

LOUISIANA BOARD OF ETHICS
MINUTES
February 18, 2016

The Board of Ethics met on February 18, 2016 at 1:30 p.m. in the Griffon Room on the 1st floor of the LaSalle Building located at 617 North Third Street, Baton Rouge, Louisiana with Board Members Blewer, Bruneau, Ingrassia, Larzelere, Lavastida, Leggio, McAnelly, Michiels, Monroe, Shaddock and Shelton present. 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.

On motion made, seconded and unanimously passed, the Board added discussion of the agency's FY 2017 budget. Ms. Allen provided an overview of the proposed funding and cuts to the current FY 2016 budget and the proposed cuts for the agency's FY 2017 budget. Following discussion, Chairman Monroe directed the budget committee to communicate with Ms. Allen on all budget matters and communicate with the full Board on any budget developments. Dr. Leggio volunteered to replace Mr. Backhaus as a member of the budget committee. Board Member Bruneau suggested that the committee and staff should prioritize the agency's functions from the most to the least critical and with the associated funding for those functions.

The Board unanimously agreed to defer the discussion of revisions to the waiver guidelines to the March 17th meeting which will commence at 1:30 p.m.

The Board recessed at 2:51 p.m. and resumed back into general business session at 3:05 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 and adjourned at 4:38 p.m.

Secretary

APPROVED:

Chairman

LOUISIANA BOARD OF ETHICS
MINUTES
February 19, 2016

The Board of Ethics met on February 19, 2016 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 Blewer, Bruneau, Ingrassia, Larzelere, Lavastida, Leggio, McAnelly, Michiels, Monroe, Shaddock and Shelton present. Also present were the Ethics Administrator, Kathleen Allen; the Executive Secretary, Deborah Grier; and Counsel Tracy Barker, Jennifer Land, Suzanne Mooney and Haley Williams.

Ms. Alesia Ardoin, attorney for Bobby Jelks, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with the adoption of a Declaratory Opinion in Docket No. 15-972 regarding the time limits in which a person may make contributions in connection with a general election. After hearing from Ms. Ardoin, Chairman Monroe instructed that the staff attorney and Ms. Ardoin to discuss the proposed language in the opinion before the Board's adoption. The matter was temporarily deferred until later in the meeting.

The Board considered a request for reconsideration in Docket No. 15-952 for a waiver of the \$2,500 late fee assessed against Wendy Elder Benedetto, St. Charles Parish Council, District 3, for filing her amended 2011 Tier 2 Annual personal financial disclosure statement 310 days late. On motion made, seconded and unanimously passed, the Board temporarily deferred the matter until later in the meeting.

Mr. E. Lee Carter, a former member of the Agricultural Commodities Commission, appeared before the Board in connection with a request in Docket No. 15-1189 for a waiver of the \$1,500 late fee assessed against him for filing his 2013 Tier 2.1 Annual personal financial disclosure statement

111 days late. After hearing from Mr. Carter, on motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$1,250 conditioned upon future compliance with the Code of Governmental Ethics and payable within 30 days or with the option of a payment plan.

Ms. Tracie Washington, attorney for Friends of King Charter School in Orleans Parish, appeared before the Board on behalf of Thelma Ruth, a member of the Friends of King Charter School Board of Directors, in connection with a request in Docket No. 15-1412 for a waiver of the \$200 late fee assessed against Ms. Ruth for filing her 2014 Tier 3 Annual personal financial disclosure statement 4 days late. After hearing from Ms. Washington, on motion made, seconded and unanimously passed, the Board waived the \$200 late fee.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 15-1423 for a waiver or reduction of the \$2,800 late fee assessed against the Committee for the Advancement of LA Agriculture; its chairman, John F. Shackelford; and, its treasurer, David Crigler, for filing the 180-P campaign finance disclosure report 14 days late in connection with its participation in the October 24, 2015 election. On motion made, seconded and unanimously passed, the Board declined to waive the \$2,800 late fee 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.

Ms. Shelly Esnard, Chairman of the LA Academy of Physician Assistants PAC, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request in Docket No. 15-1454 for a waiver of the \$2,400 late fee assessed

against her, as Chairman of the PAC, and the LA Academy of Physician Assistants PAC for filing the 180-P campaign finance disclosure report 12 days late in connection with the October 24, 2015 election. After hearing from Ms. Esnard, on motion made, seconded and passed by a vote of 8 yeas by Board Members Bruneau, Ingrassia, Larzelere, Lavastida, McAnelly, Michiels, Shaddock and Shelton and 3 nays by Board Members Blewer, Leggio and Monroe, the Board declined to waive the \$2,400 late fee but suspended the entire late fee conditioned upon future compliance with the Campaign Finance Disclosure Act.

