

LOUISIANA BOARD OF ETHICS
MINUTES
May 16, 2014

The Board of Ethics met on May 16, 2014 at 9:00 a.m. in the LaBelle Room on the 1st floor of the LaSalle Building located at 617 North Third Street, Baton Rouge, Louisiana with Board Members Backhaus, Blewer, Bruneau, Ingrassia, Larzelere, McAnelly, Monroe and Neal present. Absent were Board Members Leggio, Lemke and Shelton. Also present were the Ethics Administrator, Kathleen Allen; the Executive Secretary, Deborah Grier; and Counsel Tracy Barker, Mike Dupree, Jennifer Land, Suzanne Mooney and Brett Robinson.

Mr. Troy Cloutier, a member of the South Central Planning and Development Board, and Mr. Kevin Belanger, CEO of the South Central Planning and Development (SCPD), appeared before the Board in connection with a request in Docket No. 12-137 for a waiver of the \$1,500 late fee assessed against Mr. Cloutier for filing his 2009 Tier 2.1 Annual personal financial disclosure statement 264 days late. After hearing from Mr. Cloutier and Mr. Belanger, on motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$500 conditioned upon future compliance with the Code of Governmental Ethics and based on the remaining \$1,000 to be paid within 30 days unless other payment arrangements are made. If other payment arrangements are not made and payment is not received within 30 days, the full amount of the late fee becomes due and owing.

The Board considered a request for reconsideration in Docket No. 13-1285 for a waiver of the \$1,500 late fee assessed against Terri Brock, a former member of the Louisiana Emergency Response Network, for filing her 2010 Tier 2.1 Annual personal financial disclosure statement 319 days late. The Board temporarily deferred the matter until later in the meeting.

Mr. Clovis Mathews, a member of the Clinton Board of Aldermen, East Feliciana Parish, appeared before the Board in connection with a request for reconsideration in Docket No. 13-1306 of an untimely waiver request in connection with the two (2) \$1,500 late fees assessed against him for filing his 2009 Tier 3 Annual personal financial disclosure statement and his 2010 Tier 3 Annual personal financial disclosure statement 272 days late. After hearing from Mr. Mathews, on motion made, seconded and passed by a vote of 5 yeas by Board Members Blewer, Bruneau, McAnelly, Monroe and Neal and 3 nays by Board Members Backhaus, Ingrassia and Larzelere, the Board declined to waive the late fees totaling \$3,000.

Mr. John Sudderth appeared before the Board in connection with a request for an advisory opinion in Docket No. 13-1567 regarding whether his wife, Yvonne Sudderth, may contract with the Division of Administration, Office of Risk Management, to provide consulting services to the Attorney General while Mr. Sudderth serves as an Assistant Attorney General. After hearing from Mr. Sudderth, on motion made, seconded and unanimously passed, the Board (1) allowed the withdrawal of Mr. Sudderth's request with respect to whether he is prohibited from requesting his wife to be a consultant to provide medical record summaries; and, (2) on motion made, seconded and passed by a vote of 7 yeas by Board Members Backhaus, Blewer, Bruneau, Ingrassia, McAnelly, Monroe and Neal and 1 nay by Board Member Larzelere, concluded that the Code of Governmental Ethics would not prohibit his wife, Yvonne Sudderth, from entering into a contract with the Division of Administration, Office of Risk Management to provide medical summaries to an assistant attorney general provided that Mr. Sudderth is not the assistant attorney general requesting her services or overseeing her services and that she is not providing medical summaries to any attorney general in the Civil Litigation Department in the New Orleans Satellite Office.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 13-1583 for reconsideration of a waiver of the \$250 late fee assessed against Don Carmardelle, Jr. , a candidate for Councilman, District 1, Jefferson Parish in the October 22, 2011 election, for filing his 30-P campaign finance disclosure report 15 days late. The Board temporarily deferred the matter until later in the meeting.

The Board considered an untimely request in Docket No. 14-048 for a waiver of \$700 late fee assessed against Katherine Conklin, a member of the ReNew Schools Charter, for filing her 2012 Tier 3 Annual personal financial disclosure statement 14 days late. On motion made, seconded and unanimously passed, the Board continued the matter to the June meeting.

