

# Central Utah Project Completion Act

## FY 2010 Budget Justification

### Table of Contents

	<b>Page</b>
General Statement.....	1
Justification – Central Utah Project Completion Account.....	4
Proposed Appropriation Language.....	9
Program Performance Summary.....	10
American Recovery and Reinvestment Act of 2009.....	13
Project List.....	19

## **CENTRAL UTAH PROJECT COMPLETION ACT**

### **General Statement**

---

The Central Utah Project (CUP) was originally authorized in 1956 as a participating project of the Colorado River Storage Project. The CUP was planned by the Bureau of Reclamation (Reclamation), and construction began on the project in 1966. For convenience, the CUP was originally divided into six units. The Bonneville Unit was the largest and last of the CUP units to be established. Reclamation continued the planning and construction of the CUP until October 30, 1992, when the Central Utah Project Completion Act (CUPCA), Public Law 102-575, was enacted.

The CUPCA provides for the orderly completion of the CUP by increasing the appropriations ceiling and authorizing features and measures for the delivery of water for municipal, industrial, and irrigation purposes; water conservation; wildlife mitigation; and in stream flows. The CUPCA also provides for cost-sharing of project costs, establishes a water conservation program, allows local entities to construct project features, and requires compliance with environmental laws. The CUPCA established a partnership arrangement among the Department of the Interior (Interior), the Central Utah Water Conservancy District (CUWCD), the Utah Reclamation Mitigation and Conservation Commission (Mitigation Commission), and Ute Indian Tribe. The CUWCD was given the responsibility for completion of the water conveyance facilities, and the Mitigation Commission was tasked with completing the environmental mitigation. To implement CUPCA, the Department established a small office in Provo, Utah, (CUPCA Office) under the direction of the Assistant Secretary – Water and Science, to oversee the completion of the project and the activities of the CUWCD, the Mitigation Commission, and the Ute Indian Tribe.

The following information summarizes the Fiscal Year (FY) 2010 budget request. Detailed performance information for 2010, 2009, and 2008 also is included.

A separate tab contains American Recovery and Reinvestment Act of 2009 project information.

### **Central Utah Project Completion Account**

---

The FY 2010 request is \$42.0 million, the same as the 2009 enacted. Of this request, \$40.5 million will be expended from this account and \$1.5 million will be transferred to the Utah Reclamation Mitigation and Conservation Account for use by the Mitigation Commission.

The FY 2010 request includes \$37.7 million for use by the Conservancy District to continue construction of the Utah Lake System facilities; to implement groundwater recharge projects; and to implement approved water conservation and water management improvement projects. Utah Lake System construction began in the summer of 2007. There are four major pipelines to be constructed.

The majority of construction for the Uinta Basin Replacement Project was completed during FY 2008, with minor construction continuing through 2011. The groundwater recharge project provides funding for projects that use groundwater and surface water together. The appropriation in FY 2010 will allow implementation of new projects.

Under the Water Management Improvement Program the Conservancy District is required to set and meet annual water conservation goals to avoid financial penalties. Goals are met through the implementation of water conservation projects funded under the Water Management Improvement Program. A portion of water saved through the program is also provided for stream flows to aid the endangered June sucker fish. The appropriation in FY 2010 will continue to fund water conservation projects.

The request also includes \$2.8 million for use by the Department to carry out the responsibilities of the Secretary and for other activities required by the Act.

### **Utah Reclamation Mitigation and Conservation Account**

---

The \$1.5 million requested for transfer to the Mitigation Commission will be used in implementing the fish, wildlife, and recreation mitigation and conservation projects authorized in Title III (\$1.2 million); and in completing mitigation measures committed to in pre-1992 Bureau of Reclamation planning documents (\$300,000). Title III activities in FY 2010 include acquisition of habitat, access, wetlands, water rights in key watersheds, and recreation and fish hatchery improvements. In FY 2010, the total funds deposited in or transferred to this account are estimated to be \$142.9 million, including \$1.5 million requested for use by the Mitigation Commission as mentioned above.