Mr. Phillip David Ridder, Jr., a candidate for State Representative, District 72 in the October 24, 2015 election, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request in Docket No. 16-005 for a waiver of the three (3) \$2,000 late fees assessed against him for filing the 30-P campaign finance disclosure report 97 days late, the 10-P campaign finance disclosure report 77 days late and the 10-G campaign finance disclosure report 48 days late. After hearing from Mr. Ridder, on motion made, seconded and unanimously passed, the Board (1) declined to waive the \$2,000 late fee in connection with the 30-P campaign finance disclosure report but suspended \$1,500 conditioned upon future compliance with the Campaign Finance Disclosure Act; (2) declined to waive the \$2,000 late fee in connection with the 10-P campaign finance disclosure report; and, (3) declined to waive the \$2,000 late fee in connection with the 10-G campaign finance disclosure report but suspended the entire late fee conditioned upon future compliance with the Campaign Finance Disclosure Act.

Ms. Peggy Melancon Hulin, St. Martin Parish Tourism Commissioner, appeared before the Board in connection with a request in Docket No. 15-1405 for a waiver of the \$1,050 late fee assessed against her for filing her 2014 Tier 2.1 Annual personal financial disclosure statement 21

days late. After hearing from Ms. Hulin, on motion made, seconded and passed by a vote of 9 yeas by Board Members Bruneau, Ingrassia, Larzelere, Lavastida, Leggio, McAnelly, Michiels, Shaddock and Shelton and 2 nays by Board Members Blewer and Monroe, the Board declined to waive the \$1,050 late fee but suspended the entire late fee conditioned upon future compliance with the Code of Governmental Ethics.

Mr. Claude E. McMillan, Jackson Parish Constable, District A, appeared before the Board in connection with a request in Docket No. 15-1418 for a waiver of the \$1,500 late fee assessed against him for filing his 2013 Tier 3 Annual personal financial disclosure statement 118 days late. After hearing from Mr. McMillan, the Board temporarily deferred the matter until later in the meeting to allow the staff to research Mr. McMillan's fax transmission information.

The Board considered a request for reconsideration in Docket No. 15-952 for a waiver of the \$2,500 late fee assessed against Wendy Elder Benedetto, St. Charles Parish Council, District 3, for filing her amended 2011 Tier 2 Annual personal financial disclosure statement 310 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$2,500 late fee.

Ms. Alesia Ardoin, attorney for Bobby Jelks, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with the adoption of a Declaratory Opinion in Docket No. 15-972 regarding the time limits in which a person may make contributions in connection with a general election. After hearing from Ms. Ardoin and following discussion by the Board, on motion made, seconded and passed, the Board adopted for publication the Declaratory Opinion concluding that contribution limits apply on a per election basis and the time period for making and/or receiving a contribution for the general election begins the day following the primary election. Also, the Campaign Finance Disclosure Act prohibits a person from

making, and a candidate from receiving, contributions prior to the primary election in excess of the contribution limit for the office being sought.

The Board recessed at 10:21 a.m. and resumed back into general business session at 10:35 a.m.

Mr. Claude E. McMillan, Jackson Parish Constable, District A, appeared before the Board in connection with a request in Docket No. 15-1418 for a waiver of the \$1,500 late fee assessed against him for filing his 2013 Tier 3 Annual personal financial disclosure statement 118 days late.

After hearing from Mr. McMillan and on motion made, seconded and passed by a vote of 9 yeas by Board Members Bruneau, Ingrassia, Larzelere, Lavastida, Leggio, McAnelly, Michiels, Shaddock and Shelton and 2 nays by Board Members Blewer and Monroe, 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.

On motion made, seconded and unanimously passed, the Board agreed to take action on items G9-G26 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 G9-G26, excluding Items G12 and G20, taking the following action:

Absent requested additional information, declined to render an advisory opinion in Docket No. 15-1000 regarding whether a real estate agent may be appointed to serve on the City of Central Planning and Zoning Commission.

Declined to render an advisory opinion in Docket No. 15-1231 regarding West Feliciana Parish entering into a servitude with MKV Homestead, LLC while Parish Council Member Heather

Howle's mother, Virginia Sheets Reid, owns 37 and one half percent of MKV Homestead, LLC, since Ms. Howle was not re-elected to serve on the West Feliciana Parish Council and the issue is now moot.

