

Louisiana Board of Ethics

LaSalle Building
First Floor - Griffon Room
FEBRUARY 14, 2013
1:00 PM
617 North 3rd Street
Baton Rouge, Louisiana

Note: Meetings begin on February 14, 2013 and continue to February 15, 2013.

Executive Session

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

<u>Discussion of litigation in Scott Wilfong v. Capital Business Services, LLC v. State of Louisiana, Board of Ethics, et al., 19th JDC, Docket No. 31100128.</u>

Louisiana Board of Ethics

LaSalle Building
First Floor - LaBelle Room
FEBRUARY 15, 2013
9:00 AM
617 North 3rd Street
Baton Rouge, Louisiana

GENERAL

Appearances

G1. Docket No. 10-698

Appearance in connection with a request for reconsideration of the \$600, \$600, \$1,200, and \$60 late fees assessed against Dadrius Lanus, a candidate for State Representative, District 63 in the May 6, 2010 election whose 10-P, EDE-P, 10-G, and Special campaign finance disclosure reports were filed 48, 28, 20, and 1 day

(s) late.

G2. Docket No. 12-2134

Appearance in connection with a request for a waiver of the \$2,000 campaign finance late fee assessed against Lilynn Cutrer, a candidate for Judge, 14th JDC, Sec. 1 and 3, in the October 4, 2008 election, whose Annual campaign finance report was filed 239 days late.

G3. Docket No. 12-2135

Appearance in connection with a request that the Board waive the \$420 campaign finance late fee assessed against Ted Rush, a candidate for East Baton Rouge Parish Metro Council, District 9, in the November 6, 2012 election, whose 30-P campaign finance disclosure report was filed 6 days late.

G4. Docket No. 12-2139

Appearance in connection with a waiver request submitted by Marlin Gusman regarding a \$2,500 late fee assessed for filing his amended 2009 Tier 2 annual pfd 301 days late.

G5. Docket No. 12-2199

Appearance in connection with a request that the Board waive the \$480 campaign finance late fee assessed against Dana Bruhnke, a candidate for Mayor of the City of Shreveport in the October 2, 2010 election, whose EDE-P campaign finance disclosure report was filed 8 days late.

G6. Docket No. 12-2307

Appearance in connection with a request that the Board waive the \$700 and \$1,000 campaign finance late fees assessed against Trudy White, a candidate for Judge, 1st Circuit Court of Appeal, in the November 6, 2012 election, whose 10-P and EDE-P campaign finance disclosure reports were filed 7 and 46 days late.

G7. Docket No. 12-2308

Appearance in connection with a request that the Board waive the \$1,000 campaign finance late fee assessed against Jeff Hughes, a candidate for Judge, Supreme Court, 5th Supreme Court District, in the November 6, 2012 election, whose EDE-P campaign finance disclosure report was filed 10 days late.

G8. Docket No. 12-2328

Appearance in connection with a request that the Board waive the \$3,000 campaign finance late fee assessed against Deputies for a Safe St. Bernard, a political action committee, whose 10-G campaign finance disclosure report was filed 355 days late.

G9. Docket No. 13-020

Appearance in connection with a request that the Board waive the \$1,000 and \$400 campaign finance late fee assessed against Louis "Nick" Joseph, a candidate for Tangipahoa Parish Council, District 3, in the November 6, 2012 election, whose 30-P and EDE-P campaign finance disclosure reports were filed 55 and 17 days late.

Consent Agenda, Consent Opinions & Items Requiring No Board Action

G10. Docket No. 10-288

Request to withdraw order and rescind late fees assessed to Jason M. Decuir for

failure to file his Supplemental campaign finance report that was due by February 17, 2010.

G11. Docket No. 10-966

Consideration of a consent opinion regarding Dean Everett, a former member of the Livingston Parish Recreation District No. 2 Board, rendering compensated services to a contractor of the Board while serving as a member of the Board and following termination of his service on the Board.

G12. Docket No. 11-1037

Consent opinion regarding member of the Greater LaFourche Parish Port Commissioner, Larry Griffin, entering into a contract with Great Southern Dredging, Inc., a company that has a contract with the Port.

