



Louisiana Board of Ethics

**LaSalle Building
First Floor - Griffon Room
NOVEMBER 20, 2014
1:00 PM
617 North 3rd Street
Baton Rouge, Louisiana**

Note: Meetings begin on November 20, 2014 and continue to November 21, 2014.

Executive Session

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

Louisiana Board of Ethics

**LaSalle Building
First Floor - LaBelle Room
NOVEMBER 21, 2014
9:00 AM
617 North 3rd Street
Baton Rouge, Louisiana**

GENERAL

Appearances

- G1. Docket No. EABSELC**
Appearance by Ann Wise, Director of the Division of Administrative Law, to select an alternate administrative law judge to serve on the Ethics Adjudicatory Board.
- G2. Docket No. 14-601**
Appearance in connection with a waiver request submitted by Henry Dean, a member of the Municipal Police Employees Retirement System, regarding a \$1,500 late fee assessed for filing his 2011 Tier 2.1 annual pfd 283 days late and a \$1,500 late fee assessed for filing his 2012 121 days late.

- G3.** Docket No. 14-1035
Appearance in connection with a waiver request submitted by Broderick Bagert, Jr., a former member of the Morris Jefferson Community Charter School Board, regarding a \$1,500 late fee assessed for filing his 2011 Tier 3 annual pfd 304 days late.
- G4.** Docket No. 14-1177
Appearance in connection with a waiver request submitted by Barry Ellis, Sr., a Constable for St. John the Baptist Parish, regarding a \$2,500 late fee assessed for filing his 2012 Tier 2 annual pfd 217 days late.
- G5.** Docket No. 14-1184
Appearance in connection with a waiver request submitted by Faye Colbert, a former member of the Workforce Investment Board, regarding a \$1,500 late fee assessed for filing her 2011 Tier 2.1 annual pfd 347 days late.
- G6.** Docket No. 14-1185
Appearance in connection with a waiver request submitted by Paul Gibson, a member of the Lafayette Parish Law Library Commission, regarding a \$1,500 late fee assessed for filing his 2012 Tier 2.1 annual pfd 165 days late.

**Consent Agenda, Consent Opinions
&
Items Requiring No Board Action**

- G7.** Docket No. 14-1054
Advisory opinion request by Martha Moore regarding her potential employment by Shoulders of Strength as a mental health therapist.
- G8.** Docket No. 14-1144
Advisory opinion request by Douglas Stracemar, on behalf of the City of Central Police Department (CPD), regarding CPD acknowledging donors on items donated to the agency.
- G9.** Docket No. 14-1145
Advisory opinion request regarding whether Caddo Parish can enter into a professional services contract with Swag Nation if a member of the Caddo Parish Commission also serves on Swag Nation's Board of Directors; whether such commissioner can serve on or chair the subcommittee that makes recommendations regarding the contract; and whether such commissioner must disqualify himself from any vote regarding the contract.
- G10.** Docket No. 14-1149
Advisory opinion request regarding the legality of a political contribution made by the Gonzales City Attorney to "Save Gonzales", a committee organized to promote the recall of two members of the Gonzales City Council.
- G11.** Docket No. 14-1189
Advisory opinion request regarding whether Lucy Watson can serve on the St. Mary Parish Library Control Board while her son is an employee of the St. Mary Parish Library System.
- G12.** Docket No. 14-1192
Advisory opinion request regarding the Firefighters' Pension and Relief Fund (Fund) for the City of New Orleans or its trustees having a membership with the Louisiana Trustee Education Council (LATEC).
- G13.** Docket No. 14-1194

Advisory opinion request as to whether Jason Guidry and Cory Vincent may continue in their capacities as volunteer firemen and auxiliary police officers for the Town of Lake Arthur if their business, Gotta Potty, LLC, transacts business with the Town of Lake Arthur.

G14. Docket No. 14-1207

Advisory opinion request by Tabitha Gray of Louisiana Department of Agriculture and Forestry regarding the meaning of annually in La. R.S. 42:1170's one hour education and training requirement.

G15. Docket No. 14-1208

Advisory opinion request concerning the propriety of the Bossier Parish School Board purchasing property from a limited liability company owned by Laura Lee Sonnier Leflett, the Assistant Principal of Apollo Elementary School, and her immediate family.

G16. Docket No. 14-1209

Advisory opinion request regarding whether the Assumption Parish Police Jury may create a Federal Programs Committee responsible for hiring the director of that program when that committee represents a "simple majority" of the Police Jury.

G17. Docket No. 14-1210

Advisory opinion request by Rebecca Lala, traffic engineer for St. Tammany Parish, regarding her potential post employment restrictions when working for a consultant.

G18. Docket No. 14-1215

Advisory opinion request by Zheng Zheng Fu of the Department of Transportation and Development regarding whether she may accept complimentary admission lodging reasonably related to, and reasonable transportation provided by Precast/prestressed Concrete Institute (PCI) and the American Segmental Bridge Institute (ASBI) for conventions and seminars for educational and professional development.

G19. Docket No. 14-1220

Advisory opinion request from LaSalle Parish Schools Superintendent Roy Breithaurpt regarding whether step-children are considered, immediate family members, under the Code of Governmental Ethics.

G20. Docket No. 14-1226

Advisory opinion request from Valencia Vessel Landry regarding whether the Code of Governmental Ethics (Code) prohibits her or her husband, Terry C. Landry, Jr., from entering into a professional legal services contract with the Office of the State Attorney General or gain employment with a state agency while being an immediate family member of State Representative Terry C. Landry, Sr.

G21. Docket No. 14-1269

Advisory opinion request regarding when William Crates, a former member of the Louisiana Board of Wholesale Drug Distributors (LBWDD), may be employed as the Executive Director for the LBWDD, following the termination of his service on the LBWDD.

