

LOUISIANA BOARD OF ETHICS  
MINUTES  
September 15, 2016

The Board of Ethics met on September 15, 2016 at 1:30 p.m. in the Griffon Room on the 1<sup>st</sup> floor of the LaSalle Building located at 617 North Third Street, Baton Rouge, Louisiana with Board Members Bruneau, Ingrassia, Lavastida, Leggio, McAnelly, Michiels, Monroe, Shaddock and Smith present. Absent was Board Member Shelton. Also present were the Ethics Administrator, Kathleen Allen; the Executive Secretary, Deborah Grier; and Counsel Tracy Barker, Jennifer Land, Suzanne Mooney, Brett Robinson and Haley Williams.

Board Member Shelton arrived at the meeting at 1:37 p.m.

The Board unanimously resolved into executive session to consider complaints and reports deemed confidential pursuant to Section 1141 of the Code of Governmental Ethics.

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**EXECUTIVE BUSINESS**

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The Board unanimously resolved into general business session.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board unanimously agreed to dismiss the lawsuit in connection with Docket No. 10-852 involving Justice Greg Guidry's receipt of excess contributions and his failure to itemize certain expenditures.

The Board unanimously agreed to dismiss the charges in Docket No. 12-607 against Derek Lewis, former Mayor of the City of Port Allen, for his failure to file a 2010 Tier 2 Annual personal financial disclosure statement.

Ms. Allen provided information to the Board with respect to the 38th Annual Council on Governmental Ethics Laws (COGEL) Conference to be held in New Orleans from December 11-14,

2016.

The Board unanimously voted to adjourn at 3:15 p.m.

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Secretary

APPROVED:

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Chairman

LOUISIANA BOARD OF ETHICS  
MINUTES  
September 16, 2016

The Board of Ethics met on September 16, 2016 at 9:00 a.m. in the LaBelle Room on the 1<sup>st</sup> floor of the LaSalle Building located at 617 North Third Street, Baton Rouge, Louisiana with Board Members Bruneau, Ingrassia, Leggio, McAnelly, Michiels, Monroe, Shaddock, Shelton and Smith present. Absent was Board Member Lavastida. Also present were the Ethics Administrator, Kathleen Allen; the Executive Secretary, Deborah Grier; and Counsel Tracy Barker, Jennifer Land, Suzanne Mooney, Brett Robinson and Haley Williams.

The Board commenced the meeting with consideration of the items contained on the General Supplemental agenda.

Board Member Lavastida arrived at the meeting at 9:10 a.m.

Dr. Keith Brian Elbourne, a member of the Lane Memorial Regional Medical Center (Hospital Service District #1), appeared before the Board in connection with a request for reconsideration in Docket No. 16-062 for a waiver of the \$1,500 late fee assessed against him for filing his 2013 Tier 2.1 Annual personal financial disclosure statement 210 days late. After hearing from Dr. Elbourne, 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 provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

The Board considered a request for reconsideration in Docket No. 16-080 for a waiver of the \$1,500 late fee assessed against Calvin E. Millender, a former member of the Caddo Parish Sewerage District #7, for filing his 2013 Tier 2.1 Annual personal financial disclosure statement 209

days late. On motion made, seconded and unanimously passed, the Board continued the matter.

The Board considered a request for reconsideration in Docket No. 16-159 for a waiver of the \$1,500 late fee assessed against Adrienne Sage Hodges Steele, a member of the Northeast Louisiana Film Commission, for filing her 2013 Tier 2.1 Annual personal financial disclosure statement 125 days late. On motion made, seconded and unanimously passed, the Board continued the matter in order to obtain additional information.

Mr. Robert Shannon Blake, an unsuccessful candidate for Winn Parish Police Jury, District 5 in the October 24, 2015 election, appeared before the Board in connection with a request in Docket No. 16-599 for a waiver of the \$1,500 late fee assessed against him for filing his Tier 3 Candidate personal financial disclosure statement 142 days late. After hearing from Mr. Blake, 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.

The Board considered a request in Docket No. 16-616 for a waiver of the two (2) \$1,500 late fees assessed against Mark Daniel Badeaux, a member of the Madisonville Town Council in St. Tammany Parish, for filing his 2013 Tier 3 Annual personal financial disclosure statement 56 days late and his 2014 Tier 3 Annual personal financial disclosure statement 56 days late. On motion made, seconded and unanimously passed, the Board temporarily deferred consideration of the request until later in the meeting.

Mr. Christopher Stuart, a member of the Louisiana State Licensing Board for Contractors (LSLBC), appeared before the Board in connection with a request for an advisory opinion in Docket No. 16-672 regarding whether board members of the LSLBC, personally or through companies they

own, may be permitted to bid on a project to build a new "Construction Industry Building" in downtown Baton Rouge. After hearing from Mr. Stuart, on motion made, seconded and unanimously passed, the Board concluded that Section 1113B of the Code of Governmental Ethics would prohibit members of the LSLBC and their companies from bidding on the project, since Mr. Stuart and the other board members' agency is the LSLBC and the project is under the supervision or jurisdiction of the LSLBC.

Mr. Harry E. Cantrell, Jr., a candidate for Orleans Parish Magistrate, Criminal Court in the October 19, 2013 election, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request in Docket No. 16-687 for a waiver of the \$2,000 late fee assessed against him for filing his 2015 Supplemental campaign finance disclosure report 121 days late. After hearing from Mr. Cantrell, on motion made, seconded and unanimously passed, the Board declined to waive the \$2,000 late fee but suspended \$1,800 conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

The Board considered a request in Docket No. 16-736 for a waiver of the \$200 late fee assessed against Joe Caldarera, a member of the Discovery Health Sciences Foundation Charter School, for filing his 2014 Tier 3 Annual personal financial disclosure statement 4 days late. On motion made, seconded and unanimously passed, the Board temporarily deferred consideration of the request until later in the meeting.

Mr. Gene Anthony Malbrough, a member of the Church Point Board of Aldermen in Acadia Parish, appeared before the Board in connection with a request in Docket No. 16-737 for a waiver

of the \$1,450 late fee assessed against him for filing his amended 2014 Tier 3 Annual personal financial disclosure statement 29 days late. After hearing from Mr. Malbrough, on motion made, seconded and unanimously passed, the Board declined to waive the \$1,450 late fee but suspended the entire late fee conditioned upon future compliance with the Code of Governmental Ethics.

Chairman Monroe recused himself from consideration of Docket No. 16-688 and vacated the Chair. Vice Chairman McAnelly assumed the Chair.

Ms. Cathy Wells, Deputy Director of the Louisiana Workforce Commission (LWC), appeared before the Board in connection with a request for an advisory opinion in Docket No. 16-688 regarding whether an Assistant Attorney General assigned to the Office of Worker's Compensation Administration may be hired as the executive Director of the Second Injury Board for the Office of Worker's Compensation Administration. After hearing from Ms. Wells, on motion made, seconded and unanimously passed, the Board concluded that no violation of the Code of Governmental Ethics would be presented by a former assistant attorney general assigned to the Office of Worker's Compensation Administration being appointed to the position of Executive Director of the Second Injury Board, since the former assistant attorney general would not be assisting another person, for compensation, in a transaction, or in an appearance in connection with a transaction in which such former public employee participated at any time during his public employment and involving the governmental entity by which he was formerly employed; and, since he will not be rendering any service which he had rendered to the agency during the term of his public employment on a contractual basis, to, for, or on behalf of the agency with which he was formerly employed.

Chairman Monroe resumed the Chair.

The Board considered a request in Docket No. 16-163 for a waiver of the \$2,500 late fee assessed against Walter P. Reed, District Attorney, 22nd Judicial District, for failure to file his 2014 Tier 2 Annual personal financial disclosure statement as of this date. On motion made, seconded and unanimously passed, the Board continued the matter to the October meeting.

