

#### Fwd: Draft language

1 message

Forwarded message -----

From: **JD Tovey** <**JDTovey@ctuir.org**> Date: Thu, Sep 19, 2024 at 7:19 PM

Subject: RE: Draft language

To: John Shafer < john.shafer@umatillacounty.gov>

Emails
between John
Shafer and
J.D. Tovey

(Sept. 19)

Agreed. If he did resign, I think we just go down the line and ask for everyone's resignation.

#### John David Tovey III "J.D." AICP

Interim Executive Director

Confederated Tribes of the Umatilla Indian Reservation

From: John Shafer < john.shafer@umatillacounty.gov>

Sent: Thursday, September 19, 2024 11:38 AM

To: JD Tovey < JDTovey@ctuir.org>

Subject: Re: Draft language

That would be cleaner if he resigned. That would still leave the question of what about Debbie? I think she needs to go as well.

#### John Shafer

Umatilla County | Commissioner

216 SE 4th Street | Pendleton, OR 97801

Office: (541) 278-6203

Webpage: http://www.umatillacounty.gov

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On Thu, Sep 19, 2024 at 11:35 AM JD Tovey <JDTovey@ctuir.org> wrote:

I was also thinking lining up each of the specific allegations/statements in that article and ask him directly in open session if it is true. And then ask him what he thinks we should do. Hopefully he sees the writing on the wall and perhaps he resigns. If not then we'll have no choice but to act. This way it gets him official record.

Thoughts?

John David Tovey III "J.D." AICP

Interim Executive Director

Confederated Tribes of the Umatilla Indian Reservation

From: John Shafer < john.shafer@umatillacounty.gov>

Sent: Thursday, September 19, 2024 8:40 AM

To: JD Tovey < JDTovey@ctuir.org>

Subject: Re: Draft language

EXTERNAL EMAIL: Please use caution when clicking links or opening attachments

I think this is a great approach. It would even give him a chance to "defend" his actions. Thank you for putting this together. I know you are very busy, and this is just an added burden.

Thanks again,

On Thu, Sep 19, 2024 at 7:47 AM JD Tovey <JDTovey@ctuir.org> wrote:

I meant to get this out to you last night, but it was another long day.

Looking at the agenda, there is the closed session on the staff evals.

I think we should discuss the process for evaluation and ask if we even should do an evaluation based on the recent articles and information that has come out about the performance of the CDA staff. I think we should discuss all the options including reprimand, suspension pending an investigation, or termination. We can have this discussion with Elisabeth Howard during the closed session. When we come out of Executive session then I am willing to make the motion

#### CDA motions for Friday, September 20, 2024

- 1. Motion to reprimand/suspend/terminate CDA Executive Director and staff. (note: at-will employee. No justification needed other than just "CDA will go in a new direction."
  - a. Instructions to retain records pursuant to state and federal laws.
- 2. Motion to vacate the Chair of the CDA.
  - a. If approved: Motion to recommend Shafer/Daugherty/Wenholtz to be Interim Chair and Vice Chair until the end of the term. (Jan?)
- 3. Motion to request Elizabeth Howard to be the repository of documents, information and CDA staff email passwords.
- 4. Motion to for members to articulate any concerns they have about the management of the CDA to the CDA Chair and CDA attorney by October 1, and for the Chair and/or the CDA attorney to collate these concerns and refer them to the Oregon DOJ and Oregon Ethics Board and any other investigative agencies and for the Board members to cooperate with any resulting investigations.
- 5. Motion for all members to provide recommendations for Interim ED to the Chair and Vice Chair by Noon on Wed/Th/F(?), who are then asked to reach out to all recommended prospective candidates and bring back to the entire board not more than 3 recommendations for Interim ED at a meeting not later than October 4, 2024 for consideration.

#### John David Tovey III "J.D." AICP

Interim Executive Director

Office of the Executive Director

Confederated Tribes of the Umatilla Indian Reservation

46411 Timine Way

Pendleton, OR 97801

Phone: 1-541-429-7362







Wednesday, Sep 11 • 9:53 AM

You have kicked up quite the hornet's nest over here with that story. Great article by the way. I'm thinking about having it framed.

Should be an investigation, admin leave based on what other govts do.