In addition, CUPCA also establishes Title IV to ensure future management and maintenance of Mitigation Commission projects. CUPCA provides \$5.0 million per year (indexed for inflation; now over \$7.0 million), to be appropriated through the Western Area Power Administration (Western), for use under Title IV of CUPCA. Section 214 of P.L.108-137 amended the Act to provide that the annual contributions from Western shall expire in ten years (2013) and also authorized the Mitigation Commission to utilize the interest earned and accrued to this account in ten years (2014). The remaining annual Western contributions during the period from 2010 to 2013 are essential for the successful implementation of the authorized mitigation and conservation measures. In FY 2010, \$7.4 million will be contributed from Western. The accumulated principal in the Title IV account, which is not available for program use, is estimated to total \$112.0 million at the end of FY 2010. The estimated interest at the end of FY 2010 would be \$111.0 million.

**Summary by Account**  
**FY 2008 - FY 2010 Budget Authority**  
(thousands of dollars)

	FY 2008 <u>Actual</u>	FY 2009 <u>Enacted</u>	FY 2010 <u>Request</u>
<b><u>Current Authority</u></b>			
Central Utah Project Completion Account	\$42,024	\$41,013	\$40,504
Utah Reclamation Mitigation and Conservation Account	<u>976</u>	<u>987</u>	<u>1,500</u>
Total current authority	\$43,000	\$42,000	\$42,004
<b><u>Permanent Authority</u></b>			
Utah Reclamation Mitigation and Conservation Account 1/	<u>0</u>	<u>0</u>	<u>0</u>
<b>Total Completion Act (<u>w/o ARRA</u>)</b>	\$43,000	\$42,000	\$42,004
American Recovery and Reinvestment Act of 2009	N/A	<u>\$50,000</u>	N/A
Total Completion Act (w/ARRA)	N/A	\$92,000	N/A

Notes: 1/ In FY 2008, the Mitigation Commission used the contribution of \$7.1 million from the Western Area Power Administration for administrative expenses (\$1.5 million) and for other program purposes (\$5.6 million). The Mitigation Commission will also allocate the Western contribution between these accounts in FY 2009 and FY 2010, but because the Mitigation Commission does not determine that allocation until the middle of the fiscal year, the budget request does not include an estimate for the allocation between accounts.

## CENTRAL UTAH PROJECT COMPLETION ACCOUNT

- Location:** This project is located in Utah's Bonneville and Uinta Basins, in Uintah, Duchesne, Wasatch, Summit, Utah, Salt Lake, and Juab Counties.
- Description:** The Central Utah Project Completion Act provides for completion of the Central Utah Project by the Central Utah Water Conservancy District. This includes construction of a system to deliver water to the Utah Lake drainage basin and the Uinta Basin Replacement Project. In addition, the Act authorizes funding for programs to improve water management and conservation and for fish, wildlife, and recreation mitigation and conservation; and establishes the Utah Reclamation Mitigation and Conservation Commission to coordinate the implementation of mitigation and conservation activities.
- Authorization and Related Authorizations:** Titles II - VI of P.L. 102-575, October 30, 1992. P.L. 84-485, April 11, 1956; P.L. 90-537, September 30, 1968; P.L. 92-370, August 10, 1972; P.L. 94-423, September 28, 1976; P.L. 96-470, October 19, 1980; P.L. 100-563, October 31, 1988; P.L. 104-286, October 11, 1996; P.L. 106-140, December 7, 1999; P.L. 107-366, December 19, 2002; Section 214 of P.L. 108-137, December 1, 2003; and Section 507 of P.L. 110-229, May 8, 2008.
- Land Certification:** All land certifications for the authorized projects are complete.
- Completion Data:** As of September 2008, work authorized by the Completion Act is 63 percent complete, and the project is estimated to be entirely completed by 2021. The major projects presently under construction are:
- The Section 207 Water Conservation Measures that are scheduled for completion by 2016;
  - The majority of construction for the Uinta Basin Replacement Project was completed during FY 2008, with minor construction continuing through 2011; and
  - The Utah Lake Basin Water Delivery System that is scheduled for completion in 2021.