G13. <u>Docket No. 11-1202</u>

Publication of a consent opinion regarding Natchez Alderman Henrietta Byrd having a member of her immediate family hired by the Village.

G14. Docket No. 11-1355

Request to withdraw a request for a disqualification plan concerning the son of the President and Chief Executive Officer of the East Baton Rouge Redevelopment Authority and the Executive Director of the East Baton Rouge Community Development Entity, LLC, who is an attorney, representing clients before his father's agencies.

G15. Docket No. 11-1446

Discussion of Charges issued against Charles Goff for his failure to file his 2009 Tier 2 annual personal financial disclosure statement.

G16. Docket No. 12-478

Advisory opinion request from counsel for Sheriff of Washington Parish, Mr. Randy Seal, regarding whether he may appoint Mr. Mike Haley, Sr. to the position of Chief Criminal Deputy, and Mr Haley's son (Mike Haley, Jr.) to the position of director of the Sheriff's Office Civil Division.

G17. Docket No. 12-2159

Advisory opinion regarding whether a former secretary in the Inspections Department for the City of Zachary, Diane Womack, may accept employment with a title company that does business with the City.

G18. Docket No. 12-2166

Advisory opinion regarding whether members of the Natchitoches Waterworks District 1 Board of Commissioners are required to file annual personal financial disclosure statements.

G19. Docket No. 12-2301

Advisory opinion request from Jefferson Parish Department of Community Development regarding an employee of a contractor submitting an application to the First Time Homebuyers Program.

G20. Docket No. 12-2311

Advisory Opinion request from Lt. Colonel Jeff Maynes of Wildlife and Fisheries regarding potential secondary employment with ECS, Inc.

G21. Docket No. 12-2314

Advisory opinion request from Mr. Michael Coburn regarding the post

employment restrictions of the Code of Ethics if he were employed by the private company, EDgear, following his recent employment with the Louisiana Department of Education (LDOE).

G22. Docket No. 12-2330

Advisory opinion regarding whether a member of the Pineville Police Department, Bryan Belgard, may accept a part-time position with the Tullos Police Department.

G23. Docket No. 12-2333

Advisory opinion request from a St. Charles Parish School Board member, Mr. Alex Suffrin, inquiring about employment as an Executive Director of the State Board of Certified Public Accountants (CPAs) of Louisiana.

G24. Docket No. 13-017

An advisory opinion request regarding the propriety of Louisiana Beef Industry Council members participating in the expenditure of funds to entities that appoint members to serve on the Louisiana Beef Industry Council.

Disclosure Reports

G25. Docket No. 12-2077

Answer filed by Sheriff Irvin Hingle in response to a notice of delinquency.

G26. Docket No. 12-2078

Answer filed by Melanie Thompson in response to a notice of delinquency.

G27. Docket No. 12-2099

Answer submitted by Louis Stewart in response to a notice of delinquency.

G28. Docket No. 12-2144

Answer submitted by Don Dyson in response to a notice of delinquency.

G29. Docket No. 13-054

Notice of disclosures filed with the Board during December 2012.

Regular Business

G30. Docket No. MINUTES

January 2013 Board Minutes

G31. Docket No. 10-1110

Request for reconsideration of the \$280, \$500, \$80, and \$280 late fees assessed against Craig B. Lee, a candidate for Councilman, District B, City of Shreveport, in the October 2, 2010 election, whose 30-P,10-P, 10-G, and Special campaign finance reports were filed 7, 13, 2, and 7 days late.

G32. Docket No. 11-211

Request for reconsideration of the \$720, \$420, and \$600 late fees assessed against Hersy Jones, Jr., a candidate for Mayor of the City of Shreveport in the October 2, 2010 election, whose (2) Specials and EDE-P campaign finance disclosure reports were filed 12, 7, and 13 days late.

G33. Docket No. 11-645

Request for reconsideration of a waiver request of Charles Mayeux, Jr. regarding a \$1,500 late fee assessed for filing his candidate personal financial disclosure statement 72 days late.

G34. Docket No. 11-1635

Reconsideration of a waiver request of Donald Ray DeLee regarding a \$1,500 late fee assessed for filing his 2010 Tier 2.1 personal financial disclosure statement 64 days late.