Monday, Sep 16 • 11:03 AM

I just sent you the updated invitation to tomorrow's meeting. Note the change in location and time. We will move into an executive session to discuss the allegations in your article.

Got it. Still at tribes center, right? I will be there, ready for greg's abuse.

Yes. It will be a good time for sure





Text message





Texts between John Shafer and Les Zaitz (Sept. 11-21)







Yes. It will be a good time for sure

Monday, Sep 16 · 2:36 PM

Greg just cancelled tomorrow's meeting.

Monday, Sep 16 · 3:58 PM

Don't cancel that hotel room just yet. Myself Kelly D and JD are trying to have the meeting at 9 as originally posted.

Keep me posted.

Will do

Greg is pushing back on holding the meeting in the morning. Kelly wants to do it tomorrow evening





Text message













ao it tomorrow evening

I would be there no matter the time. Isnt the board in charge?

Yes. We're trying to see who has the authority to call a meeting. Usually our Chair calls the meeting. Kelly just sent the email requesting tomorrow at 6pm.

5d IGA

That's what we're looking e

At

Tuesday, Sep 17 • 7:59 AM

Any news?

Saturday, Sep 21 • 10:24 AM

Sent u email

I'll take a look. I'm in an AOC meeting





Text message







**√** □

Sent u email

I'll take a look. I'm in an AOC meeting today.

Saturday, Sep 21 · 3:31 PM

About to publish story. Is or has there been "compensation packages pending approval by the Cooumbia Development Authority Board"?

Not to my knowledge, no.

Published

I will check it out. Thanks

Well done!! I wouldn't expect to see a Christmas card from him this year if I were you...

I would accept one if it had a prison return address.





Text message







#### Fwd: ue

1 message

**Email from Les Zaitz to** John Shafer (Sept. 21)

Forwarded message -----

From: Les Zaitz < les@malheurenterprise.com>

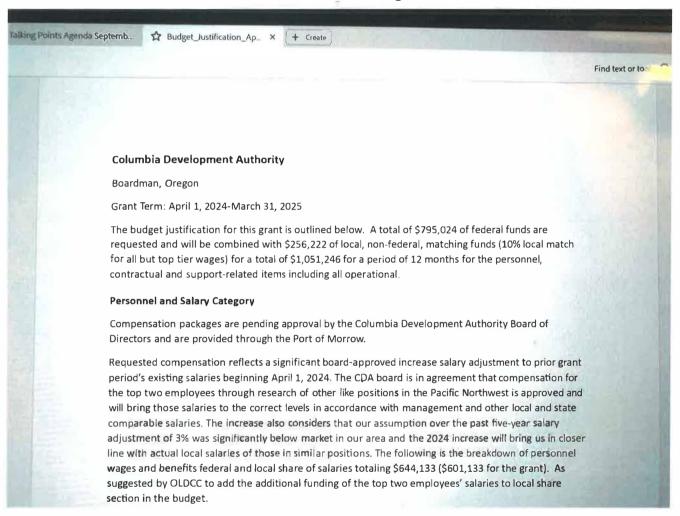
Date: Sat, Sep 21, 2024 at 9:35 AM

Subject: ue

To: John Shafer < john.shafer@umatillacounty.gov>

#### John,

I will call you in a bit with some questions but I wanted to get you some regarding this document. This is what Greg Smith shared with us showing the amended federal grant.



#### Questions:

- 1. Since the grant was approved by the CDA Board in June, does the board in your view need to approve any amendment to the grant?
- 2. The revised language states: "Compensation packages are pending approval by the Columbia Development Authority Board." Has such a compensation package been presented to the board? Is such a package pending approval?
- 3. The grant application still states: "Requested compensation reflects a significant boardapproved increase salary adjustment." Is this accurate?

Thanks.

Les Zaitz Editor and Publisher Malheur Enterprise (541) 620-0933 Sept. 21, 2024

John Shafer, acting chair Board of Directors Columbia Development Authority Boardman, OOR La Grande, OR Letter from Les Zaitz to CDA regarding Sept. 20 meeting

REQUEST: EXECUTIVE DIRECTOR STATEMENT

Dear Mr. Shafer,

I write concerning a statement made during the course of the Sept. 20, 2024, meeting of the Columbia Development Authority Board of Directors. As you know, I attended the meeting.

