, P.A. (online)  
Mark Becker, Fabyanske, Westra, Hart & Thomson, P.A. (online)

**Moved by Commissioner Zimmerman and seconded by Commissioner Goehring that under the provision of NDCC § 44-04-19.1(9), the Commission proceed into Executive Session on April 10, 2025, at 3:00 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 Strinden 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 Strinden reconvened the open session of the Commission meeting at 3:40 PM.

There being no further business to come before the Commission, Lt. Governor Strinden adjourned the April 10, 2025, meeting at 3:41 PM. The next State Water Commission meeting will be held on June 12, 2025, at 1:00 PM CT at the Bank of North Dakota, Lewis & Clark Room #238, 1200 Memorial Highway, Bismarck, North Dakota.



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Michelle Strinden, Lieutenant Governor  
Acting Chairman, State Water Commission



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Reice Haase, Director, DWR  
Secretary to the State Water Commission

NORTH  
**Dakota** | Water Resources  
 Be Legendary.

**MEMORANDUM**

**TO:** Lt. Governor Strinden  
 Members of the State Water Commission  
**FROM:** Reice Haase, Secretary  
**SUBJECT:** Drainage Cost-Share Percentage Modification  
**DATE:** March 25, 2025

In January 2025, the State Water Commission received a letter from the North Dakota Water Resource Districts Association (WRDA) requesting an increase in cost-share for water conveyance projects from 45% to 75%. Water conveyance projects currently receiving up to 45% cost-share include assessment drains. The WRDA indicated the reason for the increase is that the “financial burden associated with these projects has become increasingly challenging for landowners and water boards to manage.”

At the February 11, 2025, Water Commission meeting, it was ultimately decided to table further discussion on this request until there was better clarity related to the Department of Water Resources’ (DWR) budget bill (HB 1020). As part of ongoing budget-related discussions at that time, the level of funding for water conveyance projects and potential Legislative mandates related to policy were unknown. The Department had also identified over \$2.9 billion in water project funding needs over the next 10-years, with approximately \$911 million in funding shortfalls. Prior to the 2025-2027 biennium, water conveyance had lacked its own line-item in the agency budget, instead being included in either the flood control or general water buckets. Several commissioners expressed concerns that an increase in cost-share policy would exacerbate the identified funding shortfall, and the Department was directed to work with stakeholders and the Legislature to identify a solution.

Since that time, DWR team members have worked closely with Legislators to develop a 14-year funding framework, which currently identifies \$3.4 billion in water funding needs. The first engrossment of HB 1020, which passed the North Dakota House unanimously, currently includes \$15 million specifically for water conveyance within the General Water purpose funding category. Preliminary indications from Senate efforts on HB 1020 is that a specific level of funding for conveyance will remain, though the amount is unknown. This is the first time water conveyance has had a specific funding level identified for a biennial budget cycle. This will also insulate other cost-share funding categories from adjustments made to assessment drainage cost-share.

The Commission’s cost-share policy was originally adopted in 1998, with 45 revisions since its inception. Edits to cost-share policy have been adopted to allow the Commission to adapt to changing funding availability or evolving water project funding needs. Current cost-share policy allows for up to 45% for rural flood control, which includes assessment drain projects. Current cost-share policy also allows for up to 60% cost-share for other flood control projects.

During the last two biennia, the Commission approved cost-share for 85 conveyance projects. The cost-share percentage at up to 45% equaled \$12.7 million in approved cost-share. If the Commission would have funded these projects at 60%, approximately \$17 million would have been required. With the current engrossed version of HB 1020 including \$15 million for conveyance, and including a separate line item for conveyance projects, DWR staff are confident that the new budget can absorb

an increase in cost-share from 45% to 60% for assessment drainage conveyance projects only, without adversely impacting other projects. This would also assume that a lower volume of projects would ultimately be funded at the higher cost-share rate.

**Therefore, I recommend the Water Commission increase the cost-share percentage for assessment drain projects from 45% to up to 60%, effective on the date HB 1020 is signed, if the following contingencies are met:**

- 1. HB 1020 passes with a specific funding level identified for water conveyance projects.**
- 2. The Legislature keeps the Resources Trust Fund revenue stream from the oil extraction tax at 20.5%.**

**North Dakota  
Water Resource  
Districts Association**

JACK P. DWYER, EXECUTIVE SECRETARY  
701-730-5469 (c) • [jack@ndwaterlaw.com](mailto:jack@ndwaterlaw.com)  
P.O. Box 2254 • Bismarck, North Dakota 58502  
701-223-4615 (o) • [staff@ndwater.net](mailto:staff@ndwater.net)

January 3, 2025

State Water Commission  
1200 Memorial Highway  
Bismarck, ND 58504

Governor Armstrong, Commissioner Goehring and State Water Commissioners,

The Water Resource Districts Association (WRDA) is formally requesting an increase in the cost share percentage for conveyance projects from the current 45% to 75%. Further we would ask that the Commission make a final decision on this request by the April 2025 meeting so there is certainty as we move into the 2025 construction season.

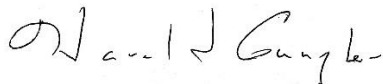
As you are aware, conveyance projects are critical for the effective management and distribution of our water resources. These projects not only play a vital role in flood control but also are critical for agriculture production and protection of infrastructure. However, the financial burden associated with these projects has become increasingly challenging for landowners and water boards to manage.

While we are grateful for the financial support provided by the state for these important projects, the current cost share percentage puts a significant burden on local private landowners to support infrastructure that provide both private and public benefits. By increasing the cost share percentage to 75%, the State Water Commission would provide much-needed financial support, enabling water boards to maintain and improve these important pieces of water infrastructure.

In conjunction with this request, the WRDA is actively working with legislatures during the 2025 session to ensure there are adequate dollars for the 2025-2027 biennium to support these important projects under a higher cost share percentage.

Thank you for your consideration. Please reach out to Jack Dwyer, Executive Secretary, at [jack@ndwaterlaw.com](mailto:jack@ndwaterlaw.com) with any questions.