Mr. Oscar "O.P." Goody, a member of the Moreauville Board of Aldermen, Avoyelles Parish, appeared before the Board in connection with a request in Docket No. 14-106 for a waiver of the \$1,500 late fee assessed for filing his 2010 Tier 3 Annual personal financial disclosure statement 174 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$500 conditioned upon future compliance with the Code of Governmental Ethics and with the option of a payment plan.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 14-263 for a waiver of the \$1,400 late fee assessed against D. Nicole Sheppard, a candidate for Judge, Traffic Court, Division D, Orleans Parish in the October 19, 2013 election, for filing her 10-G campaign finance disclosure report 14 days late. On motion made, seconded and unanimously passed, the Board continued the matter to the July meeting.

The Board considered a request in Docket No. 14-364 for a waiver of the \$2,500 late fee assessed against Martin L. "Marty" Broussard, Clerk of Court, 2nd City Court, Orleans Parish, for

filing his 2012 Tier 2 Annual personal financial disclosure statement 165 days late. On motion made, seconded and unanimously passed, the Board waived the \$2,500 late fee, since Mr. Broussard submitted a copy of the fax confirmation sheet he received indicating that the report had been timely submitted on August 21, 2013 and based on the information from the agency's IT department that there was an error in receiving the fax on August 21, 2013 from the fax number that was provided by Mr. Broussard.

The Board considered a request for reconsideration in Docket No. 13-1285 for a waiver of the \$1,500 late fee assessed against Terri Brock, a former member of the Louisiana Emergency Response Network, for filing her 2010 Tier 2.1 Annual personal financial disclosure statement 319 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended the entire late fee conditioned upon future compliance with the Code of Governmental Ethics.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 13-1583 for reconsideration of a waiver of the \$250 late fee assessed against Don Carmardelle, Jr. , a candidate for Councilman, District 1, Jefferson Parish in the October 22, 2011 election, for filing his 30-P campaign finance disclosure report 15 days late. On motion made, seconded and unanimously passed, the Board declined to reconsider the waiver request.

The Board recessed at 10:13 a.m. and resumed back into general business session at 10:25 a.m.

On motion made, seconded and unanimously passed, the Board adopted the following general consent agenda items:

Adopted for publication, the consent opinion in Docket No. 11-854 in which Sarah Calhoun

Albritton and her company, Medical Temps, Inc., agree that (1) a violation of Section 1113A of the Code of Governmental Ethics occurred by the Morehouse General Hospital transacting business with Medical Temps, Inc. while Mrs. Albritton's husband, James Albritton, served as the Morehouse General Hospital's Chief Financial Officer (CFO); (2) Medical Temps, Inc. and Sarah Calhoun Albritton will cease and desist from any further contracting with Morehouse General Hospital during any period while James Albritton is employed by Morehouse General Hospital as the CFO; and, (3) all charges against Medical Temps, Inc. and Sarah Calhoun Albritton be dismissed without censure of Medical Temps or Sarah Calhoun Albritton or any civil monetary fine or penalty being imposed on either Medical Temps or Sarah Calhoun Albritton.

Adopted for publication, the consent opinion in Docket No. 12-1892 in which W.B. McCartney Jr., a member of the LaSalle Economic Development District Board of Directors, agrees that (1) a violation of Section 1111C(2)(d) of the Code of Governmental Ethics occurred by receiving compensation for the provision of services to Justiss Oil Company, Inc., at a time when Justiss Oil Company, Inc. had a contractual and business relationship with the LaSalle Economic Development District; (2) a violation of Section 113B of the Code of Governmental Ethics occurred by executing a contract, on behalf of Justiss Oil Company, Inc., between Justiss Oil Company, Inc. and the LaSalle Economic Development District; and, (3) a violation of Section 1117 of the Code of Governmental Ethics occurred by paying W.B. McCartney, Jr. a salary for the provision of services at a time when Mr. McCartney served as a member of the LaSalle Economic Development District Board of Directors and Justiss Oil Company, Inc. had a contractual and business relationship with the LaSalle Economic Development District and conditioned upon W.B. McCartney, Jr.'s resignation from the LaSalle Economic Development District Board of Directors.

On motion made, seconded and unanimously passed, the Board agreed to take action on items G12-G32 en globo subject to any items being removed from the en globo listing for further discussion. On motion made, seconded and unanimously passed, the Board adopted the staff recommendations on items G12-G32, excluding item G15, taking the following action:

In connection with a proposed disqualification plan submitted in Docket No. 13-1570 in relation to an advisory opinion request from the Town of Homer, Claiborne Parish, regarding potential Ethics violations by Mayor Alecia Smith, instructed the staff to advise the Town of Homer that under the specific circumstances, they are not required to file a disqualification plan, since the Town of Homer and Smith Medical Supply no longer have a contract and Mayor Smith would not be required to participate in any action involving Smith's Medical Supply.