**Project Cost Allocation/  
Benefit-Cost Ratios:**

Project cost allocations and benefit/cost ratios have been calculated and are documented in the 2004 Final Supplement to the 1988 Definite Plan Report for the Bonneville Unit.

**Status of Repayment  
Contract:**

Repayment of the reimbursable costs is required in existing contracts with CUWCD. Amendments, or supplemental contracts, will be negotiated as necessary.

**Other Information:**

Uinta Basin Replacement Project – Sec. 203(a) of the Central Utah Project Completion Act authorized funds for facilities to increase efficiency, enhance beneficial uses, and achieve greater water conservation in the Uinta Basin. After engineering and economic studies were conducted, the specific features identified in the legislation were reformulated to accomplish these objectives in a more feasible manner. Planning and NEPA documents for the reformulated project were completed in November 2001 and construction began on the reformulated project in 2002.

Utah Lake System – Planning and NEPA documents were completed in FY 2004. Activities include designs, specifications, land acquisition, and construction of facilities to deliver project water, conserve water, and meet environmental needs along the populated Wasatch Front. Construction began in 2007.

**Appropriation Ceiling:**

Appropriation ceilings remaining as of October 2008 are:

• Title II (Sec. 202 to 207)	\$473,225,218
• Title II (Sec. 201(a)(1)), Sec. 8	\$ 18,853,073
• Title II (Sec. 201(a)(1)), Sec. 5	\$ 0
• Title II (Sec. 201 (c))	\$ 0
• Title III	\$ 86,744,100
• P.L. 84-485, P.L. 92-370, and P.L. 100-563	<u>\$ 0</u>
Total	\$578,822,391

Note: In its response to an audit by the Office of Inspector General of the Construction Cost Ceiling for the Bonneville Unit, the Department agreed to inform the Congress that it intends to use the Bureau of Reclamation's cost ceiling calculations as a basis for requesting appropriations to complete the Central Utah Project. It further agreed to keep the Congress informed of the status of those ceilings in its annual budget justifications. In addition, these remaining appropriation ceilings reflect the changes enacted in P.L. 107-366, December 19, 2002.

**Proposed Fiscal Year 2010 Program**

**Central Utah Water Conservancy District:**

Utah Lake Drainage Basin Delivery System Activities include designs, specifications, land acquisition, and construction of facilities to deliver CUP water to the Utah Lake drainage basin.	\$30,800,000
Water Conservation Measures Activities include administration and implementation of approved water conservation measures and the review of proposed future conservation measures.	\$5,886,000
Other Title II Programs Activities include implementation of ground water conjunctive use programs.	\$1,000,000
<b>Conservancy District Subtotal</b>	<b>\$37,686,000</b>

**Utah Reclamation Mitigation and Conservation Commission:**

This request includes \$1,500,000 to be transferred to the Utah Reclamation Mitigation and Conservation Account for use by the Mitigation Commission. These funds will be used to implement the fish, wildlife, and recreation mitigation and conservation projects authorized in Title III; and in completing mitigation measures committed to in pre-1992 Bureau of Reclamation planning documents.

Title III - Fish, Wildlife, and Recreation Mitigation and Conservation  
The Completion Act established 43 mitigation and conservation projects within Title III, which have been organized into several watershed-based programs:

- Provo River/Utah Lake Fish and Wildlife: \$445,600  
Activities include acquisition and development of the Utah Lake Wetland Preserve and the warm water fishery in Utah Lake; acquisition of water rights and rehabilitation of riparian habitat along the lower Provo River; and enhancement of fishery and riparian habitat, wetlands, and public access along the middle Provo River. Activities along the Jordan River include rehabilitation of riparian habitat, protection of wetlands, and development of acquired lands and facilities.
- Diamond Fork Fish and Wildlife: \$24,000  
Activities include acquisition and riparian habitat development for Diamond Fork and Sixth Water Creeks.



