



Louisiana Board of Ethics

**LaSalle Building
First Floor - Griffon Room
JULY 19, 2018
2:30 PM
617 North 3rd Street
Baton Rouge, Louisiana**

Note: Meetings begin on July 19, 2018 and continue to July 20, 2018.

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 issued against Doris Hicks, Monique Cook, Darrin Cook, and Iris Ponson in Docket No. 2013-1258.

Discussion in Executive Session regarding charges pending at the Ethics Adjudicatory Board against Amanda Monnerjahn in Docket No. 2015-1038.

Discussion in Executive Session concerning charges against Joyce Wiener in Docket No. 2015-1395.

Discussion in Executive Session regarding charges pending at the Ethics Adjudicatory Board against Jeanna Smith in Docket No. 2016-468.

Discussion in Executive Session concerning charges issued against Jerry Jones and Archie Chaisson in Docket No. 2016-949.

Discussion in Executive Session regarding charges pending against Elaine Borskey in Docket No. 2016-1064.

Louisiana Board of Ethics

**LaSalle Building
First Floor - LaBelle Room
JULY 20, 2018
9:00 AM
617 North 3rd Street
Baton Rouge, Louisiana**

Appearances

- G1.** Docket No. 17-677
Untimely waiver request regarding the \$1,000, \$1,000, \$1,000, \$400 and \$400 campaign finance late fees assessed against Joseph A. "Joe" Pitre, in his capacity as a candidate for Mayor, Town of Washington, St. Landry Parish (Pop. 964), in the November 4, 2014 election, whose 30-P, 10-P, 10-G, 2014 Suppl and 2015 Suppl campaign finance disclosure reports were filed 869, 848, 895, 380 and 15 days late, respectively.
- G2.** Docket No. 18-630
Request that the Board waive the \$1,000 campaign finance late fee assessed against Antonia Caine, a candidate for Councilman / District 4, City of Baker, East Baton Rouge Parish, in the March 5, 2016 election, whose 10-G campaign finance report was 322 days late.
- G3.** Docket No. 18-635
Request that the Board waive a \$2,500 campaign finance late fee assessed against Troy Henry, a candidate for Mayor, City of New Orleans in the October 14, 2017 election, whose 2017 Supplemental campaign finance disclosure report was filed 76 days late.

Consent Agenda and Consent Opinions

- G4.** Docket No. CHART
Chart for Advisory Opinion Requests on the General Consent July 2018 Agenda.
- G5.** Docket No. 18-275
Request for an Advisory Opinion from Caddo Parish (pop. 254,969) School Board member, Susannah Walter Poljak, relative to her serving as executive director of a local political action committee and whether she could serve on the South Highlands Elementary Magnet Foundation Board, a private 501(c)(3) corporation serving a public elementary school in Caddo Parish.
- G6.** Docket No. 18-401
Advisory opinion request as to the application of the Code of Governmental Ethics to the members of the Jefferson Parish Fire Civil Service Board.
- G7.** Docket No. 18-514
Advisory Opinion request from Clarissa Newman, Executive Director, Tensas Council on Aging, Inc., on whether the Council can purchase property from a board member. (Tensas Parish has a population of 5,252).
- G8.** Docket No. 18-545
Request for an advisory opinion by Rod Sias, Chief Administrative Officer for the City of Opelousas (Pop. 16,634), relative to the employment of his brother, Damian Sias, by the City of Opelousas Department of Public Works.
- G9.** Docket No. 18-569
Advisory opinion request regarding whether the Code of Governmental Ethics (Code) would prohibit either Dr. Stephen or Regina Enwefa from serving as the Chairperson of the Department of Speech Language Pathology with Southern University in Baton Rouge while the other is employed in the Department.
- G10.** Docket No. 18-624

Advisory opinion request from Timothy Moyer, employed with East Baton Rouge Parish Emergency Medical Services as a field paramedic, who would like to work part-time at either Acadian Ambulance Services, Inc. or Baton Rouge General Hospital Ambulance Services. East Baton Rouge has a population of 440,171.