In the course of the public session, Greg Smith, your executive director, referred to me and said: "He sent an email to my wife with personal questions."

This statement is slanderous and defamatory.

During the meeting, Mr. Smith purported to read an email exchange he attributed to me. For your consideration, here is that exchange (also attached):

O	Outlook
Re: U	matilla Electric Cooperative
	Les Zaitz <les@malheurenterprise.com></les@malheurenterprise.com>
	Thu 9/19/2024 4:07 PM
То	Greg & Sherri Smith <gregandsherrismith@gmail.com></gregandsherrismith@gmail.com>
	but we still don't have answers and we need to explain to readers why we don't have ers, Greg.
Malh	Caitz r and Publisher eur Enterprise 620-0933
Sent: To: Le	: Greg & Sherri Smith <gregandsherrismith@gmail.com> Thursday, September 19, 2024 4:05 PM es Zaitz <les@malheurenterprise.com> sct. Re: Umatilla Electric Cooperative</les@malheurenterprise.com></gregandsherrismith@gmail.com>
Les,	
Have	n't you written this article twice already?
Greg Sent	from my iPhone
	On Sep 19, 2024, at 3:24 PM, Les Zaitz <les@malheurenterprise.com> wrote:</les@malheurenterprise.com>
	Greg, "What is the current annual contract amount for your company's service to UEC? "What time commitment is required of you personally under that contract? "Your company last year was paid \$100,000 to manage the loan fund of Morrow Development Corp. The records don't indicate any new loan activity. What was done for the \$100,000? "The corporation reported on federal tax returns that you spend an average of 20 hours every week in your duty as a director. When do you perform this work?
	Thanks.
	Les Zaitz Editor and Publisher Malheur Enterprise (541) 620-0933

I ask that the Columbia Development Authority Board at its next meeting arrange for that statement by Mr. Smith to be stricken from the record with acknowledgement of its falsity. I ask that that action be communicated by the Columbia Development Authority to all those known to be in attendance at the Sept. 20, 2024 meeting either in person or via Zoom.

I thank you for your attention to this matter.

Regards,

Les Zaitz Editor and Publisher Malheur Enterprise

Cc: Director Kelly Doherty
Director JD Covey
Director David Sykes
Elizabeth Howard, counsel, Schwabe Williamson

#### **New Message**

Cancel

To: Mrs. Kelly Doherty

Texts between John Shafer and Kelly Doherty (Sept. 16-26)

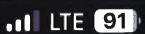
Text Message Mon, Sep 16 at 3:41PM

Can you please call me ASAP.

If we do a 24 hour notice now you available tomorrow at 4:30

or 5pm

Yes on both



# New Message

Cancel

To: Mrs. Kelly Doherty

Might go 6pm



OK I sent out suggestion.. If you want to reply.

rows recognized in the recognization in the contract of the co

I just saw that. Thanks

we need ja to weigh in.

I just replied

I don't have jd phone #

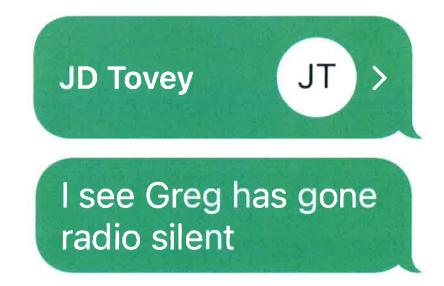


10:21

LTE 90

#### New Message Cancel

To: Mrs. Kelly Doherty



Kim too. I just called. so I left a message saying he has three board members requesting a special meeting.

No surprise there

Any word

nope.

Hhmmm

## New Message

Cancel

To: Mrs. Kelly Doherty

Hhmmm

As vice chair and kim said he wouldn't be there can you call a meeting

He said he wouldn't be there?

He said he is leaving out of country

# You have got to be kidding me!!??

It's prob not true.

I just emailed jeff w. to see if he's available

#### New Message

Cancel

To: Mrs. Kelly Doherty

I just emailed jeff w. to see if he's available tomorrow evening



Greg just tried to call me

Answer it. Tell him he has three board members

radicating a anadal

meeting.

