



Louisiana Board of Ethics

**LaSalle Building
First Floor - Griffon Room
MARCH 17, 2016
1:30 PM
617 North 3rd Street
Baton Rouge, Louisiana**

Note: Meetings begin on March 17, 2016 and continue to March 18, 2016.

Discussion in general session on Thursday at 1:30 p.m. of the guidelines used by the staff when docketing waiver requests for consideration by the Louisiana Board of Ethics. The executive session will begin at the conclusion of this discussion.

Executive Session

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

Discussion in executive session of charges issued against Greg Gachassin and The Cartesian Company in Ethics Board Docket No. 2011-853.

Discussion in Executive Session of charges filed against Joshua Purvis, a former employee of the Department of Agriculture and Forestry.

Louisiana Board of Ethics

**LaSalle Building
First Floor - LaBelle Room
MARCH 18, 2016
9:00 AM
617 North 3rd Street
Baton Rouge, Louisiana**

GENERAL

Public Hearings

- G1.** Docket No. 15-1228
Public hearing to consider a declaratory opinion request regarding the

application of the post-employment restrictions set forth in the Code of Governmental Ethics.

Appearances

- G2.** Docket No. 16-053
Waiver request submitted by Paul E. Laperouse, Thrive Charter School - East Baton Rouge Parish, regarding a \$1,500 late fee assessed for filing his 2013 Tier 3 Annual PFD 199 days late.
- G3.** Docket No. 16-054
Waiver request submitted by William P. Edwards III, Louisiana Fur Advisory Council, regarding a \$1,500 late fee assessed for filing his 2013 Tier 2.1 Annual PFD 166 days late.
- G4.** Docket No. 16-061
Waiver request submitted by Federico "Fred" Martinez Jr., former member of the Louisiana Emergency Response Network, regarding a \$1,500 late fee assessed for filing his 2013 Tier 2.1 Annual PFD 148 days late.
- G5.** Docket No. 16-086
Waiver request submitted by Brian E. Lawlor, former member of the New Orleans Workforce Investment Board, regarding a \$1,500 late fee assessed for filing his 2013 Tier 2.1 Annual PFD 86 days late.

Consent Agenda and Consent Opinions

- G6.** Docket No. CHART
Chart for Advisory Opinion Requests on the General Consent March 2016 Agenda.
- G7.** Docket No. 15-1249
Advisory opinion request by Covington City Councilman Larry Rolling regarding whether Northshore Images in Stitches, LLC, wholly-owned by Councilman Larry Rolling, may provide services to non-profit organizations and private companies who co-host events with the City of Covington and whether certain items maybe donated to the City at these events.
- G8.** Docket No. 15-1340
Advisory opinion regarding the propriety of Kevin Walker, the Systems Administrator for the West Jefferson Medical Center, applying for a position with the Gulf South Quality Network, while his father serves as an appointed board member for the East Jefferson General Hospital.
- G9.** Docket No. 15-1382
Advisory opinion regarding post-employment restrictions that would apply to Dr. James A. Cardelli, a former professor with the Louisiana State University Health Sciences Center in Shreveport.
- G10.** Docket No. 15-1388
Advisory opinion request concerning the post-employment restrictions that apply to Patrick L. Keller as a former public employee of the Division of Administration.
- G11.** Docket No. 16-015
Advisory opinion regarding whether the Code of Governmental Ethics (Code) would prohibit St. Tammany Fire Protection District No. 1 (District) from allowing Delgado Community College or Louisiana State University - Eunice to conduct college classes on site at the District and potentially utilize former

and/or present District employees as instructors.