Ms. Victoria Roach, on behalf of McNeese State University President Phillip C. Williams, appeared before Board in connection with a request for an advisory opinion in Docket No. 16-679 regarding the application of the exceptions contained in Sections 1123(1) and 1123(41) of the Code of Governmental Ethics with respect to complimentary admissions, travel, lodging and reimbursement by organizations to McNeese and its employees. After hearing from Ms. Roach, on motion made, seconded and unanimously passed, the Board concluded the following:

**1. Does the exception provided by La. R.S. 42:1123(1) permit McNeese employees to accept complimentary admissions, travel accommodations or reimbursement, not to include salary, wages or other “compensation” for services rendered, where such acceptance merely replaces the same reimbursement the employee would otherwise have been entitled to receive from McNeese; i.e. where there is no net dollar gain to the employee?**

The Board concluded that Section 1123(1) of the Code of Governmental Ethics does not apply to the acceptance of complimentary admissions, travel accommodations or reimbursements; however, the exception allows for participation by McNeese employees, through their public position, in transactions involving certain organizations when no compensation is received. Section 1123(1) of the Code of Governmental Ethics provides that there is no preclusion to the participation in the

affairs of charitable, religious, nonprofit educational, public service, or civic organizations, bona fide organized public volunteer fire departments when no compensation is received, or the activities of political parties not proscribed by law. Participation is expressly defined in Section 1102(15) of the Code of Governmental Ethics and provides that “participate” means to take part in or to have or share responsibility for action of a governmental entity or a proceeding, personally, as a public servant of the governmental entity, through approval, disapproval, decision, recommendation, the rendering of advice, investigation, or the failure to act or perform a duty.

**2. For purposes of La. R.S. 42:1111A(1)(a), did the Legislature intend for the words “anything of economic value” to include a public servant’s receipt of complimentary admissions, travel accommodations or reimbursement (not to include salary wages or other compensation for services rendered) from a nonprofit educational organization even though such receipt merely replaces the exact amount of reimbursement already due to the public servant from the public servant’s agency so that the public servant’s net gain is zero?**

The Board concluded that the words “anything of economic value” are interpreted to include a public servant’s receipt of complimentary admissions, travel accommodations or reimbursement from non profit educational organizations. The Legislature defined “things of economic value” in clear terms of what is considered a thing of economic value and the exclusions from such in Section 1102(22) of the Code of Governmental Ethics. It specifically excludes things such as promotional

items having no substantial resale value, pharmaceutical samples, medical devices, medical foods; food, drink, or refreshments consumed by a public servant, including reasonable transportation and entertainment incidental thereto, while the personal guest of some person. The Code of Governmental Ethics also explicitly states an exception for public employees of higher education in Sections 1102(22)(c) and 1111A(1)(a) of the Code of Governmental Ethics which states:

Things of economic value shall not include salary and related benefits of the public employee due to his public employment or salary and other emoluments of the office held by the elected official. Salary and related benefits of **public employees of higher education institutions, boards, or systems** shall include any supplementary compensation, use of property, or other benefits provided to such employees from funds or property accruing to the benefit of the institution, board, or system, as approved by the appropriate policy or management board, from an alumni organization recognized by the management board of a college or university within the state or from a foundation organized by the alumni or other supportive individuals of a college or university within the state the charter of which specifically provides that the purpose of the foundation is to aid said college or university in a philanthropic manner. (Emphasis added) Further, the receipt of complimentary admission received by a public servant attending an educational or professional development seminar or conference is addressed in Section 1123(41)(a) of the Code of Governmental Ethics.

**3. For purposes of La. R.S. 42:1115A(1), did the Legislature intend for the words**

**“gift or gratuity” to include a public servant’s receipt of complimentary admissions, travel accommodations or reimbursement (not to include salary wages or other compensation for services rendered) from nonprofit educational organizations when such receipt merely replaces the exact amount already promised by the public servant’s agency (so that the public servant’s net gain is zero)?**

The Board concluded that the words “gift or gratuity,” contained in the Code of Governmental Ethics, are interpreted as being things of economic value in Section 1115A of the Code of Governmental Ethics. Reference the response in Question Two in regards to complimentary admissions, travel accommodations or reimbursement from nonprofit educational organizations.

**4. Does the mere payment of dues by a public university to a nonprofit educational organization constitute “contractual or other business or financial relationships” as intended by the Legislature for purposes of La. R.S. 42:1115A(1)?**

The Board concluded that the single action of paying dues by a public university to a nonprofit educational organization, without any further obligation on the part of the nonprofit educational organization, would not constitute or establish a “contractual or other business or financial relationship” within the meaning of Section 1115A(1) of the Code of Governmental Ethics

**5. Does the phrase “reasonably related to... an educational or professional development seminar or conference” in La. R.S. 42:1123(41) include a public**

**servant's attendance at committee meetings called to discuss planning of a seminar or conference, or to discuss organizational matters arising out of a seminar or conference?**

The Board granted the request for a withdrawal of this question in connection with this opinion. In the event that a request for an opinion is submitted regarding a public servant's planning of a seminar or conference, the Board requested that specific instances or scenarios be provided in which the application of Section 1123(41) of the Code of Governmental Ethics may be concerned.

Mr. Walter M. Krause, a candidate for Catahoula Parish Clerk of Court in the October 24, 2015 election, and Mrs. Jessica Krause appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request in Docket No. 16-771 for a waiver of the \$600 late fee assessed against Mr. Krause for filing his 2015 Supplemental campaign finance disclosure report 107 days late and an untimely waiver request for the three (3) \$2,000 late fees assessed for filing his 30-P campaign finance disclosure report 235 days late, his 10-P campaign finance disclosure report 222 days late, his 10-G campaign finance disclosure report 172 days late and a \$2,500 late fee in connection with his 2014 Tier 2 personal financial disclosure statement. On motion made, seconded and unanimously passed, the Board agreed to consider the untimely waiver request for the late fees totaling \$8,500 in addition to the timely waiver request for the \$600 late fee. After hearing from Mr. and Mrs. Krause, on motion made, seconded and unanimously passed, the Board (1) declined to waive the late fees totaling \$8,500 in connection with the 30-P, 10-P, 10-G campaign finance disclosure reports and the 2014 Tier 2 personal financial disclosure statement but suspended \$7,500 conditioned upon future compliance with the Campaign

Finance Disclosure Act and the Code of Governmental Ethics and with the option of a payment plan; and, (2) declined to waive the \$600 late fee in connection with the 2015 Supplemental campaign finance disclosure report but suspended the entire late fee conditioned upon future compliance with the Campaign Finance Disclosure Act.

The Board recessed at 10:45 a.m. and resumed back into general business session at 11:05 a.m.

The Board considered a request in Docket No. 16-616 for a waiver of the two (2) \$1,500 late fees assessed against Mark Daniel Badeaux, a member of the Madisonville Town Council in St. Tammany Parish, for filing his 2013 Tier 3 Annual personal financial disclosure statement 56 days late and his 2014 Tier 3 Annual personal financial disclosure statement 56 days late. On motion made, seconded and unanimously passed, the Board declined to waive the late fees totaling \$3,000.

The Board considered a request in Docket No. 16-736 for a waiver of the \$200 late fee assessed against Joe Caldarera, a member of the Discovery Health Sciences Foundation Charter School, for filing his 2014 Tier 3 Annual personal financial disclosure statement 4 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$200 late fee but suspended the entire late fee conditioned upon future compliance with the Code of Governmental Ethics.