G11. Docket No. 18-625

Advisory opinion request by Julie Samson, Chief of Staff for the Office of the Lieutenant Governor, regarding whether Josh McNemar, an unclassified employee of the Office of the Lieutenant Governor, may work on Billy Nungesser's personal social media accounts, which will become campaign accounts when the times comes, and related matters after-hours for compensation.

G12. Docket No. 18-631

Advisory opinion request concerning family members of employees of the St. Tammany Fire Protection District No. 1 doing business with the district.

G13. Docket No. 18-632

Advisory opinion request by Robert Barbor, former general counsel for the Housing Authority of New Orleans, regarding whether he is considered an agency head or public employee when applying the post-employment provisions in La. R.S. 42:1121.

G14. Docket No. 18-639

Advisory opinion request as to whether Quint J. Liner, Fire Chief for Terrebonne Parish Fire District #10 (District), may open a restaurant with Robert Champagne, Jr., the Chairman of the Board of Directors for the District.

G15. Docket No. 18-640

Advisory opinion request regarding Fire Apparatus Specialist, Inc. doing business with the Kenner Fire Department, when the son of the owner of Fire Apparatus Specialist is employed by the fire department.

G16. Docket No. 18-641

Advisory opinion request regarding whether the Hornet Basketball Boosters (Boosters) may donate money to the Richland Parish School Board to supplement the salary of the basketball coaches.

G17. Docket No. 18-664

Advisory opinion request from Patsy Johnson relative to the post-employment restrictions for the two years following her retirement.

G18. Docket No. 18-670

Advisory opinion request from Terrebonne Parish Sheriff Jerry Larpenter regarding whether the Code of Governmental Ethics would prohibit his office from entering into a contract with Anthony J. Alford Insurance Company while his wife, Priscilla Larpenter, is employed with the Insurance Company.

G19. Docket No. 18-671

Advisory opinion request concerning post-employment restrictions that would apply to Joe Harris following the termination of his employment with the Governor's Office of Homeland Security and Emergency Preparedness (GOHSEP).

G20. Docket No. 18-672

Advisory opinion request regarding whether the Code of Governmental Ethics (Code) would prohibit Reginald Stewman from entering into contracts with the Southside Economic Development District (SEDD).

- G21.** Docket No. 18-673
Advisory Opinion request from Cliff Dore, Training Director, St. Martin Parish Sheriff's Office.
- G22.** Docket No. 18-677
Request for approval of Disqualification Plan regarding Joseph Tyler and Willie Pickney with the Opelousas Housing Authority.
- G23.** Docket No. 18-741
Advisory Opinion requests from Victor Franckiewicz, on behalf of the Road Home Corporation, and Candace Watkins concerning the post-employment restrictions after the termination of her employment with the Office of Community Development - Disaster Recovery Unit.

Regular Business

- G24.** Docket No. MINUTES
June 2018 Board Minutes
- G25.** Docket No. 15-032
Consent opinion regarding a nepotism violation by Bayou Dorcheat Correctional Center (BDCC) Warden John Lewis and his son, John Lewis, Jr.
- G26.** Docket No. 16-484
Consent opinions regarding Wiley Robinson, Mayor of the Town of Plain Dealing, Bossier Parish, population 1,015, his sons' company, Custom Herbicides, Inc., and Aaron Bufkin related to the purchase of a fire truck owned by the Town of Plain Dealing.
- G27.** Docket No. 18-638
Advisory opinion request from the Louisiana Rice Research Board and Louisiana Rice Promotion Board whether board members, who are suing each board, may discuss legal matters in the executive session of each board.
- G28.** Docket No. 18-674
Advisory opinion request as to the propriety of Representative Terry R. Brown using his campaign funds to pay for gifts for graduating seniors who are constituents within his district.
- G29.** Docket No. 18-708
Advisory opinion request by Kevin LaGrange regarding whether he, as the Pharmacist in Charge of newly-issued Marijuana Pharmacy Permit, may serve as a board member on the Louisiana Board of Pharmacy and whether there would be any matters requiring his recusal if he is appointed to such position.
- G30. WAIVER REQUESTS - CAMPAIGN FINANCE**

Docket No. chart
July 2018 Campaign Finance Waiver Chart

Docket No. 17-1096
Request that the Board waive the \$60 campaign finance late fee assessed against Joel Jackson, a candidate for Council Member, District D, Orleans Parish in the October 14, 2017 election, whose 30-P campaign finance disclosure report was filed 1 day late.