Adopted an advisory opinion in Docket No. 15-1258 concluding that members of the Board of Directors of New Orleans Business Alliance are not required to file personal financial disclosure statements pursuant to Section 1124.2.1 of the Code of Governmental Ethics, since based on the information provided, the Business Alliance does not meet the definition of a Board/Commission as defined by Section 1124.2.1 of the Code of Governmental Ethics.

Adopted an advisory opinion in Docket No. 15-1369 affirming prior advisory opinions in Docket Nos. 08-542 and 09-082 and concluding that the members of the White Lake Property Advisory Board are required to file Annual personal financial disclosure statements pursuant to Section 1124.2.1 of the Code of Governmental Ethics, since any action taken by the Department of Wildlife and Fisheries or the Wildlife and Fisheries Commission concerning the management, administration and control of the White Lake property is to be controlled by the recommendations given by the White Lake Property Advisory Board and shall not be inconsistent therewith as statutorily mandated.

Due to a lack of standing, declined to render an advisory opinion in Docket No. 15-1380 regarding whether the Academy of Training Skills is a governmental entity and/or public servant subject to the Code of Governmental Ethics.

Adopted an advisory opinion in Docket No. 15-1381 concluding that Section 1113 of the Code of Governmental Ethics would prohibit Bruce Pitre, a deputy assessor employed by the St. Charles Parish Assessor's Office, from selling goods or services through Riverland Industrial Supply

to the Assessor's Office, since his agency is the St. Charles Parish Assessor's Office. However, the Board further advised that no violation of the Code of Governmental Ethics is presented by Mr. Pitre bidding on or entering into any contract, subcontract, or other transactions with other St. Charles Parish governmental agencies, since the Assessor's Office is a separate agency within the St. Charles Parish Government.

Adopted an advisory opinion in Docket No. 15-1383 concluding that Section 1121A(1) of the Code of Governmental Ethics would prohibit Christopher Abadie, a Materials Engineer Administrator with the Department of Transportation and Development (DOTD), for a period of two years following the termination of his employment with DOTD, from assisting any company on any testing, test data, or other documents that may be used in connection with any product that is or would be subject to quality assurance by DOTD's Quality Assurance Program, since as an appointing authority and division head for the Quality Assurance Program/Division, Mr. Abadie was an agency head. The Board further advised that Mr. Abadie, for a period of two years following the termination of his employment with DOTD, is prohibited from assisting any company on any testing, test data, or other documents that may be used in connection with any product that is used by DOTD and was quality tested while Mr. Abadie was the head of the Quality Assurance Program.

Adopted an advisory opinion in Docket No. 15-1386 concluding that Section 1121A(1) of the Code of Governmental Ethics would prohibit David Pourciau, the former Chief Appraiser for the Appraisal Office within the Department of Transportation and Development (DOTD), from charging fees to prepare or testify in a matter in which he participated while employed with the DOTD, since the services rendered would be for the Appraisal Office.

Adopted an advisory opinion in Docket No. 15-1387 concluding that no violation of the

Code of Governmental Ethics is presented by Herbert Thibodeaux continuing to serve as an appointed member of the St. Martin Parish Planning and Zoning Commission once his son-in-law, Chris Tauzin, is sworn in as a member of the St. Martin Parish Council. The Board further advised that following the expiration of Mr. Thibodeaux's current term, Section 1113A of the Code of Governmental Ethics would prohibit him from being re-appointed to the St. Martin Parish Planning and Zoning Commission by the St. Martin Parish Council while his son-in-law serves on the Parish Council.

Adopted an advisory opinion in Docket No. 15-1389 concluding that no violation of the Code of Governmental Ethics is presented by Charlotte Luna's continued employment with St. Bernard Parish while her husband, Howard Luna, serves as a member of the St. Bernard Parish Council, since Mrs. Luna has been employed with St. Bernard Parish for more than one year prior to her husband becoming a member of the Parish Council. The Board further advised that no violation of the Code of Governmental Ethics would be presented if Mr. Luna participates in a vote of the Parish Council on any ordinance that affects Parish employees equally or if he participates in a vote of the Parish Council to adopt a budget that includes Mrs. Luna's salary, on the condition that it does not provide for a change to her salary.

Declined to render an advisory opinion in Docket No. 15-1396 regarding whether Lorrie Briggs may accept part time employment with Ekahaya Youth Project (Ekahaya) while she is employed with the Department of Children and Family Services (DCFS), since the issue is moot as Ms. Briggs is no longer seeking employment with Ekahaya.