On motion made, seconded and unanimously passed, the Board agreed to take action on items GS11-GS36 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 GS11-GS36, excluding Item GS31, taking the following action:

Absent requested additional information, declined to render an advisory opinion in Docket No. 16-311 regarding whether Harold Eggert may serve as a Digital Faculty Consultant for McGraw Hill to consult and train faculty to use Connect, an online digital platform that integrates McGraw Hill textbooks, while he is employed with the Louisiana Delta Community College.

Approved the disqualification plan in Docket No. 16-325 with respect to the employment of Erin Densen as a teacher at Bricolage Academy, a Type 1 charter school authorized by the Orleans Parish School Board, while her husband, Josh Densen, serves as the Executive Director of Bricolage Academy.

Adopted an advisory opinion in Docket No. 16-509 concluding that members of the Municipal Police Employees' Civil Service Board and the Municipal Employees' Civil Service Board for the City of Mandeville are not required to file annual personal financial disclosure statements pursuant to Section 1124.2.1 of the Code of Governmental Ethics, since neither board has the authority to expend, disburse or invest \$10,000 or more of funds in a fiscal year.

Adopted an advisory opinion in Docket No. 16-515 concluding that Section 1113A(1)(a) of the Code of Governmental Ethics would prohibit Lee Stanley, a volunteer firefighter for Rapides Parish Fire District No. 12, from entering into a contract to be compensated on a part-time basis as Chief of Rapides Parish Fire District No. 12 (Fire District), since the appointment and hiring of a part-time fire chief is under the supervision or jurisdiction of the Rapides Parish Fire District No. 12 Board.

Allowed the withdrawal of a request for an advisory opinion in Docket No. 16-543 regarding the Johnson Bayou Recreation District employing immediate family members of board members or its executive director, since the issue is now moot.

Adopted an advisory opinion in Docket No. 16-644 concluding that the exception found in Section 1123(18)(a) of the Code of Governmental Ethics applies to the appointment of Dr. Edward Lisecki as a board member to the Hospital Service District No. 1, a component unit of Iberia Parish d/b/a Iberia Medical Center, and allows him to contract with Iberia Medical Center while he serves as a member of the District. The Board further advised that Dr. Lisecki would be required to recuse himself from participating in any transaction before the District relating to any contract that he has with Iberia Medical Center. Based on the provisions of La. R.S. 46:1076, Dr. Lisecki would not be prohibited from being employed as a member of the medical staff of Iberia Medical Center while he serves as a board member of the District. No apparent violation of the Code of Governmental Ethics is presented by Dr. Lisecki performing surgery at New Iberia Surgery Center as long as he does not treat the same individuals who he would treat through his employment with Iberia Medical Center. Section 1112A of the Code of Governmental Ethics prohibits Dr. Lisecki from participating in a transaction in which he has a substantial economic interest, such as referring a patient of the Iberia Medical Center to New Iberia Surgery Center.

Adopted an advisory opinion in Docket No. 16-645 concluding that no violation of the Code of Governmental Ethics is presented by Carl Broussard, former Cameron Parish Clerk of Court, contracting with the Cameron Parish Police Jury to serve as a Right of Way Agent for Cameron Parish within two years of the termination of his public service, since as a Right of Way Agent for Cameron Parish, Mr. Broussard would not be assisting any person in a transaction or rendering any service on a contractual basis to or for his former agency, the Cameron Parish Clerk of Court's Office.

Adopted an advisory opinion in Docket No. 16-651 concluding that no violation of the Code

of Governmental Ethics is presented by Bean Town, LLC, a franchise of and d\b\ a PJ's Coffee of New Orleans and wholly owned by Donna Miller, entering into a contract with Vintage Market Days to be a vendor in the Florida Parishes Arena which is owned and operated by the Tangipahoa Parish Government while Mrs. Miller's husband, C. R. "Robby" Miller, serves as the Tangipahoa Parish President, since Bean Town will be entering an agreement with Vintage, a private company not within Mr. Miller's agency.

Allowed the withdrawal of a request for an advisory opinion in Docket No. 16-652 regarding whether the Code of Governmental Ethics would prohibit Mayeaux Properties, LLC from continuing to participate, as a landlord, in the Tangipahoa Parish Section 8 Housing Program while the owner's immediate family member, Emile Joseph Mayeaux, III serves as a Tangipahoa Parish Councilman, since the issue is now moot as the property leased by the Mayeaux Properties, LLC will be transferred to the Independence Housing Authority.

Adopted an advisory opinion in Docket No. 16-653 concluding that no violation of the Code of Governmental Ethics is presented by the continued service of Pete Olivier, a member of the St. Landry Parish Gravity Drainage District No. 1 of Ward 2, now that his wife, Vivian Olivier, has been elected to the St. Landry Parish Council, since Mr. Olivier was appointed to the Drainage Board prior to the election of his wife to the St. Landry Parish Council. The Board further advised that Section 1112B(1) of the Code of Governmental Ethics would prohibit Mrs. Olivier from participating in any matters involving the St. Landry Parish Council and the Drainage Board in which her husband has a personal substantial economic interest and she would be required to recuse herself pursuant to Section 1120 of the Code of Governmental Ethics. In addition, at the end of her husband's term, if Mrs. Olivier is still a member of the St. Landry Parish Council, her husband will

be prohibited from being re-appointed to the Drainage Board.

Adopted an advisory opinion in Docket No. 16-655 concluding that generally, Andree Pitard, a retired Assistant Attorney General, would be prohibited from representing the State of Louisiana in legal matters involving medical malpractice, road hazards, or general liability, pursuant to a contract with the Attorney General's Office, either directly or through another person, before June 5, 2018. The Board further advised that if a specific case arises in the future, Ms. Pitard should request an advisory opinion at that time.

Adopted an advisory opinion in Docket No. 16-661 concluding that no violation of the Code of Governmental Ethics is presented by a company, Allemand's Culverts, LLC, owned by Marvin Allemand, an elected Constable in Lafourche Parish, conducting business with Lafourche Parish, provided the work performed is not for Mr. Allemand's office.

Adopted an advisory opinion in Docket No. 16-664 concluding that Section 1113A(1)(a) of the Code of Governmental Ethics would prohibit Gary D. Robinson from conducting real estate appraisal services for consultant companies that may be selected for the Franklin Parish-Turkey Creek Drainage Project while his brother, William H. Robinson, serves as a member of the Franklin Parish Police Jury, since the agency of Gary Robinson's brother is the Franklin Parish Government and the Turkey Creek Drainage Project is under the supervision of his agency.

Adopted an advisory opinion in Docket No. 16-670 concluding that Section 1121B(1) of the Code of Governmental Ethics would prohibit the Plaquemines Parish Sheriff's Office from directly contracting with Frederick Yorsch, or a business entity with whom Mr. Yorsch may be associated, if the Plaquemines Parish Sheriff's Office eliminates Mr. Yorsch's current full-time position of legal counsel.

Adopted an advisory opinion in Docket No. 16-671 concluding that Section 1113B of the Code of Governmental Ethics would prohibit the Assumption Parish Recreation District #2 from contracting with LeBlanc Brothers Ready Mix, Inc., a company partially owned by the mother of Recreation District Board Member Lance Sanchez, since under the specific circumstances presented, Janet Sanchez would be in any way interested in a transaction if LeBlanc Brothers Ready Mix bids on or enters into a contract with the Assumption Parish Recreation District #2 while Lance Sanchez serves as a board member.

Adopted an advisory opinion in Docket No. 16-673 concluding that no violation of the Code of Governmental Ethics is presented by Bobby Madison, Town of Clayton Chief of Police, hiring Mayor Josephine Taylor Washington's sister, Minnie Turner, since the Clayton Police Department would be Ms. Turner's agency and she would not be employed in her immediate family member's agency. The Board further advised that Section 1112B(1) of the Code of Governmental Ethics would prohibit Mayor Washington from participating in a transaction with her governmental entity in which Ms. Turner has a substantial economic interest.