Docket No. 17-1330
Request that the Board waive the \$2,500 and \$2,500 campaign finance late fee assessed against Edward Collins, Sr., in his capacity as a candidate for Mayor, City of New Orleans in the October 14, 2017 election, whose 30-P and 10-P

campaign finance disclosure reports have not been filed.

Docket No. 18-277

Request that the Board waive the \$1,500 campaign finance late fee assessed against Jay B. McCallum, a candidate for Judge, Court of Appeal, 2nd Circuit, 2nd District, Division A in the March 24, 2018 election, his committee's chairperson and treasurer, Betty Wilkes, whose 90-P campaign finance disclosure report was filed 15 days late.

Docket No. 18-358

Request that the Board waive three \$3,000 (\$9,000 total) campaign finance late fees assessed against the Independent Democratic Electors Association (IDEA), a political action committee, its committee's chairperson, Brian P. Egana, and treasurer, Jason Hughes, in the October 14, 2017 election, whose EDE-P, 10-G and EDE-G reports were filed 85, 65 and 119 days late, respectively.

Docket No. 18-359

Request that the Board waive the \$2,500 campaign finance late fee assessed against Russell Armstrong, in his capacity as a candidate for BESE / District 8 in the October 22, 2011 election, whose 2015 Supplemental campaign finance disclosure report was not filed.

Docket No. 18-416

Request that the Board waive the \$480, \$60, \$780 and \$600 campaign finance late fees assessed against Aylin Acikalin Maklansky, a candidate for Council Member, District A, Orleans Parish, in the October 14, 2017 election, whose 2017 Supplemental campaign finance disclosure report and three special reports were filed 8, 1, 13, and 16 days late, respectively.

Docket No. 18-477

Request that the Board waive two \$280 campaign finance late fees assessed against Denis Jordan, in his capacity as a candidate for Mayor, Town of New Llano, Vernon Parish in the March 24, 2018 election, whose 10-P and 10-G campaign finance disclosure reports were filed 7 and 7 days late, respectively.

Docket No. 18-627

Request that the Board waive the \$160 campaign finance late fee assessed against Vondra Dee Etienne, a candidate for Councilman, District 6, St. James Parish, in the March 24, 2018, whose 10-P campaign finance disclosure report was filed 34 days late.

Docket No. 18-629

Request that the Board waive the \$500, \$40 & \$360 campaign finance late fees assessed against Thomas Jones, Jr., a candidate for Mayor, City of Mansfield, DeSoto Parish, in the March 24, 2018 election, whose Special, EDE-P and 10-G campaign finance disclosure reports was filed 27, 1, & 9 days late, respectively.

Docket No. 18-633

Request that the Board waive the \$700 campaign finance late fee assessed against Dale N. Atkins, a candidate for Judge, Court of Appeal, 4th Circuit, 1st District, Division F, Orleans Parish, and the committee's chairperson, E. John Litchfield, and treasurer, Carey B. Daste, in the March 24, 2018 election, whose 2017 Annual campaign finance report was 7 days late.

Docket No. 18-634

Request that the Board waive \$3,000, \$3,000 and \$1,600 campaign finance late fees assessed against LA Credit Union Legislative Action Council, a political

action committee, its committee's chairperson, Sidney Parfait, and treasurer, Anne Cochran, in the March 24, 2018 election, whose 90-P, 30-P & 10-P campaign finance disclosure reports were filed 29, 28 and 8 days late, respectively.

Docket No. 18-636

Request that the Board waive a \$400 campaign finance late fee assessed against Lee "Rick" Meyer, Jr., a candidate for Member of School Board, Ward 2, Assumption Parish, in the March 24, 2018 election, whose 10-G campaign finance disclosure report was filed 21 days late.