G35. Docket No. 12-135

Reconsideration of a waiver request submitted by Leroy Scott regarding a \$2,500 late fee assessed for filing his 2009 Tier 2 candidate pfd 348 days late.

G36. Docket No. 12-411

Reconsideration of a waiver request submitted by Cleveland Coon regarding a \$1,500 late fee assessed for filing his 2010 Tier 2.1 annual pfd 182 days late.

G37. Docket No. 12-993

Reconsideration of a waiver request submitted by John Wallace regarding a \$1,500 late fee assessed for filing his 2010 Tier 3 annual pfd 42 days late.

G38. Docket No. 12-998

Reconsideration of a waiver request submitted by Steve Hunter regarding a \$1,500 late fee assessed for filing his 2010 Tier 3 candidate pfd 57 days late.

G39. Docket No. 12-1359

Request for reconsideration of the \$1,000 and \$200 campaign finance late fees assessed against Ray Lauga, Jr., a candidate for St. Bernard Parish Council, District A, in the October 22, 2011 election, whose 10-G and 40-G campaign finance disclosure reports were filed 231 and 5 days late.

G40. Docket No. 12-1448

Reconsideration of a waiver request submitted by Michelle Vaughns-Hartford regarding a \$1,500 late fee assessed for filing her 2010 Tier 3 annual pfd 79 days late.

G41. Docket No. 12-1940

Advisory opinion request from Superintendent W.L. "Trey" Folse, III of the St. Tammany Parish School District regarding the propriety of school employees receiving things of economic value from various individuals and organizations.

G42. Docket No. 13-015

Advisory opinion request regarding the propriety of Jefferson Parish government employees receiving gifts from the Jefferson Parish Employees Federal Credit Union.

G43. WAIVER REQUESTS - CAMPAIGN FINANCE

Docket No. Chart

February 2012 Campaign Finance Waiver Chart

Docket No. 12-2202

Request that the Board waive the \$1,080, \$2,000, and \$600 campaign finance late fees assessed against Thomas L. Arnold, Sr., a candidate for Orleans Parish Council, District C, in the February 6, 2010 election, whose 30-P, 10-P, and Supplemental campaign finance disclosure reports were filed 18, 40, and 527 days late.

Docket No. 12-2205

Request that the Board waive the \$2,000 campaign finance late fee assessed

against Donald Klotz, Jr., a candidate for Judge, 24th JDC, Sec. 2, Div. A, in the March 27, 2010 election, whose Supplemental campaign finance disclosure report was filed 539 days late.

Docket No. 12-2207

Request that the Board waive the \$480 and \$300 campaign finance late fees assessed against Stand for Children, a political action committee, whose two (2) Special campaign finance reports were filed 8 and 5 days late.

Docket No. 12-2302

Request that the Board waive the \$280 campaign finance late fee assessed against Wylie Foster, a candidate for Chief of Police for the Town of Amite, in the November 6, 2012 election, whose 10-P campaign finance disclosure report was filed 7 days late.

Docket No. 12-2303

Request that the Board waive the \$3,600 in campaign finance late fees assessed against Joseph Lockett, Sr., a candidate for City Marshall, City of Oakdale, in the October 22, 2011 election, whose 30-P, 10-P, EDE-P, 10-G, EDE-G, and 40-G campaign finance disclosure reports were filed 413, 393, 373, 365, 345, and 315 days late.

Docket No. 12-2304

Request that the Board waive the \$1,800 campaign finance late fee assessed against WOMEN, a political action committee, whose 10-G campaign finance disclosure report was filed 9 days late.

Docket No. 12-2305

Request that the Board waive the \$1,260 and \$120 campaign finance late fees assessed against Tara Wicker, a candidate for East Baton Rouge Parish Metro Council, in the November 6, 2012 election, whose 30-P and 10-P campaign finance disclosure reports were filed 21 and 2 days late.

Docket No. 12-2306

Request that the Board waive the \$1,000 campaign finance late fee assessed against E. "Bim" Coulberston, a candidate for Marshal, Town of Ferriday, in the November 6, 2012 election, whose 30-P campaign finance disclosure report was filed 37 days late.

