



Louisiana Board of Ethics

**LaSalle Building
First Floor - Griffon Room
DECEMBER 16, 2010
1:00 PM
617 North 3rd Street
Baton Rouge, Louisiana**

Note: Meetings begin on December 16, 2010 and continue to December 17, 2010.

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
DECEMBER 17, 2010
9:00 AM
617 North 3rd Street
Baton Rouge, Louisiana**

GENERAL

Public Hearings

- G1.** Docket No. 06-290
Request for a Rehearing in connection with a \$2,000 Order against John J. Doyle, III, a candidate for Chief of Police, City of Harahan, Orleans Parish in the October 5, 2002 election, for failing to file his Supplemental campaign finance report.
- G2.** Docket No. 07-237
Request for a Rehearing in connection with a \$2,000 Order against John J. Doyle, III, a

candidate for Chief of Police, City of Harahan, Orleans Parish in the October 5, 2002 election, for failing to file his Supplemental campaign finance report.

Appearances

- G3.** Docket No. 10-1151
Appearance in connection with a request that the Board waive the \$400 late fee assessed against Albert C. "Buddy" Mincey, Jr., a candidate for School Board, Dist. 5, Livingston Parish, in the October 2, 2010 election, whose 30-P report was due by September 3, 2010 and was filed 5 days late.
- G4.** Docket No. 10-1160
Waiver request of Kent Schexnaydre who filed ten (10) Section 1114.3 disclosure statements late.

Consent Agenda, Consent Opinions & Items Requiring No Board Action

- G5.** Docket No. 09-062
Consent opinion regarding charges filed against Mitch Maxwell, son of a member of the Fifth Louisiana Levee District, who represented a company before the Levee District.
- G6.** Docket No. 09-664
Consideration of information in connection with a \$4,000 Order against Kurt Garcia, a candidate for Jefferson Parish School Board, District 4 in the April 4, 2009 election, for failing to file his 30-P campaign finance report.
- G7.** Docket No. 09-775
Consent opinions concerning investigators for the LA Recreational & Used Motor Vehicle Commission overstating the amount of hours worked.
- G8.** Docket No. 09-1096
Decision of the Ethics Adjudicatory Board regarding lobbyist Charles Lanphier filing his August and September 2009 expenditure reports more than 11 days late.
- G9.** Docket No. 10-464
Additional information regarding charges against Aaron Moak, a candidate for Council Member, City of Central, East Baton Rouge Parish in the March 27, 2010 election, who failed to file his 10-G campaign finance disclosure report in connection with the March 27, 2010 election.
- G10.** Docket No. 10-716
Advisory opinion request regarding a member of the Louisiana State Board of Home Inspectors performing expert witness services for parties in litigation with persons who may be regulated by the Board.
- G11.** Docket No. 10-755
Clarification of an advisory opinion regarding the Bureau of Governmental Research awarding cash awards to government employees for outstanding performance and creative problem solving.
- G12.** Docket No. 10-912
Advisory opinion regarding whether the members of the Louisiana Environmental Education Commission Board are required to file annual personal financial disclosure statements pursuant to Section 1124.2.1 of the Code.

G13. Docket No. 10-940

Advisory opinion regarding whether the New Orleans Home for Incurables, Inc. (NOHI) may continue to donate items and services to the John J. Hainkel Home and Rehabilitation Center (Hainkel) after NOHI enters into a lease with Hainkel.

G14. Docket No. 10-945

Advisory opinion concerning Shanna Froust, a former employee of the Shelby Jackson Campus of the Central Louisiana Technical College, performing services for the agency on a contractual basis.

G15. Docket No. 10-973

Advisory opinion concerning James Sprinkle, serving on the Region 6 Regional Authority Board while also serving as the administrator for "Familles Helping Families" a 501(C)(3) non-profit organization.

G16. Docket No. 10-986

Advisory opinion regarding whether Patricia Lisenbea may provide substitute bus driver services to the Richland Parish School Board when her brother is a school board member.

G17. Docket No. 10-988

Advisory opinion regarding whether a company owned by Senator Conrad Appel, III may contract with the Louisiana Recovery School District.

G18. Docket No. 10-1006

Advisory opinion regarding whether a potential insurance agent for St. John the Baptist School System, John Millet, may pay 1st TPA, a consultant for St. John the Baptist School Board, for each enrollee in the agent's insurance plan.

G19. Docket No. 10-1013

Advisory opinion regarding Joy Terrell, a former employee with the North Lake Support Services Center, becoming a credentialed provider for the Department of Children and Family Services (DCFS).