Adopted an advisory opinion in Docket No. 16-674 concluding that Section 1111C(1)(a) of the Code of Governmental Ethics would prohibit Dr. Stephany Hillman, a psychologist employed by the South Central LA Human Services Authority, from providing psychological evaluations and consultative opinions for the Social Security Disability Determination Services in her private practice when this is a service she provides as an employee of the South Central LA Human Services Authority. The Board further advised that Section 1121B of the Code of Governmental Ethics would prohibit Dr. Hillman, for a period of two years from the termination of her employment, from assisting persons in transactions involving her former agency, the South Central LA Human Services

Authority, and in which she participated while she was employed with the South Central LA Human Services Authority. However, if she is assisting new patients that she never treated while employed with the South Central LA Human Services Authority, then she is not prohibited for two years from providing the psychological evaluations and consultative opinions for the Social Security Disability Determination Services.

Adopted an advisory opinion in Docket No. 16-678 concluding that no violation of the Code of Governmental Ethics is presented by Toby E. Picard being employed by Arcadis immediately upon the termination of his public service with the Department of Transportation and Development (DOTD) provided he only receives compensation for his services on projects that he did not participate in while he was employed with DOTD. The Board further advised that Section 1121B of the Code of Governmental Ethics would prohibit Mr. Picard, within two years of the termination of his public service, from receiving any compensation for services rendered on any project in which he participated in while employed by DOTD.

Declined to render an advisory opinion in Docket No. 16-681 regarding whether the DeSoto Parish Police Jury can dissolve the EMS Board and appoint new members prior to the end of former board members' terms in office, since the question presented in the request does not fall under the jurisdiction of the Board of Ethics.

Adopted an advisory opinion in Docket No. 16-682 concluding that Section 1113A of the Code of Governmental Ethics would prohibit Kent Riche, a licensed contractor, or a legal entity in which he owns a controlling interest from bidding on or entering into a contract with the Town of Evergreen while his wife, Roxane Riche, and his daughter-in-law, Sarah Riche, serve as Aldermen for the Town of Evergreen.

Approved the disqualification plan in Docket No. 16-691 with respect to the employment of Simon Besson as Trooper First Class with Louisiana State Police - Troop C while his brother, Frank Besson, serves as the Commander of Louisiana State Police - Troop C.

Adopted an advisory opinion in Docket No. 16-692 concluding that Sections 1111C(2)(d) and 1113A of the Code of Governmental Ethics would prohibit Stephanie Robin, Assistant Principal at Live Oak Elementary, from accepting compensation for notarizing documents for parents/guardians of any child that attends, or will attend, Live Oak Elementary School in the Lafayette Parish School System or staff members employed at Live Oak Elementary. The Board further advised that no violation of the Code of Governmental Ethics is presented if Ms. Robin accepts compensation for notarizing documents for parents/guardians of a child that attends any other school in the System or staff members employed at any other school in the System, provided such notarial services are performed outside of her regular work hours and away from Live Oak.

Adopted an advisory opinion in Docket No. 16-731 concluding that members of the Northeast Delta Human Services Authority Board are required to file annual financial disclosure statements pursuant to Section 1124.2.1 of the Code of Governmental Ethics, since the Northeast Delta Human Services Authority Board was created by statute and has the authority to expend, disburse, or invest \$10,000 or more in funds in a fiscal year.

Adopted an advisory opinion in Docket No. 16-745 concluding that no violation of the Code of Governmental Ethics is presented by Kimberly Rodrigue, a former employee with the Governor's Office of Homeland Security and Emergency Preparedness (GOHSEP), working with Arcadis as a management consultant while Arcadis has contracts with applicants/projects that were assigned to Ms. Rodrigue, since the services Ms. Rodrigue will perform on new projects for Arcadis will not

involve transactions that she participated in while employed by GOHSEP and since the services she will be performing for Arcadis are not being rendered to, for, or on behalf of GOHSEP.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, adopted an advisory opinion in Docket No. 16-752 concluding that Jennifer Jones, Cameron Parish District Attorney, may use campaign funds to make a donation to the Cameron Lions Club, since a contribution to the Cameron Lions Club would constitute a charitable contribution as provided in 26 USC 170(c) and is therefore a permissible use of campaign funds.

In connection with an Answer filed in Docket No. 16-713 by Blaine LeCesne, a member of the Lusher Charter School Board, challenging the requirement to disclose his wife's income from the Einstein Charter School, instructed the staff to advise Mr. LeCesne that income earned from a charter school is required to be reported on a personal financial disclosure statement, since all charter schools are deemed independent public schools that provide a program of elementary or secondary education, or both. A "political subdivision," as defined by the Code of Governmental Ethics, is any unit of local government, including a special district, authorized by law to perform governmental functions. The provision of a public education is a governmental function authorized by law. As such, charter schools are political subdivisions of the state as defined by the Code of Governmental Ethics.

The Board considered the following general supplemental business agenda items:

On motion made, seconded and unanimously passed, the Board approved the minutes of the July 14-15, 2016 meetings.

The Board considered a proposed consent opinion in Docket No. 11-926 regarding Thomas "T.J." Boothe, a former Alderman for the Town of Slaughter, using the authority of his office to

prevent a citizen of the Town of Slaughter from being arrested. On motion made, seconded and unanimously passed, the Board (1) adopted for publication the consent opinion in which Thomas “T.J.” Boothe agrees that a violation of Section 1116 of the Code of Governmental Ethics occurred by his threatening to have the arresting officers terminated if they continued to proceed with the arrest of a citizen of the Town of Slaughter and in which Mr. Boothe agrees to pay a fine of \$1,000; and, (2) dismissed the charges against Mr. Boothe.

The Board considered a proposed consent opinion in Docket No. 14-979 regarding Dr. Lynn Woods, a faculty member of Northwestern State University, receiving complimentary travel and accommodations from a prohibited source. On motion made, seconded and unanimously passed, the Board (1) adopted for publication the consent opinion in which Dr. Lynn Woods agrees that a violation of Sections 1111A and 1112B(1) of the Code of Governmental Ethics occurred by receiving a stipend of \$450 from EF Tours which she was not duly entitled to receive; receiving free travel valued at \$5,803 from Explorica which she was not duly entitled to receive because the trip was arranged in violation of university policy and procedure; by arranging for Marilyn and Don Lee, her sister and brother-in-law, to act as chaperones on a trip to Europe arranged through the university with EF Tours, in which they each received free travel valued at \$4,995 from EF Tours and in which Dr. Woods agrees to pay a fine of \$1,500; and, (2) dismissed the charges against Dr. Woods.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a proposed consent opinion in Docket No. 15-452 regarding expenditures reported by David Peralta, former St. Bernard Parish President, on his 2014 Supplemental campaign finance disclosure report in connection with the October 22, 2011 election. On motion made, seconded and

unanimously passed, the Board adopted for publication the consent opinion in which David Peralta, former St. Bernard Parish President, agrees that a violation of Section 1505.2I(1) of the Campaign Finance Disclosure Act occurred by making numerous expenditures totaling \$9,152.76 from his campaign account at gambling casinos that were for his personal use and in which Mr. Peralta agrees to pay a fine of \$10,000.