Sincerely,



Harold Gaugler  
President  
Water Resource Districts Association

**TO:** Lt. Governor Michelle Strinden & North Dakota Water Commission Members  
**FROM:** Reice Haase, Director-Secretary  
**SUBJECT:** Financial Updates  
**DATE:** April 10, 2025

### **Glossary**

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

### **2023–2025 Resources Trust Fund**

Oil extraction tax deposits total \$406,118,374 estimated through March 2025 for the 2023-25 biennium. This is \$25,726,837 over the projected biennium revenue of \$380,391,537 through March 2025. 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 \$25,726,837 through March 2025.

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 April 2025 requests identified on pages 12-13.

### **Project Summary Reports**

The March 2025 project summary report is attached on page 14. Page 14 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 15 shows the 2023-2025 expenditures and unpaid approvals as of March 27, 2025. The blue shows the total approved which ties to the blue on page 14, 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.

OIL EXTRACTION REVENUE  
FOR THE 2023 - 2025 BIENNIUM

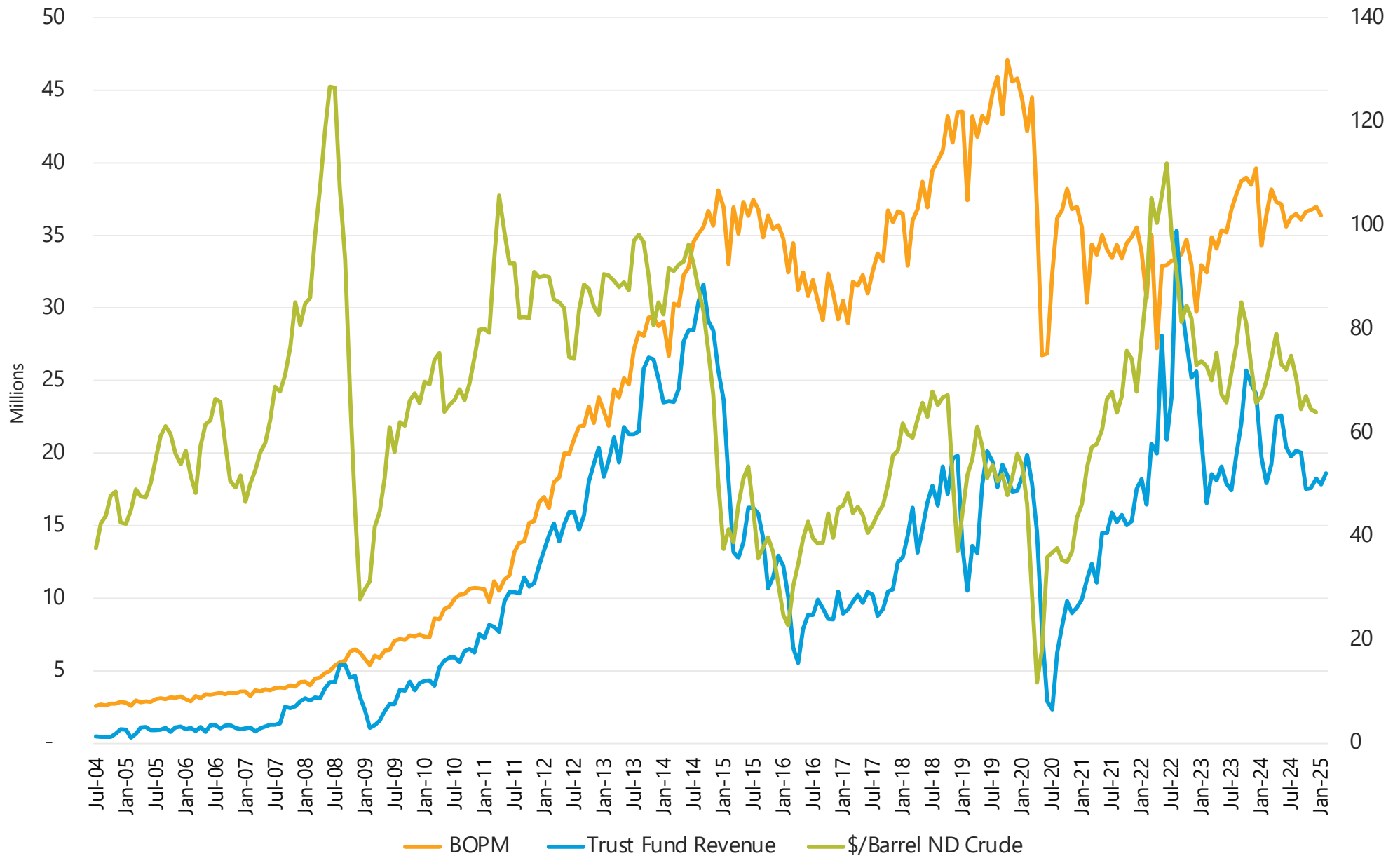
MONTH / YEAR	PROJECTED				ACTUAL				
	REVENUE	ENERGY CONS. <sup>1</sup> ALLOCATION	RENEWABLE <sup>1</sup> ALLOCATION	RESOURCES TRUST FUND ALLOCATION	REVENUE	TRANSFERS TO <sup>1</sup> ENERGY CONS.	TRANSFERS TO <sup>1</sup> RENEWABLE	RESOURCES TRUST FUND NET DEPOSIT	TRANSFERS TO <sup>2</sup> WATER PROJECTS 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	19,772,137			19,772,137	2,405,219
SEPTEMBER, 2024	17,945,816			17,945,816	20,157,498			20,157,498	2,211,682
OCTOBER, 2024	17,945,816			17,945,816	20,051,630			20,051,630	2,105,814
NOVEMBER, 2024	17,366,918			17,366,918	17,541,906			17,541,906	174,988
DECEMBER, 2024	17,945,816			17,945,816	17,606,797			17,606,797	(339,019)
JANUARY, 2025	17,366,918			17,366,918	18,239,260			18,239,260	872,342
FEBRUARY, 2025	17,945,816			17,945,816	17,841,274			17,841,274	(104,542)
MARCH, 2025	17,945,816			17,945,816	18,628,378			18,628,378	682,562
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	\$406,118,374	\$1,200,000	\$3,000,000	\$401,918,374	\$25,726,837

<sup>1</sup> 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.