Docket No. 12-2309

Request that the Board waive the \$120 campaign finance late fee assessed against Gerald "Jerry" Longlois, a candidate for Natchitoches Parish President, in the November 6, 2012 election, whose EDE-P campaign finance disclosure report was filed 2 days late.

Docket No. 12-2310

Request that the Board waive the \$240 and \$360 campaign finance late fees assessed against Brett A. Bonin, a candidate for Orleans Parish School Board, District 3, in the November 6, 2012 election, whose EDE-P and 10-G campaign finance disclosure reports were filed 4 and 6 days late.

Docket No. 12-2325

Request that the Board waive the \$480 campaign finance late fee assessed against Jason Coleman, a candidate for Orleans Parish School Board, District 6, in the November 6, 2012 election, whose 10-G campaign finance disclosure report

was filed 8 days late.

Docket No. 12-2326

Request that the Board waive the \$60 campaign finance late fee assessed against Jason Coleman, a candidate for Orleans Parish School Board, District 6, in the November 6, 2012 election, whose Special campaign finance disclosure report was filed 1 day late.

Docket No. 12-2327

Request that the Board waive the \$160 campaign finance late fee assessed against Jimmy Lafont, a candidate for Greater Lafourche Port Commission, Div. C, in the November 6, 2012 election, whose EDE-P campaign finance disclosure report was filed 4 days late.

Docket No. 13-003

Request that the Board waive the \$480 campaign finance late fee assessed against Charles R. "Charlie" Brown, a candidate for City of Donaldsonville Council, District 4, in the November 6, 2012 election, whose EDE-P campaign finance disclosure report was filed 12 days late.

Docket No. 13-018

Request that the Board waive the \$780 and \$180 campaign finance late fees assessed against Carolyn "Gee" George, a candidate for East Baton Rouge Parish Metro Council, District 6, in the November 6, 2012 election, whose 30-P and EDE-P campaign finance disclosure reports were filed 13 and 3 days late.

Docket No. 13-019

Request that the Board waive the \$200 campaign finance late fee assessed against Claston Bernard, a candidate for Gonzales City Council, District D, in the November 6, 2012 election, whose 10-G campaign finance disclosure report was filed 5 days late.

Docket No. 13-021

Request that the Board waive the \$2,000 campaign finance late fee assessed against Baton Rouge Youth Movement, a political action committee, whose 10-P campaign finance disclosure report was filed 21 days late.

Docket No. 13-022

Request that the Board waive the \$600 campaign finance late fee assessed against Raymond A. Hicks, a candidate for State Representative, 2nd District, in the October 22, 2011 election, whose Supplemental campaign finance disclosure report was filed 257 days late.

Docket No. 13-023

Request that the Board waive the \$1,000 and \$400 campaign finance late fees assessed against Archie L. Martin, Jr., a candidate for Mayor of the Village of Anacoco, in the November 6, 2012 election, whose 30-P and EDE-P campaign finance disclosure reports were filed 55 and 27 days late.

Docket No. 13-024

Request that the Board waive the \$400 campaign finance late fee assessed against Robert Danos, a candidate for Greater Lafourche Port Commission, Div. I, in the November 6, 2012 election, whose 10-P campaign finance disclosure report was filed 29 days late.

Docket No. 13-025

Request that the Board waive the \$120 campaign finance late fee assessed against Donna Collins-Lewis, a candidate for East Baton Rouge Parish Metro Council, District 6, in the November 6, 2012 election, whose 10-G campaign finance disclosure report was filed 2 days late.

Docket No. 13-026

Request that the Board waive the \$400 campaign finance late fee assessed against Willis Toups, a candidate for Town of Golden Meadow Council, in the November 6, 2012 election, whose 10-P campaign finance disclosure report was filed 16 days late.

Docket No. 13-027

Request that the Board waive the \$3,000 and \$800 campaign finance late fees assessed against LA Home Builders Association, a political action committee, whose 90-P and 10-P campaign finance disclosure reports were filed 86 and 4 days late.

G44. WAIVER REQUESTS - LOBBYING

Docket No. CHART

February 2013 Lobbying waiver chart.

Docket No. 12-2075

Request that the Board reconsider waiving the \$500 late fee assessed against Darrell Hunt for failure to timely a lobbyist expenditure report.