Adopted an advisory opinion in Docket No. 15-1445 concluding that no violation of the Code of Governmental Ethics is presented by Gossen-Holloway & Associates, a firm owned by

Skipper Holloway who is the husband of a member of the Board of Elementary and Secondary Education (BESE), participating in a response to a request for proposal (RFP) to perform work on renovation projects at Nicholls State University, since this matter involves a subcontract and because neither Mr. Holloway nor any of his immediate family members are employed by Nicholls State University or of an agency that exercises supervision or jurisdiction over Nicholls State University.

Adopted an advisory opinion in Docket No. 15-1448 concluding that no violation of the Code of Governmental Ethics is presented by Blake Pino, a former Assistant Parish Attorney with the East Baton Rouge Parish Attorney's Office, or his current employer, Hannah, Colvin & Pipes, providing legal services to the East Baton Rouge Parish Coroner's Office, since Mr. Pino's agency was the Parish Attorney's Office and pursuant to La. Const. Art. V, 29, the Coroner's Office is part of the Judicial Branch of state government. Therefore, it would not present a violation of Section 1121B(1) of the Code of Governmental Ethics if Mr. Pino or Hannah, Colvin & Pipes, LLP enters into a contract with the Coroner's Office for the provision of legal services. However, the Board further advised that Section 1121B(1) of the Code of Governmental Ethics would prohibit Mr. Pino from assisting in any case, or other particular matter, that he worked on while employed with the Parish Attorney's Office prior to December 18, 2017.

Adopted an advisory opinion in Docket No. 16-008 concluding that no violation of the Code of Governmental Ethics is presented by Troy Sehlinger, an employee of the Department of Wildlife and Fisheries, accepting an award of free tuition from the University of New Orleans as a part-time graduate student through grant funds awarded from the National Fish and Wildlife Foundation (NFWF) to study oyster mortality and growth.

Declined to render an advisory opinion in Docket No. 16-009 regarding Common Ground Health Clinic signing a lease with the City of New Orleans while Max Camp, a member of the Board of Directors for the Common Ground Health Clinic, is employed by the City of New Orleans Department of Property Management, Division of Real Estate, since the issue is moot as Mr. Camp has terminated his service on the Common Ground Health Clinic Board of Directors.

Adopted an advisory opinion in Docket No. 16-010 concluding that (1) Section 1113B of the Code of Governmental Ethics would prohibit Michael Newman, an appointed member of the Shreveport Metropolitan Planning Commission and President of the architectural firm of Newman Marchive Carlisle, Inc. (Firm), and the Firm from being involved with a project that is, or will be, the subject of action by the Planning Commission, at a time when Mr. Newman serves as a member of the Planning Commission, since Mr. Newman owns a 66% interest in the Firm; (2) Section 1111C(2)(d) of the Code of Governmental Ethics would prohibit Mr. Newman and the Firm from rendering compensated services to or for any person that has a project pending before the Planning Commission, at a time when Mr. Newman serves as a member of the Planning Commission; and (3) Section 1111E of the Code of Governmental Ethics would prohibit Mr. Newman and the Firm from receiving compensation for assisting a person in a transaction, or an appearance in connection with a transaction, with the Planning Commission, at a time when Mr. Newman serves as member of the Planning Commission.

Rejected the proposed disqualification plan submitted in Docket No. 15-917 resulting from an advisory opinion issued to Jennifer Russell, the Business Manager of the Louisiana State University Health Sciences Center-Shreveport (LSUHSC-S), Department of Neurology, and her continued work for Acadiana Computer Services (ACS) while ACS contracts with LSUHSC-S, since

the plan states the Ms. Russell will still be involved in the receipt of reports from ACS.

Adopted an advisory opinion in Docket No. Docket No. 15-1332 concluding that no violation of the Code of Governmental Ethics is presented by Gilbane Construction responding to a Request for Proposals for the position of Construction Manager at Risk for the National Hurricane Museum and Science Center's project while Dan Gilbane, Vice President of Gilbane Construction, serves as a member of the Center's Board of Directors, since the Center was not created by the legislature, its powers were not specifically defined by the legislature, and its property does not belong to the public. Therefore, the Center is not a governmental entity subject to the Code of Governmental Ethics. Furthermore, based on the facts, Mr. Gilbane, in his capacity as a member of the Board of Directors for the Center, is not a public employee subject to the Code of Governmental Ethics. Board Member Shaddock recused himself.

