

LOUISIANA BOARD OF ETHICS  
MINUTES  
June 17, 2016

The Board of Ethics met on June 17, 2016 at 9:00 a.m. in the LaBelle Room on the 1<sup>st</sup> floor of the LaSalle Building located at 617 North Third Street, Baton Rouge, Louisiana with Board Members Ingrassia, Lavastida, Leggio, McAnelly, Michiels, Monroe, Shaddock, Shelton and Smith present. Absent was Board Member Bruneau. Also present were the Ethics Administrator, Kathleen Allen; the Executive Secretary, Deborah Grier; and Counsel Tracy Barker, Jennifer Land, Suzanne Mooney, Brett Robinson and Haley Williams.

On motion made, seconded and unanimously passed, the Board added the selection of a new Vice Chairman to the agenda. The Board unanimously elected Board Member McAnelly as Vice Chairman.

The Board considered a request in Docket No. 16-163 for a waiver of the \$2,500 late fee assessed against Walter P. Reed, District Attorney, 22nd Judicial District, for failure to file his 2014 Tier 2 Annual personal financial disclosure statement. On motion made, seconded and unanimously passed, the Board continued the matter to the September meeting.

Ms. Donna Bogan appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request in Docket No. 16-206 for a waiver of the \$800 late fee assessed against Wendell C. Bogan, a candidate for St. Mary Parish Council, District 3 in the October 24, 2015 election, for filing his 10-P campaign finance disclosure report 20 days late. After hearing from Ms. Bogan, on motion made seconded and unanimously passed, the Board declined to waive the \$800 late fee but suspended \$600 conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the

payment is not received in 30 days, the full amount becomes due and owing.

Mr. Corey Wilson, Chief of Management and Business Services for Recreation and Park Commission for the Parish of East Baton Rouge (BREC), and Mr. Joe Cefalu, attorney for BREC, appeared before the Board in connection with a request for an advisory opinion in Docket No. 16-502 regarding whether BREC is allowed to rent its facilities to BREC employees, staff, and board members on the same terms as other members of the public. After hearing from Mr. Wilson and Mr. Cefalu, on motion made, seconded and passed by a vote of 8 yeas by Board Members Ingrassia, Lavastida, McAnelly, Michiels, Monroe, Shaddock, Shelton and Smith and 1 nay by Board Member Leggio, the Board concluded the following:

**1. Whether BREC is allowed to rent its facilities to BREC employees, staff, and board members on the same terms as other members of the public?** La. R.S.

42:1113A(1) would prohibit employees and staff of BREC from renting facilities from BREC that are within supervision or jurisdiction of the employee or staff's agency but not facilities outside of their agency. However, the board members of BREC would be prohibited from renting the facilities within BREC, as the facilities are within the supervision and jurisdiction of the board members. With respect to the equestrian facility, board members and employees and staff at the facility are prohibited from renting it. As to other employees, it depends on their agency.

**2. Is the exception in La. R.S. 42:1113D(1)(c)(vi) applicable to BREC employees, staff, and board members?** The provisions of La. R.S. 42:1113D(1)(c)(vi) do not apply to BREC employees, staff or board members. However, the payment of admission fees to the Baton Rouge Zoo or playing golf at a BREC course that is

within the supervision and jurisdiction of the agency of BREC staff, employees, and board members would not be considered a contract, subcontract, or other transaction involving their agency, so long as the payment is made without preference in the same manner and procedure as it applies to the general public.

**3. Is the exception in La. R.S. 42:1113D(1)(c)(ix) applicable to BREC and its employees, staff, and board members?** The provisions of La. R.S. 42:1113D(1)(c)(ix) do not apply to BREC employees, staff or board members.

**4. Whether BREC is permitted to offer discounts to its employees, staff, and board members?** BREC is not prohibited from offering discounts to its employees, staff, and board members, if it is a benefit that they may be duly entitled from their governmental entity. Since other laws outside of the jurisdiction of the Board may be prohibitive, it is advised that BREC contact the Attorney General's Office. If those laws prohibit the offer, then the Code would prohibit the public servants from receiving the discount.

Mr. Lee Picard appeared before the Board in connection with a request for an advisory opinion in Docket No. 16-486 regarding whether Joe Picard, Inc. (JPI) and A & E Consultants, Inc. (A&E) would be prohibited from performing services on public projects under certain circumstances. After hearing from Mr. Picard, on motion made, seconded and unanimously passed, the Board concluded the following:

**1. Whether JPI would be prohibited from bidding on public projects that Angelle Architects, LLC, has been engaged as the design professional of record?**

