



Louisiana Board of Ethics

**LaSalle Building
First Floor - Griffon Room
OCTOBER 14, 2010
1:00 PM
617 North 3rd Street
Baton Rouge, Louisiana**

Note: Meetings begin on October 14, 2010 and continue to October 15, 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
OCTOBER 15, 2010
9:00 AM
617 North 3rd Street
Baton Rouge, Louisiana**

GENERAL

Public Hearings

- G1.** Docket No. 07-859
Request for a Rehearing in connection with a \$6,000 Order against Ralph Wilson, a candidate for State Representative in the October 20, 2007 election, for failing to timely file his 30-P and 10-P campaign finance reports.
- G2.** Docket No. 07-922
Request for a Rehearing in connection with an \$8,000 Order against Ralph Wilson, a

candidate for State Representative in the October 20, 2007 election, for failing to timely file his EDE-P and 10-G campaign finance reports.

- G3.** Docket No. 08-1105
Request for Rehearing in connection with a \$7,500 Order against Lionel Burns, a candidate for Judge, Criminal District Court, Orleans Parish in the October 4, 2008 election, who has failed to pay assessed late fees and a fine for the late filings of his EDE-P and 10-G campaign finance disclosure reports.
- G4.** Docket No. 08-301
Request for Rehearing in connection with a \$2,000 Order against Mark Cockerham, a candidate for Lafayette Parish School Board, District 7, in the October 20, 2007 election who failed to file his Supplemental campaign finance disclosure report that was due February 15, 2008.
- G5.** Docket No. 09-163
Request for Rehearing in connection with a \$1,140 Order against Mark Sigur, a candidate for State Representative, 76th District in the October 20, 2007 election, who has failed to pay assessed late fees for the late filing of his 10-G campaign finance report.
- G6.** Docket No. 09-216
Public hearing to obtain an Order against Mark Cockerham for failure to file a 2009 Supplemental campaign finance disclosure report in connection with the October 20, 2007 election which was due by February 17, 2009.
- G7.** Docket No. 09-849
Request for Rehearing in connection with a \$600 Order against Mark Sigur, a candidate for State Representative, 76th District in the October 20, 2007 election, who has failed to pay assessed late fees for the late filing of his 10-G campaign finance report.
- G8.** Docket No. 10-135
Public hearing to obtain an order against Baton Rouge Tea Party, a political committee that has not paid an assessed campaign finance late fee.
- G9.** Docket No. 10-281
Public hearing to obtain an Order against Bernard J. Blair for failure to file his 2009 Supplemental report that was due by February 17, 2010.
- G10.** Docket No. 10-282
Request for Rehearing in connection with a \$2,500 Order against Lionel Lon Burns, an unsuccessful candidate for Judge, Criminal District Court, Orleans Parish in the October 4, 2008 election, who has failed to pay the assessed late fee for the late filing of his Supplemental campaign finance disclosure report.
- G11.** Docket No. 10-294
Request for Rehearing in connection with a \$4,000 Order against Tiffany Foxworth, a candidate for Councilman, East Baton Rouge Parish in the April 22, 2008 election, who has failed to pay an assessed late fee and fine for failure to file her Supplemental campaign finance report.
- G12.** Docket No. 10-462
Public hearing to obtain an order against Jalila J. Bullock who has not paid her assessed campaign finance late fee.
- G13.** Docket No. 10-474

Public hearing to obtain an order against James J. Trainor who has not paid his assessed campaign finance late fee.

G14. Docket No. 10-592

Public hearing to explore charges issued against Bruce McCarthy for failure to file his personal financial disclosure statement within 10 days of qualifying for the March 27, 2010 election.

G15. Docket No. 10-180

Public hearing to obtain an Order against Alicia Plummer for failure to file her 30-P and 10-P campaign finance disclosure reports in connection with the February 6, 2010 election which were due by January 7, 2010 and January 27, 2010.