Docket No. 13-005

Request that the Board waive the \$50 late fee assessed against Jeffery A. Drozda for failure to timely file a Lobbyist Expenditure report and waive the \$1200 late fee for failure to time file a Supplemental Registration report.

Docket No. 13-006

Request that the Board waive the \$50 late fee assessed against Richard Hyde for failure to timely file a lobbyist expenditure report.

Docket No. 13-007

Request that the Board waive the \$700 late fee assessed against B. Ronnell Nolan for failure to timely file a Supplemental Registration Report and request to waive the \$900 late fee assessed for failure to timely file a Supplemental Registration Report.

Docket No. 13-008

Request that the Board waive the \$850 late fee assessed against Jodee Bruyninckx for failure to timely file a lobbyist expenditure report and waive the \$1500 late fee assessed for failure to timely file a Supplemental Registration Report.

Docket No. 13-009

Request that the Board waive the \$1500 late fee assessed against Scott Breakstone for failure to timely file a Supplemental Registration Report.

Docket No. 13-010

Request that the Board waive the \$1500 late fee assessed against Christel Slaughter for failure to timely file a Supplemental Registration Report.

Docket No. 13-011

Request that the Board waive the \$400 late fee assessed against Shelly Neff for failure to timely file a lobbyist expenditure report.

G45. WAIVER REQUESTS - PERSONAL FINANCIAL DISCLOSURE

Docket No. waiver

February 2013 PFD Waiver Chart.

Docket No. 11-865

Waiver request submitted by Donnie White regarding a \$500 late fee assessed for filing his 2009 Tier 2 personal financial disclosure statement 5 days late.

Docket No. 12-943

Waiver request submitted by Vickie Briscoe regarding a \$1,500 late fee assessed for filing her 2009 Tier 2.1 annual pfd 266 days late.

Docket No. 12-2081

Waiver request submitted by Winfred Johnston regarding a \$2,500 late fee for filing her amended 2010 Tier 2 candidate pfd 81 days late.

Docket No. 12-2082

Waiver request submitted by Ron Chapman regarding a \$500 late fee assessed for filing his 2010 Tier 2.1 annual pfd 10 days late.

Docket No. 12-2085

Waiver request submitted by Arthur Leonard, Jr. regarding a \$1,250 late fee assessed for filing his 2011 Tier 3 candidate pfd 25 days late.

Docket No. 12-2087

Waiver request submitted on behalf of the members of the East New Orleans Neighborhood Advisory Commission.

Docket No. 12-2094

Waiver request submitted by Hayes Booksh regarding a \$1,100 late fee assessed for filing his 2010 Tier 2.1 annual pfd 22 days late.

Docket No. 12-2095

Waiver request submitted by Erich Ponti regarding a \$300 late fee assessed for filing his 2011 Tier 3 candidate pfd 3 days late.

Docket No. 12-2098

Waiver request submitted by Chyrall August regarding a \$1,500 late fee assessed for filing his 2010 Tier 3 annual pfd 185 days late.

Docket No. 12-2100

Waiver request submitted by Clarice Kirkland regarding a \$1,500 late fee assessed for filing her amended 2009 Tier 2.1 annual pfd 525 days late.

Docket No. 12-2101

Waiver request submitted by Carol Adams regarding a \$1,500 late assessed for filing her 2009 Tier 3 annual pfd 169 days late.

Docket No. 12-2143

Waiver request submitted by Larry Powell regarding a \$650 late fee assessed for filing his 2011 Tier 3 annual pfd 13 days late.

Docket No. 12-2145

Waiver request submitted by Sarah Lee regarding a \$2,500 late fee assessed for filing her 2011 Tier 2 annual pfd 115 days late.

Docket No. 12-2147

Waiver request submitted by Thomas Neumann regarding a \$2,500 late fee assessed for filing his 2011 Tier 2 annual pfd 68 days late.

Docket No. 12-2148

Waiver request submitted by Daniel Wood regarding two \$1,500 (total \$3,000) late fees assessed for filing his amended 2009 and 2010 Tier 2.1 pfds 34 days late.