G20. Docket No. 10-1072

Advisory opinion regarding whether a newly-elected member of the Jefferson Parish School Board, Mark Jacobs, may continue his position as an officer of the Jefferson Parish Economic Development Commission (JEDCO) while serving as a school board member.

G21. Docket No. 10-1073

Advisory opinion regarding Caddo Parish Administrator Woody Wilson and Caddo Parish Director of Finance Erica Bryant serving on the Board of Directors of non-governmental entities seeking financial support from the parish.

G22. Docket No. 10-1106

Advisory opinion regarding whether David Minton's employer may be awarded work by the Chenier Plain Preservation and Restoration Board if he sits on the board.

G23. Docket No. 10-1107

Advisory opinion regarding whether an employee of the Acadian Ambulance Service may run for the Pointe Coupee Police Jury.

G24. Docket No. 10-1108

Advisory opinion regarding whether Hess Engineers, LLC may submit a proposed procurement for engineering services on an infrastructure project in Iberville Parish to

be funded by the Community Development Block Program.

G25. Docket No. 10-1112

Advisory opinion as to whether Rebecca Hebert, daughter of Lusher Charter School Chief Executive Officer, may be employed by Lusher Charter School as a certified teacher.

G26. Docket No. 10-1122

Advisory opinion regarding whether the daughter of the Town of Stonewall's Town Clerk may accept employment with the Town of Stonewall.

G27. Docket No. 10-1127

Advisory opinion regarding whether a former employee of the LSUHSC-Huey P. Long Hospital may become a provider for the Department of Children and Family Services.

G28. Docket No. 10-1158

Advisory opinion regarding whether Angie Eymard may continue to work for JV Burke's and Associates when it has contracts with the St. Tammany Parish Department of Engineering when her husband is employed in the St. Tammany Parish Department of Public Works.

G29. Docket No. 10-1184

Emergency advisory opinion regarding the propriety of Gordon's Disposal, LLC, a company owned by Gordon Doerle, having contracts with the City of New Iberia and Iberia Parish Government should he obtain a seat in the Louisiana Senate.

Regular Business

G30. Docket No. MINUTES

G31. WAIVER REQUESTS - CAMPAIGN FINANCE

Docket No. CHART

DECEMBER WAIVER REQUEST CHART FOR CAMPAIGN FINANCE

Docket No. 10-1098

Request that the Board waive the \$480 late fee assessed against Michele Holmes, a candidate for Jefferson Parish School Board, District 5, in the October 2, 2010 election whose 30-P was filed 8 days late.

Docket No. 10-1109

Request that the Board waive the \$600 and \$420 late fees assessed against Frank E. Duson, Jr., a candidate for City Marshal, City Court, Town of Vidalia, in the October 2, 2010 election, whose 30-P and 10-P campaign finance disclosure reports were due by September 2, 2010 and September 22, 2010 and were filed 27 and 7 days late.

Docket No. 10-1110

Request that the Board waive the \$280 and \$500 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 and 10-P campaign finance reports were due September 2, 2010 and September 22, 2010 and were filed 7 and 13 days late.

Docket No. 10-1111

Request that the Board waive the \$800 late fee assessed against John F. Schwegmann, a candidate for Public Service Commissioner, Dis. 3, Jefferson Parish in the October 2, 2010 election, whose 30-P report was due September 2, 2010 and was filed 8 days late.

Docket No. 10-1124

Request that the Board waive the \$120 late fee assessed against Sharon Branan, a candidate for Plaquemines Parish School Board in the October 2, 2010 election, whose 30-P report was due by September 22, 2010 and was filed 3 days late.

Docket No. 10-1148

Request that the Board waive the \$800 late fee assessed against Mark M. Gonzalez, a candidate for Judge, 1st City Court, Sec. C, Orleans Parish in the October 2, 2010 election, whose 10-P report was due September 22, 2010 and was filed 8 days late.

Docket No. 10-1149

Request that the Board waive the \$240 and \$400 late fees assessed against Jim Schooler, a candidate for Member of School Board, District 8, Calcasieu Parish, in the October 2, 2010 election, whose 10-P and EDE-P reports were due by September 22, 2010 and October 12, 2010 and were filed 6 and 10 days late.

Docket No. 10-1150

Request that the Board waive the \$360 late fee assessed against John Scott Brumfield, a candidate for Member of School Board, Dist. 3, Washington Parish in the October 2, 2010 election, whose 10-P report was due by September 22, 2010 and was filed 9 days late.