The Board considered a request for an advisory opinion in Docket No. 16-286 regarding whether Hammond City Fire Chief John Thomas may accept an all-expense paid trip as part of winning the Liberty Mutual Firemark Award and whether the City of Hammond can accept a \$10,000 donation as part of the award. On motion made, seconded and unanimously passed, the Board concluded that no violation of the Code of Governmental Ethics would be presented by the City of Hammond accepting an unconditional donation from Liberty Mutual Insurance. On motion made, seconded and passed by a vote of 9 yeas by Board Members Bruneau, Ingrassia, Lavastida, McAnelly, Michiels, Monroe, Shaddock, Shelton and Smith and 1 nay by Board Member Leggio, the Board deferred consideration of the issue regarding whether Hammond City Fire Chief John Thomas may accept an all-expense paid trip as part of winning the Liberty Mutual Firemark Award to the October meeting.

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

The Board considered changes to the personal financial disclosure forms and the campaign finance expenditure flyer.

Chairman Monroe resumed the Chair.

Ms. Allen provided an overview of the proposed changes to be made to the personal financial disclosure forms and the campaign finance expenditure flyer. On motion made, seconded

and unanimously passed, the Board approved the changes to the personal financial disclosure forms and the campaign finance expenditure flyer and instructed the staff to proceed with the promulgation process with the oversight committee.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board unanimously agreed to take action on the requests for “good cause” waivers of late fees assessed against candidates and committees included 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. 16-684, 16-698 and 16-700, taking the following action:

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

Docket No. 16-590 from Donovan K. Hudson of a \$2,000 late fee; and,  
Docket No. 16-696 from David Marcantel of a \$320 late fee.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 16-035 for a waiver of the two (2) \$2,000 late fees assessed against Daniel Ray Rutledge, Jr., a candidate for State Representative, District 37 in the October 24, 2015 election, for filing his 30-P and 10-P campaign finance disclosure reports 299 and 279 days late, respectively. On motion made, seconded and unanimously passed, the Board rescinded the late fees pursuant to Rule 1205D, since Mr. Rutledge received no contributions and made no expenditures for his campaign and withdrew from the election with the Secretary of State on October 1, 2015.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board

considered a request in Docket No. 16-361 for a waiver of the \$2,000 late fee assessed against Edward L. Brown, a candidate for Tensas Parish Sheriff in the October 22, 2011 election, for inaccurately filing his 2014 Supplemental campaign finance disclosure report. On motion made, seconded and unanimously passed, the Board declined to waive the \$2,000 late fee but suspended \$1,800 conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 16-694 for a waiver of the \$1,000 late fee assessed against Quinten Adcock, a candidate for Iberia Parish School Board, District 9 in the November 4, 2014 election, for filing his EDE-P campaign finance disclosure report 326 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,000 late fee but suspended \$900 conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 16-695 for a waiver of the \$280 and \$500 late fees assessed against Cornell Dukes, a candidate for New Roads Mayor in the November 4, 2014 election and for Pointe Coupee Parish Police Jury, District 8 in the October 24, 2015 election, for filing his 2015 Supplemental and 10-P campaign finance disclosure reports 7 and 114 days late, respectively. On motion made, seconded and unanimously passed, the Board declined to waive the \$280 and \$500 late fees but suspended \$180 with respect to the 2015 Supplemental campaign finance disclosure

report and suspended \$400 with respect to the 10-P campaign finance disclosure report both conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 16-696 for a waiver of the \$280 late fee assessed against David Marcantel, a candidate for Calcasieu Parish Police Jury, District 10 in the October 24, 2015 election, for filing his 10-G campaign finance disclosure report 7 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$280 late fee but suspended \$180 conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 16-697 for a waiver of the \$2,000 late fee assessed against Paul J. Hogan, a candidate for St. Charles Parish Council, Division B in the October 24, 2015 election, for filing his 10-G campaign finance disclosure report 231 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$2,000 late fee but suspended \$1,800 conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 16-701 for a waiver of the \$660 late fee assessed against Jerry W. Nunez, a candidate for Cameron Parish Sheriff in the October 24, 2015 election, for filing his

30-P campaign finance disclosure report 11 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$660 late fee but suspended the entire late fee conditioned upon future compliance with the Campaign Finance Disclosure Act.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 16-702 for a waiver of the \$520 late fee assessed against William Lasseigne, a candidate for Lafourche Parish Council, District 9 in the October 24, 2015 election, for filing his 30-P campaign finance disclosure report 13 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$520 late fee but suspended the entire late fee conditioned upon future compliance with the Campaign Finance Disclosure Act.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 16-684 for a waiver of the \$400 late fee assessed against Joseph "Joe" Bishop, a candidate for Rapides Parish Police Jury, District B in the October 24, 2015 election, for filing his 2015 Supplemental campaign finance disclosure report 10 days late. On motion made, seconded and unanimously passed, the Board reduced the \$400 late fee to \$200 and suspended the \$200 late fee conditioned upon future compliance with the Campaign Finance Disclosure Act.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 16-698 for a waiver of the \$600 late fee assessed against Barry Ivey, a candidate for State Representative, District 65 in the March 2, 2013 election, for filing his 2015 Supplemental campaign finance disclosure report 10 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 and provided

payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 16-700 for a waiver of the \$600 late fee assessed against John Sudderth, a candidate for 24th Judicial District Court Judge in the April 6, 2003 election, for filing his 2014 Supplemental campaign finance disclosure report 10 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 and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

The Board unanimously agreed to take action on the requests for “good cause” waivers of late fees assessed against individuals contained in the Lobbyist 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 Lobbyist Waiver Chart, excluding Docket No. 16-723, taking the following action:

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

Docket No. 16-727 from Jack Blossman, Jr. of a \$1,200 late fee; and,  
Docket No. 16-729 from Douglas Boudreaux of a \$1,500 late fee.

The Board considered a request in Docket No. 16-724 for a waiver of the \$600 and two (2) \$850 late fees assessed against Scott Whittaker for failure to timely file Supplemental Lobbying Registration Reports. On motion made, seconded and unanimously passed, the Board rescinded the

\$850 late fee with respect to the New Orleans Building Corporation and waived the \$600 and the \$850 late fees with respect to the Canal Street Development and Sid-Mar's Restaurant & Lounge, Inc.

The Board considered a request in Docket No. 16-725 for a waiver of the \$400 late fee assessed against Billy Burkette for the late filing of the March 2016 Lobbying Expenditure Report. On motion made, seconded and unanimously passed, the Board rescinded the \$400 late fee pursuant to Rule 1205B.

The Board considered a request in Docket No. 16-726 for a waiver of the \$450 late fee assessed against Audra Shay for the late filing of the April 2016 Lobbying Expenditure Report. On motion made, seconded and unanimously passed, the Board waived the \$450 late fee.

The Board considered a request in Docket No. 16-728 for a waiver of the \$900 late fee assessed against Rachel Haney for failure to timely file a Supplemental Lobbying Registration Report. On motion made, seconded and unanimously passed, the Board waived \$600 of the \$900 late fee.

The Board considered a request in Docket No. 16-723 for a waiver of the \$200 late fee assessed against Brian Trascher for failure to timely file a Supplemental Lobbying Registration Report. On motion made, seconded and unanimously passed, the Board declined to waive the \$200 late fee. Board Member Bruneau recused himself.

The Board unanimously agreed to take action on the requests for "good cause" waivers of late fees assessed against individuals 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. 16-711, taking the following action:

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

Docket No. 16-347 from Jonathan Hunter of a \$2,500 late fee;  
Docket No. 16-710 from Patrick Johnson of a \$1,500 late fee;  
Docket No. 16-712 from Gerald Johnson of a \$1,500 late fee and advise that a future request will not be considered unless the personal financial disclosure statement is filed; and,  
Docket No. 16-735 from Janie Blackmon of a \$1,500 late fee.