Fwd:

Small Business
Development
Center Director



eou.peopleadmin.com



10:24

an Lite 90

## New Message Cancel

To: Mrs. Kelly Doherty

#### Development Center Director



eou.peopleadmin.com

Called you looking for a life raft.

He got removed as director apparently

On the phone with him now.

Don't weaken.

Not a chance

Greg is going to put a meeting together for Wednesday or Thursday. I will chair it since Kim is







#### New Message Cancel

To: Mrs. Kelly Doherty

Not a chance

Greg is going to put a meeting together for Wednesday or Thursday. I will chair it since Kim is out of town. He wants all 5 entities represented if there is going to be any kind of performance review. I agreed and said Kim's alternate can

# represent the Port of Umatilla and he agreed.

Tue, Sep 17 at 7:14 AM

Let's add organizational restructure discussion as a topic after the consent



# **New Message**

Cancel

To: Mrs. Kelly Doherty

Let's add organizational restructure discussion as a topic after the consent agenda.

Sat, Sep 21 at 8:40 AM

When did we approve an amendment to the grant? and what did it say?

# I didn't know there was an amendment

He said he sent to OLDCC an amendment to the grant after my comments.



## New Message Cancel

To: Mrs. Kelly Doherty

He said he sent to OLDCC an amendment to the grant after my comments.

I know the reporters took pictures of his screen. He was going to share his screen but he never did

CITCO

So he sent an amendment to OLDCC without board approval.

Well.. if it's okay to send the original without board approval it must





10:26



#### New Message

Cancel

To: Mrs. Kelly Doherty

Well.. if it's okay to send the original without board approval it must be ok to send an amendment to it....

Sat, Sep 21 at 4:12 PM

Updated story in the Enterprise. Les did a good job on it.

11:01 🖸 🍳	ம 🌘 🔸	রি: 56% <b>=</b>				
Name	Line	City	State	ZIP	of Business	A'
Gregory Smith &	PO Box 219	Heppner	OR	97836	Business Development	(
Company,						
LLC						

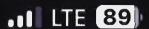
# 2. SOURCES OF INCOME:

Sources of Income is Required

Name of Source	Business Address	Description of Source
Gregory Smith & Company, LLC	P.O. Box 219 Heppner, OR 97836	Owner's Draw
Columbia Development Authority	P.O. Box 200 Boardman, OR 97818	Executive Director
State of Oregon	900 Court Street NE Salem, OR	Oregon Legislative

# 3. REAL PROPERTY:

Description	Address Line	City	State	ZIP
Commercial Building	123 Linden Way	Heppner	OR	97836
Commercial Building	187 North Main	Heppner	OR	97836



## New Message

Cancel

To: Mrs. Kelly Doherty

MOSTITIVITY

#### 3. REAL PROPERTY:

Wow. Thanks

Sent you email for grants

Great. Thanks

Mon. Sep 23 at 1:19 PM



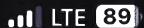
10:58 AM





Oh crap





## New Message Cancel

To: Mrs. Kelly Doherty

Oh crap

# Can we do a 24 hour special meeting

I know where you're going with this, but under what reason we need to do it? I don't know if greg allows us to call that short notice.

# Aren't you the chair

No, Kim is. I am the vice chair and since Kim couldn't make the meeting, I was chairing the meeting Friday.

#### New Message

Cancel

To: Mrs. Kelly Doherty

No, Kim is. I am the vice chair and since Kim couldn't make the meeting, I was chairing the meeting Friday.

Yes isn't he out of town. I could ask for a special meeting to hear a complaint against the director for threats

OK hold on and hold your breath. I may submit a written complaint for the record. Get to offense first.

Wednesday 6:09 PM



To: Mrs. Kelly Doherty

complaint for the record. Get to offense first.

Wednesday 6:09 PM

CDA approval meant nothing. \$256,222 of expenses for the 5 partners are the responsibility of the applicant.



As you probably have means there was a lengthly discussion over the grant. Greg repeatedly indicated that there were "Lots of other hands in this", but never said what their never to who that meant if you were mentioned twice as he explained the process. On Saturday we were sent an amendment that stated the compensation backage was pending approved. That is not thus extrect Can you tell me who has access to the portal and who may have made that change. Your name is digitally signed at the bottom of the grant but no significant.