Docket No. 10-1152

Request that the Board waive the \$800 late fee assessed against Elizabeth Davis, a candidate for Member of School Board, District I, Tangipahoa Parish, in the October 2, 2010 election, whose 30-P report was due by September 2, 2010 and was filed 20 days late.

Docket No. 10-1153

Request that the Board waive the \$1,020 late fee assessed against Jefferson B. Joyce, a candidate for City Judge, City Court, Division B, City of Monroe in the October 2, 2010 election whose 30-P campaign finance report was due by September 2, 2010 and was filed 17 days late.

Docket No. 10-1154

Request that the Board waive the \$760, \$240, and \$40 late fees assessed against Tehmi Chassion, a candidate for Member of School Board, District 4, Lafayette Parish, in the October 2, 2010 election whose 30-P was filed 19 days late, Special was filed 6 days late, and EDE-P was filed 1 day late.

Docket No. 10-1155

Request that the Board waive the \$240 late fee assessed against Michael J. Hebert, Jr., a candidate for School Board Member, District D, Iberville Parish in the October 2, 2010 election whose Special report was filed 6 days late.

G32. WAIVER REQUESTS - PERSONAL FINANCIAL DISCLOSUREDocket No. 10-611

Waiver request of Lambert Boissiere, III to waive a \$2,500 late fee assessed for failing to timely file his annual personal financial disclosure statement.

Docket No. 10-1163

Waiver request of George Kelley regarding a \$650 late fee assessed for filing his personal financial disclosure 13 days late.

Docket No. 10-1165

Waiver request regarding a \$2,500 late fee assessed against Harry Kellerman for filing his personal financial disclosure statement 28 days late.

Docket No. 10-1166

Waiver request of Anthony Guerra, III regarding a \$2,400 assessed late fee for filing his personal financial disclosure statement 24 days late.

Docket No. 10-1168

Waiver request submitted by Stephanie Hebert regarding a \$400 assessed late fee for filing her personal financial disclosure statement 8 days late.

Docket No. 10-1178

Request to waive a \$600 late assessed against Dr. Russell P. Pavich for filing his 2009 annual personal financial disclosure statement 6 days late.

Docket No. 10-1179

Request to waive a \$600 late fee assessed against Dr. Russell P. Pavich for filing his 2010 annual personal financial disclosure statement 6 days late.



Louisiana Board of Ethics

**LaSalle Building
First Floor - Griffon Room
DECEMBER 16, 2010
1:00 PM
617 North 3rd Street
Baton Rouge, Louisiana**

Note: Meetings begin on December 16, 2010 and continue to December 17, 2010.

Selection by the Director of the Division of Administrative Law of the members of the Ethics Adjudicatory Panel for the term 2011 to 2013.

Executive Session

Discussion of the litigation involving a Petition filed against Shawn Barney in the 19th Judicial District Court to convert orders of the Board of Ethics to judgments.

Update on the litigation involving Kevin Ambeau.

Louisiana Board of Ethics

**LaSalle Building
First Floor - LaBelle Room
DECEMBER 17, 2010
9:00 AM
617 North 3rd Street
Baton Rouge, Louisiana**

GENERAL SUPPLEMENTAL

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

GS1. Docket No. 10-944

Advisory opinion concerning Mary Hebert, the spouse of the elected Chief of Police of the Town of Erath, Gerald Hebert, becoming an elected Alderman for the Town.

GS2. Docket No. 10-1078

Advisory Opinion regarding the propriety of former DOTD employee, Lloyd Porta, Jr.'s, being employed with a company that is attempting to procure a contract with the Submerged Roads Program of the DOTD.

GS3. Docket No. 10-1186

Advisory opinion regarding whether the Department of Health and Hospitals (DHH) may be reimbursed travel expenses from the Louisiana Health Care Quality Forum (LHCQF) where LHCQF and DHH have a Cooperative Endeavor Agreement.

GS4. Docket No. 10-1190

Advisory opinion regarding whether the boyfriend of the Kelisha Garrett, who is the Director of PR and Special Projects for a New Orleans Councilman, may be awarded a contract with the City of New Orleans.

Regular Business

GS5. Docket No. 10-1062

Advisory opinion request concerning Jefferson Parish creating an office of Inspector General.

GS6. Docket No. RULE

Proposed rule concerning the disclosure requirements pursuant to R.S. 1111E(2).