G16. Docket No. 10-769

Public hearing to obtain an order against Guy Cormier who has not paid his assessed campaign finance late fee.

G17. Docket No. 10-768

Public hearing to obtain an order against James Perry who has not paid his assessed campaign finance late fee.

G18. Docket No. 10-470

Public hearing to obtain an order against Lake Area Voters Association PAC which has failed to pay an assessed late fee for the late filing of its campaign finance disclosure reports.

G19. Docket No. 08-1104

Request for Rehearing in connection with a \$7,500 Order against Lionel Burns, an unsuccessful candidate for Judge, Criminal District Court, Orleans Parish in the October 4, 2008 election who has failed to pay assessed late fees and a fine for the late filings of his 30-P and 10-P campaign finance disclosure reports.

G20. Docket No. 10-645

Public hearing to obtain an Order against Pride Doran for failure to file his Supplemental report that was due by February 17, 2010.

G21. Docket No. 10-585

Public hearing to obtain an Order against Thomas Robichaux for failure to file his EDE-P and 10-G campaign finance disclosure reports that were due by May 11, 2010 and May 19, 2010.

Appearances

G22. Docket No. 10-822

Appearance in connection with a request for an advisory opinion regarding employees of the New Orleans Aviation Board who are affected by the privatization of the operation of New Orleans Louis Armstrong International Airport, may accept employment with the private operator that may take over the day-to-day operations of the airport.

G23. Docket No. 10-874

Appearance in connection with a request that the Board waive the \$2,000 and \$240 late fees assessed against Charles W. DeWitt, a candidate for State Representative, 25th District, in the October 4, 2003 election, whose Annual and Supplemental reports were due by February 15, 2008 and February 16, 2009 and were filed 529 and 896 days late.

Consent Agenda, Consent Opinions

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Items Requiring No Board Action

- G24.** Docket No. 09-120
Consent opinion regarding the acceptance of two \$500 gifts cards by the Morehouse Parish Road Superintendent Larry Elkins from Louisiana Machinery.
- G25.** Docket No. 09-139
Consent opinion regarding Winifred Johnston, a member of the Bossier Parish Police Jury, transacting business with the Bossier Parish Police Jury.
- G26.** Docket No. 09-773
Consent opinion regarding the son of the Chief Criminal Deputy of Winn Parish working under the supervision of the Chief Criminal Deputy.
- G27.** Docket No. 09-776
Consent opinion regarding the former Executive Director of the Iberville Council on Aging hiring his sister under his supervision.
- G28.** Docket No. 10-746
Request to withdraw a request for an advisory opinion regarding, Caleb Cooley, the son of the Superintendent of Beauregard Parish Schools, Tim Cooley, applying for a position as a certified teacher with the Beauregard Parish School Board.
- G29.** Docket No. 10-775
Advisory opinion request regarding the propriety of the wife of the Constable Ward I, Tensas Parish serving as the Justice of the Peace Ward I, Tensas Parish.
- G30.** Docket No. 10-777
Advisory opinion request as to the interpretation of Section 1491.1E of the Campaign Finance Disclosure Act.
- G31.** Docket No. 10-824
Advisory opinion request regarding whether the Board of Commissioners of the Greater Baton Rouge Airport District are required to file personal financial disclosure statements.
- G32.** Docket No. 10-840
Advisory opinion regarding Rene T. Williams, the Chief Deputy Clerk of Court East Carroll Parish, participating in her husband, Wydette Williams' campaign.
- G33.** Docket No. 10-842
Advisory opinion request regarding whether Lorrie Touns, the Accounting Director for Jefferson Parish, is required to file an affidavit pursuant to Section 1123(41) of the Code in connection with reimbursement of expenses paid for her attendance at the National Conference of the Louisiana Government Finance Officers Association.
- G34.** Docket No. 10-849
Advisory opinion request as to the propriety of Mary Antoon, an employee of the Louisiana Housing Finance Agency (LHFA), serving on the board of the Louisiana Mortgage Lenders Association.
- G35.** Docket No. 10-864
Advisory opinion regarding whether an employee of the LSU AgCenter may be reimbursed by a third party, TerraNova Strategies of North Carolina, for his participation in a fundraiser for a non-connected political committee.