Adopted an advisory opinion in Docket No. 15-1391 concluding that no violation of the Code of Governmental Ethics is presented by the employment of Dalton Rainwater by the Baker Police Department while his father, Darryl Rainwater, is a candidate for Baker Police Chief. However, the Board further advised that Dalton Rainwater would be prohibited from continuing his employment if his is father is elected Police Chief, since he would not have been employed for at least a year before his father would be sworn in as Baker Police Chief.

Deferred consideration of an Answer in Docket No. 15-1304 submitted by Maxie Jefferson Ratcliff, a member of the Oak Island Neighborhood Improvement District, in lieu of filing her personal financial disclosure statement, in response to a notice of delinquency.

The Board considered the following general business agenda items:

On motion made, seconded and unanimously passed, the Board approved the minutes of the

January 14-15, 2016 meetings.

The Board considered a proposed consent opinion in Docket No. 13-372 regarding Brittany Jones, an employee of the St. Charles Parish Clerk of Court's Office, taking money for her personal use from prohibited sources which was owed to St. Charles Parish Clerk of Court's Office. On motion made, seconded and unanimously passed, the Board adopted for publication the consent opinion in which Brittany Jones agrees that a violation of Section 1111A(1) of the Code of Governmental Ethics occurred by her receipt of items of economic value to which she was not duly entitled when she accepted funds intended for the payment of traffic fines for her personal use and a violation of Section 1115B(2) of the Code of Governmental Ethics occurred by soliciting and accepting funds intended to pay traffic fines and converting them for her personal use and in which Ms. Jones agrees to pay a fine of \$600.

The Board considered a proposed consent opinion in Docket No. 13-1484 regarding Antoine Thomassie, Constable for the Second Justice Court of Jefferson Parish, hiring his wife. On motion made, seconded and unanimously passed, the Board adopted for publication the consent opinion in which (1) Antoine Thomassie, a Constable for the Second Justice Court of Jefferson Parish, agrees that a violation of Sections 1112 and 1119 of the Code of Governmental Ethics occurred by his participation in and by virtue of the employment of his wife, Patricia Thomassie, to manage the garnishment accounts for the Constable's Office for the 2nd District Justice of the Peace for Jefferson Parish; and, (2) Patricia Thomassie agrees that a violation of Section 1119 of the Code of Governmental Ethics occurred by virtue of her employment with the 2nd District Justice of the Peace for Jefferson Parish Constable's Office while her husband, Antoine Thomassie, served as the Constable for the 2nd District Justice of the Peace for Jefferson Parish and in which no civil penalty

is to be imposed upon Antoine or Patricia Thomassie. Board Member Bruneau dissented.

The Board considered a proposed consent opinion in Docket No. 14-1312 regarding Hans Gerteis, a volunteer firefighter and compensated Assistant Chief of Maintenance for DeSoto Parish Fire District #9, entering into transactions with his agency. On motion made, seconded and unanimously passed, the Board adopted for publication the consent opinion in which Hans Gerteis, a volunteer firefighter and compensated Assistant Chief of Maintenance for DeSoto Parish Fire District #9, agrees that a violation of (1) Section 1112A of the Code of Governmental Ethics occurred by his participation in the ordering of repairs and maintenance on fire vehicles owned by DeSoto Parish Fire District #9 at a time when he had a substantial economic interest in such transactions; and, (2) Section 1113A(1)(a) of the Code of Governmental Ethics occurred by entering into transactions with DeSoto Parish Fire District #9 to provide it with compensated repair and maintenance services for its fire vehicles at a time when he was employed as Assistant Chief for DeSoto Parish Fire District #9 and in which Mr. Gerteis agrees to pay a fine of \$5,000.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered proposed consent opinions in Docket No. 14-1324 regarding Representative Patrick Williams, a candidate for Mayor of Shreveport in the November 4, 2014 election, receiving excessive contributions from John Settle, and Mr. Settle making contributions through or in the name of another to Representative William's campaign. On motion made, seconded and unanimously passed, the Board adopted for publication the consent opinion in which (1) Representative Patrick Williams agrees that violations of Section 1505.2H of the Campaign Finance Disclosure Act occurred by receiving \$29,745.44 in excessive contributions from Bike, LLC; \$25,000 in excessive contributions from Haleaux, LLC; \$10,000 in excessive contributions from

Diane Steen; \$3,505 in excessive contributions from John Settle; and \$4,584.35 in excessive contributions from John Settle, Jr. Attorney at Law, A Professional Corporation and in which Representative Williams agrees to pay a fine of \$10,000; and, (2) John Settle, Jr. agrees that a violation of Section 1505.2A(1) of the Campaign Finance Disclosure Act occurred by making a loan and contribution totaling \$27,500 to Patrick Williams in the name of Haleaux, L.L.C. and by making a loan and contribution totaling \$12,500 to Patrick Williams in the name of Diane Steen and in which Mr. Settle agrees to pay a fine of \$15,000.

