



Louisiana Board of Ethics

**LaSalle Building
First Floor - Griffon Room
SEPTEMBER 17, 2015
2:30 PM
617 North 3rd Street
Baton Rouge, Louisiana**

Note: Meetings begin on September 17, 2015 and continue to September 18, 2015.

Executive Session

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

Discussion in executive session of litigation involving Michael Loupe and Intercoastal Redi-Mix, LLC.

Discussion in executive session of the lawsuit filed against Darren Lombard.

Discussion in executive session of litigation involving Steve Hunter.

Louisiana Board of Ethics

**LaSalle Building
First Floor - LaBelle Room
SEPTEMBER 18, 2015
9:00 AM
617 North 3rd Street
Baton Rouge, Louisiana**

GENERAL

Appearances

G1. Docket No. 15-347

Reconsideration of the Board's denial of a waiver request submitted by George Mack, Jr., a candidate for the Lincoln Parish School Board in the November 4, 2014 election, regarding a \$450 late fee assessed for filing his 2013 Tier 3

Candidate PFD 9 days late.

G2. Docket No. 15-755

Request that the board waive the \$400 campaign finance late fee assessed against Nolan Marshall, Jr., a candidate for Orleans Parish School Board, District 7, in the November 6, 2012 election, whose 2014 Supplemental report was filed 14 days late.

G3. Docket No. 15-838

Request that the board waive the late fees assessed against Timothy Monceaux, a candidate for Crowley Board of Aldermen, Division B in the November 4, 2014 election, for filing the following campaign finance disclosure reports late: \$120 for the 30-P report filed 3, and \$569 for the 10-P report filed 18 days late.

G4. Docket No. 15-880

Advisory opinion request regarding whether a company owned by Stephen McKinney and his wife can enter into certain transactions if Mr. McKinney is elected to the West Feliciana Parish Council.

G5. Docket No. 15-903

Advisory opinion request regarding whether Denise Dandridge, the Director of Health Services for the Office of Juvenile Justice, can accept a car that she won at a conference.

Consent Agenda and Consent Opinions

G6. Docket No. CHART

Chart for Advisory Opinion Requests on the General Consent September 2015 Agenda.

G7. Docket No. 15-727

Reconsideration of an advisory opinion regarding whether John Wintz, a former employee of the Materials and Testing Section as an Engineer 7 with the Department of Transportation and Development (DOTD), may accept employment with Michael Baker International, which has been hired by DOTD to develop a database.

G8. Docket No. 15-770

Advisory opinion request regarding whether the Dorsey Insurance Agency can submit proposals for insurance coverage with the Acadia Parish Police Jury while its employee, Alfred J. "Fatty" Broussard, serves as an elected member of the Police Jury.

G9. Docket No. 15-774

Advisory opinion request regarding whether Kenny Zulli may run for the office of Councilman, District D, in St. Bernard Parish while his wife owns and he is employed by The St. Bernard Parish Post.

G10. Docket No. 15-776

Advisory opinion request regarding whether Linda Curtis-Sparks, the Director of the Sabine Parish Tourist Commission, is prohibited from serving as a Sabine Parish Police Juror while employed as the Director of the Sabine Parish Tourist Commission.

G11. Docket No. 15-777

Advisory opinion requesting clarification of an advisory opinion issued in Docket No. 2013-466 regarding the employment of Maxie Monroe, a member of the Jackson Parish Police Jury, with the Jackson Parish Correctional

Facility.

