## R E V I S E D WATER DEVELOPMENT 2001 BIENNIAL REPORT

a supplement to the 1999 State Water Management

North Dakota State Water Commission

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## WATER DEVELOPMENT 2001 BIENNIAL REPORT a supplement to the

1999 State Water Management Plan December 15, 2000

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# Introduction

he year 1999 was one of many great accomplishments in water development. The State Water Commission (SWC) completed its most recent update to the state water management plan. The Legislature approved of the plan and granted authority for bonding for water development and devoted 45 percent of the tobacco settlement funds to meet water needs and bond requirements. Furthermore, the awareness of water development project needs in the state may be at an all-time high.

The 1999 State Water Management Plan (SWMP) is likely the most comprehensive water plan developed for North Dakota. Much of the background effort of collecting information about water needs was completed while the memory of the 1997 floods was fresh in the minds of state residents. The new plan documented the water development project needs of the state and reviewed water management policies. Some of these policies had never been documented. Also, the plan showed a funding shortfall to address the identified needs.

When the 1999 State Water Management Plan was submitted to the legislature, they responded by developing legislation supporting expanded water development. Senate Bill 2188 and House Bill 1475 were passed into law via chapter 535 of the Session Laws (SB 2188) and now guide water development into the new millennium.

## **Purpose and Authority**

The purpose of this report is threefold. First, the SWC has an ongoing effort to keep abreast of the water development needs in the state. The periodic updating of the state water management plan, as defined in the North Dakota Century Code Section 61-02-26 and Section 61-02-14, is the most visible aspect of this effort. Beyond that, the Planning and Education Division of the SWC has maintained a potential projects list since the 1983 State Water Management Plan. Much of the work



encompassed by this report is the updating of the water development database. The second purpose of this report is to meet the requirements of NDCC 57-51.1-07.1, to request funds from the Resources Trust Fund. The third purpose is to meet the requirements of NDCC 61-02-26 and NDCC 61-02-14 (SB 2188).

SB 2188 provides several critical components in the development of our state's water resources. The SWC is now authorized to issue up to \$84.8 million in bonds to help fund flood control projects at Grand Forks, Wahpeton, Grafton, and Devils Lake, water supply projects for Garrison Diversion and Southwest Pipeline Project, and to fund other general projects identified in the 1999 State Water Management Plan. The bill also set up a Water Development Trust Fund (WDTF) as a primary means of repaying the bonds. House Bill 1475 allocates 45 percent of the funds received by the state from the 1998 tobacco settlement agreement into the Water Development Trust Fund.

> Another important provision of SB 2188 is the requirement for the SWC to develop a new comprehensive statewide water development program with priorities based on expected funds available from the Water Development Trust Fund. It was the intent of the legislature that the delivery of water for usable purposes be a priority.

This report has been developed to meet these requirements. The new comprehensive statewide water development program has been developed by expanding the role of the SWMP. Essentially this evolution

was accomplished by developing a prioritization process to rank water development projects to match available funding. The projects listed in the database will be continually updated as knowledge about projects becomes available. The priority of any project may be reassessed as projects evolve and as new projects are entered. As the title of this report suggests, this report will be produced every two years.

Another essential component of a water development program is securing a reliable, adequate funding source. This report highlights this need and shows projected funding abilities and costs through 2050.

Check the SWC Website, www.swc.state.nd.us, for State Water Management Plan news and updates.

# General Concepts for Funding

ontained in this section are discussions of State Water Commission cost-share policy changes and the need for the Water Development Trust Fund.

## Cost Share for Water Supply Projects

A great back log of water projects throughout the state and the increasing costs of these projects are causing many changes in the way projects are being funded and built. One such change was adding a limit to the amount of costshare a drainage project could receive in any one biennium, thereby allowing more projects to access state aid. The ND Water Coalition, through their involvement in developing this report, has identified a potential change for the State Water Commission's cost-share policy for domestic water supply to address the growing need.

Federally-mandated standards for the level of constituents in drinking water has caused the need for a substantial number of communities to upgrade their water supply systems. Unfortunately, this mandate is largely unfunded. Lack of action by the federal government to adequately fund the state's Municipal, Rural and Industrial Water Supply Program (MR&I) has forced project managers to come to the state for financial help.

As an interim measure, the State Water Commission will begin cost-sharing up to 65 percent of the cost for domestic water supply projects. The State Water Commission will seek reimbursement of this costshare should federal MR&I dollars become available. To be eligible for the state cost-share, these projects must be built according to federal MR&I guidelines. This will help ensure that if MR&I receives additional funding, the state's investment could be reimbursed. The 2001-2003 biennial budget request contains \$15 million to cost-share on domestic water supply projects.

## Continued Support From Tobacco Settlement

The key to developing North Dakota's water resources is to ensure adequate

funding into the future. The 55th Legislative Assembly took a great step forward by committing 45 percent of the tobacco settlement funds to the Water Development Trust Fund. It is essential that this level of funding for water development continues into the future, in order to provide for needed water development across the state.

This is evident by the \$2.2 billion of water project needs contained in the SWMP database. To ensure water development receives its necessary share of funding, the Water Development Trust Fund must maintain its current allocation of the tobacco settlement. With current funding available to the SWC, including the current allocations to the WDTF, the state may still have to bond to cover the priority needs in 2001-2003.

Fully utilizing the Water Development Trust Fund will help to reduce the backlog of water development projects the state has amassed. Once the state has caught up, the WDTF could be scaled back to just cover maintenance of existing infrastructure and allow a reasonable level of new development.

## Statewide Water Development Program

his section will show the total water development needs for the next biennium and the corresponding funding shortfall and suggests a means of funding a set of priority projects. Expected levels of state funding from several sources will be described in this report. This SWMP report presents a newly developed project prioritization process designed to rank projects to match funding capabilities. An interim process was used to help shape the list of projects that will be recommended for funding in the 2001-2003 biennium.

### Water Projects

The complete list of water development projects compiled for this report shows the breadth of needs for water development in the state in the upcoming biennium. The list was compiled from survey forms sent to water interests throughout the state. The survey form requested information about the status of projects included in the 1999 State Water Management Plan and provided an opportunity to include new projects into the state water management plan update.

#### **INFORMATION GATHERING**

The primary information provided by project sponsors included estimates of project costs and a funding timetable. Other information gathered included expected funding sources, need for and status of studies and permits, expected sponsors, and location by watershed.

The survey was sent to all water resource districts, joint water resource districts, cities, as well as the ND Water Coalition members. The managers of the major water projects, including the Garrison Diversion Project, the Southwest Pipeline Project, and Northwest Area Water Supply project, were also surveyed.

As the forms were returned, the submitted projects were checked against the information in the 1999 SWMP project database. Any changes to project status were updated in the database. New projects submitted were reviewed and added directly to the database.

Projects from the immediate timeframe in the 1999 SWMP database that were not identified in the survey process were put into the 2001-2003 biennium for funding. Projects without updated information from the intermediate or late timeframe of the 1999 SWMP were brought into the updated database under a "to be scheduled" timeframe. As with the 1999 SWMP, some projects that were lacking information had their timeframes adjusted. These adjustments usually moved projects into later timeframes and were based on status of permits and funding.

The updated SWMP database now has a category for completed projects. The SWC will maintain completed projects in the database to document the time required to finish projects. Of the 120 potential projects listed for the 1999-2001 timeframe in the 1999 SWMP, 19 have been completed (Table 1). At least another 32 are being implemented.



#### Table 1: Water Development Projects Completed 1999-2001

NW City of Lakota - Flood Control Devils L	
Sweetwater-Morrison Outlet Structure Modif. Devils L	ake
Fish Creek Dam, Morton County Missou	ri
McKenzie County Rural Water - Planning Missou	ri
Mountrail County Irrigation Project - Study Missou	ri
Williams County Flood Study Missou	ri
Cass County Drain #35 - Channel Improv. Red	
Grafton (Park River) Intake Replacement Red	
Hillsboro WTP Expansion - Planning Red	
Midtown Dam Project (City of Fargo) Red	
Richland County Drain #65 Red	
Steele County Drain #13 Red	
The International Coalition Red	
Tri-County Flood Control #1894 - Studies Red	
Northwest Area Water Supply Studies Souris	
Sawyer Highway 52 Crossing Souris	
ND Water Education Foundation Magazine Statewi	de
ND Water Education Foundation 1999 Tours Statewi	de
ND Wetlands Trust Statewi	de