The Board considered a proposed consent opinion in Docket No. 14-1331 regarding Thomas A. Nelson, the former Executive Director of the Housing Authority of New Roads, Pointe Coupee Parish, using the Housing Authority of New Roads' General Electric account to make personal purchases. On motion made, seconded and unanimously passed, the Board adopted for publication the consent opinion in which Thomas Nelson, the former Executive Director of the Housing Authority of New Roads, agrees that a violation of Section 1111A of the Code of Governmental Ethics occurred by his purchase of appliances from GE through the Housing Authority for his personal use, thereby paying a discounted rate and avoiding the payment of sales tax, to which he was not duly entitled, at a time when he was employed as the Executive Director of the Housing Authority and in which Mr. Nelson agrees to pay a fine of \$1,000.

The Board considered a request for an advisory opinion in Docket No. 15-1168 regarding Glen Crappel, a former member of the Twin Parish Port Commission, entering into a settlement with an insurance company for the Twin Parish Port Commission (Port), within two years after his resignation, to resolve issues or claims against the Port. On motion made, seconded and unanimously passed, the Board concluded the no violation of the Code of Governmental Ethics is

presented by Mr. Crappel entering into a settlement with the insurance company for the Twin Parish Port Commission within the two years of the termination of his service on the Port Commission, since a settlement with the insurance company for the Port is not considered a contract with the Twin Parish Port Commission.

Board Member Blewer was excused from the meeting at 11:58 a.m.

The Board considered a request for an advisory opinion in Docket No. 15-1246 regarding whether Chad Mayo, an employee of the Louisiana Real Estate Commission, can hold an active real estate license. On motion made, seconded and unanimously passed, the Board concluded that no violation of the Code of Governmental Ethics is presented by Chad Mayo holding an active real estate license while he is employed with the Commission, since based on the procedures of the Commission, as long as the form is completed, the mandated errors and omissions insurance is carried, the required continuing education hours are completed, and the fees are paid, then the real estate license is transferred to active status or renewed. Thus, it appears that the transfer to active status and subsequent renewals of Mr. Mayo's real estate license would be "routine and mechanical". The Board further advised, however, that Section 1112A of the Code of Governmental Ethics would prohibit Mr. Mayo from participating in a transaction with the Commission in which he has a personal substantial economic interest and if a specific situation arises in the future, Mr. Mayo should request an advisory opinion at that time.

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. 16-005, taking the following action:

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

Docket No. 15-1451 from Vincent P. Kreamer of a \$1,000 late fee; and,
Docket No. 15-1453 from Joseph “Calvin” Collins of a \$1,000 late fee.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 15-1359 for a waiver of the \$420 late fee assessed against John P. Rogers, a candidate for Lafayette Parish Sheriff 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 \$420 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. 15-1425 for a waiver of the \$600 late fee assessed against Troy Abshire, a candidate for East Feliciana Parish Sheriff in the October 24, 2015 election, for filing his 30-P campaign finance disclosure report 15 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$600 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. 15-1426 for a waiver of the \$400 late fee assessed against Otha Manning, a candidate for East Carroll Parish Police Jury, District 3 in the October 24, 2015 election, for filing his 10-G campaign finance disclosure report 11 days late. On motion made, seconded and

unanimously passed, the Board declined to waive the \$400 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. 15-1455 for a waiver of the \$3,000 and \$1,600 late fees assessed against Licensed Professional Counselors PAC; its chairman, Kenneth J. Benedik; and, its treasurer, Gary G. Gintner, Ph.D., in connection with its participation in the October 24, 2015 election, for filing the 30-P campaign finance disclosure report 28 days late and 10-P campaign finance disclosure report 8 days late. On motion made, seconded and unanimously passed, the Board reduced the \$3,000 late fee in connection with the 30-P campaign finance disclosure report to \$800 and declined to waive the \$1,600 late fee in connection with the 10-P campaign finance disclosure report but suspended \$1,100 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. 16-006 for a waiver of the two (2) \$2,000 late fees assessed against Nicholas "Nick" Ogima, a candidate for Tangipahoa Parish President in the October 24, 2015 election, for filing the 30-P campaign finance disclosure report 105 days late and the 10-P campaign finance disclosure report 83 days late. On motion made, seconded and unanimously passed, the Board rescinded the late fees totaling \$4,000 pursuant to Rule 1205D.