- G36.** Docket No. 10-867
Advisory opinion regarding whether Reznick Group, P.C. may serve as a prime contractor in a contract with the Office of Community development/Disaster Recovery Unit (OCD/DRU) to administer Grant Management Services.
- G37.** Docket No. 10-879
Advisory opinion request concerning J.E. "Jay" Marx, III, a councilman for the City of Monroe, and owner of Southern Hardware & Supply Co., Ltd., potentially selling items to Gardner Denver Thomas, Inc.
- G38.** Docket No. 10-890
Advisory opinion concerning Ms. Paula Rodriguez potentially entering into contracts with state agencies to serve as an interpreter.
- G39.** Docket No. 10-891
Advisory opinion request concerning Department of Children and Family Services child welfare supervisors engaging in professional services contracts with Northwestern State University.
- G40.** Docket No. 10-892
Advisory opinion request concerning Dominick Impastato, III, an appointee of the City of Kenner Police & Fire Civil Service Board, being appointed to the Kenner Housing Authority Board.
- G41.** Docket No. 10-893
Advisory opinion request concerning the Chancellors and System President of the Louisiana Community and Technical College System receiving complimentary admission to the American Association of Community Colleges 2011 annual conference.
- G42.** Docket No. 10-903
Advisory opinion request as to the propriety of Tiffanie Lewis, who is an employee of the Department of Education, resigning from the Department of Education and accepting a position with Harvest Preparatory Academy.
- G43.** Docket No. 10-907
Advisory opinion request regarding the post-employment prohibitions for Otto Zeulke, who is a former Environmental Scientist for the Department of Environmental Quality (DEQ).
- G44.** Docket No. 10-914
Advisory opinion request regarding the propriety of REAL Carpet Cleaning of Natchitoches, LLC, owned in part by Virginia Brossett, transacting business with Northwestern State University while Virginia Brossett is employed with Northwestern State University.
- G45.** Docket No. 10-919
Advisory opinion request regarding Amanda Chapoton, a former employee of Jetson Center for Youth through the Office of Juvenile Justice and the LSU Health Sciences, contracting with the Office of Community Services/Department of Social Services.

Regular Business

- G46.** Docket No. MINUTES
Minutes of the prior board meeting.

G47. Docket No. 10-704

Reconsideration of a request that the Board waive the \$1,000 late fee assessed against Barbara Jackson, who made expenditures in connection with the recall election of Stacy Head, a New Orleans City Councilman, whose Proposition/Recall report was due by March 5, 2010 and was 287 days late.

G48. Docket No. 10-853

Advisory opinion regarding regarding whether Chance Parent, Network Administrator for the Walker Police Department, may become a commissioned officer.

G49. Docket No. 10-896

Request for a payment plan in connection with late fees totaling \$2,000 assessed against Brian McNabb, a candidate for State Representative, 69th District in the October 20, 2007 election whose Supplemental campaign finance report was filed 195 days late.

G50. Docket No. 10-901

Advisory opinion request regarding whether the employees of the Greater Lafourche Port Commission (the "Port") may accept an AT&T "Employee Discount" of 15% off the employees' personal cell phone service through AT&T when AT&T has a contractual relationship with the Port.

G51. Docket No. 10-931

Request for an advisory opinion regarding the propriety of Providence Engineering & Environmental Group to procure management of federal grant funds awarded to the State of Louisiana when it has contracts with local governments to manage federal grant funds.

G52. Docket No. 10-932

Advisory opinion request concerning the interpretation of R.S. 18:1485(C) of the Campaign Finance Disclosure Act regarding the electronic filing requirements.