The Board considered a request in Docket No. 16-709 for a waiver of the \$1,500 late fee assessed against Carlos Wayne Ford, a former member of the Tallulah Charter School Board, for filing his 2014 Tier 3 Annual personal financial disclosure statement 247 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 provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing. The Board further instructed the staff to offer Mr. Ford a payment plan.

The Board considered a request in Docket No. 16-733 for a waiver of the \$1,500 late fee assessed against Norman S. Brown, Jr., a member of the Louisiana Sweet Potato Commission, for filing his amended 2014 Tier 2.1 Annual personal financial disclosure statement 35 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.

The Board considered a request in Docket No. 16-739 for a waiver of the \$1,500 late fee assessed against Joseph Salvadore Clark, New Orleans Civil Service Commission, for filing his

2014 Tier 2.1 Annual personal financial disclosure statement 204 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$650 conditioned upon future compliance with the Code of Governmental Ethics and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

The Board considered a request in Docket No. 16-711 for a waiver of the \$1,500 late fee assessed against Peter E. Moss, II, a member of the Audubon Commission, for filing his 2013 Tier 2.1 Annual personal financial disclosure statement 125 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$1,200 conditioned upon future compliance with the Code of Governmental Ethics and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

The Board considered a request for reconsideration in Docket No. 16-167 for a waiver of the \$1,500 late fee assessed against Stephen Holder, DeSoto Parish Constable, District 2, for filing his 2014 Tier 3 Annual personal financial disclosure statement 69 days late. On motion made, seconded and unanimously passed, the Board affirmed the decision to decline to waive the \$1,500 late fee.

The Board considered the items contained on the General agenda.

On motion made, seconded and unanimously passed, the Board agreed to take action on items G5-G16 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 G5-G16 taking the following action:

Adopted an advisory opinion in Docket No. 16-580 concluding that Sections 1111C(1)(a) and 1111C(2)(d) of the Code of Governmental Ethics would prohibit Ashley Bogac and Erica Carter, employees of the 40th Judicial District Public Defenders Office, from providing compensated services for any of the Office's independent contractor attorneys, since both Ms. Bogac and Ms. Carter are responsible for entering new cases into the Database and updating the information reflecting proceedings in court. Additionally, Ms. Bogac is responsible for reviewing the Database entries for correctness and preparing the annual report for the Louisiana Public Defender Board (LPDB). Furthermore, the independent contractor attorneys provide public defender services pursuant to a contract with the Public Defender's Office.

Adopted an advisory opinion in Docket No. 16-643 concluding that no violation of the Code of Governmental Ethics is presented by Stacie Massey, an employee of Department of Natural Resources, Office of Conservation, Shreveport District, continuing her part time employment with Theophilus Oil, Gas and Land Services if Theophilus contracts with the Office of Conservation, Lafayette District to provide production research, since the Lafayette District is not part of Ms. Massey's agency.

Allowed the withdrawal of a request for an advisory opinion in Docket No. 16-650 from Malcolm Veazie, Group Benefits Administrator with the Office of Group Benefits, regarding post-employment restrictions, since the issue is now moot.

In connection with a request for an advisory opinion in Docket No. 16-756 submitted by Lisa Schilling, on behalf of South Central Louisiana Human Services Authority (SCLHSA), regarding whether a state employee may perform the same services for SCLHSA privately to the Disability

Determination Services Office, instructed the staff to consolidate the request with the request for an advisory opinion regarding the same issue which was submitted by Dr. Stephany Hillman in Docket No. 16-674.

Adopted an advisory opinion in Docket No. 16-757 concluding that no violation of the Code of Governmental Ethics would be presented by David Robin, through his company Gene Robin Towing, remaining on the City of Scott Police Department rotation list for towing services if he was elected as a councilman for the City of Scott, since the Scott Police Department is a separate agency from the City of Scott government and Mr. Robin would not be entering into any transaction that is under the supervision or jurisdiction of his agency.

Adopted an advisory opinion in Docket No. 16-759 concluding that no violation of the Code of Governmental Ethics is presented by Melissa Cowart, the Deputy Director of Finance for Tangipahoa Parish Government, providing financial consulting services for the Tangipahoa Convention and Visitors Bureau (Visitors Bureau) outside of her normal working hours for Tangipahoa Parish Government, since Ms. Cowart's agency does not prepare or review the budgets of the Visitors Bureau nor has she participated in their budget process through her public position.

Adopted an advisory opinion in Docket No. 16-760 concluding that Section 1113A(1)(a) of the Code of Governmental Ethics would prohibit the appointments of Amy Arceneaux Vitte and Sonny Gremillion to the Carencro Parks and Recreation Commission (PARC), since PARC has supervision or jurisdiction over Pelican Park. Therefore, if Amy Arceneaux Vitte is appointed to serve as a commissioner of PARC, Creative T-Shirts and/or Connie Arceneaux, Ms. Vitte's mother, would be prohibited from continuing to sell t-shirts to Pelican Park in the future. Because an appointment by the Carencro City Council is considered a "transaction", Mr. Gremillion is

prohibited from being appointed to serve as a commissioner of PARC by the Carencro City Council while his father-in-law, L.J. Boudreaux, serves as a Carencro City Councilman.

Adopted an advisory opinion in Docket No. 16-765 concluding that no violation of the Code of Governmental Ethics is presented by Pinnacle Employment, Inc., owned by Jefferson Parish School Board Member Larry Dale, entering into a contract with a local state charter school to administer a Louisiana Rehabilitation Services Pre-Employment Training Program, since the company is not entering into a contract or transaction that is under the supervision or jurisdiction of his agency, the Jefferson Parish School Board.

Adopted an advisory opinion in Docket No. 16-784 concluding that no violation of the Code of Governmental Ethics is presented by Julien Engineering & Consulting, Inc., a company owned by Kerwin Julien, Sr., and his wife, pursuing engineering work with the Non-Flood Protection Asset Management Authority while Mr. Julien serves as a member of the Southeast Louisiana Flood Protection Authority-West, as long as any consulting services provided to the Non-Flood Protection Asset Management Authority do not involve the Southeast Louisiana Flood Protection Authority-West or any levee district under its jurisdiction or supervision. The Board further advised that if the consulting services are provided pursuant to a contract that is related to a gubernatorially declared disaster or emergency and which the official or immediate family member knows or should reasonably should know is or may be funded or reimbursed in whole or in part with federal funds, then a disclosure statement shall be filed with the Board of Ethics. The initial disclosure is due within thirty days after entering into the contract and annual disclosures thereafter due by May 15th until the completion of the contract with the last report due following the completion of the contract.

Adopted an advisory opinion in Docket No. 16-787 concluding that Section 1111C(2)(d) of

the Code of Governmental Ethics would prohibit Wynn L. White Consulting Engineers, Inc, from submitting a proposal to Gill Industries, the abatement contractor for Iberville Parish, while Wynn L. White Consulting Engineers serves as the designer of record for the asbestos abatement project for Iberville Parish.

Adopted an advisory opinion in Docket No. 16-791 concluding that Section 1113B of the Code of Governmental Ethics would prohibit several board members of the Avoyelles Parish Airport Authority from forming a corporation to bid for the purchase of materials from the Authority resulting from the demolition of the hangars, since a corporation or other legal entity owned by a commissioner is of greater economic benefit to that commissioner than to a member of the general public.

Allowed the withdrawal of a request for an advisory opinion in Docket No. 16-811 from Alice Wallace, Executive Secretary for the Town of Winnsboro, as to whether a city employee may operate a roadside service unlocking automobiles if the police department for the town also provides this service, since Ms. Wallace no longer needed an answer to the question that was posed in her advisory opinion request.