Declined to render an advisory opinion in Docket No. 13-1786 regarding Curtis Roller, a member of the Ward Four Fire Protection District and District Fire Chief, renting office space from the Ward Four Fire Protection District, since the requested additional information was not provided.

Adopted an advisory opinion in Docket No. 14-167 concluding that no violation of the Code of Governmental Ethics is presented by Carolyn Slack, an employee of the Office of Aging Adult Services, providing compensated testimonial services for the legal services she received from an attorney, Christian Creed, since the testimonial commercial is not within the course of Ms. Slack's official duties as an Adult Protection Specialist and since Mr. Creed's law firm does not have any contracts nor is it seeking any contract with her agency, is not regulated by her agency and has no substantial economic interest that Ms. Slack can affect by performing her job duties.

Adopted an advisory opinion in Docket No. 14-198 concluding that Section 1121A of the Code of Governmental Ethics prohibits Scotty Touchette, the former Chief Electrical Engineer of the

Substation Engineering Department for the Lafayette Utility System, from providing services to a company, Power Connections, Inc., that does business with the Lafayette Utility System (LUS), since Mr. Touchette was an agency head of the Substation Engineering Department of the LUS.

Adopted an advisory opinion in Docket No. 14-200 concluding that (1) no violation of the Code of Governmental Ethics is presented by Kathy Tucker, an assistant with the Desoto Parish Fire District, continuing her employment if her son, Noel Tucker, is promoted to Fire Chief, since Ms. Tucker has worked for the fire department for more than a year prior to her son becoming fire chief. However, Section 1112B(1) of the Code of Governmental Ethics prohibits Noel Tucker from participating in any transaction involving the normal promotion or advancement of Ms. Tucker; and, (2) no violation of the Code of Governmental Ethics is presented by Noel Tucker using a vehicle which was purchased by the fire district for quick response to an emergency, since it allows for him to advise other volunteers on what equipment is needed and appears that the use of the vehicle is for the performance of his duties and responsibilities as a volunteer fireman for District 2. Therefore, it is a benefit to which he is duly entitled.

Allowed the withdrawal of a request for an advisory opinion in Docket No. 14-201 regarding whether Aaron Peloquin, an employee of Stine Lumber, may be appointed as a Commissioner of the Iowa Housing Authority Board at a time when the Iowa Housing Authority has a business relationship with Stine Lumber, since Mr. Peloquin decided that he did not wish to be appointed to the Iowa Housing Authority Board.

Declined to render an advisory opinion in Docket No. 14-240 regarding whether Elster Smith may proceed in carrying out the job functions of the Marksville Chief of Police, Avoyelles Parish, since the issues do not fall within the Code of Governmental Ethics.

Adopted an advisory opinion in Docket No. 14-242 concluding that Section 1113 of the Code of Governmental Ethics prohibits Nicholas J. Muscarello, Jr. from working as a contract attorney for the Tangipahoa Parish Sewer District No. 1 while his father serves as a Tangipahoa Parish Councilman for District No. 5, since the District is under the authority of his father's agency, the Tangipahoa Council.

Adopted an advisory opinion in Docket No. 14-273 concluding that Section 1121B of the Code of Governmental Ethics prohibits Robert Pell, a former Plans Examiner for the Vieux Carre' Commission (VCC), for a period of two years following the termination of his employment or until October 19, 2014, from assisting any person or property owner on any plans, applications or permits before the VCC on which he reviewed or worked on while employed with the VCC. The Board further advised that even if he worked on an application or permit involving a property owner, he is not prohibited from working on any new applications or permits involving that property owner as long as such application or permit does not involve the application or permit he worked on while employed with the VCC.

Adopted an advisory opinion in Docket No. 14-279 concluding that no violation of the Code of Governmental Ethics is presented by the City of Marksville issuing back pay to Lawrence Bordelon, an employee of the City of Marksville, following disciplinary action taken against Mr. Bordelon in which his pay rate was decreased, since Section 1111A of the Code of Governmental Ethics allows a public employee to receive compensation to which he is duly entitled for the performance of his duties.