- G12.** Docket No. 15-781
Advisory opinion request regarding whether Ray D. Jones Jr., is prohibited from being elected to the Monroe City Council while he serves as an officer of Southside Economic Development District, Inc.
- G13.** Docket No. 15-782
Advisory opinion request regarding whether Jeremy Pipsair or Laser Construction is prohibited from seeking contract work, through public bid or otherwise, with the Water Works Board, Drainage District, or Assumption Parish, if Mr. Pipsair is appointed to the Assumption Parish Water Works Board.
- G14.** Docket No. 15-784
Advisory opinion request regarding whether Francis Nezianya, a member of the Zachary City Council, must recuse himself from voting on a request by Walmart to rezone property where it intends to build a neighborhood grocery store.
- G15.** Docket No. 15-785
Advisory opinion request from Donovan K. Hudson, a candidate for State Representative, District 40, regarding the proper use of campaign funds.
- G16.** Docket No. 15-791
Advisory opinion regarding whether David Sonnier, a member of the Acadia Fire Protection District 10 Board of Directors, may accept employment with businesses that do business with the Acadia Fire Protection District 10.
- G17.** Docket No. 15-793
Advisory opinion request regarding whether Brett Morgan is prohibited from receiving compensation for providing training services for Louisiana Association of General Contractors (LaAGC) and the American Traffic Safety Services Association (ATSSA) while he is employed by the Louisiana Department of Transportation and Development.
- G18.** Docket No. 15-835
Advisory opinion request regarding whether Gina Bates may be employed by Baton Rouge Emergency Medical Services (EMS) while her father, William Bates, owns a clothing store that has periodically been awarded a contract to supply uniforms to EMS.
- G19.** Docket No. 15-836
Advisory opinion request regarding whether the post employment restrictions would prohibit former Governor's Office of Homeland Security and Emergency Preparedness (GOSEP) employee Leanne Guidry from seeking employment with Sellers and Associates.
- G20.** Docket No. 15-846
Advisory opinion request regarding whether David Poincon is prohibited from serving on the Lafourche Parish Planning Commission while employed with, T. Baker Smith, LLC., a professional consulting firm.
- G21.** Docket No. 15-847
Advisory opinion request regarding whether a person who owns a business that conducts business with a gaming entity, such as a casino or racetrack, is eligible to run for public office.
- G22.** Docket No. 15-848

Consideration of a disqualification plan regarding Civil Service Director, Ellen D. Barrois, supervising Katherine E. Johnson, Ms. Barrois soon-to-be daughter-in-law, who is employed in her agency, the Plaquemines Parish Civil Service Commission.

G23. Docket No. 15-852

Advisory opinion request regarding whether Luksamee Dyer may open a restaurant while she is employed as a sanitarian for the Department of Health and Hospitals (DHH), Region 1 Jefferson Health Unit.

G24. Docket No. 15-857

Advisory opinion request regarding whether Donnie Perron, a member of the St. Landry Parish School Board, can observe and evaluate teachers who are working for the St. Landry Parish School Board.

G25. Docket No. 15-859

Advisory opinion request regarding whether Don Davis, the father-in-law of the Town Clerk for the Town of Rosepine, may bid on projects and perform contracting work for the Town of Rosepine.

G26. Docket No. 15-860

Advisory opinion request regarding whether Victoria Fogleman is prohibited from being appointed as a board member of the St. Landry Parish Fire District Number 7 while her husband, Chris Fogleman, serves as the Fire Chief for the District.

G27. Docket No. 15-861

Advisory opinion request regarding whether Faith Joseph can be transferred to the position of Principal of L.W. Higgins High School while her husband, Isaac Joseph, is employed by the Jefferson Parish School Board as Superintendent.

G28. Docket No. 15-862

Advisory opinion request regarding whether Blaine Boudreaux may be appointed as a Board member to the Jefferson Davis Waterworks District #4 (District).

G29. Docket No. 15-865

Advisory opinion request regarding whether payment for miles traveled to and from a board/commission meeting is considered "reimbursement of expenses for service on the board or commission."

G30. Docket No. 15-895

Advisory opinion regarding whether Lorry Trotter may continue as the compensated Executive Director of the Retired State Employee's Association if he is appointed to the Louisiana State Employee's Retirement System (LASERS) Board of Directors.

Disclosure Reports

G31. Docket No. 15-810

Answer submitted by Willard L. Dumas, Jr., a former member of the Audubon Commission, in response to a notice of delinquency.

G32. Docket No. 15-923

Notice of disclosures filed with the Board during June 2015.

G33. Docket No. 15-924

Notice of disclosures filed with the Board during July 2015.