The Board considered the following general business agenda items:

The Board considered proposed consent opinions in Docket No. 15-262 regarding Grant Soileau and his son, Hunter Soileau, both serving as members of the Evangeline Parish Fire District Board #2 (District Board) and participating in transactions in which they have a substantial economic interest. On motion made, seconded and unanimously passed, the Board adopted for publication the consent opinion in which (1) Grant Soileau, a former member of the Evangeline Parish Fire District Board #2, agrees that a violation of Section 1113B of the Code of Governmental

Ethics occurred by his being in any way interested in payments by the Evangeline Parish Fire District Board No. 2 to the City of Ville Platte for the salaries of the City of Ville Platte firefighters, which included payments to himself and in which no penalty is to be imposed; and, (2) Hunter Soileau, a former member of the Evangeline Parish Fire District Board #2, agrees that a violation of Section 1113B of the Code of Governmental Ethics occurred by his being in any way interested in payments by the Evangeline Parish Fire District Board No. 2 to the City of Ville Platte for the salaries of the City of Ville Platte firefighters, which included payments to himself and in which no penalty is to be imposed.

The Board considered a proposed consent opinion in Docket No. 15-686 regarding Loyd Manuel, an employee of the Arcadia Police Department, purchasing surplus vehicles and providing compensated services to the Town of Arcadia. On motion made, seconded and unanimously passed, the Board adopted for publication the consent opinion in which Loyd Manuel, an employee of the Arcadia Police Department, agrees that a violation of Sections 1112A and 1113A(1)(a) of the Code of Governmental Ethics occurred by purchasing surplus vehicles and providing compensated services to the Town of Arcadia and in which Mr. Manuel agrees to pay a fine of \$100.

The Board considered a request for reconsideration of an advisory opinion in Docket No. 16-582 regarding whether Jennifer Jelks may be appointed to the position of Norwood Town Clerk while her husband, Anthony Jelks, serves as a member of the Town of Norwood Board of Aldermen. On motion made, seconded and unanimously passed, the Board affirmed its prior opinion concluding that even though Ms. Jelks has been the Norwood Town Clerk, pursuant to the law, her position has a term that expires with the terms of the members of the Board of Aldermen and she cannot continue in her position without the Mayor reappointing her to her position and without the

Board of Alderman confirming that appointment. As such, Ms. Jelks would be entering into a transaction that is under the supervision or jurisdiction to her husband's agency and would be prohibited by Section 1113A of the Code of Governmental Ethics. The Board further advised that since the appointment is prohibited, the issue regarding Mr. Jelks' participation is moot.

The Board considered a disqualification plan and a request for an advisory opinion in Docket No. 16-648 as to whether Education Explosion, a Louisiana non-profit which operates Impact Charter Elementary School, a Type 2 charter school authorized by the Louisiana Board of Elementary and Secondary Education, may promote Eric Scott to principal of its elementary school while his wife, Chakesha Scott, serves as the CEO of Education at Education Explosion. On motion made, seconded and unanimously passed, the Board (1) concluded that Eric Scott is a classroom teacher certified to be a school administrator in Louisiana meeting the exception found in Section 1119B(2)(a)(v) of the Code of Governmental Ethics and may be promoted to principal of Impact Charter Elementary School; and, (2) approved the disqualification plan submitted with respect to Mrs. Scott since it will eliminate any potential violations of Section 1112 of the Code of Governmental Ethics.

The Board considered a request for an advisory opinion in Docket No. 16-683 regarding Mona Simon being appointed to the Vermilion Hospital Service District #3 Board while the District has checking accounts with the Bank of Gueydan and her husband, David Simon, owns less than 5% interest in the bank and also serves as a member of the Board for the Bank of Gueydan. On motion made, seconded and unanimously passed, the Board concluded that the provisions in La. R.S. 39:1233.1 would apply to Mrs. Simon and she would not be prohibited from receiving a thing of economic value while serving on the Hospital District Board. The Board further advised that Mrs.

Simon would be required to recuse herself from voting in any matter affecting actual or potential business with the bank, disclose the reasons for her recusal in the minutes or record of the agency, and file a disclosure form with the Board of Ethics within fifteen (15) days of recusal .

The Board considered a request for an advisory opinion in Docket No. 16-755 regarding whether Glenn Armentor, a member of the LSU Board of Supervisors, may market the fifteen college scholarships allotted to him to award as the "Pay It Forward" Scholarships. On motion made, seconded and unanimously passed, the Board concluded that no violation of the Code of Governmental Ethics would be presented by Mr. Armentor naming and marketing the fifteen (15) scholarships allotted to him as a member of the LSU Board of Supervisors as the "Pay It Forward" Scholarships.

The Board considered a request for an advisory opinion in Docket No. 16-826 regarding Kelli Rogers, an employee of the Department of the Treasury, accepting a Chief Investment Officer (CIO) position with the Municipal Employees' Retirement System (MERS). On motion made, seconded and unanimously passed, the Board concluded that no violation of the Code of Governmental Ethics would be presented by Kelli Rogers accepting a Chief Investment Officer (CIO) position with the Municipal Employees' Retirement System (MERS), since Ms. Rogers has never attended a MERS meeting or served as a board member in any capacity during her employment with the Department and would not be considered a member of the Board of Trustees of MERS.

The Board considered a request for an advisory opinion in Docket No. 16-827 regarding Amy Mathews, an employee of the Department of Treasury, accepting a position with the Teachers' Retirement System of Louisiana (TRSL). On motion made, seconded and unanimously passed, the

Board concluded that no violation of the Code of Governmental Ethics would be presented by Amy Mathews accepting a position with the Teachers' Retirement System of Louisiana (TRSL), since Ms. Mathews has never attended a TRSL meeting or served as a board member in any capacity during her employment with the Department and would not be considered a member of the Board of Trustees of TRSL.

The Board considered changes to the reporting forms based on legislation enacted during the 2016 Regular Legislative Session. The Board took no action since the matter had previously been reviewed.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board unanimously agreed to take action on the requests for “good cause” waivers of late fees assessed against candidates and committees included 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 No. 16-789, taking the following action:

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

Docket No. 16-790 from Daniel Banguel of a \$240 late fee and a \$60 late fee; and,  
Docket No. 16-810 from Gerald Williams of a \$1,000 late fee.

Pursuant to Rule 1205B, rescinded the late fees against the following:

Docket No. 16-686 from Charles Caldwell, Jr. of a \$480 late fee; and,  
Docket No. 16-793 from Nicholas Cox of a \$240 late fee.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 16-192 for a waiver of the \$600 late fee assessed against Clifford

Bailey, a candidate for St. John the Baptist Parish Sheriff in the October 24, 2015 election, for filing his 30-P campaign finance disclosure report 18 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$600 late fee but suspended \$400 conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 16-772 for a waiver of the \$320 late fee assessed against William H. Egan, a candidate for St. Bernard Parish School Board, District 2 in the September 30, 2006 election, for filing his 2015 Supplemental campaign finance disclosure report 8 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$320 late fee but suspended \$220 conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 16-773 for a waiver of the \$320 late fee assessed against Laura S. O'Brien, a candidate for Zachary City Council, District 3 in the November 4, 2014 election, for filing her 2015 Supplemental campaign finance disclosure report 8 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$320 late fee but suspended \$220 conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board

considered a request in Docket No. 16-788 for a waiver of the \$420 late fee assessed against Ebony T. Woodruff, a candidate for State Representative, District 87 in the October 24, 2015 election, for filing her 2015 Supplemental campaign finance disclosure report 7 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$420 late fee but suspended \$220 conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 16-813 for a waiver of the \$320 late fee assessed against Marsha Roszell-Wiley, a candidate for Avoyelles Parish Police Jury, District 1 in the October 24, 2015 election, for filing her 2015 Supplemental campaign finance disclosure report 8 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$320 late fee but suspended \$220 conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 16-789 for a waiver of the \$600 and \$2,500 late fees assessed against Trina Chu, a candidate for Judge, Court of Appeal, 2nd Circuit in the March 5, 2016 election, for filing her 10-P and 10-G campaign finance disclosure reports 6 and 112 days late, respectively. On motion made, seconded and unanimously passed, the Board declined to waive the \$600 late fee with respect to the 10-P campaign finance disclosure report and declined to waive the \$2,500 late fee with respect to the 10-G campaign finance disclosure report but suspended \$2,000

conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

Board Member Smith recused himself.