Adopted an advisory opinion in Docket No. 14-280 concluding that, with respect to post employment restrictions that would apply to Kimberly McDaniel as a former employee of the

Department of Transportation & Development (DOTD), generally, Section 1121 of the Code of Governmental Ethics prohibits certain activities involving a public servant's agency and governmental entity for a period of two (2) years. The Board further advised that Ms. McDaniel should seek an advisory opinion in the future if she is offered a job and to provide the Board with specific information about the proposed employment.

Allowed the withdrawal of a request for an advisory opinion in Docket No. 14-281 regarding the transfer of a teacher to a school where the wife of Kent Davis, Superintendent of West Carroll Parish Schools, is the principal.

Declined to render an advisory opinion in Docket No. 14-305 regarding donations, grants and gifts of money made to the Louisiana Behavior Analyst Board, since the questions posed do not present any issues under the jurisdiction of the Code of Governmental Ethics.

Due to lack of standing, declined to render an advisory opinion in Docket No. 14-307 regarding an employee of the Vernon Council on Aging being promoted to executive director, since the person requesting the advisory opinion is no longer with the agency and does not fall within the definition of an affected person.

Adopted an advisory opinion in Docket No. 14-310 concluding that the Code of Governmental Ethics would not require the members of the New Orleans Access Television (NOATV), Inc. Board of Directors to file annual personal financial disclosure statements, since the NOATV is a private non-profit entity which was not specifically created by law.

Adopted an advisory opinion in Docket No. 14-312 concluding that Section 1111C(2)(d) of the Code of Governmental Ethics prohibits Jason Williams, a newly elected member of the New Orleans City Council, from continuing to serve on several organizations' board of directors if he

receives any thing of economic value for his service on the boards and if the board has or is seeking to obtain a contractual or other business or financial relationship with the New Orleans City Council, conducts operations or activities which are regulated by the New Orleans City Council, or has substantial economic interests which may be substantially affected by the performance or nonperformance of his official duty. The Board further advised that Section 1111E(1) of the Code of Governmental Ethics would prohibit Mr. Williams, while serving as a member of the New Orleans City Council, from representing a person in a wrongful death suit against the City of New Orleans. The Code of Governmental Ethics would not prohibit Mr. Williams from placing a lien on the current lawsuit pending appeal in both federal and state courts to recover his costs and fees from any award from the litigation of the lawsuit, since any lien filed would be filed with the court and not the City of New Orleans.

Due to lack of standing, declined to render an advisory opinion in Docket No. 14-315 regarding the future ethics requirements of Donna Washington, representative of Region 3, LAT Workforce Investment Board, since the requester is the Chairman of the LAT Workforce Investment Board and Ms. Washington is no longer a representative of Region 3 of the local Workforce Investment Board. Therefore, he is not considered an affected person within the meaning of Rule 101.

Adopted an advisory opinion in Docket No. 14-319 concluding that no violation of the Code of Governmental Ethics is presented by John Sumrall serving as a Bogalusa City/4th Ward Marshal and a part time probation officer for the Bogalusa City Court, since Mr. Sumrall's two employment positions are within different agencies and he is not contracting or entering into a transaction with his agency when he works as a probation officer for the city court, rather he is employed with the city court when he works in such capacity.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, adopted an advisory opinion in Docket No. 14-328 concluding that Section 1111A(1) of the Code of Governmental Ethics and Section 1505.2I of the Campaign Finance Disclosure Act prohibit LaToya Cantrell, New Orleans City Councilwoman, from using \$3,000 from her campaign account to offset the moving expenses of the new Legislative Director who will be part of her staff and who is paid by the City of New Orleans.

Adopted an advisory opinion in Docket No. 14-535 concluding that (1) no violation of the Code of Governmental Ethics is presented by David Guillory, the former Director of Public Works for the City of Baton Rouge and East Baton Rouge Parish (DPW), accepting the director of marketing position with Compliance EnviroSystems (CES) or by CES providing services to the DPW after Mr. Guillory's acceptance of the position. The Board further advised that no violation of the Code of Governmental Ethics would be presented by CES or any of its employees, excluding Mr. Guillory, entering into any transactions with DPW. In addition, Section 1121A(1) of the Code of Governmental Ethics would prohibit Mr. Guillory from assisting, for compensation, CES in any transaction involving the DPW for two years from his termination of employment with DPW. This restriction only applies to Mr. Guillory and not to CES or any other employee who was not formerly employed by the DPW. It would also not interrupt any services to the DPW so long as Mr. Guillory does not assist CES in the contract; (2) no violation of the Code of Ethics is presented by CES continuing its contractual relationship with the DPW. However, Section 1121C of the Code of Governmental Ethics would prohibit CES from receiving assistance from Mr. Guillory in any transaction Mr. Gullory participated while employed by the DPW; and, (3) Section 1121B(1) of the Code of Governmental Ethics would prohibit Mr. Guillory from assisting CES in any transaction with