#### [able 2: Currently Active Water Projects in 1999-200]

WATERSHED	PROJECT NAME	Feasibility Study	DESIGN STATUS	LOCAL COST	STATE COST	FEDERAL COST	TOTAL COST
Missouri	Buford-Trenton Irrigation District Expansion-Phase I			\$ 28,672	\$ 19,115		\$ 47,787
Missouri	Elk/Charbon Irrigation Project	yes	no		1,000,000		1,000,000
Missouri	Horsehead Irrigation Project	ongoing	ongoing	114,485	75,515		190,000
Missouri	Mercer/Oliver Irrigation Project - Study	ongoing	no	77,000	77,000		154,000
Missouri	Missouri River Coordinated Resource Mgmt. Study	no	no	19,800	19,800		39,600
Missouri	NDCMP- Safeguards/Scientific Concepts Reassess.				70,000		70,000
Missouri	Nesson Valley Irrigation	yes	ongoing		1,500,000		1,500,000
Missouri	Southwest Pipeline Project (Mott-Elgin)				6,000,000	7,000,000	13,000,000
Missouri	Williston Transmission Line Impr Phase I	yes	ongoing	82,000			82,000
Missouri	Williston WTP - Phase II & III	yes	yes	375,000			375,000
Red	Baldhill Dam - Five Foot Flood Pool Raise	yes	ongoing	349,500	349,500		699,000
Red	Cass Co. Drain #13 Outlet Improvements	yes	no		125,000		232,000
Red	Grafton Flood Control Project			157,500	157,500	585,000	900,000
Red	Grand Forks - Clearwell Tie-back Water Mains	yes	yes				5,383,000
Red	Grand Forks - Interim Water Reclamation Facility	ongoing	ongoing	800,000			800,000
Red	Grand Forks - Transmission Lines	yes	ongoing	3,501,000			7,781,000
Red	Grand Forks - Water Dist. System Improvements	yes	ongoing	10,917,226			16,637,413
Red	Grand Forks - WTP	n/a	ongoing	1,012,500			1,012,500
Red	Grand Forks WTP Intake, Caisson, and Trans. Lines	yes	ongoing	2,175,000			2,175,000
Red	Grand Forks/East Grand Forks Flood Control		ongoing	22,836,000	22,000,000	11,657,000	56,493,000
Red	Grand Forks/East Grand Forks Recreation			173,000		172,000	345,000
Red	Hillsboro WTP Expansion - Design/Constr.	yes		70,000		130,000	200,000
Red	Maple River Dam	yes	ongoing	2,500,000	3,500,000		6,000,000
Red	Nelson Co. Drain #12 Phase I (Enterprise, Sarnia Twp.	) yes	yes		112,000	208,000	320,000
Red	Overland Flood Protection - South Fargo						
	(Sheyenne River to Wild Rice River Diversion)	ongoing	ongoing	3,000,000	3,000,000	4,000,000	10,000,000
Red	Ransom-Sargent Rural Water	yes		5,360,534		14,300,000	19,660,534
Red	Swan Creek Watershed Improvements - Phase II	yes	yes	50,000	50,000		100,000
Red	Tolna Dam Repairs	yes	ongoing	8,700	8,700	14,000	40,000
Souris	All Seasons Water Users - System IV Exp. Phase III -						
	Planning/Design	ongoing	ongoing	1,400,000		2,600,000	4,000,000
Souris	All Seasons Water Users System V	yes	ongoing	980,000	980,000	3,640,000	5,600,000
Souris	Minot - Northwest Drainage Area	yes	по	130,000	70,000		200,000
Souris	Northwest Area Water Supply - Rugby Pipeline			433,500		805,000	1,238,500
			TOTALS	\$56,551,417	\$39,114,130	\$45,111,000	\$156,275,334

#### PROJECTS REQUESTED FOR 1999-2001 BIENNIUM

Projects listed for funding in the 1999-2001 biennium have either already received funding or submitted status sheets that indicated the project sponsor would be requesting funding from the SWC sometime this biennium. Funding for these projects is assumed to be accounted for, so the costs are not included in the future needs estimates. Table 2 shows a listing of projects listed in the SWMP database that are in progress.

The State Water Commission is involved with many more active projects than those

listed in Table 2. Many projects already had funding secured when the information was being gathered for the SWMP update. Since the SWMP is primarily concerned with project needs, those projects with funding in order were not pursued. Table 3 shows the projects the SWC is currently funding.

#### Table 3: Current Contract Fund Active Water Projects in 1999 - 2001

WATERSHED	PROJECT NAME	STATE COST
Missouri	Antelope Creek Snagging and Clearing Project (Mercer County)	\$ 428
Missouri	Belfield Flood Control	38,800
Missouri	Buford-Trenton Irrigation - Williams County	19,115
Missouri	Horsehead Irrigation Project (Feasibility Study) (Emmons)	75,515
Missouri	Mercer/Oliver Counties Irrigation Project Feasibility Study	77,000
Missouri	Missouri River Coordinated Resource Management Program	19,797
Missouri	Montana EIS for County Sponsored Cloud Modification Program	
Missouri	Mountrail County Irrigation Project Feasibility Study	28,750
Missouri	Tvenge Associates Architect & Planners	9,000
Missouri	Twelve Mile & Traux Township Pipeline (Williams)	87,800
Red	Antelope Creek Snagging and Clearing (Richland)	8,500
Red	Baldhill Dam (Sheyenne River Joint WRD 1999)	250,000
Red	Baldhill Dam (Sheyenne River Joint WRD 1998)	33,043
Red	Cass County Drain No. 21	136,000
Red	Cass County Drain No. 29A	136,000
Red	Cass County Drain No. 13 Reconstruction	150,000
Red	Cass County Drain No. 14	136,000
Red	Cass County Drain No. 40	136,000
Red	Cass County Drain No. 13	136,000
Red	Cass County Joint Water Resource District	95,300
Red	City of Neche, Channel Cut-off of Pembina River	20,000
Red	Cooperstown Area Drain Project (Griggs)	5,200
Red	Digital Aerial Survey - Laser Terrain Mapping - Cass County	45,150
Red	Feasibility and Engineering study for lowering of Sanborn Lake	5,000
Red	Floodplain Mapping for Red River Area South of Fargo	49,350
Red	Grand Forks Ring Dikes No. 2	25,000
Red	Homme Dam (Walsh 1995)	28,000
Red	Homme Dam (Walsh 1999)	26,500
Red	International Drainage	1,725
Red	Langdon Floodplain Management Study (Cavalier)	4,100
Red	Meadow Lake Flood Control (Barnes County)	4,825
Red	Midtown Dam Project (City of Fargo)	1,416
Red	Phase 1, Rural Ring Dike Project (Walsh County WRD)	175,000
Red	Red River Wetlands/Watersheds Study (USGS)	16,750
Red	Red River Basin Board	100,000
Red	Richland County Drain No. 97	62,000
Red	Richland County Drain No. 14	63,334
Red	Richland County Drain No. 95	136,000
Red	Ring Dike Cost-Share North Cass WRD	162,500
Red	Rural Ring Dikes Project Grand Forks County WRD	37,500
Red	Sanborn Lake/Barnes County	5,000
Red	Steele County Drain No. 4	136,000
Red	Swan Creek Diversion (Cass)	70,000
Red	Trail County Drain No. 57A (1999)	150,000
Red	Traill County Drain No. 57A (1999)	74,934
Red	Upper Maple Retention Dam	20,000
Red	Walhalla Township Drain No. 2 - Cavalier /Pembina	95,311
Red	Walhalla Township Drain No. 3 - Cavalier /Pembina	52,490
Statewide	North Dakota Irrigation Caucus	40,000
Statewide	Will and Carlson Contract (237-03)	40,000 50,000
Sidiewide	Total Cost	
		\$3,306,133

The 1999 ND Legislative Assembly specifically provided bonding authority for six projects: Southwest Pipeline, Garrison Diversion, and flood control projects at Grand Forks, Devils Lake, Wahpeton and Grafton. Of these six projects, Southwest Pipeline (SWPP), Grand Forks, and Grafton have started using allocated funding. The \$4.5 million of bonding authority for the SWPP has been spent for construction by the State Water Commission. The SWC also allocated \$23 million to date of its bonding authority for the Grand Forks flood control project. A total of \$167,000 has been allocated for Grafton. Wahpeton is expected to start using funding in 2001.

#### PROJECTS REQUESTED FOR 2001-2003 BIENNIUM

The list of projects in Table 4 contains the projects expected to request a SWC costshare in the 2001-2003 biennium. This is a non prioritized list of needs as submitted by water managers. The list is separated into nine categories based on SWC cost-share policies. The total financial need to implement these projects is about \$436 million. The state's share of this total, based on traditional cost-share funding levels, is \$100 million. The federal government and local project sponsors are expected to pay the balance.

#### PROJECTS BEYOND THE 2001-2003 BIENNIUM

Beyond the 2001-2003 biennium, projects fall under one of two categories, scheduled and non-scheduled, depending on the amount of information available from the project sponsor. If projects are far enough along to have expected funding needs determined for the next several bienniums, their associated costs were scheduled into those bienniums. Water needs without detailed project planning were put into a 'to be scheduled' category. Table 5 shows the estimated cost summary of the next several bienniums and the 'to be scheduled' water development needs.

