

Louisiana Board of Ethics

**LaSalle Building
First Floor - Griffon Room**

**1:00 p.m.
December 17, 2009**

**617 North 3rd Street
Baton Rouge, Louisiana**

Note: Meetings begin on December 17 and continue to December 18, 2009

Executive Session

Consideration of complaints and reports deemed confidential pursuant to Section 1141 of the Code of Governmental Ethics.

Discussion in Executive Session of the pending litigation in Docket No. 07-527 concerning charges issued against Lafourche Parish Sheriff Craig Webre.

**December 18, 2009
Public Hearings (LaBelle Room)
Begin at 9:00 a.m.**

G1. Docket No. 07-366

Request for Rehearing in connection with an Order assessing a \$7,500 late fine against Shedrick White, an unsuccessful candidate for Mayor of New Orleans in the April 22, 2006 election, for his failure to file his EDE-P and 10-G campaign finance disclosure reports in connection with the April 22, 2006 election.

G2. Docket No. 07-922

A request for a re-hearing in connection with a \$4,000 Order against Moses Junior Williams, an unsuccessful candidate for State Representative in the October 20, 2007 election for failing to file his 10-G campaign finance reports.

G3. Docket No. 08-297

A request for a re-hearing in connection with a \$300 Order against Moses J. Williams, an unsuccessful candidate for Representative District 21 in the October 20, 2007 election who has failed to pay assessed late fees for the late filing of campaign finance reports. A request for a re-hearing in connection with a \$2000 Order against Shedrick White, an unsuccessful candidate for Mayor of Orleans Parish in the April 22, 2006 election who has failed to pay assessed late fees for the late filing of campaign finance reports.

G4. Docket No. 09-849

Public hearing to obtain an order against Charles Primeaux, a candidate in the April 4, 2009 election who failed to file the required campaign finance disclosure report.

G5. Docket No. 09-875

Public hearing to obtain an order against Ray Bright who has failed to pay assessed late fees for the late filing of campaign finance disclosure reports.

G6. Docket No. 09-932

Public hearing to obtain an order against Jennifer Grand who has failed to pay assessed late fees for the late filing of Lobbying Expenditure Reports.

G7. Docket No. 09-985

Public hearing to obtain an order against the following lobbyist who has failed to pay assessed late fees for the late filing of Lobbying Expenditure Reports: Eric Lewis and Mark Smith.

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**December 18, 2009
9:00 a.m.**

GENERAL

Appearances

- G8.** Appearance by the Division of Administrative Law in reference to the selection of administrative law judges to serves on the Ethics Adjudicatory Board.
- G9.** **Docket No. 07-609**
Appearance in connection with a request for reconsideration of an advisory opinion as to the propriety of a candidate for State Representative, District 94 amending a prior campaign finance disclosure report to reflect the receipt of a personal loan rather than a contribution.
- G10.** **Docket No. 09-377**
Appearance in connection with consideration of a request for an advisory opinion on whether an architecture firm that has entered into contracts with the State of Louisiana through the Office of Facility Planning would be subject to the Code of Ethics.
- G11.** **Docket No. 09-378**
Appearance in connection with consideration of a request for an advisory opinion on whether an architecture firm that has entered into contracts with the State of Louisiana through the Office of Facility Planning would be subject to the Code of Ethics.

G12. Docket No. 09-816

Appearance in connection with a request that the Board reconsider its decision not to waive the \$150 late fee assessed against Tracy Smith, for failure to timely file a Legislative ER-5/09 lobbying report.

G13. Docket No. 09-935

Appearance in connection with consideration of a request for an advisory opinion as to the propriety of the Office of Coastal Protection and Restoration (OCPR) hiring a person whose spouse works for an engineering firm that has contracts with the OCPR.

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GENERAL

**Consent Agenda, Consent Opinions
&
Items Requiring No Board Action**

G14. Docket No. 08-442

Publication of a consent opinion regarding an employee of the Department of Veteran's Affairs regarding a potential nepotism violation at the LTC Hospital.

G15. Docket No. 08-879

Publication of a consent opinion regarding the Mayor of Brusly using the town's generator's during Hurricane Gustav.

G16. Docket No. 08-1059

Consideration of an consent opinion regarding an expenditure report filed more than 11 days late by lobbyist Jerline Rhoden.

G17. Docket No. 08-1062

Consideration of a consent opinion regarding a lobbyist expenditure report filed more than 11 days late by lobbyist William Rowell.