any department of the DPW. Also, he is prohibited from assisting CES in any matter involving East Baton Rouge Parish in which he participated while employed by the DPW. The DPW is a department of the Baton Rouge Consolidated Government and Mr. Guillory's former governmental entity will be the Baton Rouge Consolidated Government. Therefore, Mr. Guillory would be prohibited from assisting any person, CES, for compensation in any transaction he participated in at any time during his public employment with the Baton Rouge Consolidated Government.

Adopted an advisory opinion in Docket No. 14-190 concluding that no violation of the Code of Governmental Ethics is presented by Leslie Ellison, a member of the Orleans Parish School Board and an employee of Gideon Christian Fellowship International, accepting travel, lodging and meals in connection with her attendance at the Educational Seminar in Israel for Southwest Christian Leaders sponsored by the American Israel Education Foundation (AIEF), since AIEF is not seeking a contract with the Orleans Parish School Board nor is it attempting to influence legislation that may come before the school board.

The Board considered the following general business agenda items:

On motion made, seconded and unanimously passed, the Board approved the minutes of the April 24-25, 2014 meetings.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board unanimously agreed to take action on the items contained in the Campaign Finance Waiver Chart en globo subject to any items being removed from the en globo listing for further discussion. On motion made, seconded and unanimously passed, the Board adopted the staff recommendations on the items in the Campaign Finance Waiver Chart, excluding Docket Nos. 14-304 and 14-406, taking the following action:

The Board considered requests for “good cause” waivers of late fees assessed against the following candidates and political action committee and adopted the staff recommendations on the requests:

The Board unanimously declined to waive the late fees assessed against the following:

Docket No. 14-264 from Michael Ned of a \$480 late fee and a \$1,680 late fee;
Docket No. 14-405 from Albert “A.B.” Franklin of a \$420 late fee;
Docket No. 14-407 from Matt Jones of a \$480 late fee;
Docket No. 14-408 from Ernest Charbonnet of a \$700 late fee; and,
Docket No. 14-409 from Lafitte Organization for Voter Education, Inc. of a \$1,600 late fee.

The Board unanimously waived the late fees against the following:

Docket No. 14-264 from Michael Ned of a \$60 late fee; and,
Docket No. 14-303 from Charles Gregory Terry of a \$360 late fee.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 14-299 for a waiver of the \$540 late fee assessed against Jaylynn Bergeron Turner, a candidate for St. Bernard Parish Assessor in the October 22, 2011 election, for filing her 2013 Supplemental Report 9 days late. On motion made, seconded and unanimously passed, the Board rescinded the \$540 late fee, since Ms. Turner had no other late filings, this was her first election and she submitted medical documentation showing that Mr. Bergeron, her report preparer, had kidney transplant surgery in January, 2014.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 14-410 for a waiver of the \$600 late fee assessed against Alex Chapman, a candidate for Judge, City of Ville Platte, Evangeline Parish in a future election, for filing his 2013 Annual campaign finance disclosure report 21 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$600 late fee but suspended \$500 conditioned

upon future compliance with the Campaign Finance Disclosure Act, since Mr. Chapman has no previous late filings, this was his first election and he submitted his paper report timely, but did not file electronically as required until 3 weeks later.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 14-304 for a waiver of the \$540 late fee assessed against Woody Koppel, a candidate for Orleans Parish School Board, District 6, in the October 4, 2008 election, for filing his 2013 Supplemental campaign finance disclosure report 9 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$540 late fee.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 14-406 for a waiver of the \$360 late fee assessed against Daniel Stretcher, a candidate for City Court Judge, City of Jennings, Jefferson Davis Parish in the October 4, 2008 election, for filing his 2013 Supplemental campaign finance disclosure report 6 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$360 late fee.