G46. WAIVER REQUESTS - SCHOOL BOARD DISCLOSURE

Docket No. waiver

February 2013 School Board Waiver Chart.

Docket No. 12-2083

Waiver request submitted by John Miller regarding a \$200 late fee for filing his 2012-2013 School Board Disclosure Statement 4 days late.

Docket No. 12-2084

Waiver request submitted by James Robert, Jr. regarding a \$250 late fee assessed for filing his 2012-2013 School Board Disclosure statement 5 days late.

Docket No. 12-2093

Waiver request submitted by Raymond Cassimere regarding a \$1,250 late fee for filing his 2012-2013 school board disclosure statement 25 days late.



Louisiana Board of Ethics

LaSalle Building
First Floor - Griffon Room
FEBRUARY 14, 2013
1:00 PM
617 North 3rd Street
Baton Rouge, Louisiana

Note: Meetings begin on February 14, 2013 and continue to February 15, 2013.

Executive Session

Discussion of charges issued against Donald Villere.

Discussion in executive session of charges issued against Margie Sharp.

<u>Discussion in Executive Session of Charges issued against Alvis Wayne Duplechin, a Street and Utility Supervisor for the Town of Basile, and his son, Andrew Duplechin working for the Town of Basile.</u>

<u>Discussion of litigation involving former Department of Environmental Quality employee,</u> Michael Picou.

<u>Discussion in executive session of litigation involving Bryan Krantz and Paul Anthony Bourgeois.</u>

<u>Discussion in executive session of charges issued aginast Greg Gachassin and The Cartesian Company.</u>

Louisiana Board of Ethics

LaSalle Building
First Floor - LaBelle Room
FEBRUARY 15, 2013
9:00 AM
617 North 3rd Street
Baton Rouge, Louisiana

GENERAL SUPPLEMENTAL

Consent Agenda, Consent Opinions & Items Requiring No Board Action

GS1. Docket No. 13-080

Advisory opinion request regarding post-employment restrictions that would apply to an engineer who retired from the Louisiana Department of Transportation and Development (DOTD).

GS2. Docket No. 13-081

Advisory opinion request regarding whether the Mayor of New Iberia may use her campaign funds to place the annual promotional budget for the City in the local newspaper.

GS3. Docket No. 13-082

Advisory opinion regarding whether Rachel Morgan, who is the Office Manager for the Natchitoches Office of Motor Vehicles, may apply to the Office of Motor Vehicles to open a public tag agency.

GS4. Docket No. 13-096

Advisory opinion request regarding the propriety of Providence/GSE Associates, LLC, responding as a subconsultant under a Request for Statements of Interests and Qualifications for the Bayou Lafourche Fresh Water District.

GS5. Docket No. 13-103

Advisory opinion regarding whether Kenneth Squires, commissioner for the Iberia Parish Airport Authority, may bid on an airport hangar owned by Iberia Parish Airport and purchase gas from the Airport.

Disclosure Reports

GS6. Docket No. 11-1189

Consideration of charges issued against Dexter Q. Brown for his failure to amend his 2008 Tier 2 personal financial disclosure statement.

GS7. Docket No. 11-1460

Consideration of charges issued against Joseph Allen, Jr. for his failure to file his 2010 Tier 3 candidate personal financial disclosure report in connection with the April 2, 2011 election.

GS8. Docket No. 11-1513

Consideration of charges issued against David Deere for his failure to file his 2009 Tier 2.1 annual personal finacial disclosure statement.

GS9. Docket No. 12-1055

Consideration of charges regarding the failure to file a 2010 Tier 3 annual pfd by Albert Burl. III.

Regular Business

GS10. Docket No. 12-503

Reconsideration of a waiver request submitted by Thomas Atkinson, Jr. regarding a \$1,500 late fee assessed for filing his amended 2009 Tier 2.1 pfd

393 days late.

GS11. Docket No. LEGISLA

Discussion regarding suggestions to the Legislature for changes/amendments to the laws administered by the Louisiana Board of Ethics.

GS12. WAIVER REQUESTS - PERSONAL FINANCIAL DISCLOSURE

Docket No. 13-093

Waiver request submitted by Michael David regarding a \$2,500 late fee assessed for filing his 2009 Tier 2 annual pfd 52 days late.