G18. Docket No. 08-1063

Consideration of a consent opinion regarding a lobbyist expenditure report filed more than 11 days late by lobbyist Desmond Browne.

G19. Docket No. 09-942

Consideration of a request for an advisory opinion regarding whether an employee of the Recovery School District in New Orleans (RSD) may become an independent consultant in the RSD providing services she performs as an employee as well as services not currently within the scope of her job description.

G20. Docket No. 09-986

Consideration of a request for an advisory opinion regarding whether an Adjunct Instructor in the School of Social Work may become a Clinical Provider for the Office of Community Services (OCS).

G21. Docket No. 09-988

Request for an advisory opinion regarding (1) whether a former member of the Board of Commissioners of the West St. Mary Parish, Port, Harbor and Terminal District may resign and donate his services to the agency before the expiration of two years and (2) whether such former board member may be reimbursed for direct expenses incurred.

G22. Docket No. 09-999

Consideration of a request for an advisory opinion regarding whether the purchasing agent for St. John the Baptist School Board may issue a purchase order to a company that has a business agreement with the purchasing agent.

G23. Docket No. 09-1017

Consideration of a request for an advisory opinion concerning the Secretary of the Board of Commissioners with a Juvenile Detention Authority working for the Office of Juvenile Justice.

G24. Docket No. 09-1019

Consideration of a request for an advisory opinion concerning whether an employee of the St. John the Baptist Clerk of Court's Office may receive additional compensation for additional duties performed in a separate department within the Clerk's Office.

G25. Docket No. 09-1022

Consideration of a request for an advisory opinion regarding whether the members of the Washington Parish Reservoir Commission are required to file annual personal financial disclosure statements.

G26. Docket No. 09-1026

Consideration of a request for an advisory opinion regarding the propriety of the Mayor of the Town of Abita Springs accepting an honorary membership to the Money Hill Golf and Country Club.

G27. Docket No. 09-1065

Consideration of a request for an advisory opinion regarding whether an employee of the Metropolitan Human Services District may accept employment with an Access to Recovery Provider (ATR).

G28. Docket No. 09-1066

Consideration of a request for an advisory opinion concerning a councilman for the City of Covington being employed by the St. Tammany Parish District Attorney's Office.

G29. Docket No. 09-1068

Consideration of a request for an advisory opinion regarding whether First-In, LLC may enter into an agreement with the Jonesville Volunteer Fire Department (Fire Department) when the Assistant Fire Chief for the Fire Department is employed with First-In, LLC.

G30. Docket No. 09-1070

Consideration of a request for an advisory opinion regarding whether an employee of the Division of Administration, Office of State Lands (OSL), may, upon retirement, be employed by a company which has had cooperative agreements with OSL since October 2004.

G31. Docket No. 09-1076

Consideration of a request for an advisory opinion concerning whether the Monroe Municipal Police Department may solicit and accept donations from private citizens, organizations, and businesses for the purpose of funding a police memorial.

G32. Docket No. 09-1077

Consideration of a request for an advisory opinion regarding whether an employee of the Office of Community Services may provide therapy services to clients of the Office of Juvenile Justice.

G33. Docket No. 09-1084

Consideration of a request for an advisory opinion concerning the spouse of a Winnfield City Police Department lieutenant being employed as a police officer by the department.

LOUISIANA BOARD OF ETHICS

**LaSalle Building
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**December 18, 2009
9:00 a.m.**

GENERAL

Regular Business

- G34.** Approval of the minutes from the Louisiana Board of Ethics November 19-20, 2009 meeting.
- G35. Docket No. 09-987**
Request for an advisory opinion regarding whether a member of the St. Charles Parish Council may be employed by a company after such company terminates its contractual relationship with the parish; whether the company can subsequently seek future work from the parish, and whether the councilmember may then remain employed by virtue of the 82-02D exception.
- G36. Docket No. 09-1021**
Consideration of a request for an advisory opinion regarding the Director for the Foundation for Excellence in Louisiana Public Broadcasting being appointed to the Board of Directors of station WLAE in New Orleans by either the Willwood Foundation or the Louisiana Education Television Authority (LETA).
- G37. Docket No. 09-1086**
Consideration of an advisory opinion regarding the Chief Administrative Officer to the Jefferson Parish President receiving commissions from insurance policies issued to employees of the West Jefferson Medical Center.

