



## Louisiana Board of Ethics

LaSalle Building  
First Floor - Griffon Room  
FEBRUARY 16, 2017  
2:30 PM  
617 North 3rd Street  
Baton Rouge, Louisiana

**Note: Meetings begin on February 16, 2017 and continue to February 17, 2017.**

### Executive Session

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

Discussion in Executive Session regarding charges against Daphne Levenson, Victoria Vaughn (Simmons), Leora Thomas in Docket No. 2015-885.

Discussion in Executive Session regarding charges against Billiot Pest Control and Ernie Esteve in Docket No. 2015-1151.

## Louisiana Board of Ethics

LaSalle Building  
First Floor - LaBelle Room  
FEBRUARY 17, 2017  
9:00 AM  
617 North 3rd Street  
Baton Rouge, Louisiana

### GENERAL

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#### Appearances

- G1.** Docket No. 16-603  
Reconsideration of the Board's suspension of all but \$450 of a \$1,500 late fee assessed against Vincent P. Borrello Jr., Board of Examiners of Certified Shorthand Reporters, for filing his 2014 Tier 2.1 annual PFD 108 days late.
- G2.** Docket No. 16-1217

Waiver request submitted by Thomas A. "Tim" Barfield, Jr., former Secretary of the Department of Revenue, regarding a \$12,500 late fee assessed for filing his amended 2015 Tier 1 annual PFD 36 days late.

**G3. Docket No. 16-1279**

Request that the Board waive the \$300 and \$960 campaign finance late fees assessed against Jerry L. Denton, Jr., in his capacity as a candidate for City Judge, City Court, City of Denham Springs, in the November 8, 2016 election, whose 30-P and 10-G reports were filed 5 and 16 days late.

**G4. Docket No. 16-1340**

Advisory opinion request regarding the propriety of the CEO of the LSU Foundation also holding the position of LSU Vice-President for Institutional Advancement.

**G5. Docket No. 17-063**

Request that the Board waive the \$540 campaign finance late fee assessed against Leslie Ann Ellison, candidate for the Orleans Parish School Board, District 4 in the November 8, 2016 election, whose 10-G campaign finance disclosure report was filed 9 days late.

**G6. Docket No. 17-064**

Request that the Board waive the \$780 campaign finance late fee assessed against James "Jim" Mora, a candidate for Councilman, Metro District 9 in the November 8, 2016 election, whose 10-G campaign finance disclosure report was filed 13 days late.

**G7. Docket No. 17-100**

Advisory Opinion request of Richard Campbell, counsel for GCR Incorporated, related to a Request for Proposal issued by Office of Community Development - Disaster Recovery Unit.

### **Consent Agenda and Consent Opinions**

**G8. Docket No. CHART**

Chart for Advisory Opinion Requests on the General Consent February 2017 Agenda.

**G9. Docket No. 16-1170**

Advisory opinion request from Bao Vu, an employee with the New Orleans Department of Public Works, regarding whether the post-employment restrictions would prevent him from performing design and construction engineering services with engineering firms who have contracts with the City of New Orleans after he retires.

**G10. Docket No. 16-1203**

Advisory opinion regarding whether David Ellis, as an elected member of the Mandeville City Council (Council), can continue his employment with Arthur J. Gallagher & Company (Gallagher), at a time when it serves as the benefits consultant for STARC.

**G11. Docket No. 16-1301**

Advisory opinion request regarding the Kenner Historic District Commission and its qualified architect member's ability to represent a party before the Commission during his service and post-termination.

**G12. Docket No. 16-1311**

Advisory opinion request as to whether the Caddo Parish District Attorney's Office (CPDAO) may pay Accurate Reporting for providing court reporters for

the grand jury.

- G13.** Docket No. 16-1313  
Advisory opinion request concerning post-employment restrictions that would apply to Leo Williams, a former employee of the Town of Berwick.
- G14.** Docket No. 17-017  
Advisory opinion request regarding whether Erin Guerra can be employed with Woodward Design+Build while she is employed by the City of New Orleans as a Building Plan Examiner.
- G15.** Docket No. 17-018  
Advisory opinion request regarding whether Jonathan Glover, a member of the Opelousas Board of Alderman, can accept a position in the office of US Representative Clay Higgins.
- G16.** Docket No. 17-020  
Advisory opinion regarding whether Lafayette City -Parish Councilman Kenneth Boudreaux is prohibited from entering into a professional services contract with the Lafayette Parish Sheriff's Office.
- G17.** Docket No. 17-024  
Advisory opinion request from Gerald Michel, Councilman for District 3 of Terrebonne Parish, regarding whether he may collect commissions from the Terrebonne Parish Government Agent of Record or the Third Party Administrator for referrals to other public officials not associated with the Terrebonne Parish Consolidated Government (TPCG).
- G18.** Docket No. 17-026  
Request for approval of a disqualification plan, submitted on behalf of the Jefferson Davis Sheriff's Office, for those transactions involving the employment of Lisa Ivey within the Criminal Investigations Division while her father, Christopher Ivey, serves as Chief Deputy of the Jefferson Davis Sheriff's Office.
- G19.** Docket No. 17-061  
Advisory Opinion request of Vickie Sergent as to whether she may be employed by the Rapides Parish Coliseum Authority, while her uncle is an elected member of the Rapides Parish Police Jury.