The Board considered a request in Docket No. 15-1441 for a waiver of the \$600 late fee assessed against Dorinda Bordlee for the failure to timely file her October 2015 Lobbying Expenditure Report. On motion made, seconded and unanimously passed, the Board declined to waive the \$600 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, excluding Docket Nos. 15-1405, 15-1413 and 15-1418, taking the following action:

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

Docket No. 15-1399 from Lance Nacio of a \$550 late fee;
Docket No. 15-1404 from John Lorick of a \$1,500 late fee and offer a payment plan;
Docket No. 15-1407 from Ann Redd of a \$150 late fee;
Docket No. 15-1408 from Joseph Merritt, Jr. of a \$400 late fee;
Docket No. 15-1411 from James Parrott of a \$450 late fee;
Docket No. 15-1414 from Donald Domino of a \$1,500 late fee;
Docket No. 15-1415 from LaDawn Edwards of a \$700 late fee;
Docket No. 15-1416 from Linda Williams of a \$1,000 late fee; and,
Docket No. 15-1420 from Melanie Thompson of a \$100 late fee and offer a payment plan.

The Board considered a request in Docket No. 15-1400 for a waiver of the \$400 late fee assessed against Jeffery Dewayne Guice, former Mayor of the Town of Epps, West Carroll Parish, for filing his 2014 Tier 3 Annual personal financial disclosure statement 8 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$400 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. 15-1401 for a waiver of the \$50 late fee assessed against Lloyd Ostendorf, Jr., a member of St. Tammany Parish Recreation District #14, for filing his 2014 Tier 2.1 Annual personal financial disclosure statement 1 day late. On motion made, seconded and unanimously passed, the Board declined to waive the \$50 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. 15-1402 for a waiver of the \$600 late fee assessed against George T. "Skipper" Rinaldi, a former member of the St. Tammany Parish Fire Protection District #2, for filing his 2014 Tier 2.1 Annual personal financial disclosure statement 12 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$600 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. 15-1406 for a waiver of the \$700 late fee assessed against Anthony C. Marino, a former member of the French Quarter Management District, for filing his 2014 Tier 2.1 Annual personal financial disclosure statement 14 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$700 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. 15-1409 for a waiver of the \$150 late fee assessed against Willie George Lee, a former member of the St. Helena Parish School Board, District 4, for filing his 2014 Tier 3 Annual personal financial disclosure statement 3 days late and a reassessed \$1,350 late fee for failure to timely file his 2011 Tier 3 Annual personal financial disclosure statement. On motion made, seconded and unanimously passed, the Board declined to waive the \$150 late fee and the \$1,350 reassessed late fee and instructed the staff to offer Mr. Lee the option of a payment plan.

The Board considered a request in Docket No. 15-1410 for a waiver of the \$1,500 late fee assessed against Crystal Weeks Lee, a former member of the Clarks Board of Aldermen, Caldwell

Parish, for filing her 2014 Tier 3 Annual personal financial disclosure statement 100 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 considered a request in Docket No. 15-1417 for a waiver of the \$2,000 late fee assessed against Beverly Ann Gordon, an unsuccessful candidate for St. Helena Parish Clerk of Court in the October 24, 2015 election, for filing her amended 2014 Tier 2 Candidate personal financial disclosure statement 20 days late. On motion made, seconded and unanimously passed, the Board waived the \$2,000 late fee.

The Board considered a request in Docket No. 15-1419 for a waiver of the \$700 late fee assessed John LaFargue, Upper Audubon Security District, for filing his 2012 Tier 2.1 Annual personal financial disclosure statement 14 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$700 late fee but suspended \$450 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. 15-1421 for a waiver of the \$1,500 late fee assessed against Lawrence Michael Rase, Sr., a former member of the Greater New Orleans Expressway Commission, for filing his 2013 Tier 2.1 Annual personal financial disclosure statement 166 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. 15-1422 for a waiver of the \$1,050 late fee assessed against Miles B. Williams, Sr., a former member of the Professional Engineers and Land Surveyors Board, for filing his 2014 Tier 2.1 Annual personal financial disclosure statement 21 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,050 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. 15-1413 for a waiver of the \$1,500 late fee assessed against Wallace J. Landry III, Lakeview Crime Prevention District, for filing his 2013 Tier 2.1 Annual personal financial disclosure statement 141 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee. Board Member Bruneau recused himself.