### Table 4: Water Development Needs in the 2001-2003 Biennium

	Water Supply	FEASIBILITY	DESIGN				
WATERSHED	PROJECT NAME	STUDY	STATUS	LOCAL COST	STATE COST	FEDERAL COST	TOTAL COST
Devils L	Central Plains Water (South Benson)			\$1,750,000		\$ 3,250,000	\$ 5,000,000
Devils L	Langdon RWU - Phase IV - Design/Constr.	yes		3,960,000		7,350,000	11,310,000
Devils L	Ramsey County Rural Water 2	yes		2,710,000		5,030,000	7,740,000
James	Stutsman Rural Water Users Improvements			70,000		130,000	200,000
Missouri	Bismarck - Raw Water Intake Replacement	yes	yes	756,000		1,404,000	2,160,000
Missouri	Bismarck-West End Reservoir Exp./Disinfection						
	Contact Basin	yes	yes	2,100,000		3,900,000	6,000,000
Missouri	McKenzie County Rural Water - Design/Constr.	yes	yes	600,000		1,120,000	1,720,000
Missouri	Parshall Rural Water			520,000		980,000	1,500,000
Missouri	Southwest Pipeline Project (Bowman-Scranton)	yes	yes		\$7,300,000	3,700,000	11,000,000
Missouri	Williams Rural Water Impr.			700,000		1,300,000	2,000,000
Red	Grand Forks - Clearwell Tie-back Water Mains	yes	yes	100,000			100,000
Red	Grand Forks - Clearwell/Pump Station	yes	ongoing	7,649,300		2,850,700	10,500,000
Red	Grand Forks - Interim Water Reclamation Facility	ongoing	ongoing	4,675,000	3,825,000		8,500,000
Red	Grand Forks - New Water Reclamation Facility	ongoing		175,000			175,000
Red	Grand Forks - Transmission Lines	yes	ongoing	4,850,000		4,900,000	9,750,000
Red	Grand Forks - Water Dist. System Improvements	yes	ongoing	4,100,000			4,100,000
Red	Grand Forks - WTP	n/a	ongoing	175,000			175,000
Red	Grand Forks WTP Intake, Caisson, and Trans. Lines	yes	ongoing	5,610,000	4,590,000		10,200,000
Red	Hillsboro WTP Expansion - Design/Constr.	yes		1,820,000		3,380,000	5,200,000
Red	Mill Dam Repairs - Valley City			25,000	25,000		50,000
Red	Sheyenne Water Supply			230,000		420,000	650,000
			TOTALS	\$42,575,300	\$15,740,000		\$98,030,000

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WATERSHED	PROJECT NAME	Channel Improvement	FEASIBILITY	DESIGN	LOCAL COST	STATE COST	FEDERAL COST	TOTAL COST
James	Meadow Lake	Nater Management	ves	ongoing	\$ 97,500	\$ 52,500		\$150,000
Missouri		- Little Missouri River	ongoing	ongoing	100,000	100,000		200,000
Red	Cass Co. Drain	#13 Improvements	yes	no	1,625,000	875,000		2,500,000
Red	Christine Dam -	Channel Obstruction - Richland C	o, no	no	39,800	21,450	\$ 113,750	175,000
Red	City of Petersbu	rg Flood Control Project	ongoing	ongoing	16,250	8,750		25,000
Red	Cole Creek Cho	nnelization	yes	ongoing	191,750	103,250		295,000
Red	Grey Twp. Drain	n #1	no	no	22,750	12,250		35,000
Red	Ibsen Twp. Floo	d Control #97	no	ongoing	132,600	71,400		204,000
Red	Kidder Dam - N	Aodify Waterway - Richland Co.	ongoing	ongoing	93,800	46,200		140,000
Red	McLeod Flood	Control Project	yes	ongoing	130,000	70,000		200,000
Red	Shenford Flood	Control Project	yes	yes	32,500	17,500		50,000
Red	Steele County D	orain #2	no	no	260,000	140,000		400,000
Red	Steele, Grand F	orks and Traill Counties, Drain #4	yes	no	315,250	169,750		485,000
Red	Traill Co. Drain	#57A	yes	yes	426,400	229,600		656,000
Red	Traill Co. Drain	#627 Improvements	ongoing	ongoing	552,500	297,500		850,000
Red	Upper Rush Lal	ke Basin Clean-Out	ongoing	ongoing	85,000	45,000		130,000
				TOTALS	\$4,121,100	\$2,260,150	\$113,750	\$6,495,000

	Recreation	FEASIBILITY	DESIGN				
WATERSHED	PROJECT NAME	STUDY	STATUS	LOCAL COST	STATE COST	FEDERAL COST	TOTAL COST
Red	Grand Forks/East Grand Forks Recreation			\$ 1,164,000		\$ 1,163,000	\$ 2,327,000
Red	Warsing Low Level Outlet - Eddy Co.	yes	yes	9,000	\$ 3,000		12,000
			TOTALS	\$1,173,000	\$3,000	\$1,163,000	\$2,339,000

WATERSHED	Irrigation PROJECT NAME	FEASIBILITY	DESIGN STATUS	LOCAL COST	STATE COST	FEDERAL COST	TOTAL COST
Missouri	Buford - Trenton Irrigation District Expansion- Phase	el		\$ 900,000	\$ 600,000		\$1,500,000
Missouri	Elk/Charbon Irrigation Project	yes	no	5,250,000	1,200,000		6,450,000
Missouri	Horsehead Irrigation Project	ongoing	ongoing	15,000,000	1,500,000	\$15,500,000	32,000,000
Missouri	Nesson Valley Irrigation	yes	ongoing TOTALS	5,710,000 <b>\$26,860,000</b>	1,490,000 <b>\$4,790,000</b>		7,200,000 <b>\$47,150,000</b>

and the second se								
		Flood Control	FEASIBILITY	DESIGN				
WATERSHED	PROJECT NAME		STUDY	STATUS	LOCAL COST	STATE COST	FEDERAL COST	TOTAL COST
Devils L	Devils Lake Eme	rgency Outlet - Peterson Coulee				\$35,000,000	\$65,000,000	\$100,000,000
Devils L	Emergency Outle	et - Peterson Coulee - Operations	ongoing	ongoing	\$1,250,000	1,250,000		2,500,000
Devils L	Stump Lake Disc	charge to Sheyenne River - Study	ongoing	no	25,000	25,000		50,000
James	Upper Bear Cree	ek Water Management	ongoing	ongoing	4,800	3,200		8,000
Missouri	Belfield Watersh	ed Project (Heart River)	yes	ongoing	78,500	78,500		157,000
Missouri	Burnt Creek Proj	iect	ongoing	ongoing	90,000	60,000		150,000
Missouri	Linton Flood Cor	ntrol - Spring Creek Diversion	ongoing	ongoing	50,000	50,000		100,000
Missouri	White Earth Dan	n Modification	ongoing	ongoing	75,000	75,000		150,000
Red	Baldhill Dam - F	ive Foot Flood Pool Raise	yes	ongoing	1,255,500	1,255,500	7,290,000	9,801,000
Red	Brummond Lub	ke Dam T-1A Repairs	n/a	n/a	12,500	12,500		25,000
Red	Dam #5 - Middl	e Branch of the Park River	ongoing		225,000	225,000	4,050,000	4,500,000
Red	Downtown Floor	dwall - Fargo	no	no	3,700,000			3,700,000
Red	Farmstead Ring	Dikes - Noble & Wiser Twps -						
	Cass Co Phas	el	yes	yes	225,000	150,000		375,000
Red	Farmstead Ring	Dikes - Raymond, Berlin, and						
	and the second sec	- Cass Co Phase I	yes	yes	240,000	160,000		400,000
Red	Grafton Flood Co				1,207,500	1,207,500	4,485,000	6,900,000
Red	Grand Forks/East	st Grand Forks Flood Control		ongoing	21,294,000	20,459,000	23,933,000	65,686,000
Red	Homme Dam So				95,000	95,000	18,810,000	19,000,000
Red	Maple River Dar		yes	ongoing	5,750,000	4,750,000		10,500,000
Red	Nelson Dam Re		n/a	n/a	12,500	12,500		25,000
Red		provements - Fargo	no	no	1,200,000			1,200,000
Red		Protection - South Fargo						
		to Wild Rice River Diversion)	ongoing	ongoing	3,000,000	3,000,000	4,000,000	10,000,000
Red		Protection South Fargo - West						
	Fargo (Wild Rice		ongoing	ongoing	3,000,000	3,000,000	8,000,000	14,000,000
Red	Ridgewood Dike		ongoing	no	970,000			970,000
Red	Second St. Flood		no	no	800,000			800,000
Red	South Acres Are	A set the set of the s	no	no	1,000,000		1,000,000	2,000,000
Red	Wahpeton Flood		ongoing	no	1,873,000	1,872,000	6,955,000	10,700,000
Souris	Puppy Dog Coul	ee	ongoing	ongoing	1,140,000	760,000		1,900,000
				TOTALS S	\$48,573,300	\$73,500,700	\$143,523,000	\$265,597,000