G38. WAIVER REQUESTS - CAMPAIGN FINANCE**Docket No. 09-1004**

Consideration of a request that the Board waive the \$400 late fee assessed against Cranford L. Jordan, Jr., who opposed a sales tax proposition in the October 17, 2009 election, whose 30-P report was due on September 17, 2009 and it was filed 32 days late.

Docket No. 09-1059

Consideration of a request that the Board waive the \$400 late fee assessed against Kevin H. Johnson, an unsuccessful candidate for Monroe City Council, Ouachita Parish, in the April 4, 2009 election, whose EDE-P report was due on April 14, 2009 and it was filed 150 days late.

Docket No. 09-1061

Consideration of a request that the Board waive the \$37,000 and \$22,000 late fees assessed against American Electric Power Committee, who failed to file its monthly PAC reports electronically as is required under Section 1485E of the Campaign Finance Disclosure Act. The first report in question was due July 10, 2009 and was electronically filed 75 days late. The second report was due August 10, 2009 and was electronically filed 44 days late.

Docket No. 09-1062

Consideration of a request that the Board waive the \$2,500 late fee assessed against Austin J. Badon, a candidate for Mayor, Orleans Parish, in the February 6, 2010 election, whose 180-P report was filed 29 days late.

Docket No. 09-1063

Consideration of a request that the Board waive the \$400 late fee assessed against Roy Armstrong, a successful candidate for Alderman, District D, Morehouse Parish, in the April 4, 2009 election, whose EDE-G report was filed 115 days late.

Docket No. 09-1072

Consideration of a request that the Board waive the \$720 and \$480 late fees assessed against Perry J. Smith who opposed a sales tax proposition in the October 17, 2009 election, whose 30-P report was due on September 17, 2009 and it was filed 32 days late, and 10-P report was due on October 7, 2009 and was filed 14 days late.

Docket No. 09-1081

Consideration of a request that the Board waive the \$806.25 late fee assessed against Cecilia Giannobile who opposed a proposition in the November 4, 2008 election, whose 40-G report was due on December 15, 2008 and it was filed 310 days late.

G39. WAIVER REQUESTS - LOBBYING

Docket No. 09-967

Consideration of a request that the Board waive the \$250 late fee assessed against Dorothy W. Wirth, for failure to timely file an Legislative ER-8/09 lobbying report.

Docket No. 09-1045

Consideration of a request that the Board waive the \$150 and \$150 late fees assessed against Brace B. Godfrey Jr., for failure to timely file a Legislative and Executive ER-8/09 lobbying reports.

Docket No. 09-1046

Consideration of a request that the Board waive the \$200 late fee assessed against Stacy Birdwell, for failure to timely file a Legislative ER-8/09 lobbying report.

G40. WAIVER REQUESTS - PERSONAL FINANCIAL DISCLOSURES**Docket No. 09-859**

Consideration of a request to waive a \$1,500 late fee assessed against Robert Bermudez for filing his annual personal financial disclosure statement 51 days late.

Docket No. 09-880

Consideration of a request to waive a \$2,500 late fee assessed against Eddie M. Clark for his failure to timely file his candidate personal financial disclosure statement.

Docket No. 09-937

Consideration of a request to waive a \$2,500 late fee assessed against Lincoln Savoie for his failure to timely file his candidate personal financial disclosure statement.

Docket No. 09-949

Consideration of a request to waive a \$2,500 late fee assessed against Karl St. Romain for filing his candidate personal financial disclosure statement late.

Docket No. 09-963

Consideration of a request to waive a \$2,500 late fee assessed against Lindora Baker for her failure to timely file her candidate personal financial disclosure statement.

Docket No. 09-1049

Consideration of a request filed by Anthony James Soileau, Sr. to waive a \$1,100 fine assessed against him for filing his candidate personal financial disclosure statement 11 days late.

Docket No. 09-1051

Consideration of a request filed by Jean Celestine and Earline Roth to waive a \$1,500 fine assessed against each for filing their amended personal financial disclosure statements 56 days late.

G41. WAIVER REQUESTS - SCHOOL BOARD DISCLOSURES

Docket No. 09-1024

Consideration of a request to waive a \$600 late fee assessed against nine (9) Jefferson Davis Parish School Board members and the Superintendent for filing their annual 2009-2010 school board disclosure statements 12 days late.

Docket No. 09-1052

Consideration of a request to waive a \$750 late fee assessed for filing his 2009-2010 school board disclosure statement 15 days late.

Docket No. 09-1073

Consideration of a request to waive a \$50 late fee assessed against the members of the Livingston Parish School Board for filing their 2009-2010 school board disclosure statements one day late.