



Minutes

President Rathbun called the meeting to order at 1:00 p.m. and Mr. McShane called roll.

Directors:

Kirk Rathbun, President
Gene Huffman, Vice President
David McKenzie
Arland Ward
Griffin Hanberg

Staff Present:

Shane Leonard, District Manager
Jason McShane, Assistant District Manager
Stuart Dezember, Comptroller/Treasurer (on Zoom)
Seth Defoe, Land and Water Resources Manager (on Zoom)
Ben Woodard, Engineering and Operations Manager
Lori Gibson, Executive Administrative and HR Manager
Matthew Berglund, Public Information and Employee Engagement Coordinator
Mardi Perry, Executive Coordinator

Other Persons Present:

John Crotty, Western Legal
Teresa Hauser, Bureau (on Zoom)

CONFIRMATION OF AGENDA: Director McKenzie moved to confirm the agenda. Director Huffman seconded. All present voted in favor and the motion carried.

PRESENTATION:

Update on Water Supply for October 2025:

Mr. Leonard presented information on water supply from meetings recently attended. He explained information received from the Bureau and the Department of Ecology regarding an upcoming curtailment order. There was a lengthy discussion regarding the effect that the anticipated order would have on KID’s water delivery, what entities on the Yakima River would be affected, and what the response options would be.

EXECUTIVE SESSION: At 1:28 p.m. Mr. McShane announced on behalf of the presiding officer that the board would go into executive session at 1:30 p.m. to discuss with legal counsel potential litigation, in the form of litigation or legal risks of a proposed action or current practice pursuant to RCW 42.30.110(1)(i)(iii) for approximately 45 minutes unless extended.

Members of the public were excused from the Boardroom and placed in the waiting room on Zoom.

At 2:15 p.m., executive session was extended for 15 minutes.

At 2:30 p.m., executive session was extended for 10 minutes.

At 2:40 p.m., executive session was extended for 15 minutes.

At 2:55 p.m., executive session was extended for 10 minutes.

OPEN SESSION: At 3:05 p.m., open session resumed, and members of the public were readmitted on Zoom.

ACTION ITEMS:

Water Shut-off Date: Mr. McShane explained that although KID has received a draft curtailment order from the Department of Ecology, no official order has yet been received. He said that lack

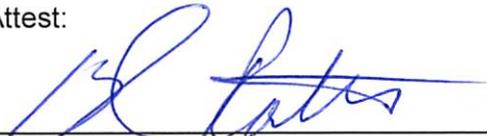
of communication by the Department of Ecology has made it very challenging for the District to interpret what is being ordered, and what the District should communicate to our customers. There was a discussion regarding whether the draft curtailment order was appropriately applied to the District, as water diversions below the Parker Gauge (Parker) do not impair the water rights holders above Parker. Mr. McShane said there is a lack of consistency with earlier curtailment orders, specifically that post-1905 water right holders below Prosser Dam, upon the declaration of prorationing, are not required to curtail, despite being junior to other right holders up river. He continued by requesting that the Board give direction regarding what our message to customers should be.

President Rathbun moved to direct staff, in light of the potential curtailment order KID expects to receive from the Department of Ecology, to communicate with our customers immediately that last full day of delivery will be October 5, 2025, with full shut down on October 6, 2025, and staff is further directed to communicate with the Department of Ecology to obtain clarification regarding the official order. Director McKenzie seconded. All present voted in favor and the motion carried.

President Rathbun called for a motion to adjourn.

Vice President Huffman moved to adjourn at 3:12 p.m. Director Hanberg seconded. All present voted in favor and the motion carried.

Attest:



Kirk Rathbun, Board President
Minutes Approved December 2, 2025

Witness:



Shane Leonard, Board Secretary

Prepared by Lori Gibson