The Board unanimously agreed to take action on the items contained in the Lobbyist Waiver Chart. On motion made, seconded and unanimously passed, the Board considered requests for “good cause” waivers of late fees assessed against the following lobbyists and adopted the staff recommendations on the requests:

The Board unanimously declined to waive the late fees assessed against the following:

Docket No. 14-277 from Jan Moller of a \$200 late fee; and,
Docket No. 14-430 from Jessica W. Monroe of an \$850 late fee, a \$50 late fee and
a \$150 late fee.

The Board unanimously agreed to take action on the items contained in the Personal Financial Disclosure Waiver Chart en globo subject to any items being removed from the en globo listing for

further discussion. On motion made, seconded and unanimously passed, the Board adopted the staff recommendations on the items in the Personal Financial Disclosure Waiver Chart, excluding Docket No. 14-367, taking the following action:

The Board considered requests for “good cause” waivers of late fees assessed against the following individuals and adopted the staff recommendations on the requests:

The Board considered a request in Docket No. 13-1199 for a waiver of the three (3) \$1,500 late fees assessed against Jeffery Slack, a member of the Sarepta Board of Aldermen, Webster Parish, for filing his 2009 Tier 3 Annual personal financial disclosure statement 307 days late, his 2011 Tier 3 Annual personal financial disclosure statement 113 days late and his 2011 Tier 3 Candidate personal financial disclosure statement 104 days late. On motion made, seconded and unanimously passed, the Board (1) declined to waive the \$1,500 late fee in connection with the 2009 Tier 3 Annual personal financial disclosure statement but suspended the entire \$1,500 late fee conditioned upon future compliance with the Code of Governmental Ethics; (2) declined to waive the \$1,500 late fee in connection with the 2011 Tier 3 Annual personal financial disclosure statement but suspended \$1,000 conditioned upon future compliance with the Code of Governmental Ethics and payable within 30 days unless other payment arrangements are entered into within 30 days. Failure to pay within 30 days or enter into a payment within 30 days will result in the full amount becoming due and owing; and, (3) declined to waive the \$1,500 late fee in connection with the 2011 Tier 3 Candidate personal financial disclosure statement with the option of a payment plan.

The Board considered a request in Docket No. 14-223 for a waiver of the \$1,500 late fee assessed against Sybil Richard, a member of the Medical Center of LA Administrative Board, for filing her 2008 amended Tier 2.1 Annual personal financial disclosure statement 231 days late. On

motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$1,000 conditioned upon future compliance with the Code of Governmental Ethics and payable within 30 days unless other payment arrangements are entered into within 30 days. Failure to pay within 30 days or enter into a payment within 30 days will result in the full amount becoming due and owing.

The Board considered a request in Docket No. 14-359 for a waiver of the \$350 late fee assessed against Jeff Kershaw, a member of the West Baton Rouge Parish Council, for filing his 2012 Tier 3 Annual personal financial disclosure statement 7 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$350 late fee but suspended the entire \$350 late fee conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 14-360 for a waiver of the \$350 late fee assessed against Charles J. Heath, a member of the St. George Fire Protection District (East Baton Rouge), for filing his 2012 Tier 2.1 Annual personal financial disclosure statement 7 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$350 late fee but suspended \$100 conditioned upon future compliance with the Code of Governmental Ethics and payable within 30 days unless other payment arrangements are made. If other payment arrangements are not made and payment is not received within 30 days, the full amount of the late fee becomes due and owing.

The Board considered a request in Docket No. 14-361 for a waiver of the three (3) \$1,500 late fees assessed against Melvin D. Robinson, Sr., a member of the Columbia Town Council, Caldwell Parish, for filing his amended 2009 Tier 3 Annual personal financial disclosure statement 539 days late, his 2011 Tier 3 Annual personal financial disclosure statement 286 days late and his

2012 Tier 3 Annual personal financial disclosure statement 168 days late. On motion made, seconded and unanimously passed, the Board (1) waived the \$1,500 late fee with respect to the amended 2009 Tier 3 Annual personal financial disclosure statement; (2) declined to waive the \$1,500 late fee with respect to the 2011 Tier 3 Annual personal financial disclosure statement but suspended \$1,000 conditioned upon future compliance with the Code of Governmental Ethics and payable within 30 days unless other payment arrangements are made. If other payment arrangements are not made and payment is not received within 30 days, the full amount of the late fee becomes due and owing; and, (3) declined to waive the \$1,500 late fee with respect to the 2012 Tier 3 Annual personal financial disclosure statement with the option of a payment plan.