WATERSHED	PROJECT NAME	Snagging/Clearing	FEASIBILITY STUDY	DESIGN STATUS	LOCAL COST	STATE COST	FEDERAL COST	TOTAL COST
Red	Antelope Creek	Snagging & Clearing	n/a	n/a	\$ 131,000	\$ 44,000		\$ 175,000
Red	Forest River Sna	gging & Clearing	ongoing		94,000	31,000		125,000
Red	Morais River Sno	agging & Clearing	ongoing		100,000			100,000
Red	Sheyenne River	Snagging & Clearing - Barnes Co.	yes	ongoing	67,500	22,500		90,000
Red	Wild Rice River S	nagging & Clearing	no	no	356,000	119,000		475,000
Souris	Souris River Sna	gging and Clearing	n/a	n/a	37,500	12,500		-50,000
				TOTALS	\$786,000	\$229,000		\$1,015,000

WATERSHED	PROJECT NAME	Bank Stabilization	FEASIBILITY	DESIGN STATUS	LOCAL COST	STATE COST	FEDERAL COST	TOTAL COST
Missouri	Little Missouri R	River Bank Stabilization - Medora	ongoing	ongoing	\$375,000	\$375,000		\$750,000
		nk Stabilization - Burleigh, McLean (		ongoing			\$6,700,000	6,700,000
Souris		Stabilization/Channel Improveme	and the second sec	no	18,000	12,000		30,000
				TOTALS	\$393,000	\$387,000	\$6,700,000	\$7,480,000
		Studies/Planning	FEASIBILITY	DESIGN				
WATERSHED	PROJECT NAME		STUDY	STATUS	LOCAL COST	STATE COST	FEDERAL COST	TOTAL COS
Devils L		od Related Programs/Studies				\$1,500,000		\$1,500,000
Devils L		- Phase IV - Rural Distribution - Plan	n		\$ 130,781	43,594		174,375
Missouri		ee Flood Study - Bismarck	no	no	203,400	135,600	\$1,017,000	1,356,000
Missouri		onmental Impact Study			55,000	110,000		165,000
Missouri		auards/Scientific Concepts Reasses	S.			35,400		35,400
Missouri		TP Replacement - Planning	ves		56,250	18,750		75,000
Red	Drayton Dam -				62,500	62,500	125,000	250,00
Red		Advanced Treatment - Planning			55,875	18,625		74,50
Red		Water Supply Study				150,000		150,000
Red		Replacement - Planning			112,500	37,500		150,000
Red	G. Forks-Traill V	Nater Users Distribution Impr Plan			176,400	58,800		235,200
Red	G. Forks-Traill V	Vater Users - Exp 1MG Clearwell -	Plan.		24,075	8,025		32,10
Red	G. Forks-Traill V	Vater Users - RWS Interconnect - Pla	an.		8,122	2,708		10,83
Red	G. Forks-Traill V	Nater Users - WTP Exp Planning			40,950	13,650		54,60
Red	Langdon - MI.	Carmel Supply Line- Planning			37,600	12,500		50,100
Red	Langdon WTP I	Exp. & Impr Planning			103,600	34,500		138,100
Red	Mayville Advar	nced Treatment - Planning			46,900	15,600		62,50
Red	Preliminary Eng	gineering of Water Channels, Natur	al					
	and Legal Drai	ns Study	no	n/a	25,000	25,000		50,000
Red	Walsh RWU Ex	pansion and WTP Impr Planning			30,000	10,000		40,000
Statewide	Effects of Cloud	Seeding on Rainfall - Study				125,000		125,000
Statewide	Evaluation of th	ne Effects of Cloud Seeding on Rand	hing Industr	y - Study		17,500		17,50
				TOTALS	\$1,168,953	\$2,435,252	\$1,142,000	\$4,746,20
								and it the second second
		Multi-Purpose						
WATERSHED	PROJECT NAME	Them respond	FEASIBILITY STUDY	DESIGN	LOCAL COST	STATE COST	FEDERAL COST	TOTAL COS
Missouri	Harmon Lake -	- Dam #6	ves	yes	\$300,000	\$300,000	\$1,750,000	\$2,350,00
Missouri		lification Project	100	100	851,000	441,000	1,100,000	1,292,000
	0.000 0 0 0 000			TOTALS	\$1,151,000	\$741,000	\$1,750,000	\$3,642,000

### Table 4: Summary of Water Development Needs, 2001-2003 Biennium

PROJECT CATEGORY	LOCAL COSTS	STATE COSTS	FEDERAL COSTS	TOTAL COSTS
Irrigation	\$ 26,860,000	\$ 4,790,000	\$ 15,500,000	\$ 47,150,000
Flood Control	48,573,300	73,500,700	143,523,000	265,597,000
Snagging/Clearing	786,000	229,000		1,015,000
Water Supply	42,575,300	15,740,000	39,714,700	98,030,000
Drainage/Channel Imp	or. 4,121,100	2,260,150	113,750	6,495,000
Recreation	1,173,000	3,000	1,163,000	2,339,000
Bank Stabilization	393,000	387,000	6,700,000	7,480,000
Studies/Planning	1,168,953	2,435,252	1,142,000	4,746,205
Multi-Purpose	1,151,000	741,000	1,750,000	3,642,000
TOTAL	\$126,801,653	\$100,086,102	\$209,606,450	\$436,494,205

### Table 5: Water Development Needs Beyond 2001-2003 Biennium

TIMEFRAME	STATE COSTS (in m	TOTAL COSTS illions)
Scheduled 2003-2011	\$ 32.4	\$ 295.2
To Be Scheduled	\$ 242.9	\$ 1,512.4
TOTAL Beyond 2003	\$ 275.3	\$ 1,807.6

### **Funding Sources**

Water development projects in North Dakota are funded at many different levels. Private projects, such as stock ponds or household wells, are the responsibility of the landowner or user. Projects sponsored by a political subdivision often come to the state for cost-share assistance. Projects with regional or statewide impacts typically are eligible for some type of federal funding assistance. In these cases, the state cost-shares only on the non-federal portion of the costs.

North Dakota funds water development projects through the State Water Commission. The SWC receives funding for projects from several sources: state's General Fund, Resources Trust Fund, MR&I loan repayments, and the newly created Water Development Trust Fund. Besides these sources, the SWC has authority to issue revenue bonds for water projects. Table 6 shows expected funding levels from all state sources that should be available for cost-sharing on water development projects. Using the four sources of potential funding to the SWC, without using the bonding authority provided by SB 2188, the SWC can fund about \$56 million of cost-sharing for water development projects in the 2001-2003 biennium.

#### Table 6: Expected Revenues to the State Water Commission from all State Sources

	W	ATER DEVELOPMENT TRU	ST FUND	TRADITIONAL SOURCES	TOTAL	
Fiscal Year	<b>A</b> Tobacco Revenue	<b>B</b> Debt Service	<b>C = A - B</b> Available Balance	<b>D</b> RTF, General Fund and Other*	<b>E = C + D</b> Total Funds Available Yearly	
2000	S 13,478,530		S 13,478,530			
2001	11,900,000		25,378,530	\$ 3,100,000	\$ 28,478,530	
2002	11,900,000	S 2,715,000	9,185,000	7,800,000	16,985,000	
2003	11,900,000	2,715,000	9,185,000	4,700,000	13,885,000	
2004	10,300,000	4,115,000	6,185,000	4,700,000	10,885,000	
2005	10,300,000	4,900,000	5,400,000	4,700,000	10,100,000	
2006	10,300,000	5,859,000	4,441,000	4,784,000	9,225,000	
2007	10,300,000	5,859,000	4,441,000	4,869,680		
2008	16,600,000	5,859,000	10,741,000	4,957,074		
2009	16,600,000	5,859,000	10,741,000	5,046,215		
2010	16,600,000	5,859,000	10,741,000	5,137,139		
2011	16,600,000	5,859,000	10,741,000	5,229,882	15,970,882	
2012	16,600,000	5,859,000	10,741,000	5,324,480	16,065,480	
2013	16,600,000	5,859,000	10,741,000	5,420,969	16,161,969	
2014	16,600,000	5,859,000	10,741,000	5,519,389	16.260.389	
2015	16,600,000	5,859,000	10,741,000			
2016	16,600,000	5,859,000	10,741,000	5,722,172		
2017	16,600,000	5,859,000	10,741,000	5,826,616		
2018	11,800,000	5,859,000	5,941,000	5,943,148		
2019	11,800,000	5,859,000	5,941,000	6,062,011	12,003,011	
2020	11,800,000	5,859,000	5,941,000	6,183,251		
2021	11,800,000	5,859,000	5,941,000	6,306,916		
2022	11,800,000	3,144,000	8,656,000	6,433,054	15,089,054	
2023	11,800,000	3,144,000	8,656,000	6,561,715		
2024	11,800,000	1,744,000	10,056,000	6,692,950	16,748,950	
2025	11,800,000	959,000	10,841,000	6,826,809	17,667,809	
Totals	\$ 350,778,530	\$ 117,180,000	\$ 247,077,060	\$ 139,467,246	\$ 373,065,776	

2001 total available of \$3.1 million unobligated and moved into 2002 RTF.