### **Disclosure Reports**

- G20.** Docket No. 16-1000  
PFD answer filed by John Rolling, a member of the Hammond Airport Authority.
- G21.** Docket No. 17-011  
PFD answer submitted by Mary Jane Whitty, a member of the St. Tammany Parish Sewerage District No.2.
- G22.** Docket No. 17-012  
PFD answer submitted by Chris Smith, a former member of the Sparta Groundwater Conservation District.
- G23.** Docket No. 17-014  
PFD answer filed by Edward Gongre, constable for Grant Parish, District A.
- G24.** Docket No. 17-015  
PFD answer filed by John Gallaspy, a member of the Northshore Charter School Board.

**Regular Business**

- G25.** Docket No. MINUTES  
January 2016 Board Minutes
- G26.** Docket No. 13-773  
Ethics Adjudicatory Board Order regarding the assessment of additional penalties under La. R.S. 18:1505.4A(4)(a)and(b) against Isaiah Marshall, a candidate for East Baton Rouge Metro Councilman in the October 4, 2008 election, who failed to file his 2011 and 2012 supplemental campaign reports.
- G27.** Docket No. 17-027  
Advisory opinion request regarding whether John Broussard, an Assistant State Treasurer, would be prohibited from accepting the Executive Director position with the Louisiana Municipal Police Employees' Retirement System.
- G28.** Docket No. 17-169  
Advisory Opinion request by William Goode, on behalf of Devin Hebert, a member of the Crowley Police Department, regarding Captain Janet Kneeland's participation on the Crowley Municipal Fire and Police Civil Service Board in a matter of which she is the subject of a complaint by Corporal Hebert.

**G29. WAIVER REQUESTS - CAMPAIGN FINANCE**Docket No. chart

February 2017 Campaign Finance Waiver Chart

Docket No. 16-925

Request that the Board waive the \$2,000 campaign finance late fee assessed against Donald W. Smith, a candidate for Coroner in Bienville Parish in the October 24, 2015 election, whose 10-G campaign finance disclosure report was filed 662 days late.

Docket No. 16-1036

Request that the Board waive the \$600 and \$2000 campaign finance late fees assessed against Kenneth Hedrick, a candidate for Sheriff in the October 22, 2011 and October 24, 2015 election, whose 2015 supplemental campaign finance disclosure reports were filed 227 and 29 days late.

Docket No. 16-1298

Request that the Board waive the \$320 campaign finance late fee assessed against Jules R. Green, Councilman, District 3, City of Alexandria in the November 8, 2016 election, whose 10-P campaign finance disclosure report was filed 8 days late.

Docket No. 16-1299

Request that the Board waive the \$420 campaign finance late fee assessed against Rani Whitfield, candidate for Councilman, Metro District 3, in the November 8, 2016 election, whose 30-P campaign finance disclosure report was filed 7 days late.

Docket No. 16-1302

Request that the Board waive the \$420 campaign finance late fee assessed against Bruce M. McCarthy, a candidate for City Marshal, City Court, City of Winnsboro in the November 8, 2016 election, whose 30-P campaign finance disclosure report was filed 7 days late.

Docket No. 17-021

Request that the Board waive the following late fees assessed against MIKE PAC, a political action committee, its committee's chairperson, Michael Walsworth and treasurer, Stuart Clason, in connection with the November 8, 2016 Primary Election: \$3,000 for 90-P report that was filed 103 days late and \$3,000 for 10-P report that was filed 21 days late.

Docket No. 17-022

Request that the Board waive the \$400 campaign finance late fee assessed against Natalie Lopez Robin, a candidate for Council Member, District 1, City of New Iberia in the November 8, 2016, whose 10-P campaign finance disclosure report was filed 10 days late.

Docket No. 17-023

Request that the Board waive the \$600 campaign finance late fee assessed against Andrew Randall, Jr., a candidate for Judge, Juvenile Court, Elec. Sect. 1C in the November 8, 2016 election, whose 10-P campaign finance disclosure report was filed 10 days late.

**G30. WAIVER REQUESTS - LOBBYING**

Docket No. 16-1300

Request to waive the \$50 late fee assessed against Tommy Hebert for the late filing of the October 2016 Lobbying Expenditure Report.

**G31. WAIVER REQUESTS - UNTIMELY**

Docket No. 17-072

Untimely waiver request from Don Marshall, a candidate for Constable, Tangipahoa Parish, 8th Ward, in the November 4, 2014 election, whose EDE-P campaign finance report was filed 7 days late.

**G32. WAIVER REQUESTS - RECONSIDERATIONS**

Docket No. 16-803

Request to reconsider the Board's suspension of all but \$650 of a \$1,500 late fee arising from a waiver request submitted by Philomene Burrell Allain, a former member of the New Orleans Council on Aging, regarding a \$1,500 late fee assessed for filing her 2014 Tier 2.1 annual PFD 182 days late.