- G12.** Docket No. 16-016
Advisory opinion request as to whether Lacy Davis may be employed part-time with the Caddo Parish Fire District # 8 while her father serves as a board member of Caddo Parish Fire District # 8.
- G13.** Docket No. 16-026
Consideration of a disqualification plan involving the supervision of Barry Sprague, Systems Specialist with the City of Kenner's Information Technology Department, while his brother, Jay Sprague, serves as the Director of Information and Technology.
- G14.** Docket No. 16-028
Advisory opinion regarding whether Aaron "Bo" Melvin, a member of the Lafourche Parish Council, can receive renewal income from AFLAC for insurance policies that he wrote prior to taking office.
- G15.** Docket No. 16-029
Advisory opinion request from Raymond Lee Cannon, Tallulah City Attorney, regarding the application of La. R.S. 33:441B(1) in determining how to appropriately fill a vacancy in the Tallulah's Mayor Court.
- G16.** Docket No. 16-065
Advisory opinion request regarding whether Blue Skies Development, LLC (Blue Skies) may sell a parcel of land to the Crowne Parc Joint Commission (Commission) while a nominated member of the Commission has an ownership interest in Blue Skies.
- G17.** Docket No. 16-075
Advisory opinion regarding whether members of boards and commissions within the jurisdiction of the Office of the Lieutenant Governor and Department of Culture, Recreation & Tourism are subject to the financial disclosure requirements under La. R.S. 42:1124.2.1.
- G18.** Docket No. 16-077
Advisory opinion request regarding whether Sarah Alpough may receive compensation for officiating City of Abbeville Parks and Recreation basketball games.
- G19.** Docket No. 16-095
Whether Patrick Furlong may own and operate a landscaping company and register the company with LAPELS while serving as the Shreveport Assistant City Engineer.
- G20.** Docket No. 16-097
Advisory opinion request as to whether an elected district attorney may use campaign funds to make a donation to the Louisiana District Attorneys' Training Foundation.
- G21.** Docket No. 16-106
Advisory opinion regarding whether Mary Arnold, an employee of the Louisiana Department of Environmental Quality, may pay another employee to take her place when on-call for weekends.
- G22.** Docket No. 16-107
Advisory opinion regarding whether the Code of Governmental Ethics(Code) would prohibit Ben Boudreaux's business, Pinpoint Engineering, LLC., from providing topographical (Topo) surveys for compensation while he is employed

by the Louisiana Department of Transportation and Development (DOTD) as an Assistant Traffic Operations Engineer for District 7.

- G23.** Docket No. 16-109
Advisory opinion request regarding whether a former facilities committee member for Lycee Francais de la Nouvelle Orleans (LFNO) may be employed by Eskew+Dumez+Ripple (EDR), if EDR is the winning bid on a project with LFNO.

Regular Business

- G24.** Docket No. MINUTES
February 2016 Board Minutes
- G25.** Docket No. 12-336
Ethics Adjudicatory Board Order regarding the assessment of additional penalties under La. R.S. 18:1505.4A(4)(a)and(b) against Ronnie S. Smith, a candidate for St. John the Baptist Parish President in the October 22, 2011 election, who failed to file his 30-P, 10-P, EDE-P, and 10-G campaign finance disclosure reports.
- G26.** Docket No. 13-686
Consent opinion regarding Melvin Alfred, Sr., d/b/a Melvin Alfred, Sr. Construction, entering into transactions with the Village of Fenton, at a time when his brother, Eddie Alfred, Sr., was a member of the Village of Fenton Board of Aldermen.
- G27.** Docket No. 13-1355
Consent opinion regarding Myron Matherne's wife's employment with Barbera Chevrolet when Barbera Chevrolet submitted bids to the Assumption Parish Water Board and Myron Matherne was a member of the Assumption Parish Police Jury.
- G28.** Docket No. 13-1778
Consent opinion regarding Walter C. Lee, former DeSoto Parish School System Superintendent, obtaining reimbursements for expenses he was not duly entitled to receive and participating in the termination of a car lease in which he had a personal economic interest.
- G29.** Docket No. 14-472
Ethics Adjudicatory Board Order regarding William B. Caster, an unsuccessful candidate for Mayor, City of Harahan, Jefferson Parish, in the October 2, 2010 election, who has failed to file a 2013 supplemental campaign finance report.
- G30.** Docket No. 14-501
Ethics Adjudicatory Board Order regarding the assessment of additional penalties under La. R.S. 18:1505.4A(4)(b) against Troy N. Terrell, a candidate for State Senate in the October 22, 2011, election, who failed to file a 2013 supplemental campaign finance report.
- G31.** Docket No. 14-1540
Consent opinion regarding Sheila Choplin, the former Utility Billing Supervisor for the City of St. Martinville, located in St. Martin Parish, who took cash utility deposits.
- G32.** Docket No. 16-076
Advisory opinion request as to whether David Ellis, a Councilman for the City of Mandeville, may participate and vote on matters involving a proposal to develop approximately 78 acres of land known as the Port Marigny project

located in Mandeville.

G33. Docket No. 16-268

Staff memorandum regarding the food and drink limitation contained in La. R.S. 42:1115.1

G34. Docket No. LEGISLA

Consideration of legislation for the 2016 Regular Legislative Session.

G35. WAIVER REQUESTS - CAMPAIGN FINANCE

Docket No. chart

March 2016 Campaign Finance Waiver Chart

Docket No. 15-1269

Request that the board waive the \$3,000 and \$2,000 campaign finance late fees assessed against Health Agents For America-PAC, a political action committee and its chairperson, B. Ronnell Nolan in the October 24, 2015 election, whose 180-P report was filed 16 days late and 90-P report was filed 13 days late.

Docket No. 15-1450

Request that the board waive the \$1,000 and \$280 campaign finance late fees assessed against George Fuller, a candidate for Police Juror, District 12, Webster Parish, in the October 24, 2015 election, whose 30-P report was filed 137 days late and 10-P report was filed 7 days late.