Jennifer Angelle, wife of Glenn Angelle, is a beneficiary of the Trust through which she holds an 8.7% ownership interest in JPI. Mr. Angelle is the principal of Angelle Architects, LLC, which may serve as the design professional of record on some or all of the projects let out by St. Martin Parish. Mrs. Angelle is not actively involved in JPI nor does she have any voting rights in JPI. The Board concluded that the Code of Governmental Ethics would not prohibit JPI from bidding on public projects wherein Angelle Architects, LLC, has been engaged as the design professional of record. Section 1113A of the Code of Governmental Ethics prohibits a public servant, a member of his immediate family, or a legal entity in which he has a controlling interest from bidding on or entering into any contract, subcontract, or other transaction that is under the supervision or jurisdiction of his agency. Section 1112B(1) of the Code of Governmental Ethics prohibits a public servant from participating in a transaction involving the governmental entity in which, to his actual knowledge, any member of his immediate family has a substantial economic interest. Mr. Angelle does not own a controlling interest in JPI. Therefore, it would not present a violation of Section 1113A of the Code of Governmental Ethics if JPI bids on public projects that Angelle Architects, LLC, has been engaged as the design professional of record. However, since Mrs. Angelle owns 8.7% of JPI, Mr. Angelle would be prohibited from participating in any transaction in which JPI has a substantial economic interest.

**2. Whether JPI and A&E would be prohibited from contracting with St. Martin Parish, at a time when Neal Thibodeaux serves as a member of the Parish**

## **Council?**

Neal Thibodeaux serves as a member of the St. Martin Parish Council. Mr. Thibodeaux's wife is the sister of Lee Picard Jr.'s wife. Mr. Picard is an owner of JPI and is involved in the day-to-day operations of JPI. However, neither Mr. Thibodeaux nor his spouse has an ownership interest in JPI. The Board concluded that the Code of Governmental Ethics would not prohibit JPI and A&E from contracting with the Parish, at a time when Mr. Thibodeaux serves on the Parish Council. Section 1102(13) of the Code of Governmental Ethics provides that "immediate family" as the term relates to a public servant means his children, the spouses of his children, his brothers and their spouses, his sisters and their spouses, his parents, his spouse, and the parents of his spouse. Mr. Thibodeaux does not have an ownership interest in JPI and Mr. Picard is not his immediate family member. Therefore, it would not present a violation of Section 1113A of the Code of Governmental Ethics if JPI and A&E contract with the Parish, at a time when Mr. Thibodeaux serves on the Parish Council.

### **3. Whether JPI would be prohibited from bidding on public projects that A&E has provided consulting services to the design professional of record?**

For public projects, the design professional is responsible for providing the required advertisement for a public bid, responding to inquiries from bidding parties regarding the bidding documents, reviewing the bids received by the public body, and making a recommendation to the public body as to the lowest responsive and responsible bidder. As a consultant to the design professional, A&E would not be

involved in the bidding process. Furthermore, the public body ultimately makes the decision to whom the contract will be awarded. The Board concluded that the Code of Governmental Ethics would not prohibit JPI from bidding on public projects that A&E has provided consulting services to the design professional of record. However, Section 1112B(2) of the Code of Governmental Ethics would prohibit A&E and JPI from participating in any transaction in which the other entity has a substantial economic interest. As a consultant to the design professional of record, A&E would not be involved in the bidding process. Therefore, it would not present a violation of Section 1113A of the Code of Governmental Ethics if JPI bids on public projects that A&E has provided consulting services to the design professional of record. Nevertheless, since A&E is wholly owned by JPI, A&E and JPI would be prohibited from participating in any transaction in which the other entity has a substantial economic interest.

Ms. Mary K. Clulee, a member the St. Charles Parish Council, appeared before the Board in connection with a request for an advisory opinion in Docket No. 16-511 regarding whether she may lease property to public entities while she serves as a councilmember. After hearing from Ms. Clulee, on motion made, seconded and unanimously passed, the Board concluded that no violation of the Code of Governmental Ethics would be presented by Ms. Clulee leasing property to either the St. Charles Parish Sheriff's Office or the Department of Wildlife and Fisheries, since they are separate agencies from St. Charles Parish. The Board further concluded that Section 1113A(1)(a) of the Code of Governmental Ethics would prohibit Mrs. Clulee from leasing property to any department within St. Charles Parish Government while she serves as a member of the St. Charles

Parish Council. However, no violation of the Code of Governmental Ethics would be presented if the land is expropriated. Mrs. Clulee and her husband would be required to disclose the income received from St. Charles Parish Government pursuant to Section 1114 of the Code of Governmental Ethics and Mrs. Clulee would be required to recuse herself from voting on any matter involving the expropriation of her land.