See Steam

#### RE: CDA Grant

#### Kelly.

Securing a cell yesterday from 1 an Richert Franche (CLDRC) in the course of the convenion he said that Greg had claired him and paid they had been in error when they edicated the raises had already been approved. The test he said that he (Tail) added the distance which is "As far as who has access," went owing and checked. The time flootier.



1 CBA Assertant Assistant Debter Pedro
541-491 3893 Port of Marraw PO Son
200 Bournary Oragon 97818-0000 United States

2 Chaff Financial Officer | Estern Hendrick's commissionarismonth (S43) 481-7572 Part of Morrow PU Box 200 Boardman Oragon 97818-0200. Linked States:

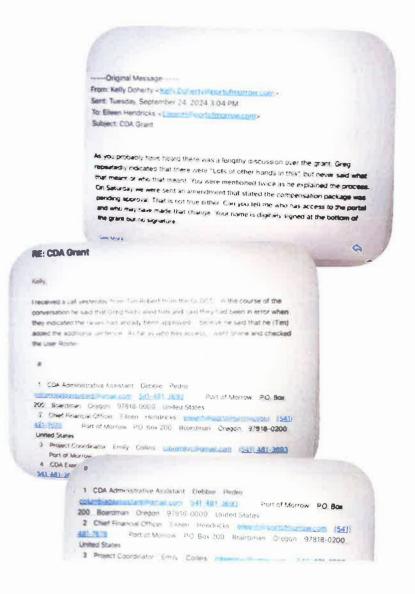
3 Project Coordinates ( tree | reserve | reser



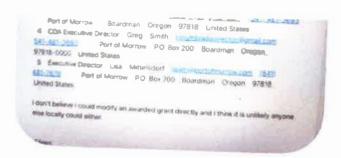
4



### To: Mrs. Kelly Doherty







Thursday 10:10 AM

# I survived meeting. They didn't boot me off.





didn't boot me off.

Woo hoo!!

I've been out of cell coverage for a few days. I'm back now however

# **New Message**

Cancel

To: Terry Murry

Messages between Terry Murry and John Shafer

I will be in Salem tomorrow. Dan is going to cover for me.

Ok. Safe travels.

Thank you! I will call you later this morning. I have something for you.

Great!

To: Terry Murry

I haven't forgotten you...
I'll call in about 20
minutes

Great!

Texts with Terry Murry (Sept. 20)

I will await your call, text, or email

Of course!!

To: Terry Murry

I haven't forgotten you...
I'll call in about 20
minutes

Great!

I will await your call, text, or email

Of course!!

?

Still going

Wow!

+



To: Terry Murry

Juli Aoli la

Wow!

Sun, Sep 22 at 5:04 PM

You have the quote now. Sorry it took so long. I wanted to get the figures correct.

Got it! Thank you so much!!

#### Terry Murry

The vote to roll back the salaries was 3-1. David Sykes voted for them to keep their raises. Other than that great job!!

### Damn I will fix

I should've warned you. I will take the hit on that one.



Fwd: Quote?

1 message

Emails between John Shafer and Terry Murry (Sept. 22)

Forwarded message -----

From: Terry Murry <terry@elkhornmediagroup.com>

Date: Sun, Sep 22, 2024 at 5:04 PM

Subject: Re: Quote?

To: John Shafer < john.shafer@umatillacounty.gov>

#### Excellent!

On Sun, Sep 22, 2024, 5:03 PM John Shafer <john.shafer@umatillacounty.gov> wrote:

I was saddened at the turn of events from Friday's meeting. When I heard Executive Director Smith say he told the Army the CDA Board approved his raise, without that being the case, that stung more than a little. The Board felt it prudent to place all salaries back to their original rate of pay and for the employees to pay back the money that was erroneously given to them. In the case of Greg Smith that will come out to an estimated \$33,000.00, and Debbie Pedro will have to pay back about \$23,000.00. We are dealing with public funds and we must be transparent with those dollars.

Umatilla County Logo Color Sunset no words.jpg

#### John Shafer

Umatilla County | Commissioner 216 SE 4th Street | Pendleton, OR 97801

Office: (541) 278-6203

Webpage: http://www.umatillacounty.gov

On Sun, Sep 22, 2024 at 4:34 PM Terry

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11/1/24, 2:09 PM

Umatilla County Mail - Fwd: Quote?