Docket No. 15-1452

Request that the Board waive the \$4,480 in campaign finance late fees assessed against Donnell Rose, a candidate for Clerk of Court, Madison Parish in the October 24, 2015 Election, whose 30-P campaign finance disclosure report was filed 89 days late, 10-P report was filed 8 days late, and 10-G report was filed 40 days late.

Docket No. 16-034

Request that the Board waive the two \$2,000 campaign finance late fees assessed against Vivian Brossett, a candidate for State Representative, District 25 in the October 24, 2015 Election, whose 30-P and 10-P campaign finance disclosure reports were filed 95 and 75 days late, respectively.

Docket No. 16-037

Request that the Board waive the \$160, \$400 and \$880 campaign finance late fees assessed against Rachel Lagarde-Bazile, a candidate for St. Bernard Parish Council, District E in the October 24, 2015 Election, whose 30-P, 10-P and 10-G campaign finance disclosure reports were filed 4, 51 and 22 days late, respectively.

Docket No. 16-069

Request that the Board waive the \$3,000, \$2,000, \$800 and \$1,600 campaign finance late fees assessed against Butler Snow LA PAC, and its Treasurer, Elizabeth Clark, whose 10-P and 10-G reports in connection with the February 21, 2015 election were filed 85 and 54 days late respectively, and 30-P and 10-P reports in connection with the October 24, 2015 election were filed 4 and 8 days late, respectively.

Docket No. 16-072

Request that the Board waive the \$1,400 campaign finance late fee assessed against Financial Services of the South PAC, its Chairman Jay Angelle and its Treasurer Troy Cloutier, whose 10-G campaign finance disclosure report was

filed 7 days late.

Docket No. 16-073

Request that the Board waive the \$240 campaign finance late fee assessed against Dane Hebert, a candidate for Vermilion Parish Police Jury, District 1 in the October 24, 2015 Election, whose 30-P campaign finance disclosure report was filed 6 days late.

Docket No. 16-074

Request that the Board waive the \$480 campaign finance late fee assessed against Brian M. Flynn, a candidate for Claiborne Clerk of Court in the October 24, 2015 Election, whose 30-P campaign finance disclosure report was filed 8 days late.

Docket No. 16-092

Request that the Board waive the \$968, \$400, \$400 and \$400 campaign finance late fees assessed against Gloria B. Wright, a candidate for East Carroll Parish School Board, District 3 in the November 4, 2014 Election, whose 30-P, 10-P, EDE-P and 10-G campaign finance disclosure reports were filed 338, 350, 365, and 389 days late, respectively.

Docket No. 16-093

Request that the Board waive the \$200 campaign finance late fee assessed against the Louisiana Nurses Political Action Committee, its Chairperson Lisa Deaton, and its Treasurer Elsie Meaux, whose November 2015 Monthly report was filed 1 day late.

Docket No. 16-098

Request that the Board waive the \$3,000 campaign finance late fee assessed against the Black Alliance for Educational Options (BAEO) Action Fund Louisiana PAC, its Chairman Howard Fuller, and its Treasurer Judith Romelus, whose 10-G report in connection with the October 24, 2015 election was filed 20 days late.

G36. WAIVER REQUESTS - PERSONAL FINANCIAL DISCLOSURE

Docket No. waiver

March 2016 Waiver Chart.

Docket No. 16-052

Waiver request submitted by Lou Ann Owen, member of the Developmental Disabilities Council and the Board of Examiners of Nursing Facility Administrators, regarding a \$1,500 late fee assessed for filing her 2013 Tier 2.1 annual PFD 142 days late.

Docket No. 16-055

Waiver request submitted by Wallace Young, former member of the James M. Singleton Charter School Board - Orleans Parish, regarding a \$1,500 late fee assessed for filing his 2013 Tier 3 Annual PFD 177 days late.

Docket No. 16-056

Waiver request submitted by Johnie M. Varnado, a former member of the Alexandria Regional Port Authority, regarding a \$1,500 late fee assessed for filing her 2013 Tier 2.1 Annual PFD 190 days late.

Docket No. 16-057

Waiver request submitted by Rayburn Lee Smith, Natchitoches Parish Levee and Drainage District, regarding a \$1,500 late fee assessed for filing his 2013 Tier 2.1 annual PFD 206 days late.

Docket No. 16-058

Waiver request submitted by Allison Rouse Royster, former member of the Louisiana Developmental Disabilities Council, regarding a \$1,500 late fee assessed for filing her 2013 Tier 2.1 Annual PFD 203 days late.

Docket No. 16-059

Waiver request submitted by Virginia L. Pierre, Mayor, Grand Coteau - St. Landry Parish, regarding a \$50 late fee assessed for filing her 2014 Tier 3 Annual PFD 1 day late.