Regular Business

- G34.** Docket No. MINUTES
August 2015 Board Minutes
- G35.** Docket No. 13-457
Consent Order regarding Lauren Dupas, the daughter of Sheila Dupas, a member of the Avoyelles Parish School Board, working for an architect, Jim Guillory, who does work for the school board.
- G36.** Docket No. 14-1087
Consent opinion regarding Christina Stephens, a former employee of the Louisiana Housing Corporation, being employed by Covalent Logic, at a time when it had a contractual relationship with her agency.
- G37.** Docket No. 15-856
Advisory opinion request regarding whether the education model of Pathways in Education-New Orleans, Inc., and Pathways in Education-East Baton Rouge, Inc., comply with the Code of Ethics.
- G38.** Docket No. CALENDR
2016 Proposed Calendar for Meetings of the Louisiana Board of Ethics
- G39.** **WAIVER REQUESTS - CAMPAIGN FINANCE**

Docket No. chart

September 2015 Campaign Finance Waiver Chart

Docket No. 14-263

A request that the Board waive the \$1,400 campaign finance late fee assessed against D. Nicole Sheppard, a candidate for Judge, Traffic Court, Division D, Orleans Parish in the October 19, 2013 election, whose 10-G campaign finance disclosure report was filed 14 days late.

Docket No. 14-1553

Request that the Board waive the \$1,020 campaign finance late fee assessed against Bobby Doak, a candidate for Constable, Second Justice Court, Jefferson Parish in the November 4, 2014 Election, whose 10-P campaign finance disclosure report was filed 17 days late.

Docket No. 15-243

Request that the Board waive the \$2,500 campaign finance late fee assessed against Gideon Carter, III, a candidate for Judge, 1st Circuit, 2nd District, Court of Appeal, East Baton Rouge Parish in the November 6, 2012 Election, whose 2013 Supplemental campaign finance disclosure report was filed inaccurately.

Docket No. 15-292

Request that the Board waive the \$1,680 in campaign finance late fees assessed against Robert Amacker, a candidate for Mayor, Town of Lake Providence, East Carroll Parish in the November 4, 2014 Election, whose EDE-G campaign finance disclosure report was filed 76 days late, 10-G campaign finance disclosure report was 2 days late, and 40-G campaign finance disclosure report was 15 days late.

Docket No. 15-388

Request that the Board waive the \$680 in campaign finance late fees assessed against Allison Ferguson, a candidate for Alderman, Town of Mansura, Avoyelles Parish in the November 4, 2014 Election, whose EDE-P campaign finance disclosure report was filed 19 days late and 10-G report was filed 7 days late.

Docket No. 15-390

Request that the board waive the late fees assessed against Daniel Williams, a candidate for State Representative, District 26 in the February 21, 2015 election, for filing the following campaign finance disclosure reports late: \$2,000 for the 30-P report and \$2,000 for the 10-P report.

Docket No. 15-456

Request that the Board waive the \$2,000 campaign finance late fees assessed against Donald Trahan, a candidate for State Representative/District 31, Lafayette Parish in the October 20, 2007 Election, whose 2014 Supplemental campaign finance disclosure report was filed 68 days late.

Docket No. 15-539

Request that the Board waive the \$1,500 in campaign finance late fees assessed against Allen Ebarb, a candidate for School Board Member, District 6, Sabine Parish in the November 4, 2014 Election, whose 30-P campaign finance disclosure report was filed 35 days late and 10-P report was filed 14 days late.

Docket No. 15-566

Request that the Board waive the \$2,600 in campaign finance late fees assessed against Rickeem Jackson, a candidate for Judge/Juvenile Court, Section 1A, East Baton Rouge Parish in the November 4, 2014 Election, whose EDE-P was filed 12 days late and 40-G campaign finance disclosure report was not filed.

Docket No. 15-649

Request that the board waive the \$2,311 campaign finance late fee assessed against Jacqueline Carroll-Gilds, a candidate for Juvenile Court Judge, Section E, Orleans Parish, in the November 4, 2014 election, whose 10-G report was filed 28 days late.

Docket No. 15-705

Request that the board waive the following campaign finance late fees assessed against Doris Alexander, a candidate for Baker City School Board, District 5, in the November 4, 2014 election: \$1,000 for the 30-P report that was filed 136 days late, \$400 for the EDE-P report that was filed 91 days late, and \$40 for the 2014 Supplemental report that was filed 1 day late.

Docket No. 15-747

Request that the board waive the \$420 campaign finance late fee assessed against C. Sherburne Sentell, a candidate for Minden City Court Judge in the November 4, 2014 election, whose 2014 Supplemental report was filed 8 days late.