- Duchesne/Strawberry Rivers Fish and Wildlife: \$62,400  
Activities include restoration of the fisheries in the Strawberry River drainage and in tributaries of Strawberry Reservoir; and rehabilitation of wildlife and riparian habitat along the Duchesne River and the Strawberry Aqueduct and Collection System.

- CRSP/Statewide Fish, Wildlife and Recreation: \$696,800  
Statewide activities include improving fish hatchery production; acquisition and development of wetlands adjacent to the Great Salt Lake; restoring habitat and acquisition of public access in small watersheds; restoring native cutthroat trout populations; acquisition of rangelands; and conducting inventories of sensitive plant and wildlife species and ecosystems.

Section 201(a)(1) Mitigation Measures \$271,200  
Mitigation measures include development of wetlands along the lower Duchesne River; stream and riparian restoration and recreation facilities along the Diamond Fork/Sixth Water Creek corridor; recovery actions for the endangered June sucker; and mitigation for big game impacts.

**Mitigation Commission Subtotal \$ 1,500,000**

**Department of the Interior:**

Fish and Wildlife Conservation Projects \$1,114,000  
Sec. 313(c) provides that the cost of operating and maintaining new and improved hatchery facilities shall be borne by the Secretary (\$677,000) and funds (\$400,000) are required to pay the costs of delivering water acquired by the Secretary for in stream flows. Sec. 314(c) provides that three percent of funds allocated for Title III activities are to be used for mitigation and conservation projects outside the State of Utah (\$37,000).

Program Oversight & Administration \$1,704,300  
Funds are requested for the Program Office located in Provo, Utah, to provide oversight, review, and liaison with the Conservancy District, the Mitigation Commission, and the Ute Indian Tribe, and to otherwise assist in carrying out the responsibilities of the Secretary.

**Department Subtotal \$2,818,300**

**TOTAL REQUEST \$42,004,300**

**CENTRAL UTAH PROJECT COMPLETION ACCOUNT  
PROPOSED FY 2010 APPROPRIATIONS LANGUAGE**

For carrying out activities authorized by the Central Utah Project Completion Act, **[\$40,360,000]** *\$40,300,000* to remain available until expended, of which **[\$987,000]** *\$1,500,000* shall be deposited into the Utah Reclamation Mitigation and Conservation Account for use by the Utah Reclamation Mitigation and Conservation Commission.

In addition, for necessary expenses incurred in carrying out related responsibilities of the Secretary of the Interior, **[\$1,640,000]** *\$1,704,000*, to remain available until expended. For fiscal year 2010, the Commission may use an amount not to exceed \$1,500,000 for administrative expenses. (Energy and Water Development and Related Agencies Appropriations Act, 2009.)