The Board considered a request in Docket No. 14-365 for a waiver of the \$850 late fee assessed against Stephen Deval Gremillion, a member of the Bayou Vermillion District, for filing his 2012 Tier 2.1 Annual personal financial disclosure statement 17 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$850 late fee but suspended \$600 conditioned upon future compliance with the Code of Governmental Ethics and payable within 30 days unless other payment arrangements are made. If other payment arrangements are not made and payment is not received within 30 days, the full amount of the late fee becomes due and owing.

The Board considered a request in Docket No. 14-366 for a waiver of the \$150 late fee assessed against John Oscar Nelson, a member of the Workforce Investment Board SDA-83, for filing his 2011 Tier 2.1 Annual personal financial disclosure statement 3 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$150 late fee but suspended the entire \$150 late fee conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 14-368 for a waiver of the \$150 late fee

assessed against Aaron Jordan, a member of the Lake Bullard Improvement District, Orleans Parish, for filing his 2012 Tier 2.1 Annual personal financial disclosure statement 3 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$150 late fee but suspended the entire \$150 late fee conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 14-367 for a waiver of the \$2,500 late fee assessed against John King, Lafourche Parish Coroner, for filing his 2011 amended Tier 2 Annual personal financial disclosure statement 143 days late. On motion made, seconded and unanimously passed, the Board waived the \$2,500 late fee.

Chairman Monroe vacated the Chair. Vice Chairman Blewer assumed the Chair.

The Board considered an untimely request in Docket No. 13-813 for a waiver of the \$1,500 late fee assessed against Chad Carrier, a former Police Chief for the Town of Elton, Jefferson Davis Parish, for filing his 2010 Tier 3 Annual personal financial disclosure statement 415 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$500 based on future compliance with the Code of Governmental Ethics and payable within 30 days unless other payment arrangements are entered into within 30 days. Failure to pay within 30 days or enter into a payment within 30 days will result in the full amount becoming due and owing.

The Board considered an untimely request in Docket No. 13-1159 for a waiver of the \$1,500 late fee assessed against John Savant, Jr., a member of the Montgomery Town Council, for filing his 2009 Tier 3 Annual personal financial disclosure statement 371 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee with the option of a

payment plan.

Vice Chairman Blewer vacated the Chair. Chairman Monroe resumed the Chair.

The Board unanimously agreed to take action on the waiver requests contained in Item G39 en globo subject to any items being removed from the en globo listing for further discussion. On motion made, seconded and unanimously passed, the Board adopted the staff recommendations on the waiver requests contained in Item G39, excluding Docket Nos. 13-1277, 13-1371 and 13-1717, taking the following action:

The Board considered a request in Docket No. 13-281 for a waiver of the \$2,500 late fee assessed against Deborah Alexander, a member of the St. Gabriel City Council, for filing her 2011 Tier 2 Annual personal financial disclosure statement 94 days late. On motion made, seconded and unanimously passed, the Board affirmed its prior decision to decline to waive the \$2,500 late fee with respect to the 2011 Tier 2 Annual personal financial disclosure statement.

The Board considered a request for reconsideration in Docket No. 13-967 for a waiver of the \$1,500 late fee assessed against Jeffery Scanlan, member of the White Lake Property Advisory Board, for filing his 2011 Tier 2.1 Annual personal financial disclosure statement 116 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$1,000 conditioned upon future compliance with the Code of Governmental Ethics and payable within 30 days unless other payment arrangements are entered into within 30 days. Failure to pay within 30 days or enter into a payment within 30 days will result in the full amount becoming due and owing.

The Board considered a request for reconsideration in Docket No. 13-1370 for a waiver of the two (2) \$1,500 late fees assessed against Keith C. Johnson, a member of the Ringgold Town

Council, Bienville Parish, for filing his 2010 Tier 3 Annual personal financial disclosure statement 480 days late and his 2011 Tier 3 Annual personal financial disclosure statement 245 days late. On motion made, seconded and unanimously passed, the Board (1) declined to waive the \$1,500 late fee with respect to the 2010 Tier 3 Annual personal financial disclosure statement but suspended \$1,000 conditioned upon future compliance with the Code of Governmental Ethics and payable within 30 days unless other payment arrangements are entered into within 30 days. Failure to pay within 30 days or enter into a payment within 30 days will result in the full amount becoming due and owing; and, (2) declined to waive the \$1,500 late fee with respect to the 2011 Tier 3 Annual personal financial disclosure statement with the option of a payment plan.