Docket No. 15-749

Request that the board waive the \$600 campaign finance late fee assessed against Hillery Godfred Johnson, a candidate for East Baton Rouge Metro Council, District 2 in the November 6, 2012 election, whose 2013 Supplemental report was filed 436 days late.

Docket No. 15-753

Request that the board waive the \$400 campaign finance late fee assessed against Bernie Woods, Sr., a candidate for Shreveport City Council, District G, in the November 4, 2014 election, whose 2014 Supplemental report was filed 13 days late.

Docket No. 15-794

Request that the board waive the \$840 late fee assessed against Willie Brooks, Jr., a candidate for Denham Springs City Marshal in the November 4, 2014

election, for filing the 2014 Supplemental campaign finance disclosure report 14 days late.

Docket No. 15-795

Request that the board waive the \$240 late fee assessed against Ray Marcantel, a candidate for Lake Arthur Chief of Police in the November 4, 2014 election, for filing the EDE-P campaign finance disclosure report 6 days late.

Docket No. 15-798

Request that the board waive the \$800 late fee assessed against Steve Myers, a candidate for Baton Rouge/East Baton Rouge Mayor-President in the November 6, 2012 election, for filing the 2014 Supplemental campaign finance disclosure report 8 days late.

Docket No. 15-799

Request that the board waive the \$420 late fee assessed against Thomas Wesley Burns, a candidate for Judge 37th JDC in the November 4, 2014 election, for filing the 2014 Supplemental campaign finance disclosure report 7 days late.

Docket No. 15-800

Request that the board waive the late fees assessed against Billy R. Wayne, a candidate for Shreveport City Council, District G in the November 4, 2014 election, for filing the following campaign finance disclosure reports late: \$1,000 for the 30-P report filed 91 days late, \$400 for the EDE-P report filed 52 days late, \$1,000 for the 10-G report filed 40 days late, and \$400 for the 2014 Supplemental report filed 16 days late.

Docket No. 15-801

Request that the board waive the \$600 late fee assessed against John Bering, a candidate for State Representative, District 49 the February 21, 2015 election, for filing the 10-G campaign finance disclosure report 12 days late.

Docket No. 15-802

Request that the Board waive the \$2,000 campaign finance late fee assessed against Peter Galvan, a candidate for Coroner, St. Tammany Parish in future elections, whose 2013 Annual campaign finance disclosure report was filed timely but inaccurately.

Docket No. 15-839

Request that the board waive the \$420 late fee assessed against Brodney Mouton, Sr., a candidate for Kaplan City Marshal in the November 4, 2014 election, for filing the 10-G campaign finance disclosure report 7 days late.

Docket No. 15-867

Request that the board waive the late fees assessed against Kiplyn Andrews, a candidate for Hammond City Council, District 1 in the November 4, 2014 election, for filing the following campaign finance disclosure reports late: \$400 for the EDE-P report filed 21 days late, and \$360 for the 10-G report filed 40 days late.

G40. WAIVER REQUESTS - LOBBYING

Docket No. CHART

September 2015 Lobbying Waiver Chart.

Docket No. 15-404

Request that the Board waive the \$1500 and the \$600 fees assessed against Barbara Simpson based on the late filing of her January and February 2015

Expenditure reports.

Docket No. 15-834

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

Docket No. 15-844

Request that the Board waive the \$250 late fee assessed against Karla Loeb for failure to timely file an Expenditure Report.

G41. WAIVER REQUESTS - PERSONAL FINANCIAL DISCLOSURE

Docket No. waiver

September 2015 PFD Waiver Chart.

Docket No. 15-348

Waiver request submitted by Hayden A. Paul, Rapides Parish Constable - Ward 11, regarding a \$2,500 late fee assessed for filing his 2012 Tier 2 Annual PFD 367 days late and a \$700 late fee assessed for filing his 2012 Tier 2 Annual Amended PFD 9 days late.

Docket No. 15-804

Waiver request submitted by Stephen Wayne Cagle, Bayou D'Arbonne Lake Watershed District, regarding a \$1,500 late fee assessed for filing his 2013 Tier 2.1 Annual PFD 134 days late.