Other revenues are \$3.7 million from Resources Trust Fund, \$0.5 million MRI repayment, and \$0.5 General Fund; a 2% annual increase begins F/2006 MRI repayments end around 2017.

#### **RESOURCES TRUST FUND**

The Resources Trust Fund is funded with 20 percent of the revenues from the oil extraction tax. A percentage of the Resources Trust Fund has been designated by constitutional measure to be used for water-related projects and energy conservation. The SWC budgets money for cost-share based on a forecast of oil extraction tax revenue for the biennium, which is provided by the Office of Management and Budget.

The SWC has also been receiving \$1.1 million per biennium in MR&I program loan repayments. One of these debts was recently paid off when a debtor restructured their debts. The SWC will now be receiving about \$1 million per biennium through the year 2017, at which time most of the loans will be retired.

Revenues into the Resources Trust Fund for the current biennium are expected to total nearly \$11.2 million. Future revenues from the oil extraction tax are highly dependent on world oil prices, which makes it difficult to predict future funding levels. The State Water Commission estimates new revenues of \$9.4 million for the 2001-2003 biennium. Thereafter, \$9.4 million per biennium will be used for planning water development cost-share ability.

#### **BONDING AUTHORITY**

The SWC has bonding authority (NDCC 61-02-46) to issue revenue bonds of up to \$2 million for projects. The Legislature must authorize revenue bond authority beyond \$2 million per project. In 1991, the Legislature authorized full revenue bond authority for the Northwest Area Water Supply (NAWS) project and in 1997 it authorized \$15 million of revenue bonds for the Southwest Pipeline Project. The North Dakota Constitution requires general obligation bond issues greater than \$2 million to be secured by first mortgages upon real estate or upon real and personal property of stateowned utilities, enterprises, or industries.

The SWC is also authorized to issue up to \$84.8 million dollars in appropriation bonds under provisions of SB 2188. The Legislature's intent is to partially fund flood control projects at Grand Forks, Devils Lake, Wahpeton, and Grafton, to continue funding for the Southwest Pipeline Project, and to provide partial funding for the Garrison Diversion Project. SB 2188 also recognizes the need to provide funding for other projects identified in the 1999 State Water Management Plan in future bienniums.

#### WATER DEVELOPMENT TRUST FUND/TOBACCO FUNDS

Senate Bill 2188 set up a Water Development Trust Fund as a primary means of repaying the bonds it authorized. House Bill 1475 allocates 45 percent of the funds received by the state from the 1998 tobacco settlement agreement into the Water Development Trust Fund. The Water Development Trust Fund, as of April 2000, has a balance of \$13.5 million. An additional \$11.9 million will be deposited in the account during 2001 to bring the balance up to \$25.4 million. The SWC does not have the authority to begin using this fund during the 1999-2001 biennium. Payments into the fund are scheduled through 2025 at a level based on tobacco consumption and inflation (Table 6). It is currently projected the receipts into the fund will total about \$350 million.

#### STATE GENERAL FUND

Each biennium the Legislature allocates money to the State Water Commission to help fund general water development throughout the state.

#### **OTHER STATE FUNDING**

The ND Department of Health administers the Drinking Water State Revolving Fund Program (DWSRF) for the financing the construction and improvement of drinking water systems. The DWSRF provides below market-rate interest loans to public water systems for capital improvements aimed at increasing public health protection and compliance under the federal Safe Drinking Water Act. Allotted federal funds are provided by the U.S. Environmental Protection Agency through capitalization grants and are matched 20 percent by the state. As of July 1, 2000, 19 loans totaling \$52.4 million have been approved for drinking water infrastructure improvement projects in North Dakota since 1997. Approximately \$28 million of additional federal funds and state match funds will be available to North Dakota through fiscal year 2003. Federal capitalization grants will cease beginning fiscal year 2004 unless Congress authorizes additional funds for the DWSRF

Loans for additional projects will be possible using repayment funds from current loans. This revolving feature of the DWSRF will ensure that North Dakota has funds for future drinking water projects. The maximum repayment period for DWSRF loans is 20 years following project completion. The present loan interest rate is 2.5 percent for public water systems that qualify for tax-exempt financing, and 4 percent for those that do not. The DWSRF represents an additional source of potential funding for public water systems planning drinking water infrastructure improvements.

#### **FEDERAL FUNDING**

A main source of federal funding for water development in North Dakota is the Municipal, Rural, and Industrial Water Supply Program (MR&I). The total MR&I budget is \$200 million, all but \$5 million of which has been obligated to future projects. Efforts to obtain additional funding for the MR&I program are being pursued under the Dakota Water Resources Act. The Dakota Water Resources Act would provide resources for the Southwest Pipeline Project, the Northwest Area Water Supply Project, general MR&I projects, and a project to bring water to eastern North Dakota. If enacted as written, an additional \$600 million would

be available for state water development projects. Federal funding would include \$200 million for state MR&I, \$200 million for Indian MR&I, and \$200 million for Red River Valley Water Supply.

Use of MR&I program funding for water development projects in the state depends on U.S. Congressional appropriation of funding. Funds are appropriated annually, which may result in potential delays in each authorized project.

The U.S. Army Corps of Engineers provides significant funding to North Dakota for flood control projects. The Environmental Protection Agency, U.S. Geological Survey, and the Natural Resources Conservation Service also contribute to the state's water development.

## State Water Development Funding Process

The Legislature has made general statements to guide the State Water Commission's development of the state's water resources. Under NDCC 61-02-14, the SWC is to consider if a development project is necessary and if it is advisable. More recently, the passage of SB 2188 identifies the need for a water development plan that utilizes tobacco revenues and includes a priority process that emphasizes water supply.

The SWC historically has not always had shortfalls in meeting the needs of those requesting cost-share. This has slowly changed. The number, type, and size of projects requesting cost-share is expanding. As the cost of projects increases and local sponsors' resources decline, more projects are being submitted for state funding.

Using the four sources of potential funding to the SWC and the revenue provided by the Water Development Trust Fund, the SWC can fund about \$56 million of costsharing for water development projects in the 2001-2003 biennium. Since the documented need (\$100 million), greatly exceeds the expected amount of revenues available (\$56 million), a prioritization of projects is necessary.

#### SUMMARY OF OTHER WESTERN STATES

In developing a prioritization process for North Dakota water projects, information was solicited from other western states. There are currently several western states implementing some form of prioritization process for funding water-related projects. However, Utah, Wyoming, and South Dakota's processes were the most helpful in developing North Dakota's process.

The following are general descriptions of the prioritization processes currently being implemented in Utah, Wyoming, and South Dakota.

#### Utab

In Utah, water projects must first meet general guidelines administered by the Utah Board of Water Resources. If projects meet those guidelines, it is then determined if they are sponsored by political subdivisions or nonprofit organizations. Once this information has been established, projects are then prioritized based on the following criteria:

1.) Projects that involve public health problems, safety problems, or emergencies.

2.) Projects that have received a large portion of their funding from other sources.

3.) Projects not included in 1 or 2, but have been authorized by the Board, are funded on a first-come-first-serve basis.
4.) Projects from individuals, small groups, or for-profit organizations.
5.) The Board will not fund projects sponsored by developers.

#### Wyoming

Project sponsors in Wyoming must first submit an application to get their project included in the Wyoming Water Development Program (WWDP). Once applications are accepted and projects are included in the WWDP, they are then placed into three broad categories based on need. These include:

1.) Projects developing water for a present or defined need.

2.) Projects developing water for present needs and generating a surplus for future needs.

3.) Projects developing water for which there is not a present need sufficient to warrant immediate expenditure of design construction dollars.

After projects have been separated into the aforementioned categories, they are prioritized based on their focus. *General* priorities in Wyoming include:

- 1.) Multipurpose projects;
- 2.) Storage projects;
- 3.) Supply projects;
- 4.) Hydropower projects; and
- 5.) Recreation projects.

Rehabilitation projects for existing structures and programs are prioritized in a slightly different manner.

#### South Dakota

The South Dakota Board of Water and Natural Resources and water development districts use the following eligibility criteria as guidelines to determine project merit for inclusion into the State Water Facilities Plan:

1.) Health and safety projects that correct serious health hazards.

2.) Economic development projects.

3.) Consolidation of existing facilities or reorganization of projects.

4.) Expansion of existing systems which provide an increase in services and promote the objectives contained in 1 through 3 above.

5.) Local support for the project, including a proposed level of local project funding and in-kind services.6.) Long-term planning that would enable a local project to provide for future maintenance, replacement, or expansion.

More specifically regarding criteria, South Dakota does not allocate funding for flood control projects. For water supply projects, the state considers the rates that will be charged to the benefiting parties for the delivery of the water. The general standards that the state follows for their water billing requirements are \$20 per 5,000 gallons for municipal systems, and \$50 per 7,000 gallons for rural water systems. If these minimum rates are not charged by the sponsor, the project will not likely meet the criteria for state funding.