Docket No. 16-060

Waiver request submitted by Woodrow Martin Sr., Kisatchie Delta Regional Planning and Development District, regarding a \$1,500 late fee assessed for filing his 2013 Tier 2.1 Annual PFD 148 days late.

Docket No. 16-062

Waiver request submitted by Keith Brian Elbourne M.D., Lane Memorial Regional Medical Center (Hospital Service District #1), regarding a \$1,500 late fee assessed for filing his 2013 Tier 2.1 Annual PFD 210 days late.

Docket No. 16-080

Waiver request submitted by Calvin E. Millender, a former member of the Caddo Parish Sewerage District #7, regarding a \$1,500 late fee assessed for filing his 2013 tier 2.1 Annual PFD 209 days late.

Docket No. 16-081

Waiver request submitted by Lindora L. Baker, former member of the Caddo Parish Commission - District 6, regarding a \$2,500 late fee assessed for not filing her 2014 Tier 2 Annual PFD as of this date.

Docket No. 16-082

Waiver request submitted by Henry G. Herford, Jr., Constable - Franklin Parish, District 1, regarding a \$250 late fee assessed for filing his 2014 Tier 3 Annual PFD 5 days late.

Docket No. 16-083

Waiver request submitted by Randy Alexander, a candidate for the Jeanerette Board of Aldermen - Iberia Parish in the October 24, 2015 election, regarding a \$1,500 late fee assessed for not filing his 2014 Tier 3 Candidate PFD as of this date.

Docket No. 16-084

Waiver request submitted by Michael Lane DeVincenti, Local Workforce Investment Board, Area #20, regarding a \$150 late fee assessed for filing his 2014 Tier 2.1 Annual PFD 3 days late.

Docket No. 16-085

Waiver request submitted by Johnny Williamson, unsuccessful candidate for the Caddo Parish Board of Commissioners - District 3 in the October 24, 2015 election, regarding a \$600 late fee assessed for filing his amended 2014 Tier 2 Candidate PFD 6 days late.

Docket No. 16-087

Waiver request submitted by William Chad Burford, former member of the Keachi Town Council - DeSoto Parish, regarding a \$1,500 late fee assessed for filing his 2014 Tier 3 Annual PFD 86 days late.

Docket No. 16-088

Waiver request submitted by Olga Foster Butler, Richmond Board of Aldermen -

Madison Parish, regarding a \$1,500 late fee assessed for filing her 2014 Tier 3 Annual PFD 122 days late.

G37. WAIVER REQUESTS - RECONSIDERATIONS

Docket No. 15-191

Reconsideration of the Board's denial of a waiver request submitted by Charles Wesley Allen, Cheneyville Board of Aldermen - Rapides Parish, regarding a \$1,500 late fee assessed for filing his 2013 Tier 3 Annual PFD 80 days late.

Docket No. 15-936

Reconsideration of the Board's denial of a waiver request submitted by Carrie B. Nettles, former member of the Workforce Investment Board, regarding a \$1,500 late fee assessed for filing her 2013 Tier 2.1 Annual PFD 118 days late.

Docket No. 15-969

Reconsideration of the Board's denial of a waiver request submitted by James Michael "Jimmy" Santangelo, East Baton Rouge Parish Constable - Ward 2, District 1, regarding a \$1,200 late fee assessed for filing his 2014 Tier 2 Annual PFD 12 days late.

Docket No. 15-971

Reconsideration of the Board's denial of a waiver request submitted by Thomas Barnett regarding a \$2,500 late fee assessed for filing his 2013 R.S. 42:1114 disclosure affidavit 364 days late.

Docket No. 15-1106

Reconsideration of the Board's denial of a waiver request submitted by Kermit Joseph Bouillion, a former member of the Lafayette Parish School Board - District 5, regarding a \$2,500 late fee assessed for filing his 2014 Tier 2 annual pfd 112 days late.

Docket No. 15-1140

Request that the Board reconsider waiving the \$400 campaign finance late fee assessed against Tamara L. Jones, a candidate for St. Bernard Parish Constable, Justice of the Peace, Ward J in the November 4, 2014 Election, whose 40-G campaign finance disclosure report was filed 12 days late.

Docket No. 15-1186

Reconsideration of the Board's denial of a waiver request submitted by Columbus James Boston, a member of the Lucky Board of Aldermen - Bienville Parish, regarding a \$1,500 late fee assessed for filing his 2014 Tier 3 annual PFD 32 days late.

Docket No. 15-1190

Reconsideration of the Board's denial of a waiver request submitted by Juanita R. Calhoun, a member of the Village of Ashland Council - Natchitoches Parish, regarding a \$750 late fee assessed for filing her 2014 Tier 3 annual pfd 15 days late.