Docket No. 15-805

Waiver request submitted by Arthur Lionel Busby, East New Orleans Neighborhood Advisory Commission, regarding a \$1,500 late fee assessed for filing his 2011 Tier 2.1 annual PFD 236 days late.

Docket No. 15-806

Waiver request submitted by Phyllis Priscilla Wallace Broudreux, Lake Bulland Homeowners Association/Improvement District, regarding a \$1,500 late fee assessed for filing her 2013 Tier 2.1 annual PFD 45 days late.

Docket No. 15-807

Waiver request submitted by Innis Addison, Shreveport City Council - District G, regarding a \$2,500 late fee assessed for not filing his 2013 Tier 2 Candidate PFD as of this date.

Docket No. 15-808

Waiver request submitted by Jerome P. "Dee" Richard, Candidate for Lafourche Parish Assessor in the November 4, 2014 election, regarding a \$2,500 late fee assessed for not filing his 2013 Tier 2 Candidate PFD as of this date.

Docket No. 15-809

Waiver request submitted by Ema Haq, Lafayette Convention and Visitors Commission, regarding a \$800 late fee assessed for filing his 2013 Tier 2.1 Annual PFD 16 days late.

Docket No. 15-811

Waiver request submitted by J. H. "Butch" Racca Jr., Animal Health Board, regarding a \$1,500 late fee assessed for filing his 2013 Tier 2.1 Annual PFD 66 days late.

Docket No. 15-812

Waiver request submitted by Arthur M. Murray, Garden District Security District, regarding a \$500 late fee assessed for filing his 2013 Tier 2.1 annual PFD 10 days late. (Orleans Parish)

Docket No. 15-813

Waiver requested submitted by James Preston Mayo Sr., Tensas Levee Board, regarding a \$1,500 late fee assessed for filing his amended 2012 Tier 2.1 Annual PFD 153 days late.

Docket No. 15-814

Waiver request submitted by Helen Denise Martin, a former member of the Livingston Parish Convention and Visitors Bureau, regarding a \$600 late fee assessed for filing her 2013 Tier 2.1 Annual PFD 12 days late.

Docket No. 15-815

Waiver request submitted by Vincent Illustre, former member of the Louisiana Serve Commission, regarding a \$150 late fee assessed for filing his 2013 Tier 2.1 Annual PFD 3 days late.

Docket No. 15-816

Waiver request submitted by Kristen Sienna Carter "Krissy" Jolly, candidate for Clarks Board of Aldermen - Caldwell Parish in the November 4, 2014 election, regarding a \$1,500 late fee assessed for filing her amended 2013 Tier 3 Candidate PFD 82 days late.

Docket No. 15-817

Waiver request submitted by Charles W. Ross, St. Landry Parish School Board - District 2, regarding a \$2,500 late fee assessed for filing his amended 2013 Tier 2 annual PFD 190 days late.

Docket No. 15-818

Waiver request submitted by Donald Edward Havard, Jackson Board of Trustees, regarding a \$950 late fee assessed for filing his 2013 Tier 3 Annual PFD 19 days late.

Docket No. 15-819

Waiver request submitted by Cindy Langton Manasco, Sabine Parish - Assessor, regarding a \$900 late fee assessed for filing her amended 2013 Tier 2 Annual PFD 9 days late.

G42. WAIVER REQUESTS - RECONSIDERATIONSDocket No. 14-300

Request that the Board reconsider waiving the \$600, \$720 and \$360 campaign finance late fee assessed against David A. Capasso, a candidate for City Council, District A, Orleans Parish in the February 1, 2014 election, whose 30-P, 10-P and EDE-P reports were filed 32, 12 and 6 days late

Docket No. 15-289

Request that the Board reconsider its decision to decline to waive the \$400 campaign finance late fee assessed against Bobby Joe Cooper, a candidate for Councilman/District A, City of Shreveport, Bossier & Caddo Parish in the November 4, 2014 Election, whose 10-P campaign finance disclosure report was filed 18 days late.

Docket No. 15-379

Request that the Board reconsider waiving the \$600 in campaign finance late fee assessed against Phil Capitano, a candidate for Mayor, City of Kenner, Jefferson Parish in the March 27, 2010 Election, whose 2014 Supplemental campaign finance disclosure report was filed 16 days late.