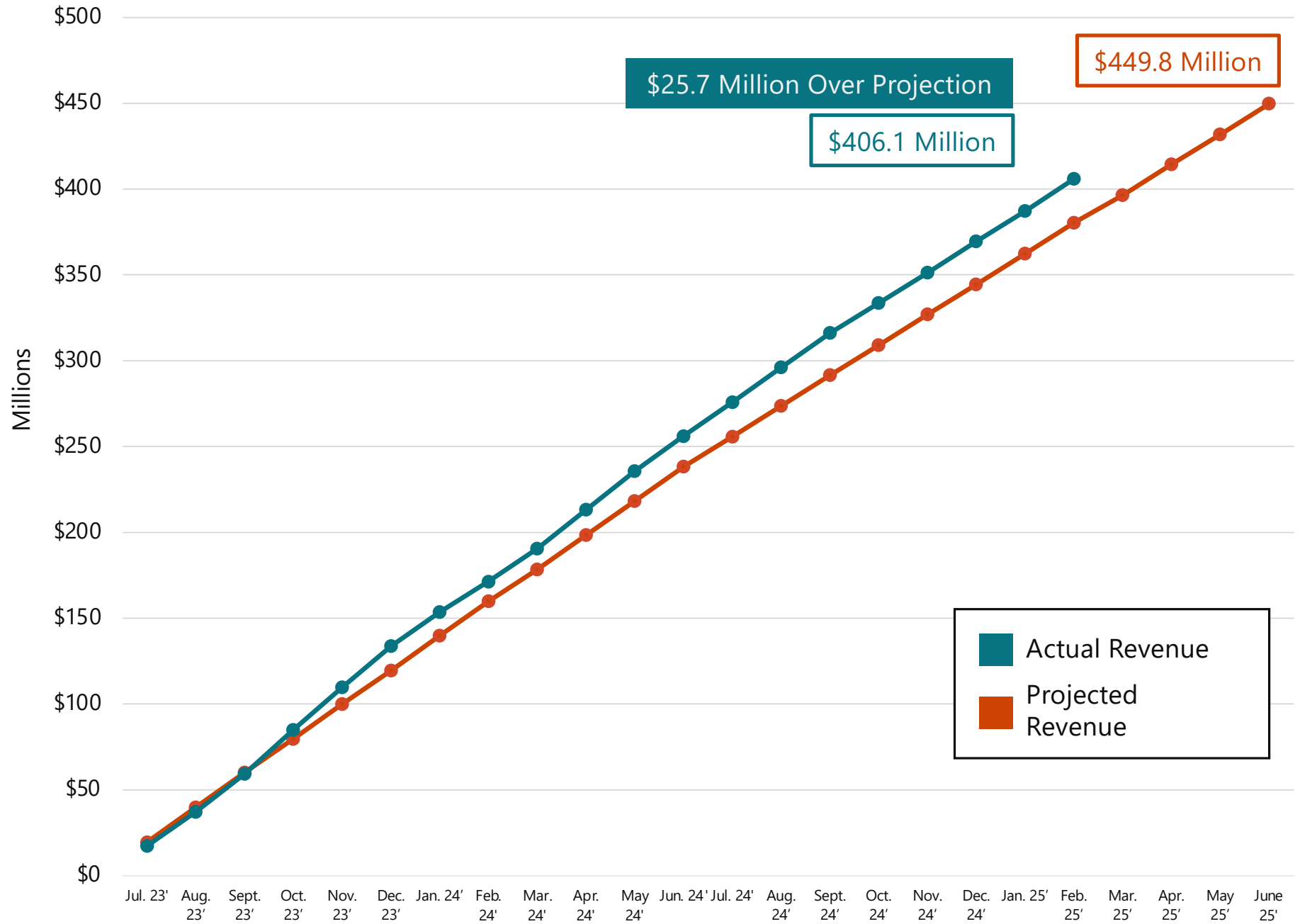
<sup>2</sup> Transfers to the water project stabilization fund are calculated after transfers to the renewable energy development fund and energy conservation grant fund occur