#### PRIORITIZATION PROCESS DEVELOPMENT

Though there was a great deal of beneficial information provided in the Utah, Wyoming, and South Dakota prioritization processes, it was necessary to sculpt a unique prioritization process specific to North Dakota. That way, the process would best suit North Dakota's water-related needs and cater to the state's objectives as spelled out by the Legislature under NDCC 61-02-14.

The process for North Dakota began by using information from other states. To have a statewide perspective in developing the process, the ND Water Coalition was asked for input. A filter mechanism for projects asking to be listed as potential candidates for state cost-share and a prioritization process for ensuring the limited state funds are put to their best use was defined.

To satisfy the requirements of the North Dakota Legislature, a better accounting of potential projects is necessary. As such, the SWC tracks projects for cost share by listing them in the updated SWMP database. This allows for better planning to fit the state's needs. To keep the size of the biennial need manageable, the following filter and prioritization process was developed and will be applied to the updated State Water Management Plan database.

#### Filter Mechanism for Database Inclusion

The first step was to define a filter mechanism. The intent of a filter is to ensure projects being listed each biennium will benefit the state and are ready to proceed. All projects must pass through the filter before they can be included in the SWMP database. Projects must meet the criteria in one of the following three categories to pass through the filter.

 The project addresses a current or future water supply need.

#### OR

- B. Each of the following must be met in this category:
  - a. The project has a positive benefitcost ratio from the state's perspective (general guidelines will be developed).
  - b. All required permits are obtainable.
  - c. Local funding mechanisms to fund the project are in place or approved.
  - d. Negative effects from the project will be identified and mitigated.
  - e. Fits into a Regional Watershed Plan, if developed.
  - OR
- C. The project is data collection, research, or a feasibility study.

#### **Rationale for Filter Criteria**

Projects need to be in the SWMP database to provide information for budget development and budgeting decisions throughout the biennium. Emergencies are an exception, but these, with good planning, should be very limited. Newly developed projects may be added throughout the biennium.

The overriding goal of this process is to ensure the projects that come forward for cost-share are economically justifiable for the state. However, some issues go beyond quantifiable economics and may be given a higher status. For instance, having a safe, clean, adequate supply of water is very important to North Dakota citizens.

Additionally, many water supply projects are looking to meet the future water needs of the state. Quantifying these benefits with any level of confidence is problematic. Since developing a more reliable, higher quality water supply is a high priority of the state, water supply projects are given special consideration.

With water supply needs addressed, the second criteria for admission into the plan focuses on the overall feasibility of the project. The primary filter for this is having a positive benefit-cost ratio. The benefit-cost ratio analysis will be the responsibility of the project sponsor, using guidelines to be established by the State Water Commission. Beyond being economically viable, the project must have substantial local support and be far enough along in planning and design to have cost share needs scheduled. This will be determined by the remaining four criteria in the second category: all required permits are obtainable, local funding mechanisms are in place or approved, negative effects from the project will be mitigated, and fits into the regional watershed plan, if developed.

A third category is to include projects that are information gathering. It is important to help share the costs of planning for a better future. This will maintain the quality of projects being submitted for cost-share.

#### Prioritization Criteria for Project Cost-Share

Once a project has made it through the filter mechanism, it will be added to the database. Only projects that are on the database are eligible for cost-share. When funding is limited, as determined by the State Water Commission, the following prioritization criteria will be considered. A project will have priority if the project:

#### 1. Addresses a water supply need;

- Fits into a Regional Watershed Plan, if developed;
- Is sponsored by a political subdivision or special purpose organization with authority to construct a water resource project;
- Provides the state the greatest return on investment;
- Provides infrastructure for potential economic development;
- Provides benefits to areas with low household income levels; or
- Is data collection, research, or a feasibility study.

#### Rationale for Prioritization Criteria

As mentioned earlier, water supply projects will be given a priority. In an effort to keep water supply cost-share equitable, a minimum price for water for users must be met by the water system or district to receive priority. Initially, a minimum user fee of \$30 per 6000 gallons for municipal and \$50 per 6000 gallons for rural users will be used. These costs are the upper bound of the middle category for the existing Municipal, Rural, and Industrial Water Supply Program's point rating system for prioritizing projects. Monthly fees were related to a set number of gallons to keep comparisons fair. Setting minimum user fees will help ensure that some water users are not receiving water at a lower cost than others at the state's expense. This essentially balances the state subsidy level. Exceptions to the minimum rates may be granted if it can be shown that the project sponsor has invested a large percentage of the non-project financed money into the project to keep user costs down.

Regional watershed planning is an important aspect to water development.

Developing water projects that complement one another increases the efficiency of the entire watershed. A regional watershed plan will also give the region the ability to focus their water development effort. For example, the Red River Valley may place emphasis on flood control works, while the Missouri River watershed may focus on increasing rural water supply availability. Since priorities may vary across regions, this process allows regional planning to influence the type of projects that receive priority.

Locally supported projects will also be given a priority if sponsored by a political subdivision or a special purpose organization with authority to construct a water resource project. This will help ensure that projects with organized local support get priority. Special purpose organizations were included specifically for development of water supply systems, irrigation or domestic. Cost-share for projects sponsored by private organizations will still be available.

The fourth criterion for prioritizing costshare funding, return to the state, will be the means for ranking most of the projects. By prioritizing projects that provide the greatest return to the state, state funding will be put to its most efficient use. This helps level the playing field for all types of projects, excluding emergencies and water supply, giving them equal access to cost-share based on the project's ability to generate a return to the state. Those projects that provide the greatest return to the state's investment will be given priority.

A benefit-cost analysis will need to be completed for each project. Guidelines acceptable to the State Water Commission will be developed to assist the analysis. The analysis will contain a list of items that are not easily quantifiable in dollar terms, such as aesthetic value, wildlife habitat value, or the enhancement of economic growth potential. These items will be described narratively as positive or negative effects of the project for the consideration of the SWC. Although the analysis will be done from the state's perspective, regional, local, and private effects will be identified. The factors that cannot be quantified will be concisely listed for consideration by the SWC. Furthermore, the quantifiable effects will be analyzed with *The North Dakota Input-Output Model*, as described in Coon et al. 1990, or an equivalent model, to gain an understanding of the business activity generated.

With this prioritization criterion, irrigation, recreation, drainage, and flood control projects will be ranked according to the level of benefits the state receives from having each project completed and the investment the state contributed to receive those benefits. The ranking of projects will be based on the magnitude of their benefit-cost ratio.

Since the benefit-cost ratio will be calculated from the state's perspective (i.e., benefit to the state and the cost to the state), projects having a larger percentage of the costs paid by non state sources would have a more favorable benefit-cost ratio and, therefore, would receive priority. Any project can increase its chance of getting cost-share by asking for a lesser amount of cost-share relative to its total project cost. It may be argued that localities with the ability to pay more will have an edge in getting state dollars. However, this is not the case. Points awarded for low median household incomes will help ensure state funding is distributed equitably.

Water infrastructure is a key component of many economic development projects. Although these projects may not have a large direct benefit to the state, which ranks them low under the benefit-cost criterion, they do increase the potential for expanded economic development, which may result in large returns to the state. Because of this potential, projects providing water infrastructure for future Table7: Prioritization Criterion for Water Projects Ranking System

economic development will receive priority. Comparing drinking water supply projects to irrigation projects poses some problems. Drinking water systems that are designed to only meet the current usage will rank low for economic development potential. Those with excess capacity to market to industry will receive a middle ranking. Since irrigation projects provide direct economic development, they will rank high. Rankings for each project will vary relative to economic development potential of other projects of the same type.

The state has placed emphasis on maintaining its rural communities. Often smaller towns cannot generate revenue adequate enough to cover the high costs of water resource projects. The proposed state costshare policy recognizes this situation by giving priority to those areas with less ability to pay. Although many indicators could be used, median household income is readily available and is representative of an area's ability to pay for a project, whether revenue is raised through taxes, special assessments, or user fees.

The final criteria for priority is if the costshare request is for data collection, research, or a feasibility study. These activities lay the groundwork for better projects in the future.

#### **Ranking the Projects**

A point system will be used to weight each category and rank the projects. A total of 100 points will be available. The project that accumulates the most points will be given priority for funding, although the commission reserves the right to consider other factors in the final cost-share decision. Other factors may include number of persons to benefit, the nature of the benefits, environmental considerations, readiness to proceed, or other considerations. Points will be awarded as shown in Table 7.