Docket No. 18-637

Request that the Board waive the \$500 campaign finance late fee assessed against David Guitreau, a candidate for Council Member, Div A., Ascension Parish, for a future election election, whose 2017 Annual campaign finance disclosure report was filed 41 days late.

Docket No. 18-675

Request that the Board waive the \$500 campaign finance late fee assessed against Joey Roberts, a candidate for Councilman, District C, City of Covington, St. Tammany Parish, in the March 24, 2018 election, whose Special (48 Hour) campaign finance disclosure report was filed 19 days late.

Docket No. 18-679

Request that the Board waive the \$480 and \$240 campaign finance late fees assessed against Glenn Hayes, Sr., a candidate for Councilman, District 3, City of Kenner, Jefferson Parish, in the March 24, 2018 election, whose Special (48 Hour) campaign finance disclosure reports were filed 12 and 6 days late, respectively.

Docket No. 18-680

Request that the Board waive the \$200 campaign finance late fee assessed against John Fortunato, a candidate for Jefferson Parish Sheriff in the March 24, 2018 election, for filing the 10-G campaign finance disclosure report 2 days late.

Docket No. 18-683

Request that the Board waive the \$1,200 campaign finance late fee assessed against the Women on the Move, a political action committee, and its committee's President, Roberta Brown, Vice President, Sheila Williams, Vice President, Margie Thomas, and Treasurer, Joyce Harrell, for the March 24, 2018 Election, whose Special (48 hour) campaign finance report was filed 6 days late.

G31. WAIVER REQUESTS - PERSONAL FINANCIAL DISCLOSURE

Docket No. waiver

July 2018 PFD Waiver Chart

Docket No. 18-161

Waiver request submitted by Daniel Schaus, member of the St. Tammany Parish Tourist and Convention Commission, regarding a \$1500 late fee assessed for filing his amended 2014 Tier 2.1 PFD 367 days late and a \$1500 late fee assessed for filing his 2015 Tier 2.1 PFD 216 days late.

Docket No. 18-397

Waiver request submitted by Connie Alice Dove, former member of the Richland Parish School Board - District 4, regarding a \$1500 late fee assessed for filing her 2016 Tier 3 annual PFD 37 days late.

Docket No. 18-544

Waiver request submitted by Willis Lavelle Penix, former member of the Claiborne Parish Police Jury- District 5, regarding a \$1500 late fee assessed for filing his 2016 Tier 3 annual PFD 155 days late.

Docket No. 18-619

Waiver request submitted by Donna Ann Spears, a former member of the Louisiana Developmental Disabilities Council, regarding a \$1500 late fee assessed for filing her 2015 Tier 2.1 annual PFD 218 days late.

Docket No. 18-620

Waiver request submitted by Catherine Yvonne L Normand, with the St. Landry Parish Tourism Commission, regarding a \$1500 late fee assessed for filing her amended 2015 Tier 2.1 annual PFD 244 days late.

G32. WAIVER REQUESTS - SCHOOL BOARD DISCLOSUREDocket No. 18-622

Waiver request submitted by Delo Hebert, Jr., a member of the Acadia Parish School Board, regarding a \$1500 late fee assessed for filing his 2017 School Board Disclosure Statement 197 days late.

G33. WAIVER REQUESTS - OTHER DISCLOSUREDocket No. 18-621

Waiver request submitted by Christine Thorpe, employed by Fidelity Institutional Asset Management, regarding a \$1800 late fee assessed for filing her 2017 Retirement System Disclosure Statement for last half of the year 18 days late.

G34. WAIVER REQUESTS - RECONSIDERATIONSDocket No. 18-117

Request that the Board reconsider waiving the \$500 campaign finance late fee assessed against Morris W. Reed, a candidate for Judge, Civil District Court, Division J, Orleans Parish, in the October 14, 2017 election, whose 10-G campaign finance disclosure report was filed 5 days late.

Docket No. 18-357

Request that the Board reconsider waiving the \$440 campaign finance late fee assessed against David Merlin Duke, a candidate for City Prosecutor, City of Bogalusa, in the November 4, 2014 election, whose 2017 Supplemental campaign finance disclosure report was filed 11 days late.