# RESOURCES TRUST FUND REVENUE

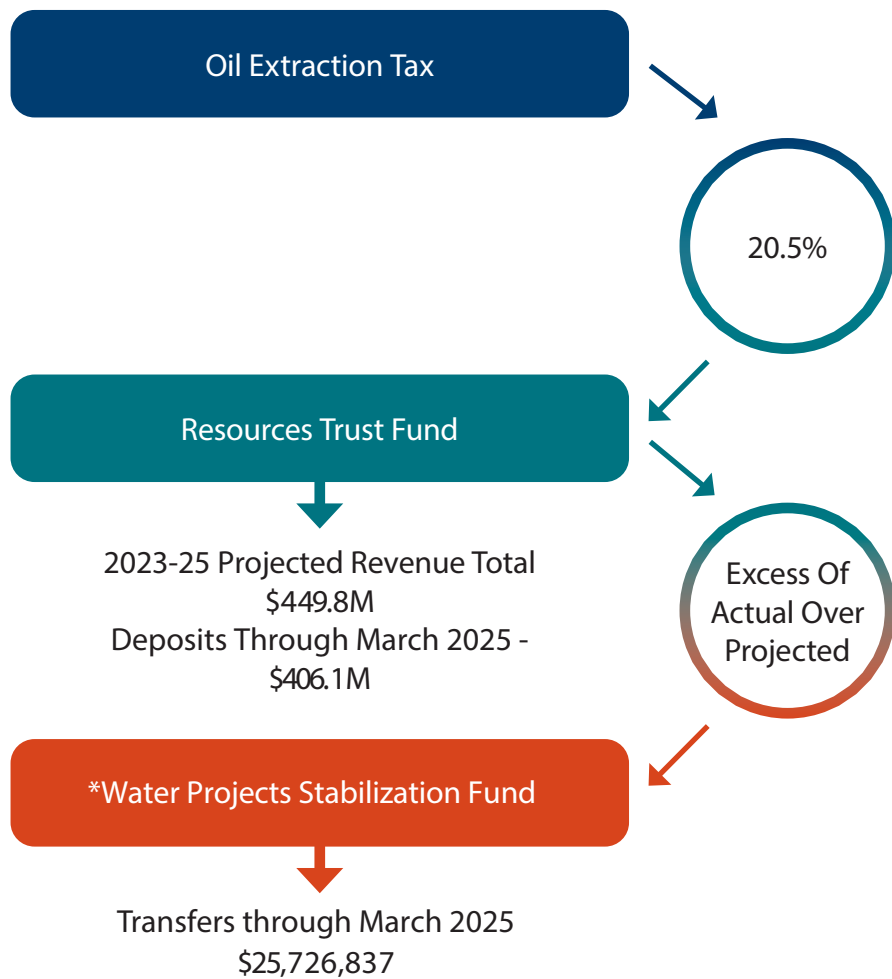
JULY 2004 - JANUARY 2025



# RESOURCES TRUST FUND REVENUE



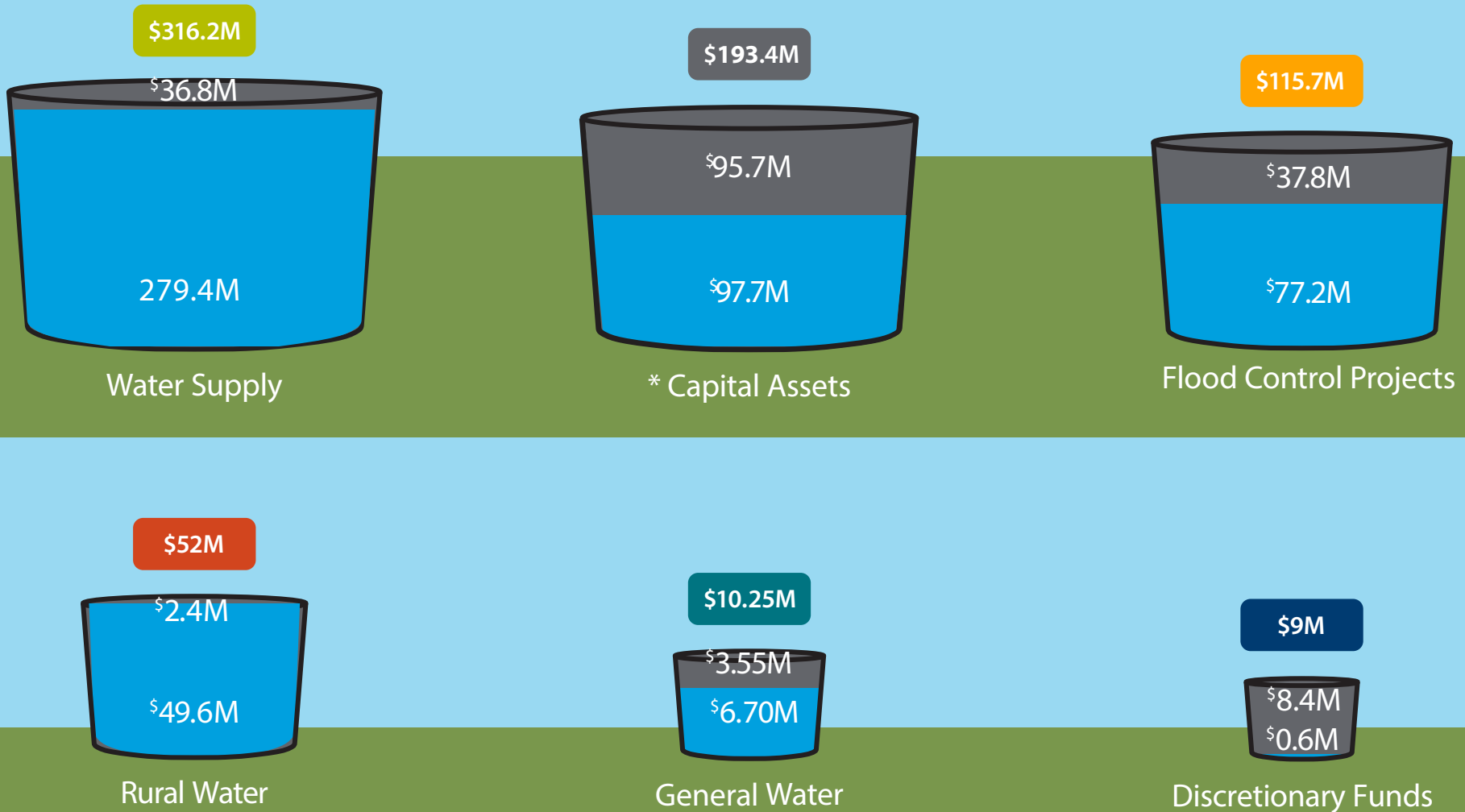
# RESOURCES TRUST FUND REVENUE



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

# 2023-25 PURPOSE FUNDING

JULY 2023-MARCH 2025



APPROVED

UNOBLIGATED

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