G53. Docket No. ANNUAL

Proposed calendar for 2011 meetings of the Louisiana Board of Ethics.

G54. WAIVER REQUESTS - CAMPAIGN FINANCE**Docket No. 10-863**

Request that the Board waive the \$2,500 late fee assessed against Roland Belsome a candidate for Judge, Court of Appeal, 4th Circuit, Orleans Parish, in the October 2, 2010 election, whose 180-P report was due by April 5, 2010 and was filed 25 days late.

G55. WAIVER REQUESTS - LOBBYING**Docket No. CHART**

October 2010 Lobbying Waiver Chart

Docket No. 10-875

Request that the Board waive the \$50 and \$50 late fees assessed against Douglas Wood for failure to timely file a Legislative & Executive ER-06/10 lobbying reports.

Docket No. 10-933

Request to waive the \$50 late fee assessed against Myron Lambert, for failure to timely file a Legislative ER-07/10 lobbying report.

G56. WAIVER REQUESTS - PERSONAL FINANCIAL DISCLOSURE

Docket No. 10-766

Waiver request submitted by William Cefalu to waive a \$600 late fee assesment for filing his Tier 2 personal financial disclosure statement 6 days late.



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Executive Session

Discussion of charges issued against Metro Citizens for its failure to disclose expenditures in connection with its opposition to Russell Saluto and its support of Patrick DeJean, candidates for Jefferson Parish Justice of the Peace in the October 4, 2008 election.

Discussion in executive session of litigation involving Thomas Watson, a member of the Livingston Parish Council.

Discussion of pending litigation concerning charges issued against the following persons: Kevin Ambeau (2009-115), Steve Lee (2009-692, 2010-187), Robert Marionneaux (2009-807), Shawn Barney(2008-297), Donald Lambert (2008-330) and HRI (2009-345).

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GENERAL SUPPLEMENTAL

Public Hearings

- GS1.** Docket No. 10-597
Public hearing to obtain an order against Edward Schmidt, Jr. for failure to pay his assessed personal financial disclosure late fee.

Consent Agenda, Consent Opinions & Items Requiring No Board Action

- GS2.** Docket No. 08-319
Consideration of consent opinion regarding Eddie Price's receipt of funds from the Mandeville Police gift fund and his use of a City credit card for personal charges.
- GS3.** Docket No. 09-309
Consideration of a proposed consent opinion in connection with Eddie Price's receipt of trips from vendors of the City of Mandeville.
- GS4.** Docket No. 10-641
Advisory opinion request regarding (1) whether a candidate for Judge of First City Court in Orleans Parish is a major or district office; and (2) whether a judge and her spouse are subject to prohibitions in the Code of Governmental Ethics.
- GS5.** Docket No. 10-936
Advisory opinion concerning whether the Chamber of Southwest Louisiana may purchase tickets to attend functions and make donations to events put on by the Lake Charles Convention and Visitors Bureau.

Regular Business

- GS6.** Docket No. 10-832
Consideration of the Personal Financial Disclosure Forms pursuant to Sections 1124, 1124.2, 1124.2.1 and 1124.3, Gubernatorial Transition/Inauguration Disclosure statement pursuant to Section 1125 of the Code of Ethics, and proposed rules for lobbying.
- GS7.** Docket No. 10-910
Advisory opinion request regarding whether state and local elected officials may receive complimentary admission, travel, lodging and meals to attend the Black Alliance For Educational Options (BAEO) conference on Education Policy and Parental Choice.
- GS8.** Docket No. 10-937
Advisory opinion request concerning the propriety of Laurie Walsh being named as the Interim Executive Director of the West Feliciana Parish Tourist Commission when she owns a bed and breakfast that is required to remit an occupancy tax to the Commission.
- GS9.** Docket No. BUDGET`
Discussion of FY10-11 and 11-12 Budget