The Board unanimously agreed to take action on waiver request reconsiderations 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 request reconsiderations, excluding Docket No. 15-956, 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. 14-1431 for a waiver of the \$440 late fee assessed against Redell Comeaux Miller, a candidate for Lafayette Parish School Board in the November 4, 2014 election, for filing her 30-P campaign finance disclosure report 11 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$440 late fee but suspended \$340 conditioned upon future compliance with the Campaign Finance Disclosure Act.

The Board considered a request for reconsideration in Docket No. 15-953 for a waiver of the suspended \$500 late fee assessed against Jimmy Pickering, an unsuccessful candidate for Constable, Ward 5, Richland Parish in the November 4, 2014 election, for filing his 2013 Tier 3 Candidate personal financial disclosure statement 38 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$500 late fee but suspended the entire late fee conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request for reconsideration in Docket No. 15-959 for a waiver of the \$400 late fee assessed against Phillip Huskey, a candidate for the Jefferson Parish School Board , District 3 in the November 4, 2014 election, for filing his 2013 Tier 2 Candidate personal financial disclosure statement 12 days late. On motion made, seconded and unanimously passed, the Board affirmed its original decision to waive all but \$400 of the original \$1,200 late fee and instructed the staff to offer Mr. Huskey the option of a payment plan.

The Board considered a request for reconsideration in Docket No. 15-963 for a waiver of the \$1,500 late fee assessed against Lekeisha Lucas-Powell, Northeast Delta Human Services Authority, for filing her 2012 Tier 2.1 Annual personal financial disclosure statement 84 days late. On motion made, seconded and unanimously passed, the Board affirmed its prior decision to decline to waive the \$1,500 late fee.

The Board considered a request for reconsideration in Docket No. 15-965 for a waiver of the \$300 late fee assessed against Sabrina Ellis, St. Landry Parish Water Works, District 5, for filing her 2013 Tier 2.1 Annual personal financial disclosure statement 6 days late. On motion made, seconded and unanimously passed, the Board affirmed its prior decision to decline to waive the \$300 late fee and instructed the staff to offer Ms. Ellis the option of a payment plan.

The Board considered a request for reconsideration in Docket No. 15-969 for a waiver of the \$1,200 late fee assessed against James Michael "Jimmy" Santangelo, East Baton Rouge Parish Constable, Ward 2, District 1, for filing his 2014 Tier 2 Annual personal financial disclosure statement 12 days late. On motion made, seconded and unanimously passed, the Board affirmed its prior decision to decline to waive the \$1,200 late fee and instructed the staff to offer Mr. Santangelo the option of a payment plan.

The Board considered a request for reconsideration in Docket No. 15-1100 for a waiver of the \$150 late fee assessed against Maxine Hilliard Weaver, a member of the Eastern New Orleans Neighborhood Advisory Committee, for filing her 2014 Tier 2.1 Annual personal financial disclosure statement 3 days late. On motion made, seconded and unanimously passed, the Board affirmed its prior decision to decline to waive the \$150 late fee.

The Board considered a request for reconsideration in Docket No. 15-956 for a waiver of the suspended \$250 late fee assessed against Deborah Mabile "Debbie" Settoon, a former member of the Southeast Regional Airport Authority, for filing her 2013 Tier 2.1 Annual personal financial disclosure statement 13 days late. On motion made, seconded and unanimously passed, the Board rescinded the original \$650 late fee, since Ms. Settoon provided information that the Southeast Regional Airport Authority did not have any funds to disburse, invest or expend during the calendar years 2013 and 2014 and the statute creating the Southeast Regional Airport Authority was repealed during the 2014 Regular Legislative Session.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board dismissed the charges in Docket No. 14-502 against Lester Thomas, a candidate for Chief of Police, City of Winnsboro, Franklin Parish in the March 27, 2010 election, for failing to file a 2013

Supplemental campaign finance disclosure report by February 15, 2014, since Mr. Thomas passed away on January 18, 2016.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board dismissed the charges in Docket No.14-504 against Shante Wells, an unsuccessful candidate for City Court Judge, Bossier and Caddo Parishes in the October 22, 2011 election, for failing to file a 2013 Supplemental campaign finance disclosure report by February 15, 2014 and rescinded the late fee of \$2,000 for the 2013 Supplemental campaign finance disclosure report, since Mr. Wells filed his 2012 Supplemental campaign finance disclosure report for the October 22, 2011 election in which he forgave loans making the balance of his campaign account \$0 and resulting in the 2013 Supplemental campaign finance disclosure report not being required to be filed.

The Board unanimously adjourned at 11:10 a.m.

Secretary

APPROVED:

Chairman