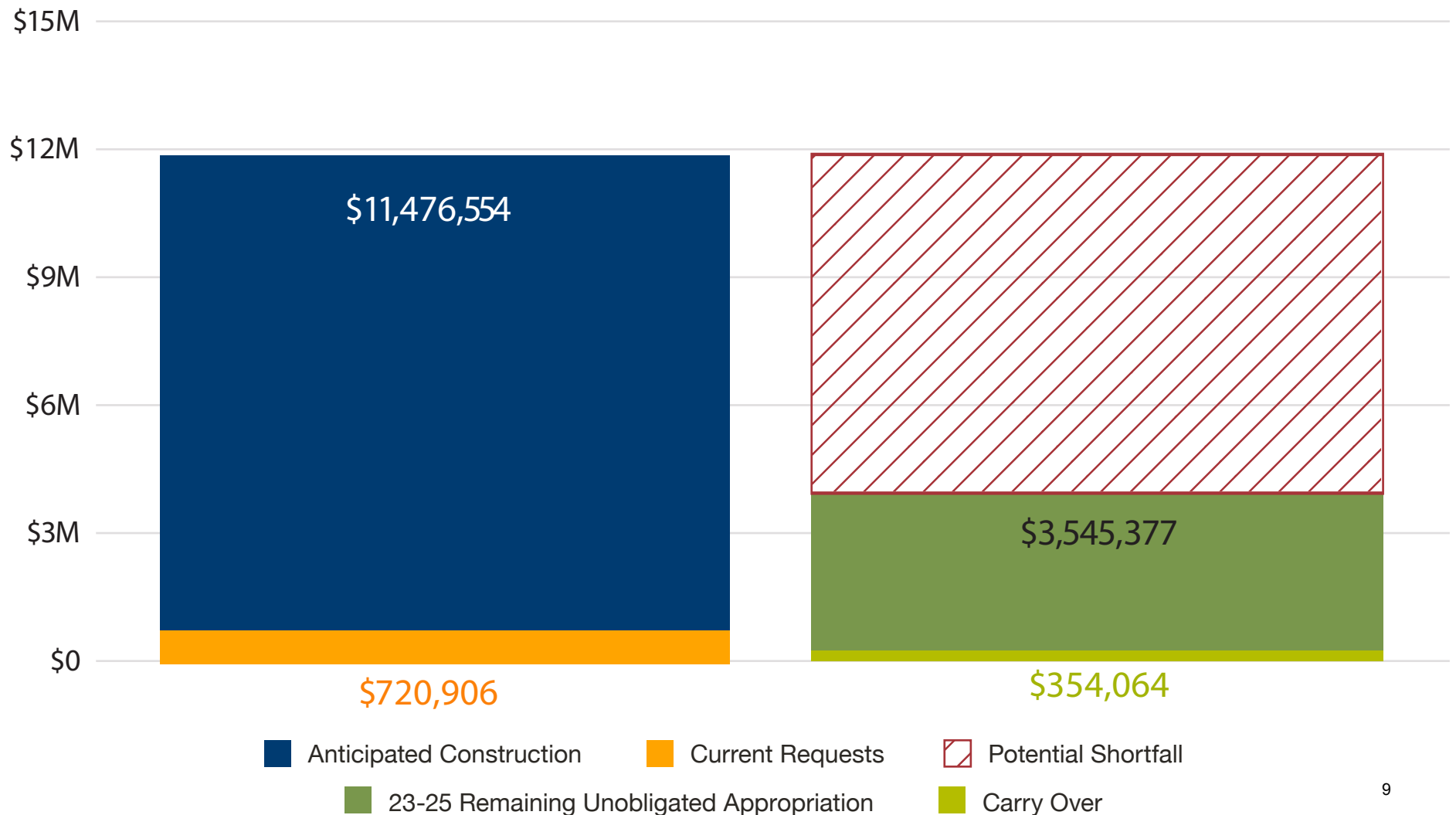
# 2023-25 PURPOSE FUNDING

JULY 2023-MARCH 2025

GENERAL WATER

**TOTAL \$7,962,304**

**TOTAL \$3,899,441**



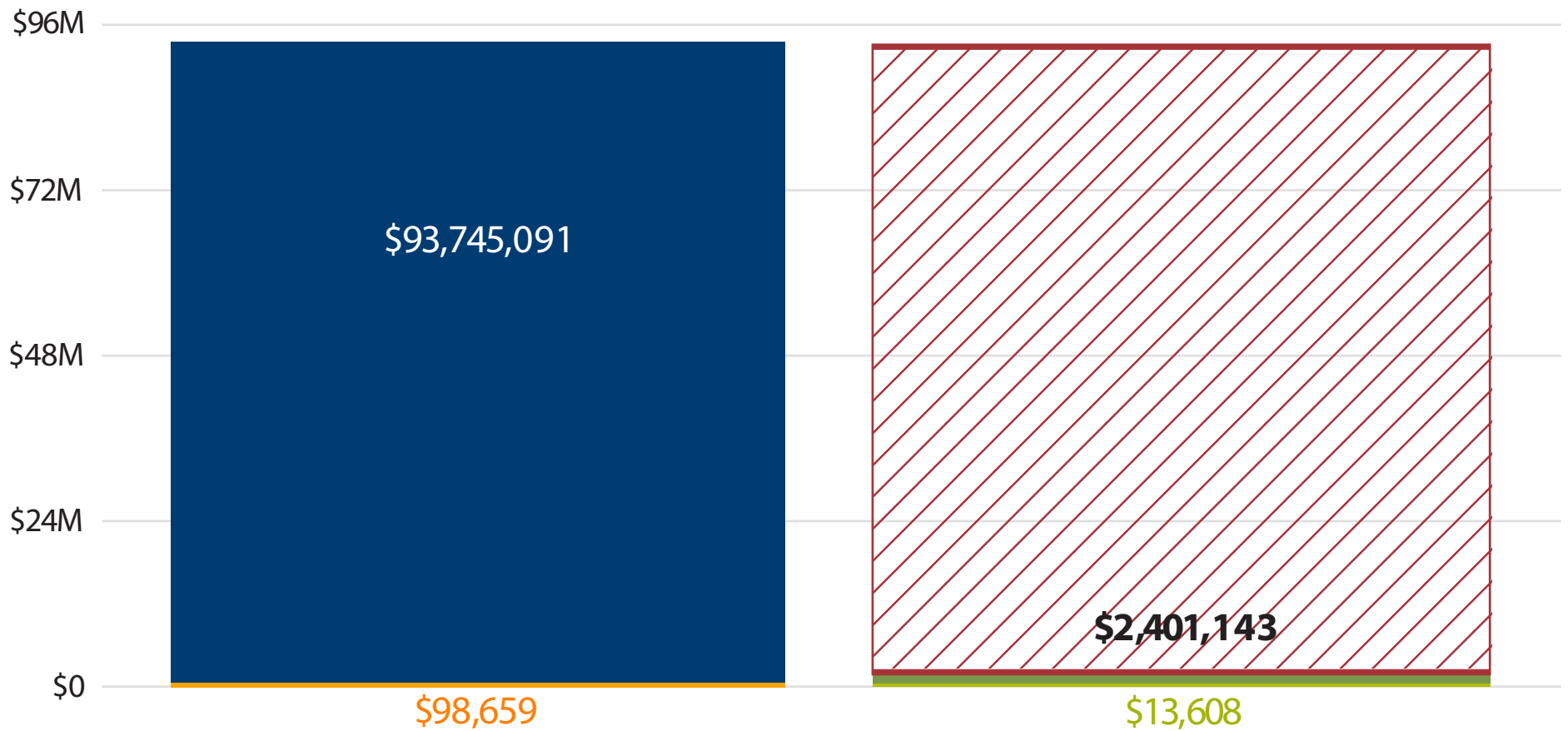
# 2023-25 PURPOSE FUNDING

JULY 2023-MARCH 2025

RURAL WATER

**TOTAL \$93,843,750**

**TOTAL \$2,414,751**



- Anticipated Construction
- Current Requests
- Potential Shortfall
- 23-25 Remaining Unobligated Appropriation
- Carry Over