Program Performance Summary

End Outcome Measure/Intermediate or PART Measure/PART Efficiency or Other Outcome Measure	Type	2006 Actual	2007 Actual	2008 Actual	2009 Enacted	2010 Request	Change from 2009 Enacted to 2010 Request	Long Term Target 2021	Comments
Annual total water supply made available annually for project purposes. (acre-feet)	C	261,642	255,953	255,539	259,847	268,608	8,761 3.4%	323,116	The cumulative cost to-date is the total investment in the Central Utah Project since the beginning of the project.
Cumulative total cost to date, Actual/Planned/Projected. (\$000)		\$1,133,953	\$1,133,953	\$1,133,953	\$1,151,223	\$1,206,097	\$54,874 4.8%	\$1,510,342	
Actual/Projected cost per acre-foot of water delivered.		\$4,334	\$4,430	\$4,437	\$4,430	\$4,490	\$60 1.3%	\$4,674	
Cumulative total conveyance system constructed to deliver project water. (cfs-miles)	C	21,058	21,697	22,692	23,331	23,970	638.75 2.7%	28,703	Construction costs accumulate each year but cfs-miles are not reported until a feature is completed.
Cumulative total cost to date, Actual/Planned/Projected. (\$000)		\$157,463	\$186,405	\$219,520	\$251,820	\$282,820	\$31,000 12.3%	\$622,820	
Actual/Projected Cost per cfs-mile constructed.		\$7,478	\$8,591	\$9,674	\$10,793	\$11,799	\$1,006 9.3%	\$21,698	
Annual total water conserved through the Water Management Improvement Program. (acre-feet)	C	104,392	98,703	112,561	101,500	102,700	1,200 1.2%	214,001	
Cumulative total cost to date Actual/Planned/Projected. (\$000)		\$97,189	\$115,384	\$119,902	\$111,542	\$118,753	\$7,210 6.5%	\$213,145	
Actual/Projected Cost per acre-foot of conserved water.		\$931	\$1,169	\$1,065	\$1,099	\$1,156	\$57 5.2%	\$996	
Annual water made available for stream fisheries. (acre-feet)	C	349,911	352,156	354,341	324,278	324,278	0 0.0%	351,315	Water made available for fisheries and the associated cost remain constant until new features are completed.
Cumulative total cost to date, Actual/Planned/Projected (\$000)		\$209,846	\$238,627	\$267,585	\$294,086	\$320,587	\$26,501 9.0%	\$633,787	
Actual/Projected Cost per acre-foot of available water.		\$600	\$678	\$755	\$907	\$989	\$82 9.0%	\$1,804	
Cumulative total land set aside for wetland and wildlife purposes. (acre-feet)	C	17,929	18,571	19,080	19,145	19,210	65 0.3%	24,497	
Cumulative total cost Actual/Planned/Projected (\$000)		\$70,005	\$71,805	\$72,585	\$72,785	\$73,000	\$215 0.3%	\$76,185	
Actual/Projected Cost per acre.		\$3,905	\$3,867	\$3,804	\$3,802	\$3,800	-\$2 0.0%	\$3,110	

*Program Assessment Rating Tool (PART)* – The CUPCA program was evaluated under PART during 2005 during development of the FY 2007 budget request. The program was rated as adequate, and the five performance measures shown in the above table, were established. The PART evaluation identified specific areas that needed improvements or corrections and, as a result, the following actions were initiated in FY 2006, and the status of each action is given below.

- The Mitigation Commission and the Department amended their agreement to clarify and improve the Mitigation Commission’s accountability on its projects.
- Beginning November 1, 2005, the Mitigation Commission provides monthly and quarterly reports to the CUPCA office. The Mitigation Commission and Department meet on a regular basis for the specific purpose of discussing program performance.
- The Mitigation Commission met with their project partners and developed a plan to expedite the implementation of all their pending projects.
- The Mitigation Commission amended their existing project contracts wherever possible to impose specific timelines and penalties. All future project contracts shall include specific timelines and penalties.
- The Mitigation Commission amended their Mitigation Plan to reallocate funding from delayed projects to other authorized projects.
- The Department’s budget requests for Section 8 funding authorized in Title II will be appropriated to the District and the Department.
- The Department will facilitate meetings as needed among the Mitigation Commission, OMB, the Department, and Western to reach consensus regarding Western’s annual contribution under Title IV of CUPCA.

During the Fall of 2008, the CUPCA program updated its PART milestones to include measures to increase program transparency and accountability. This includes: providing for an external and independent review of the CUPCA program; development of a program website; improving project reporting; and establishing regular communication between the program and OMB.