G22. Docket No. 14-1273

Advisory opinion request from Samuel Schudmak, III, regarding whether there are any conflicts of interest if he serves as a board member on the Jefferson Parish Finance Authority (JFPA) and as a traffic hearing officer (THO) for the First Parish Court.

- G23.** Docket No. 14-1279
Advisory opinion regarding whether Louisiana Department of Transportation and Development (DOTD) employee, Vincent Russo, is prohibited by Section 1121B(1) of the Code of Governmental Ethics (Code) from seeking employment with an engineering consulting firm or as an independent contractor.
- G24.** Docket No. 14-1283
Advisory opinion request regarding whether a business owned by the brother-in-law of Wendy Allbritton, the Olla Town Clerk, may service vehicles owned and operated by the Town of Olla, in LaSalle Parish.
- G25.** Docket No. 14-1284
Advisory opinion request by Maggie McWilliams of the Health Standards Section (HSS) of the Louisiana Department of Health and Hospitals (DHH) regarding her post employment restrictions as a consultant.
- G26.** Docket No. 14-1285
Advisory opinion request from Michael Vince regarding his post employment restrictions after his retirement as an environmental scientist from the Air Permits Division (APD) of the Louisiana Department of Environmental Quality (DEQ).

Regular Business

- G27.** Docket No. MINUTES
October 2014 Board Minutes
- G28.** Docket No. 07-800
Consent order regarding Michael Petitto, former Tangipahoa Parish Councilman, participating in a transaction before the Council in which his brother, Sal Petitto, had a substantial economic interest.
- G29.** Docket No. 13-1684
Consent opinion regarding Jessica Williamson, a former employee of the Louisiana Department of Natural Resources, who claimed wages over a period of time for hours not actually worked during the regular work day.
- G30.** Docket No. 14-1287
Advisory opinion request regarding whether David Peralta, Parish President of St. Bernard Parish, may accept private donations to pay legal expenses he incurred due to a recent criminal indictment.
- G31.** Docket No. 14-1307
Advisory opinion request by Youngsville Mayor Wilson Viator regarding whether a proposed sewer line that would run through property owned by Mayor Viator would be in violation of the Code of Governmental Ethics.

G32. WAIVER REQUESTS - CAMPAIGN FINANCE

Docket No. chart
November 2014 Campaign Finance Waiver Chart

Docket No. 14-987
Request that the Board waive the \$1,000, \$1,000 and \$1,000 campaign finance late fees assessed against Juanita Woods, a candidate for Councilman, District 3, City of Monroe, Ouachita Parish in the November 6, 2012 election whose 10-G, EDE-G and 40-G reports were filed 428, 448 and 398 days late.

Docket No. 14-1061

Request that the Board waive the \$2,500 campaign finance late fee assessed against Raymond S. Childress, a candidate for District Judge, 22nd JDC, St. Tammany Parish, in the November 4, 2014 election whose 2013 Annual Report was filed 179 days late.

Docket No. 14-1094

Request that the Board waive the \$2,500 and \$900 campaign finance late fees assessed against Tracey Flemings-Davillier, a candidate for Judge, Criminal District Court, Section B, Orleans Parish in the November 4, 2014 Election, whose 180-P and 90-P campaign finance disclosure reports were filed 63 and 9 days late.

Docket No. 14-1096

Request that the Board waive the \$700 campaign finance late fee assessed against Gary Landrieu, a candidate for Councilman at Large, Orleans Parish, in the March 24, 2012 election whose 2013 Supplemental Report was filed 7 days late.

Docket No. 14-1231

Request that the Board waive the \$1,300 campaign finance late fee assessed against Taetrece Harrison, a candidate for Judge, Domestic Court, Civil District Court, Orleans Parish in the November 4, 2014 election, whose 90-P campaign finance disclosure report was filed 13 days late.

Docket No. 14-1232

Request that the Board waive the \$400 campaign finance late fee assessed against Chad Jeansonne, a candidate for Chief of Police, City of Bunkie, Avoyelles Parish, in the April 5, 2014 election whose 10-G Report was filed 121 days late.

Docket No. 14-1235

Request that the Board waive the \$360 and \$2,000 campaign finance late fees assessed against Adrian Talbot, a candidate for Coroner, St. Tammany Parish in the April 5, 2014 Election, whose 10-P and 10-G campaign finance disclosure reports were filed 6 and 141 days late.

G33. WAIVER REQUESTS - LOBBYINGDocket No. CHART

November 2014 Lobbying Waiver Chart.

Docket No. 14-1237

Request that the Board waive the \$550 late fee assessed against Gerald Simmons for failure file a supplemental registration report.

Docket No. 14-1238

Request that the Board waive the \$500 late fee assessed against David Rush for failure file a supplemental registration report.

Docket No. 14-1289

Request that the Board waive the \$1500 late fee assessed against Lobbyist Myron Lambert, based upon the late filing of his May 2013 Lobbyist Expenditure Report.

G34. WAIVER REQUESTS - UNTIMELYDocket No. 14-1230

Untimely request that the Board waive the \$280 and \$100 campaign finance late fees assessed against Alice Horton, a candidate for Councilman,

District F, City of Shreveport, Bossier and Caddo Parish in the September 30, 2006 election, whose 10-P and EDE-P campaign finance disclosure reports were filed 7 days late.

G35. WAIVER REQUESTS - RECONSIDERATIONS

Docket No. 14-954

Request that the Board reconsider waiving the \$2,600 campaign finance late fee assessed against Louisiana Legislative Black Caucus PAC, Herbert Dixon, Chairman and Regina Barrow, Treasurer, whose May Monthly campaign finance disclosure report was filed 13 days late.