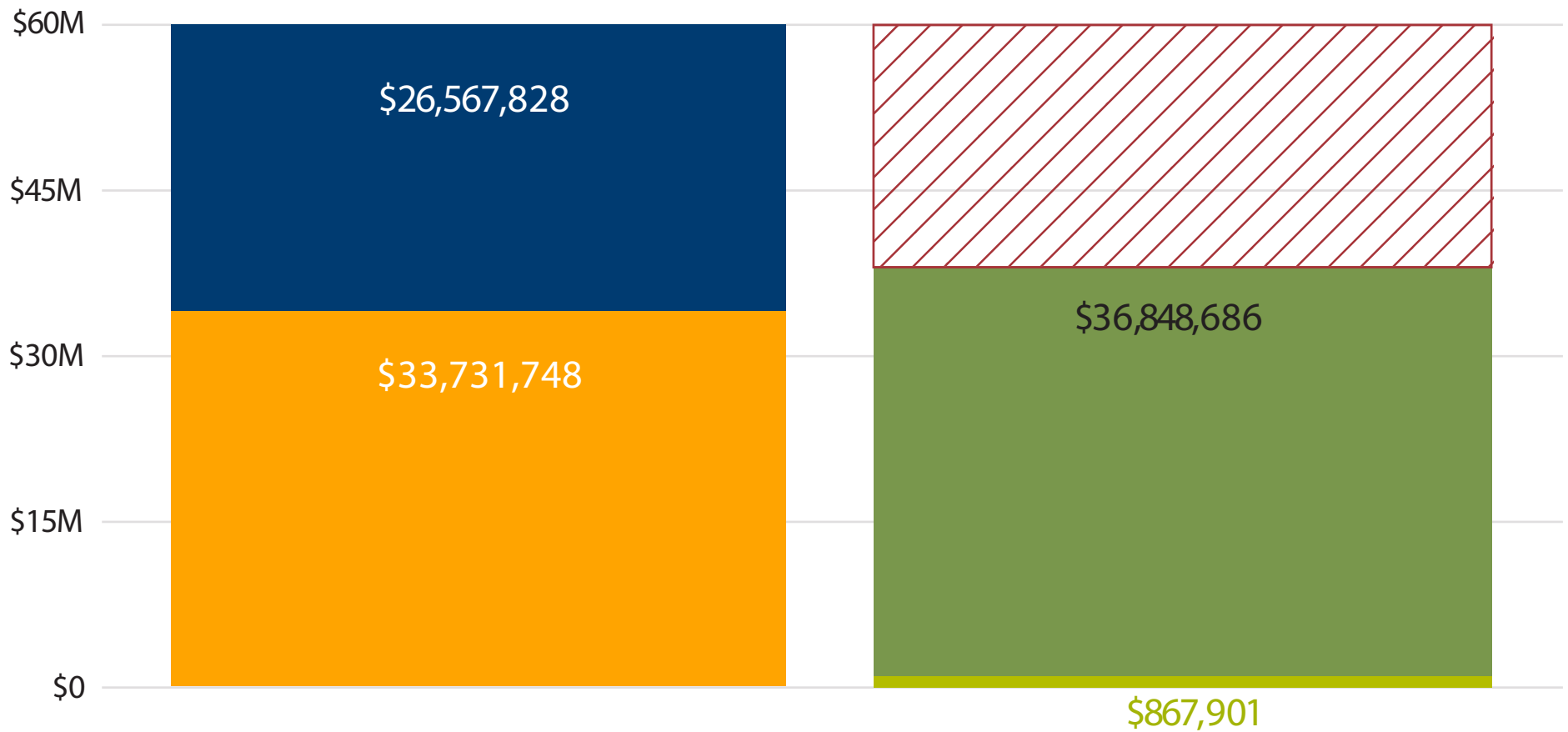
# 2023-25 PURPOSE FUNDING

JULY 2023-MARCH 2025

## WATER SUPPLY

**TOTAL \$60,299,576**

**TOTAL \$37,716,587**



Anticipated Construction   Current Requests   Potential Shortfall  
23-25 Remaining Unobligated Appropriation   Carry Over

**PURPOSE FUNDING SUMMARY  
State Water Commission Cost-Share  
for April 10, 2025**

2023-2025 Unobligated Appropriation 01-29-25	Carryover Turnback 06-30-23
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<b>Flood Control</b>		Unobligated Appropriation	\$ 37,821,223	\$ 1,151,869
		<b>Cost-Share</b>		
1				
<b>Current Requests</b>			\$ -	\$ -
Estimated Unobligated Appropriation =			\$ 37,821,223	\$ 1,151,869

<b>General Water</b>		Unobligated Appropriation	\$ 3,545,377	\$ 354,064
		<b>Cost-Share</b>		
Pre/Construction	1 Ward County WRD: Burlington Dam 3 Rehabilitation			\$ 153,750
Construction	2 City of Mayville: Dam 2 Reconstruction Project	\$ 567,156		
<b>Current Requests</b>			\$ 567,156	\$ 153,750
Estimated Unobligated Appropriation =			\$ 2,978,221	\$ 200,314