Interior has formulated the 2010 budget to meet the estimated completion of the project by 2021. The 2010 budget was formulated to meet the targets established as a result of the PART efficiency and performance measures. The 2010 request also is consistent with developing water in a cost efficient manner; helps the United States to meet its contractual obligations to deliver water; and helps to meet the statutorily mandated water conservation goals. The CUPCA Office will continue to work closely with and monitor the activities of the CUWCD and the Mitigation Commission to meet these deadlines and to comply with the United States’ contractual commitments.

## **Fiscal Year 2009 Planned Program Performance**

---

In FY 2009, the construction of the Uinta Basin Replacement Project continued. An additional end outcome and measure of accomplishment that will be achieved by completing this project is the contractual commitment to deliver water before 2010. The other major construction project in FY 2009 is the Utah Lake Basin Water Delivery System which, when complete, will provide 60,000 acre-feet of water to Salt Lake and Utah Counties. Funds made available in FY 2009 assist in meeting the same goal by conserving an estimated 112,000 acre-feet water in 2009.

In FY 2009, the Mitigation Commission will continue the construction of the mitigation measures associated with the Uinta Basin Replacement Project; continue its plans for warm water and tribal hatcheries; acquire lands for the Great Salt Lake wetlands project; plan for wetlands along the lower Duchesne River; work to recover the endangered June sucker; and acquire easements for fisherman access. Funds for these activities will improve the health of watersheds, landscapes, and marine resources and to sustain biological communities. In addition, the mitigation associated with the water delivery projects will be completed concurrently with the construction activities.

*Performance Based Budgeting:* The CUPCA continues to strengthen its performance based budget in 2009. The budget supports CUPCA's mission and key outcome goals to: (1) Deliver Water Consistent with Applicable State and Federal Law, in an Environmentally Responsible and Cost-Efficient Manner; (2) Improve Health of Watersheds and Landscapes; (3) Sustain Biological Communities; (4) Improve Access to Appropriate Recreation Opportunities on Interior Managed or Partnered Lands and Waters; (5) Ensure a Quality Experience and Enjoyment of Natural and Cultural Resources on DOI Managed or Partnered Lands and Waters; and (6) Advance quality communities for Tribes.

## **Fiscal Year 2008 Program Performance Accomplishments**

---

In FY 2008, there was significant progress on several projects. Construction of the Roosevelt Pipeline was completed. CUPCA expects to attain its outcome goal of meeting its contractual commitment to deliver water by 2010. Construction on the Utah Lake Drainage Basin Water Delivery System continued; phase one of the Mapleton-Springville Pipeline was completed and construction continues on the Spanish Fork Canyon Pipeline.

In FY 2008, the Mitigation Commission continued its plans for hatcheries; acquired lands for the Great Salt Lake wetlands project; planned for wetlands along the lower Duchesne River; worked to recover the endangered June sucker; and acquired easements for fisherman access.

# **American Recovery and Reinvestment Act of 2009**

## **Central Utah Project Completion Act (CUPCA)**



**April 8, 2009**

## **American Recovery and Reinvestment Act of 2009 Central Utah Project Completion Act**

### Introduction

The Central Utah Project Completion Act, (CUPCA) enacted October 30, 1992, provides for the orderly completion of the Central Utah Project (CUP) by authorizing an increase in the appropriations ceiling, authorizing construction of features for water delivery by the Central Utah Water Conservancy District (CUWCD) and development of fish and wildlife mitigation projects by the Utah Reclamation Mitigation and Conservation Commission (Mitigation Commission). It also requires a local cost share for project capital costs, establishes a water conservation program, and authorizes the Ute Indian Tribe to quantify by compact its reserved water rights.