By generalizing typical projects, sample point rankings were generated to show

CATE	GORY DESCRIPTION	POINTS				
	Addresses a water supply need (minimum user fee not met)	20 (5)				
2	Fits into regional watershed plan	20				
3	Sponsored by a political subdivision (or special purpose organization)	10 (5)				
4	Return on state's investment	20 - 0 (according to ranking)				
5	Infrastructure for economic development	10 - 0 (ranked by size of impact)				
6	Benefits areas with low household incomes	10 - 0 (ranked by percentage)				
7	Data collection, research, feasibility study	10				

#### Sample Projects Using Point System for Ranking

	CATEGORY NUMBER							
Sample project	1 (supply)	2 (plan)	3 (sponsor)	4 (return)	5 (infras.)	6 (income)	7 Istudyl	TOTAL POINTS
Rural Water	20	20	5	12		9	0	68
Flood Control	0	20	10	18	0		0	55
Water Supply Feasibility Study	10	0	10	0	2	0	10	32
Irrigation Project	8	0	10		8	0	0	28
Flood Control (not economical	0	0	10	0	9	9	0	28
Snagging and Clearing	0	0	10	5	0	8	0	23

possible rankings (Table 7). As information about projects is received, the point system will be evaluated to ensure satisfactory weighting of categories.

Based on these general categories, projects in the database will be prioritized. The list of prioritized projects will be cut off at the expected level of funding for the biennium. Projects on this list will be funded on a first-come-first-served basis. Projects that were ranked below the cutoff will be considered on a case-by-case basis, which will be highly dependent on the progress of the listed projects.

#### **Projects of SB 2188**

SB 2188, which directed the creation of a statewide water development program,

also listed projects, or phases of projects, to be completed in the next several bienniums.

For the 1999-2001 biennium, SB 2188 specified state funding provisions for the Southwest Pipeline, Northwest Area Water Supply, Grand Forks flood control, and Devils Lake flood control. Of these projects, Southwest Pipeline and Grand Forks flood control are on schedule and have used the provided funding. The Northwest Area Water Supply project and the Devils Lake flood control project are working for final project approval. Funding provisions will be requested to continue into the 2001-2003 biennium, in addition to the projects already listed for 2001-2003 biennial funding in SB 2188.

# Priority Funding for the Next Biennium



utlined here is what the SWC and the ND Water Coalition believe to be the best course of action for water development in the state. This section discusses water development projects and funding for the next biennium.

#### **BIENNIAL WATER DEVELOPMENT PROJECT BUDGET**

Since the recently defined state water development funding process is new. virtually none of the project sponsors had all the information necessary to answer the funding process' questions. As such, SWC staff and the ND Water Coalition task. force were forced to use personal knowledge of the projects to determine funding levels for projects or categories of projects for the 2001-2003 biennium. The projects identified as priorities have state cost-share expectations that exceed \$40 million. Although \$40 million of projects is substantially more than the State Water Commission typically cost-shares, it represents only about 40 percent of the 2001-2003 biennial need identified by project sponsors in the updated SWMP database (Table 8). Senate Bill 2188 authorizes an additional \$31.5 million of projects, bringing the total biennial need to \$72.34 million (Table 9).

To meet the financial commitment these projects require, the state will have to bond for another \$16.04 million in addition to maintaining historical levels of funding from the MR&I program, General Fund, Resources Trust Fund, MR&I repayments, and full use of the Water Development Trust Fund (Table 9).

from SWMP Database and Recommended Projects for 2001-2003 Biennium

PROJECT CATEGORY	PRIORITIZED NEED	SWMP NEEDS
Water Supply	\$ 15,000,000	5 8,440,000
Irrigation	3,290,000	4,790,000
General Water Management	5,000,000	5,321,902
Flood Control	5,750,000	35,725,700
Eastern Dakota Water	150,000	150,000
Devils Lake	4,000,000	37,775,000
Missouri River Management		
Northwest Area Water Supply		
Southwest Pipeline	7,300,000	7,300,000
Weather Modification	350,000	583,500
τοται	\$ 40 840 000	C 100 004 100

#### Table 9: Funding of Biennial Water Development Priorities

PRIORITIZED PROJECTS	FEDERAL COSTS (in millions)	STATE COSTS (in millions)
1. Municipal and Rural Water Supply		\$ 15.00
2. Irrigation		
3. General Water Management		
4. Flood Control		
5. Eastern Dakota Water Supply		
6. Devils Lake		
7. Missouri River Management	\$ 6.70	0
8. Northwest Area Water Supply		0
9. Southwest Pipeline		
10. Weather Modification		
SUB-TOTAL		
SB 2188 Authorized Projects		31.50
TOTAL		
Note: These priorities	are for new funding only.	
AVAILABLE REVENUES		STATE COSTS
1. Resources Trust Fund		
2. Water Development Trust Fund		
3. Bonding (as needed to cover the different		
TOTAL		

#### **DESCRIPTION OF PROJECTS**

As Table 9 shows, the prioritized water development needs for the next biennium are grouped into 10 main categories. Of these 10 categories, eight involve state cost-share funding. The projects contained in each category are explained below.

#### Municipal, Rural, and Industrial Water Supply

There are 11 MR&I projects that received priority in this biennium with a total state cost of \$19 million. Unobligated funds from the current biennium will cover \$4 million of the 2001-2003 need, leaving \$15 million remaining to fund. Although the Southwest Pipeline Project is considered an MR&I project, it will be discussed independently. Some of the potential water supply projects that could be considered for funding are:

Central Plains Water (South Benson) -This \$5 million project would provide rural water to areas in central and southern Benson County through the existing Central Plains Water District. The project would serve 150 rural users. The water supply could come from the existing water capacity in Minnewaukan or Maddock.

Langdon Rural Water (Central Benson) -This \$2 million project would provide rural water to an area of central and northern Towner County through existing Langdon Rural Water. The project would serve 90 rural users. The water supply would come from the existing water capacity in Langdon though a series of new pipelines.

Langdon Rural Water (Munich) -This \$3.95 million project would provide water to Munich and minor branches in the existing Langdon system in Cavalier County. Also, improvements would be made in the Langdon water treatment plant. The project would serve 130 users through the existing Langdon Rural Water District. The water supply would come from the Langdon though a series of new pipelines, booster stations, and reservoirs.

Langdon Rural Water (Rural Munich) -This \$3.72 million project would provide rural water to an area of western Cavalier County through existing Langdon Rural Water. The project would serve 90 users, including Clyde, Calvin, and Sarles. The water supply would come from the existing water capacity in Langdon though a series of new pipelines.

Langdon Rural Water (North Rural) -This \$1.63 million project would provide rural water to an area of north-central Cavalier County through existing Langdon Rural Water. The project would serve 40 users, including Mount Carmel and Wales. The water supply would come from the existing water capacity in Langdon though a series of new pipelines,

#### McKenzie Rural Water -

This \$1.72 million project would provide rural water to an area of central McKenzie County through McKenzie Rural Water which would be operated by the McKenzie County Water Resource District. The project would serve 215 users and provide livestock watering. The water supply would come from Watford City though a series of new pipelines.

#### Parshall (Rural) -

This \$1.5 million project would provide rural water to an area of southern Mountrail County. The project would serve 50 users and a dairy operation. The water supply would come from Parshall though a series of new pipelines.

Ramsey Rural Water (Eddy/Foster) -This \$7.74 million project would provide rural water to areas in Eddy, Foster, and Ramsey Counties through the existing Ramsey Rural Utilities. The project would serve 348 users, including Grace City. Glenfield, and McHenry, and provide for livestock watering. The water supply would come from the existing Ramsey water treatment plant though a series of new pipelines and reservoirs. Carrington may provide water to 101 rural users in the area of Carrington.

#### Shevenne Water Supply -

This \$650,000 project would provide water to Sheyenne with a new pipeline from New Rockford.

#### Stutsman Rural Water -

This \$200,000 project would provide rural water to an area of southern Foster County through Stutsman Rural Water. The project would serve 12 users. The water supply would come from Stutsman's existing pipelines.

#### Williams Rural Water -

This \$2 million project would provide rural water to an area of southeastern Williams County through Williams Rural Water. The project would serve 140 users. The water supply would come from Williston though Williams's pipelines. Livestock watering maybe part of the project.

#### Irrigation

Three projects comprise the \$3.29 million funding request under the irrigation category: Buford/Trenton Irrigation District Expansion - \$600,000; Elk/ Charbon Irrigation Project - \$1.2 million; and the Nesson Valley Irrigation project -\$1.49 million. Each project will use the Missouri River as its source of water.

#### **General Water Management**

General water management projects include rural flood control, snagging and clearing, channel improvement, recreation, and planning and studies. The SWMP database has \$5.3 million of general needs identified for 2001-2003. The \$5 million requested will allow most of these projects to move forward. Other projects will encounter delays that push their funding need beyond the next biennium. Projects will be funded according to current policy as the State Water Commission begins implementation of a prioritization process.

#### **Flood Control**

The Maple River Dam and the Baldhill Dam flood control projects have been identified to receive \$5.75 million in funding in this category. Other flood control projects are contained in the General Water Management and the Devils Lake project descriptions.

The Maple River Dam will be a 70-foot high earthen embankment dry dam capable of retaining 60,000 acre-feet of floodwater. Unlike most large flood control projects, there is no federal funding associated with this project.