The Board considered a request for reconsideration in Docket No. 13-1800 for a waiver of the \$1,500 late fee assessed against Irwin Charles Hopkins, a Pointe Coupee Parish Constable, District 2, for filing his 2011 Tier 3 Annual personal financial disclosure statement 192 days late. On motion made, seconded and unanimously passed, the Board affirmed its prior decision to decline to waive the \$1,500 late fee with the option of a payment plan.

The Board considered a request for reconsideration in Docket No. 13-1277 for a waiver of the \$900 late fee assessed against Dr. Ron Taravella, a member of the Louisiana Mental Health Advocacy Service Board, for filing his 2011 Tier 2.1 Annual personal financial disclosure statement 18 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$900 late fee.

The Board considered a request for reconsideration in Docket No. 13-1371 for an untimely waiver request of the \$1,500 late fee assessed against Joseph Jones, a member of the Harbor and Terminal District of Morgan City, for filing his 2010 Tier 2.1 Annual personal financial disclosure

statement 407 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee.

The Board considered a request for reconsideration in Docket No. 13-1717 for a waiver of the \$1,500 late fee and the \$200 late fee assessed against Lee Arthur Thomas, a former member of the Bienville Parish Police Jury, for filing his 2011 Tier 3 Annual personal financial disclosure statement 161 days late and his 2012 Tier 3 Annual personal financial disclosure statement 4 days late. On motion made, seconded and unanimously passed, the Board declined to waive the late fees totaling \$1,700.

The Board unanimously agreed to consider the following supplemental agenda items:

The Board considered the charges filed in Docket No. 11-835 against Greg Gachassin and The Cartesian Company. The Board took no action with respect to the matter.

Chairman Monroe recused himself from consideration of Docket No. 12-1938 and vacated the Chair. Vice Chairman Blewer assumed the Chair.

The Board considered charges filed in Docket No. 12-1938 against Garrick Rose, a former employee of the South Central Planning and Development Commission (SCP&DC), accepting employment with a vendor, Veolia Transportation Services. On motion made, seconded and unanimously passed, the Board dismissed the charges against Garrick Rose.

Vice Chairman Blewer vacated the Chair. Chairman Monroe resumed the Chair.

The Board considered the proposed legislation for the 2014 Regular Legislative Session. Ms. Allen provided an overview of the updated legislative chart and a copy of Senate Bill (SB) 303. SB 303 was brought to the Board's attention because of a substantive change made to the original bill. Ms. Allen reminded the Board of the advisory opinion that was rendered at the April meeting, by a

vote of 6 yeas and 5 nays, with respect to Cedric Grant, Deputy Mayor for Facilities, Infrastructure and Community Development of New Orleans, in which the Board concluded that the post employment restrictions in Section 1121 would prohibit Mr. Grant from being employed as the Executive Director or in any other capacity with the Sewerage and Water Board of New Orleans for a period of two (2) years. Board Member Bruneau suggested that the Board should express opposition to SB 303 since the bill had undergone a substantive change to allow for an exception to the Code of Governmental Ethics specifically for Mr. Grant. On motion made, seconded and unanimously passed, the Board agreed to change its position from Support to Oppose with respect to SB 303.

Board Member Bruneau advised the Board that he would be absent from the June meeting. He also advised the Board that the forms bill was going to be heard on the Senate floor and if the bill was passed and signed, requested that another member of the Forms Committee sign a letter in his absence transmitting it to the House and Governmental Affairs Committee and the Senate and Governmental Affairs Committee.

The Board also discussed an investigative report that was going to be broadcast on WBRZ regarding \$629,000 in outstanding fines/late fees. Ms. Allen agreed to provide the Board with a quarterly report from the Attorney General's Office with respect to debt collections on the outstanding fines/late fees.

Board Member Larzelere inquired as to whether the Board members had access to the agency's budget documents for review. Chairman Monroe advised that the agency's budget documents are public and can be provided to the Board members at any time for their review. Board Member Larzelere requested that he be sent a copy of the agency's current budget and the requested

budget for next year.

The Board unanimously adjourned at 11:32 a.m.

Secretary

APPROVED:

Chairman