The Board unanimously agreed to take action on the requests for “good cause” waivers of late fees assessed against individuals contained in the Lobbyist 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 Lobbyist Waiver Chart taking the following action:

The Board unanimously waived the late fees assessed against the following:

Docket No. 16-807 from Ashley Bridges of a \$50 late fee; and,  
Docket No. 16-808 from Phillip Jared Smith of a \$50 late fee.

The Board unanimously agreed to take action on the requests for “good cause” waivers of late fees assessed against individuals 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 taking the following action:

The Board considered a request in Docket No. 16-738 for a waiver of the \$900 late fee assessed against Earnestine Claudia "Tina" Horn, a board member of Cameron Parish Fire Protection, District 9 and Cameron Parish Waterworks, District 9, for filing her 2014 Tier 2.1 Annual personal financial disclosure statement 18 days late. On motion made, seconded and

unanimously passed, the Board rescinded the \$900 late fee and ordered a refund of the late fee payment.

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

Docket No. 16-774 from Marion Carraway of a \$1,500 late fee and a \$400 late fee;  
Docket No. 16-775 from Glen Goudeau of a \$1,500 late fee;  
Docket No. 16-776 from Parker Sternberg of a \$1,500 late fee;  
Docket No. 16-795 from Charles Blaney of a \$1,500 late fee; and,  
Docket No. 16-800 from Robert Eastin, Jr. of a \$1,500 late fee.

The Board unanimously waived the late fees assessed against the following:

Docket No. 16-777 from Robert Miller, Sr. of a \$1,500 late fee;  
Docket No. 16-794 from Douglas Johnson of a \$400 late fee;  
Docket No. 16-797 from Martha Cook of a \$450 late fee; and,  
Docket No. 16-799 from Hannah Rucker of a \$1,500 late fee.

The Board considered a request in Docket No. 16-778 for a waiver of the \$650 late fee assessed against Edwin Earl Britt, a member of the Newellton Board of Aldermen, Tensas Parish, for filing his amended 2014 Tier 3 Annual personal financial disclosure statement 13 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$650 late fee but suspended the entire late fee conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 16-779 for a waiver of the \$1,500 late fee assessed against Mary Leslie Knowles, a former member of the Louisiana Commission for the Deaf, for filing her amended 2014 Tier 2.1 Annual personal financial disclosure statement 76 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.

The Board considered a request in Docket No. 16-780 for a waiver of the \$950 late fee assessed against Michael Anthony Lacombe, Sr., a member of the Avoyelles Parish School Board, District 7, for filing his amended 2015 Tier 3 Annual personal financial disclosure statement 19 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$950 late fee but suspended the entire late fee conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 16-782 for a waiver of the \$750 late fee assessed against Larinda Mearidy, a member of the Tangipahoa Board of Aldermen, Tangipahoa Parish, for filing her amended Tier 3 Annual personal financial disclosure statement 15 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$750 late fee but suspended the entire late fee conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 16-783 for a waiver of the \$1,500 late fee assessed against Brian A. Moore, a former member of the St. Tammany Parish Recreation Board, District 4, for filing his amended 2014 Tier 2.1 Annual personal financial disclosure statement 30 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.

The Board considered a request in Docket No. 16-796 for a waiver of the \$800 late fee assessed against Donald Ray Sam, a member of the Ville Platte Board of Aldermen, Evangeline Parish, regarding a \$800 late fee assessed for filing his amended 2014 Tier 3 Annual personal financial disclosure statement 16 days late. On motion made, seconded and unanimously passed,

the Board declined to waive the \$800 late fee but suspended the entire late fee conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 16-798 for a waiver of the \$450 late fee assessed against Nemia Nathiel "Nate" Madere, a member of the Lake Providence Board of Aldermen, East Carroll Parish, for filing his amended 2014 Tier 3 Annual personal financial disclosure statement 9 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$450 late fee but suspended the entire late fee conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 16-801 for a waiver of the \$1,500 late fee assessed against Wilmer Joseph "Wil" Jacobs, Jr., a former member of the Audubon Commission, for filing his 2014 Tier 2.1 Annual personal financial disclosure statement 237 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$450 conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 16-802 for a waiver of the \$150 late fee assessed against Eddie Milton Jones, a former member of the Lincoln Parish School Board, District 2, for filing his amended 2014 Tier 3 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 late fee conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 16-803 for a waiver of the \$1,500 late fee assessed against Philomene Burrell Allain, a former member of the New Orleans Council on Aging, for filing her 2014 Tier 2.1 Annual personal financial disclosure statement 182 days late. On motion

made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$850 conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 16-804 for a waiver of the \$800 late fee assessed against John Lester Koch, III, a former member of the New Orleans Industrial Development Board, for filing his 2011 Tier 2.1 Annual personal financial disclosure statement 16 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$800 late fee but suspended the entire late fee conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 16-806 for a waiver of the \$2,500 late fee assessed against Clinton Harry Sharp, III, for filing his (La. R.S. 42:1114) 2015 Public Servant Financial Disclosure 32 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$2,500 late fee but suspended the entire late fee conditioned upon future compliance with the Code of Governmental Ethics.

The Board unanimously agreed to take action on the requests for reconsideration of late fee waivers 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 involving requests for reconsideration of late fee waivers taking the following action:

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request for reconsideration in Docket No. 16-196 for a waiver of the \$40 and \$440 late fees assessed against Angela L. Brown, a candidate for St. Tammany Parish Justice of the Peace in the October 24, 2015 election, for filing her 10-G and 40-G campaign finance disclosure reports 1

and 11 days late, respectively. On motion made, seconded and unanimously passed, the Board waived the late fees totaling \$480.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request for reconsideration in Docket No. 16-364 for a waiver of the \$720 late fee assessed against Demetria Robinson Carter, a candidate for St. John the Baptist Parish Council in the October 24, 2015 election, for filing her 10-G campaign finance disclosure report 18 days late. On motion made, seconded and unanimously passed, the Board waived the \$720 late fee.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request for reconsideration in Docket No. 16-388 for a waiver of the three (3) \$200 late fees previously reduced for Nakeia Newton Madere, a candidate for East Carroll Parish Assessor in the October 24, 2015 election, for filing her 30-P, 10-P and 10-G campaign finance disclosure reports 56, 36 and 7 days late, respectively. On motion made, seconded and unanimously passed, the Board waived the late fees totaling \$600.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request for reconsideration in Docket No. 16-390 for a waiver of the \$560 late fee assessed against Lennix Tweet Madere, a candidate for St. John the Baptist Parish Council, District 3 in the October 24, 2015 election, for filing his 10-P campaign finance disclosure report 14 days late. On motion made, seconded and unanimously passed, the Board affirmed its prior decision to decline to waive the \$560 late fee.

The Board dismissed the charges in Docket No. 11-626 against Paul Anthony Bourgeois, a former member of the Louisiana Racing Commission, and his company, Anthony's Feed and Farm Supply, Inc.

The Board unanimously resolved into executive session.

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**EXECUTIVE BUSINESS**

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The Board unanimously resolved into general business session and adjourned at 12:14 p.m.

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Secretary

APPROVED:

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Chairman