<b>Water Supply</b>		Unobligated Appropriation	\$ 36,848,686	\$ 867,901
		<b>Cost-Share</b>		
Construction	1 Bismarck: 2025 HC 165 Watermain Extension	\$ 1,066,092		
Construction	2 Bismarck: 2025 WU 146 Watermain Replacement	\$ 1,736,939		
Construction	3 Bismarck: 2025 WU 147 Watermain CIPP Rehab	\$ 1,137,406		
Construction	4 Bismarck: CIDERS	\$ 1,821,984		
Construction	5 Dickinson: High School Watermain Extension	\$ 486,729		
Construction	6 Dickinson: 2025 Water Main Replacement	\$ 2,542,649		
Construction	7 Dickinson: Sims St Improvements, 2nd St E - 9th St E	\$ 1,350,770		
Construction	8 Jamestown: Lime Sludge Filter Press & Recycle	\$ 574,350		
Construction	9 Mandan: 2025 Reconstruction	\$ 4,539,708		
Construction	10 Mandan: Mandan WTP Phase III Optimization	\$ 6,989,700		
Cost Increase	11 Mandan: Memorial Highway EAST	\$ 883,674		
Construction	12 Napoleon: Water Project Extension		\$ 526,206	
Pre/Construction	13 New Town: Sand Hill Water Tower Replacement	\$ 153,000		
Construction	14 West Fargo: Westwood Addition Reconstruction	\$ 850,206		
Construction	15 Williston: Sloulin Drive Improvement	\$ 489,282		
Cost Increase	16 WAWSA: MCWRD System IV Part IV		\$ 300,000	
Construction	17 WAWSA: NWRWD E Williston CR9	\$ 7,356,374		
Pre/Construction	18 WAWSA: Williston Regional WTP DeviceNET	\$ 926,679		
<b>Current Requests</b>			\$ 32,905,542	\$ 826,206
Estimated Unobligated Appropriation =			\$ 3,943,144	\$ 41,695

<b>Rural Water</b>		Unobligated Appropriation	\$ 2,401,143	\$ 13,608
		<b>Cost-Share</b>		
Cost Increase	1 Agassiz WUD: User And Transmission Expansion Ph 2	\$ 98,659		
<b>Current Requests</b>			\$ 98,659	\$ -
Estimated Unobligated Appropriation =			\$ 2,302,484	\$ 13,608

<b>Discretionary</b>		Unobligated Appropriation	\$ 8,433,792	\$ 0
		<b>Cost-Share</b>		
Construction	1			
<b>Current Requests</b>			\$ -	\$ -
Estimated Unobligated Appropriation =			\$ 8,433,792	\$ 0

**PURPOSE FUNDING SUMMARY  
State Water Commission Cost-Share  
for April 10, 2025**

**2023-2025  
Unobligated  
Appropriation  
01-29-25**

**Carryover  
Turnback  
06-30-23**

<b>Capital Assets</b>		Unobligated Appropriation	\$ 95,681,797	\$ -
<b>SWPP</b>		<b>Cost-Share</b>		
1	Buffalo water tank	\$	2,200,000	
2				
		<b>Current Requests</b>	\$ 2,200,000	
<b>NAWS</b>				
1				
2				
		<b>Current Requests</b>	\$ -	
		<b>Capital Assets Current Requests</b>	\$ 2,200,000	
		Less NAWS line of credit	\$ 50,000,000	
		Anticipated Unobligated Appropriation Capital Assets =	\$ 43,481,797	

2023-2025 Unobligated Appropriation for Purpose and Capital Assets	\$ 184,732,018	\$ 2,387,442
<b>Current Requests</b>	\$ 35,771,357	\$ 979,956
2023-2025 Anticipated Unobligated Appropriation =	\$ 148,960,661	

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

March 27, 2025


	2021-2023 CARRYOVER	2023-2025 APPROPRIATION	TOTAL	SWC/Secretary APPROVED	UNOBLIGATED APPROPRIATION
<b>MUNICIPAL &amp; REGIONAL WATER SUPPLY:</b>					
MUNICIPAL WATER SUPPLY	52,153,913	87,443,807	139,597,720	139,597,720	0
RED RIVER VALLEY	38,269,022	180,000,000	218,269,022	218,269,022	0
OTHER REGIONAL WATER SUPPLY	27,300,734	11,907,507	39,208,241	39,208,241	0
UNOBLIGATED MUNICIPAL/REG WATER SUPPLY	867,901	36,848,686	37,716,587		37,716,587
Total	118,591,570	316,200,000	434,791,570	397,074,983	37,716,587
% OBLIGATED		88%	91%		
<b>RURAL WATER SUPPLY:</b>					
RURAL WATER SUPPLY	55,311,053	49,598,857	104,909,910	104,909,910	0
UNOBLIGATED RURAL WATER SUPPLY	13,608	2,401,143	2,414,751		2,414,751
Total	55,324,661	52,000,000	107,324,661	104,909,910	2,414,751
% OBLIGATED		95%	98%		
<b>FLOOD CONTROL:</b>					
FARGO	0	0	0	0	0
MOUSE RIVER	9,425,991	76,100,000	85,525,991	85,525,991	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	259,160	0	259,160	259,160	0
OTHER FLOOD CONTROL	9,136,828	1,577,022	10,713,850	10,713,850	0
PROPERTY ACQUISITIONS	57,573	0	57,573	57,573	0
WATER CONVEYANCE	9,363,120	201,755	9,564,875	9,564,875	0
UNOBLIGATED FLOOD CONTROL	1,151,869	37,821,223	38,973,092		38,973,092
Total	103,821,656	115,700,000	219,521,656	180,548,564	38,973,092
% OBLIGATED		67%	82%		
<b>GENERAL WATER:</b>					
GENERAL WATER	11,276,781	6,704,623	17,981,404	17,981,404	0
UNOBLIGATED GENERAL WATER	354,064	3,545,377	3,899,441		3,899,441
Total	11,630,845	10,250,000	21,880,845	17,981,404	3,899,441
% OBLIGATED		65%	82%		
<b>SUBTOTAL</b>	<b>289,368,732</b>	<b>494,150,000</b>	<b>783,518,732</b>	<b>700,514,861</b>	<b>83,003,871</b>
<b>CAPITAL ASSETS:</b>					
SWPP CAPITAL ASSETS	24,100,389	86,438,203	110,538,592	110,538,592	0
NAWS CAPITAL ASSETS	36,181,771	11,080,000	47,261,771	47,261,771	0
DEVILS LAKE OUTLET		200,000	200,000	200,000	
UNOBLIGATED CAPITAL ASSETS	0	95,681,797	95,681,797		95,681,797
Total	60,282,160	193,400,000	253,682,160	158,000,363	95,681,797
% OBLIGATED		51%	62%		
<b>DISCRETIONARY FUNDING:</b>					
DISCRETIONARY FUNDING PROJECTS	5,603,005	566,208	6,169,213	6,169,213	0
UNOBLIGATED DISCRETIONARY FUNDS	0	8,433,792	8,433,792		8,433,792
Total	5,603,005	9,000,000	14,603,005	6,169,213	8,433,792
% OBLIGATED		6%	42%		
<b>BASINWIDE PLAN IMPLEMENTATION:</b>					
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%	100%		
<b>STATE FISCAL RECOVERY FUND:</b>					
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		0
Total	10,972,317	0	10,972,317	10,972,317	0
% OBLIGATED		0%	100%		
<b>TOTAL</b>	<b>367,000,000</b>	<b>696,550,000</b>	<b>1,063,550,001</b>	<b>876,430,541</b>	<b>187,119,459</b>