The Baldhill Dam project consists of raising the flood pool elevation by five feet, which will provide an additional 30,700 acre-feet of temporary storage. This will be accomplished by replacing the main spillway gates and protecting property along the reservoir from the elevated water levels.

#### Eastern Dakota Water Supply

Funding amounting to \$150,000 is requested to cost-share with the Bureau of Reclamation in funding a water supply assessment of the Red River Valley. This information will be used in determining the best course of action for meeting the Valley's water supply need.

#### **Devils Lake**

Flood control at Devils Lake is a continuing problem. Even though work toward an emergency outlet has been ongoing for years, much work remains. The \$4 million requested will be used to help develop an outlet for the lake. Environmental studies, planning, and design are still awaiting completion.

#### Southwest Pipeline

The Bowman/Scranton service area of the Southwest Pipeline Project would receive \$11 million. The project cost estimate includes \$7.3 million of additional state funding to match the \$3.7 million of Rural Development funding. The project will provide water to areas of Bowman and Slope County. The project would serve an estimated 335 rural users and the community of Scranton. The water supply would come from the Southwest Pipeline Project through a series of new pipelines and storage reservoirs. The project includes upgrades for water service to areas south of Dickinson and Perkins County, South Dakota,

Construction plans for the Bowman-Scranton area, while not yet finalized, include 30 miles of 10 inch and 12 inch secondary transmission pipeline, water storage reservoirs at New England and Davis Buttes, two additional pumps at the intake pump station, and a pump each at the Dodge and Richardton pump stations.

#### Weather Modification

The \$350,000 budget request from the Atmospheric Resource Board includes two programs to be funded. The Atmospheric Resource Board currently cost-shares weather modification an average ratio of 20 percent state to 80 percent county. Weather modification costs have increased significantly. For the last two bienniums, the Resources Trust Fund has provided \$125,000 to support the cost-sharing. A \$189,600 increase in state funding is needed. which brings the request for this program to \$314,600. This amount will not reduce the funding contributed by the participating counties, but would allow an update of the technology employed in North Dakota, including real-time aircraft position telemetry, and would support anticipated project operating costs.

Second, \$35,400 is needed to develop a Safeguards Committee and Seeding Concepts Committee for North Dakota. The committees would conduct an independent re-assessment of criteria used to suspend cloud seeding operations, and concepts employed in actual seeding methodology, respectively. Each was last reviewed in 1985.

#### EXPECTED SOURCES OF REVENUE

Funding to meet the \$72 million need will come from several sources. The Resources Trust Fund traditionally provides water development funding in North Dakota. For the 2001-2003 biennium, revenues into the Resources Trust Fund are expected to exceed \$12.5 million. This includes new money in the amount of \$7.3 million to be deposited from 20 percent of the oil extraction tax revenue, \$1 million from MR&I loan repayments, \$800,000 from Southwest Pipeline Project Ioan repayments, and \$300,000 of interest revenue. An estimated unobligated revenue of \$3.1 million will be carried forward into the 2001-2003 biennium to bring the total Resources Trust Fund monies available to \$12.5 million.

The recently-created Water Development Trust Fund is receiving revenue from the tobacco settlement. It currently has a balance of \$13.5 million and will grow to \$25.4 million by the start of the 2001-2003 biennium. Additional payments in 2002 and 2003 of an estimated \$11.9 million per year will bring the total available next biennium to \$49.2 million. From this, \$2.715 million per year is already obligated to pay the debt service on bonds sold under SB 2188, leaving a balance of \$43.8 million for new projects.

The difference between the need and the available funding is about \$16 million. Since many projects meet with unforeseen delays that often push their funding need back, the remaining \$16 million will be generated through the sale of bonds as needed to meet the need. The bonds would be secured by future payments into the Water Development Trust Fund. Table 10 shows how the prioritized projects could be funded.

	WATER DE	VELOPMENT	FRUST FUND (W	DTF)	WATER DEVELOPMENT FUNDING					
Fiscal Year	<b>A</b> Tobacco Revenue	<b>B</b> Bond Debt Service	<b>C</b> Debits For Projects*	D = sum of A - B - C Balance	E RTF, Gen Fund & Other*	F = C WDTF	G = E + F G = H + I - J Total Funds Available	<b>H</b> General Project Funding	SB 2188 Project Funding	<b>J</b> Additional Bonds Needed**
2000	\$13,478,530			\$13,478,530	3	e).				\$27,500,000
2001	11,900,000			25,378,530	\$3,100,000		\$3,100,000			
2002	11,900,000	\$2,715,000	\$28,120,000	6,443,530	7,800,000	\$28,120,000	35,920,000	\$20,420,000	\$15,500,000	
2003	11,900,000	2,715,000	15,628,530		4,700,000	15,628,530	20,328,530	20,368,530	16,000,000	16,040,000
2004	10,300,000	4,115,000	6,185,000		4,700,000	6,185,000	10,885,000	6,085,000	13,800,000	9,000,000
2005	10,300,000	4,900,000	5,400,000		4,700,000	5,400,000	10,100,000	9,100,000	12,000,000	11,000,000
2006	10,300,000	5,859,000	4,441,000		4,784,000	4,441,000	9,225,000			
2007	10,300,000	5,859,000	4,441,000		4,869,680	4,441,000	9,310,680			
2008	16,600,000	5,859,000	10,741,000		4,957,074	10,741,000	15,698,074			
2009	16,600,000	5,859,000	10,741,000		5,046,215	10,741,000	15,787,215			
2010	16,600,000	5,859,000	10,741,000		5,137,139	10,741,000	15,878,139			
2011	16,600,000	5,859,000	10,741,000		5,229,882	10,741,000	15,970,882			
2012	16,600,000	5,859,000	10,741,000		5,324,480	10,741,000	16,065,480			
2013	16,600,000	5,859,000	10,741,000		5,420,969	10,741,000	16,161,969			
2014	16,600,000	5,859,000	10,741,000		5,519,389	10,741,000	16,260,389			
2015	16,600,000	5,859,000	10,741,000		5,619,777	10,741,000	16,360,777			
2016	16,600,000	5,859,000	10,741,000		5,722,172	10,741,000	16,463,172			
2017	16,600,000	5,859,000	10,741,000		5,826,616	10,741,000	16,567,616	A 181	1. 1. 1. 1. 1.	
2018	11,800,000	5,859,000	5,941,000		5,943,148	5,941,000	11,884,148		cipal (excluding	COSTS)
2019	11,800,000	5,859,000	5,941,000		6,062,011	5,941,000	12,003,011	and Paym	nents:	
2020	11,800,000	5,859,000	5,941,000		6,183,251	5,941,000	12,124,251			and the second
2021	11,800,000	5,859,000	5,941,000		6,306,916	5,941,000	12,247,916		27.5m = \$2.715	
2022	11,800,000	3,144,000	8,656,000		6,433,054	8,656,000	15,089,054	payments deferred until FY2002		
2023	11,800,000	3,144,000	8,656,000		6,561,715	8,656,000	15,217,715			
2024	11,800,000	1,744,000	10,056,000		6,692,950	10,056,000	16,748,950	FY2003: \$16.04m = \$1.4m/year		
2025	11,800,000	959,000	10,841,000		6,826,809	10,841,000	17,667,809			
2026					6,963,345		6,963,345	FY2004: \$	9m =\$785,000/	year
2027					7,102,612		7,102,612			
2028					7,244,664		7,244,664	FY2005: \$	11m =\$959,000	/year
2029					7,389,557		7,389,557			
2030					7,537,348		7,537,348	Terms of E	Bonds:	
2031					7,688,095		7,688,095		6% interest;	
2032					7,841,857		7,841,857	Issuance	costs not includ	ed.
2033 2034					7,998,695		7,998,695	the second second	- F	and the second second
2034					8,158,668		8,158,668			
2035					8,321,842		8,321,842			
2030					8,488,279		8,488,279			
2038					8,658,044 8,831,205		8,658,044 8,831,205			
2039					9,007,829		9,007,829			
2040					9,187,986		9,007,829			
2040					9,371,745		9,371,745			
2041					9,559,180		9,559,180			
2042					9,750,364		9,339,160			3
2043					9,945,371		9,945,371			
2045					10,144,279		10,144,279			
2045					10,144,279		10,144,279			
2040					10,554,104		10,554,108			
2048					10,765,190		10,334,100			
2049					10,980,493		10,980,493			
2050					11,200,103		11,200,103			
	\$350,778,530	\$117,180,000	\$233 598 530			\$233 598 530		\$55 973 530	\$57.300.000	\$36.040.000

Totals \$350,778,530 \$117,180,000 \$233,598,530

\$362,505,272 \$233,598,530 \$596,103,802 \$55,973,530 \$57,300,000 \$36,040,000

2001 total available of \$3.1 unobligated and moved into 2002 RTF. Other revenues are \$3.7 million from Resources Trust Fund, \$0.5 million MRI repayment, and \$0.5 General Fund, a 2% annual increase begins FY2006. MRI repayments end around 2017