Funding under the American Recovery and Reinvestment Act (ARRA) provides the opportunity for the CUPCA program to accelerate work on projects that were previously planned, designed, approved, and essential to meeting the goals and objectives of CUPCA. All projects are authorized by CUPCA and are included in currently approved planning documents. Accelerating the implementation of CUPCA activities would allow us to be in a better position to meet our contractual commitments to the water users; reduce project costs; comply with CUPCA by concurrently funding mitigation and fish and wildlife projects; and also meet commitments to the Ute Indian Tribe. Projects are consistent with ARRA objectives:

- Funding would be obligated within 60 days and expended by the First Quarter of 2011.
- Projects would be implemented quickly.
- Projects would immediately create local employment.
- Projects would provide tangible benefits and be of lasting value.

### Evaluation and Selection Criteria

The CUPCA projects for ARRA are based on a selection process giving priority to projects that meet the following:

- Projects would have to comply with the criteria of ARRA, conference report language, OMB guidance, and Secretary priorities.
- Projects would have completed environmental compliance, designs, and would create local jobs.
- Projects would be next in sequence for construction or next in project planning documents.

ARRA set the maximum funding limit at \$50 million for CUPCA activities which constrains the number of projects that could be implemented. Three CUPCA program areas are identified for ARRA funding: 1) Utah Lake System; 2) Fish and Wildlife Mitigation and Conservation – Utah; and 3) Fish and Wildlife Mitigation and Conservation – Out of State. Projects within these programs were prioritized based on previously described criteria.

Projects within the Utah Lake System were planned as a part of the Utah Lake System and are described in the 2004 Supplement to the Definite Plan Report for the Bonneville Unit. National Environmental Policy Act Compliance was covered under the 2004 Utah Lake Drainage Basin Water Delivery System Final Environmental Impact Statement and associated Record of Decision signed by the Assistant Secretary – Water and Science. It was determined that three reaches of pipelines next in sequence for construction could be constructed concurrently with sufficient oversight by Interior. Accelerated completion of the Utah Lake System pipelines would allow connection to existing CUP facilities by 2011 which would make CUP water available, provide pressure for irrigation systems, and deliver in stream flow water for endangered species.

Projects within the Fish and Wildlife Mitigation and Conservation – Utah program were selected based on existing planning documents and previous prioritization and approval by the Mitigation Commission. These projects would meet the Mitigation Commission's objectives of implementing projects to offset the impacts to fish, wildlife and related recreation resources caused by CUP and other federal reclamation projects in Utah. Making ARRA funds available will directly benefit the Ute Indian Tribe's Fish and Wildlife program making the Tribe less dependent on state and federal resources for fishery development.

Projects within the Fish and Wildlife Mitigation and Conservation – Out of State program were selected based on prior requests for proposals, legislative criteria within CUPCA, and a competitive selection process. ARRA funding for these projects would follow the previous selection process ranking. This program is listed on Grants.gov.

#### Program Investment Areas

CUPCA intends to administer the ARRA funds in accordance with the authorizing legislation and CUPCA; the funds would be dispersed in the following three ways.

- 1) **Utah Lake System:** Funds to be used for the Utah Lake System pipeline construction would be obligated through a transfer to the CUWCD. These funds would be deposited into a CUWCD bank account separate from other CUPCA funds and matched with a local cost share in accordance with the 2004 Supplement to the Definite Plan Report for the Bonneville Unit. Under a contract between Interior and CUWCD, the ARRA project costs would be reimbursed to a



- 2) **Fish and Wildlife Mitigation and Conservation – Utah:** Funds to be used for this program would be transferred to the Mitigation Commission, an independent federal commission, through an interagency agreement. The Mitigation Commission would obligate funds through contracts with a variety of entities including the Ute Indian Tribe, State of Utah, Utah State University, and Duchesne County Water Conservancy District. Project costs would be reimbursed to these entities based upon approved receipts. The Mitigation Commission would provide oversight of all projects and provide weekly, monthly, and quarterly reports to the CUPCA office for review and approval and posting on the Recovery.gov website. All oversight provided by the Mitigation Commission and Interior would be paid by non-ARRA funds. The ARRA funds would only be used to pay for the actual projects.
  