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

**Mar-25**

	SWC/Secretary APPROVED	EXPENDITURES	UNPAID APPROVALS
<b>MUNICIPAL &amp; REGIONAL WATER SUPPLY:</b>			
MUNICIPAL WATER SUPPLY	139,597,720	54,074,135	85,523,586
RED RIVER VALLEY	218,269,022	89,373,656	128,895,366
OTHER REGIONAL WATER SUPPLY	39,208,241	17,565,485	21,642,756
<b>TOTAL</b>	<b>397,074,983</b>	<b>161,013,276</b>	<b>236,061,707</b>
<b>RURAL WATER SUPPLY:</b>			
RURAL WATER SUPPLY	104,909,910	55,926,407	48,983,502
<b>FLOOD CONTROL:</b>			
FARGO	0	0	0
MOUSE RIVER	85,525,991	5,033,183	80,492,808
MOUSE RIVER HB1431	64,354,625	39,988,143	24,366,483
VALLEY CITY	10,072,490	382,493	9,689,996
LISBON	259,160	4,500	254,660
OTHER FLOOD CONTROL	10,713,850	3,384,149	7,329,701
PROPERTY ACQUISITIONS	57,573	57,573	0
WATER CONVEYANCE	9,564,875	5,548,911	4,015,964
<b>TOTAL</b>	<b>180,548,564</b>	<b>54,398,953</b>	<b>126,149,612</b>
<b>GENERAL WATER:</b>			
GENERAL WATER	17,981,404	9,972,604	8,008,800
<b>SUBTOTAL</b>	<b>700,514,861</b>	<b>281,311,240</b>	<b>419,203,621</b>
<b>CAPITAL ASSETS:</b>			
SWPP CAPITAL ASSETS	110,538,592	6,548,166	103,990,426
NAWS CAPITAL ASSETS	47,261,771	20,436,676	26,825,095
DEVILS LAKE OUTLET	200,000	41,266	158,734
<b>TOTAL</b>	<b>158,000,363</b>	<b>27,026,108</b>	<b>130,974,255</b>
<b>DISCRETIONARY FUNDING:</b>			
DISCRETIONARY FUNDING PROJECTS	6,169,213	1,371,829	4,797,384
<b>BASINWIDE PLAN IMPLEMENTATION:</b>			
BASINWIDE PLAN IMPLEMENTATION	773,787	317,580	456,207
<b>STATE FISCAL RECOVERY FUNDS SB2345</b>			
STATE FISCAL RECOVERY FUND PROJECTS	10,972,317	9,816,533	1,155,783
<b>TOTALS</b>	<b>876,430,541</b>	<b>319,843,291</b>	<b>556,587,250</b>

NORTH  
**Dakota** | Water Resources  
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**TO:** Lieutenant Governor Michelle Strinden  
Members of the State Water Commission   
**FROM:** Reice Haase, Secretary  
**SUBJECT:** Petition To Adjust Boundaries of Bottineau County Water Resource District (WRD) and Oak Creek WRD  
**DATE:** March 27, 2025

The State Water Commission (SWC) and Department of Water Resources (DWR) received a January 22, 2025, letter and petition (attached) requesting an adjustment to the boundaries of Bottineau County Water Resource District (WRD) and Oak Creek WRD.

During the February 13, 2025, SWC meeting, DWR staff provided the SWC with background on the received petition as well the required investigation report. The DWR presented to the SWC that the DWR's investigation led to a determination that all petition requirements as outlined in North Dakota Century Code (N.D.C.C.) section 61-16-06.1 have been met.

The SWC then directed the DWR to set a date, time, and location within one of the petitioning district boundaries for a public hearing related to the request as required by N.D.C.C. section 61-16-06.1(2).

The DWR did so and on March 13, 2025, held a public meeting at the Bottineau County Courthouse. The DWR's Matt Lindsay conducted the hearing on behalf of the SWC. In attendance were representatives of both petitioning WRDs and a few members of the public.

During the hearing, a question was asked by a member of the public on the impact the proposed reduced land area of Oak Creek WRD would have on existing WRD revenues for operations. A member of the Bottineau County WRD replied that Oak Creek WRD is currently levying 2.38 mills for WRD operations, with a potential levy of up to 4 mills maximum (as outlined in N.D.C.C. section 57-15-26.6). It was stated that the Oak Creek WRD could choose to increase the WRD operation mills to account for land area reduction.

The hearing lasted roughly 30 minutes and no opposition to the boundary petition was presented by any parties present.

Therefore, I recommend the State Water Commission grant the petitioners' request to adjust the boundaries of the Bottineau County WRD and Oak Creek WRD and direct the Department of Water Resources to make necessary boundary adjustments to the petition-impacted districts as outlined by N.D.C.C. section 61-16-06.1(3).

RH:ac/PS/WRD/BOT & OAK