Murry <terry@elkhornmediagroup.com> wrote:
| I'm ready.
| Just zap me an email!!



#### Fwd: October 1, 2024 special meeting

1 message

Emails between CDA board and staff (Sept. 29-30)

Forwarded message -----

From: John Shafer < john.shafer@umatillacounty.gov>

Date: Mon, Sep 30, 2024 at 12:01 PM

Subject: Re: October 1, 2024 special meeting To: Kim Puzey <kim@portofumatilla.org>

CC: Columbia Development Authority <columbiadadirector@gmail.com>, joe.taylor@portofmorrow.com

<joe.taylor@portofmorrow.com>, Robert Blanc <rjblanc@yahoo.com>, CDA Assistant <columbiadaassistant@gmail.com

>, Lisam@portofmorrow.com lisam@portofmorrow.com>

Sorry for the delay in responding but I am traveling and have limited cell service. I recommend tomorrow at 2:30pm. We can do a virtual meeting. I do like Kim's suggestion of getting examples for evaluation forms. The Port of Morrow would be a good place to start.

Thanks,

John

Umatilla County Logo Color Sunset no words.jpg

#### John Shafer

Umatilla County | Commissioner 216 SE 4th Street | Pendleton, OR 97801

Office: (541) 278-6203

Webpage: http://www.umatillacounty.gov

On Sun, Sep 29, 2024 at 7:40 PM Kim

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#### <kim@portofumatilla.org> wrote:

Greg,

Please forgive my ignorance on what transpired on September 20, as well as my unavoidable absence. I'm grieving still over reading reports of what you were unfortunately and unfairly subjected to. I don't blame you for not wanting to attend any meetings that could be remotely like the former. Again, please accept my sincere apologies.

Going forward, I have several suggestions: (1) Provide the CDA Board with as many examples of Evaluation Forms that are successfully being used by similar organizations. (2) Conduct a Doodle Survey to insure availability of the Board. (3) Ask your staff to make the public announcement. (4) Attend the meeting.

All of the above is important and nothing about the creation of a fair and reasonable process should preclude you or your staff from attending the meeting.

No one. I repeat, no one should feel threatened, harassed, belittled, bullied, berated, mocked, maligned, or intimidated in the workplace.

Please call if you have questions.

Kindest personal regards,

Kim B. Puzey

Get Outlook for iOS

From: Columbia Development Authority <columbiadadirector@gmail.com>

Sent: Sunday, September 29, 2024 5:27:45 PM

To: Kim Puzey <kim@portofumatilla.org>; John Shafer <john.shafer@umatillacounty.gov>;

joe.taylor@portofmorrow.com <joe.taylor@portofmorrow.com>

Subject: October 1, 2024 special meeting

Gentlemen.

Tomorrow, I will be returning to work. I do not have direction on how to proceed with your special board meeting on October 1, 2024. I must post this public meeting with 48 hours notice to accommodate those with disabilities.

Mr. Shafer, as you were chair on Friday, September 20, 2024, might I suggest you coordinate with Mr. Tovey and Mrs. Doherty on how to proceed? As the meeting is called to created a second process for an executive director evaluation, I will refrain from attending.

Chair Puzey and Vice-Chair Shafer, please provide direction.

Regards,

Greg

Gregory V. Smith



#### **Fwd: CDA meeting**

1 message

Email from Kelly Doherty to John Shafer (Sept. 30)

Forwarded message -----

From: Kelly Doherty <Kelly.Doherty@portofmorrow.com>

Date: Mon, Sep 30, 2024 at 7:05 PM

Subject: CDA meeting

To: John Shafer < john.shafer@umatillacounty.gov>

I asked Joe if he had info from HR, for meeting he didn't.. III ask her tomorrow to touch base with you.



#### **Fwd: CDA Info**

1 message

Email from Kelly Doherty to John Shafer (Sept. 30)

Forwarded message ------

From: Kelly Doherty <Kelly.Doherty@portofmorrow.com>

Date: Mon, Sep 30, 2024 at 4:24 PM

Subject: CDA Info

To: John Shafer <john.shafer@umatillacounty.gov>

Were you able to put together any HR information for the meeting?