- 3) **Fish and Wildlife Mitigation and Conservation – Out of State:** Funds to be used for this program would remain in the CUPCA treasury account until obligated. Funds would be obligated through a Cooperative Agreement between the CUPCA Office and the State of Wyoming. Project costs would be reimbursed based upon approved receipts. The CUPCA Office would provide oversight of the project with weekly, monthly, and quarterly reports by posting on the Recovery.gov website. All oversight provided by Interior would be paid by non-ARRA funds. The ARRA funds would only be used to pay for the actual project.

### ARRA Projects

The projects are identified in the enclosed tables. Projects are grouped in three program areas and are numbered by the designation ARRA1 through ARRA11 ranked in priority.

Many of the projects could be completed or substantially completed by 2010. Some of the projects would not be completed until the second quarter of 2011 due to seasonal constraints on construction caused by winter weather. All projects would be substantially complete in 2011 as contemplated by the ARRA.

The project funding amounts are estimates and final project costs would be subject to a competitive bidding process. If necessary, adjustments would be made to reduce funding on “scalable” projects in order to remain within the \$50 million provision of ARRA.

The CUPCA Office will continue to work with Interior's Planning and Performance Office to develop performance measures for each project. These performance measures, once approved, will be adopted and included in the regular reporting process.

In addition, the CUPCA Office is in the process of developing spending plans, which will also be included in the regular reporting process.

**American Recovery and Reinvestment Act of 2009  
Central Utah Project Completion Act  
Criteria for Selection**

ARRA Overall Guidance

- To preserve and create jobs and promote economic recovery
- To assist those most impacted by the recession
- To provide investments to increase economic efficiency by spurring technological advances
- To invest in transportation, environmental protection, and other infrastructure that would provide long term economic benefits
- To stabilize state and local government budgets

Water & Related Resources Specific Guidance (Conference Report)

Consider the following criteria when allocating funds to programs, projects, or activities:

- That can be obligated/executed quickly
- That will result in high, immediate employment
- That have little scheduled risk
- That will be executed by contract or direct hire of temporary labor
- That will complete either a project phase, a project, or will provide a useful service that does not require additional funding.

CUPCA Program Priorities

- Completed planning and environmental compliance
- Completed design
- Create local employment
- Next in construction sequence
- Next in planning priority

**Central Utah Project Completion Act (CUPCA)  
American Recovery and Reinvestment Act of 2009  
(\$ in Thousands)**

**Project List**

<b>Unit/Facility</b>	<b>State</b>	<b>Project Title</b>	<b>Project Cost Estimate</b>
<b>Utah Lake System</b>			
Bonneville Unit, CUP	UT	ARRA1 Spanish Fork Canyon Pipeline Reach 3	\$20,000
Bonneville Unit, CUP	UT	ARRA2 Spanish Fork - Provo Reservoir Pipeline Reach 1	\$15,000
Bonneville Unit, CUP	UT	ARRA3 Spanish Fork - Provo Reservoir Pipeline Reach 2	\$6,000
<b>Subtotal</b>			<b>\$41,000</b>
<b>Fish and Wildlife Mitigation and Conservation - Utah</b>			
Various	UT	ARRA4 Ute Tribal Fish Hatchery	\$6,000
Various	UT	ARRA5 Fishery Development & Enhancement	\$1,700
Various	UT	ARRA6 June Sucker Recovery	\$500
Various	UT	ARRA7 Wetlands Conservation and Mitigation	\$260
Various	UT	ARRA8 Lower Duchesne Wetlands Project	\$270
<b>Subtotal</b>			<b>\$8,730</b>
<b>Fish and Wildlife Mitigation and Conservation - Out of State</b>			
Various	WY	ARRA9 CUPCA 314(c) Wyoming Project	\$270
<b>Subtotal</b>			<b>\$270</b>
<b>Total CUPCA Projects</b>			<b>\$50,000</b>