Mr. Charles Tate appeared before the Board in connection with a request for an advisory opinion in Docket No. 16-531 regarding the propriety of the Louisiana Housing Corporation appointing Mr. Tate as its Executive Director. After hearing from Mr. Tate, on motion made, seconded and unanimously passed, the Board concluded that (1) given the language of La. R.S. 40:600.90 F and H, this statutory provision appears to create an exception to the provisions in Sections 1112A and 1113A(1)(a) of the Code of Governmental Ethics to allow the Executive Director of LHC to have an interest in a contract to which LHC is, or is to be, a party and to allow the Executive Director to recuse himself from participating in a matter which otherwise would result in a violation of Section 1112 of the Code of Governmental Ethics. Furthermore, the Executive Director of LHC would not be required to submit a disqualification plan to the Ethics Board for approval; (2) no violation of the Code of Governmental Ethics would be presented by Mr. Tate, as the Executive Director of the LHC, performing uncompensated, affordable housing assistance on projects in which he did not previously provide management, development, consulting or other services to CDI and other non profits that have a financial relationship with LHC as long as there is no promise of future payment; and, (3) Community Directions, Inc. (CDI), of which Mr. Tate currently serves as the CEO, and other non-profits receive federal resources through LHC. Therefore, as the Executive Director of LHC, Mr. Tate and Jasmine Consulting, LLC, of which he

owns 90%, would be prohibited from receiving compensation for services provided to CDI and other non-profits while he serves as the Executive Director of LHC. However, Mr. Tate would not be prohibited from being paid for services he or Jasmine Consulting, LLC provided to CDI and any other non-profits that have a financial relationship with LHC prior to his employment with LHC while he serves as the Executive Director of LHC.

Mr. Danny Trahan, a newly-appointed member of the Louisiana Racing Commission (Commission), and Mr. Charles Gardiner, III, Executive Director of the Commission, appeared before the Board in connection with a request for an advisory opinion in Docket No. 16-638 regarding Mr. Trahan's family members holding and applying for owner's licenses issued by the Commission. On motion made, seconded and unanimously passed, the Board concluded that Section 1113B of the Code of Governmental Ethics would prohibit Mr. Trahan's immediate family members from entering into or being in any interested in a transaction under the supervision or jurisdiction of the Racing Commission. The Racing Commission, through the work of the stewards, has jurisdiction over the issuance of licenses. Therefore, Mr. Trahan's family members may not submit an application for a license while he is on the Commission. With respect to his brother's license, which does not expire until 2017, if there is a matter that comes before the Commission involving a horse owned by his brother, Section 1112B of the Code of Governmental Ethics would prohibit Mr. Trahan from participating in the matter. Furthermore, Section 1120.4 of the Code of Governmental Ethics would require Mr. Trahan to recuse himself from such matters.

The Board recessed at 10:50 a.m. and resumed back into general business session at 11:00 a.m.

The Board considered a request for withdrawal of an advisory opinion request in Docket No.



16-430 regarding whether Julia Fisher Perrier, a member of the St. Charles Parish Council, or Riverlands Insurance Services would be in violation of the Code of Governmental Ethics if Ms. Perrier maintains her independent contractor relationship with Riverlands while Riverlands has a contract to provide insurance services to St. Charles Parish. On motion made, seconded and unanimously passed, the granted the withdrawal request, since Riverlands Insurance Services is no longer providing insurance for St. Charles Parish.

On motion made, seconded and unanimously passed, the Board agreed to take action on items G5-G30 en globo subject to any items being removed from the en globo listing for further discussion.

On motion made, seconded and unanimously passed, the Board adopted the staff recommendations on items G5-G30, excluding Items G5, G8, G19 and G25, taking the following action:

Adopted an advisory opinion in Docket No. 16-326 concluding that (1) Section 1111C(2)(d) of the Code of Governmental Ethics would prohibit Willie Spears, a member of the Board of Directors for the Louisiana Housing Corporation (LHC), from being employed as the compensated Executive Director of the Greater Alexandria Economic Revitalization Corporation (GRC) while serving as a member of the LHC Board of Directors, since GRC will be seeking to obtain low income tax credits from the LHC; and (2) no violation of the Code of Governmental Ethics would be presented by Mr. Spears being employed by GRC if he is not a current member of the Board of Directors for LHC. However, Section 1121A of the Code of Governmental Ethics would prohibit Mr. Spears from assisting GRC with transactions involving LHC for a period of two years after his termination of service with LHC.

Declined to render an advisory opinion in Docket No. 16-386 regarding whether Riverlands Insurance Services (Riverlands) can write insurance for St. Charles Parish while Riverlands has a contractual relationship with Julia Fisher-Perrier, a member of the St. Charles Parish Council, since the issue was moot due to Riverlands no longer being the insurance writer for St. Charles Parish.

Absent specific information, declined to render an advisory opinion in Docket No. 16-433 regarding whether the Code of Governmental Ethics would prohibit Nancy Fillinich, a Lafourche Parish School Board employee, from serving as a member of the Golden Meadow Town Council and, if elected, would a conflict exist as her son is employed by the Town.

Adopted an advisory opinion in Docket No. 16-438 concluding that no violation of the Code of Governmental Ethics is presented by Sandra Franklin, a member of the Rapides Parish School Board, contracting with the Rapides Parish Office of Juvenile Justice Department to conduct parenting classes, since Ms. Franklin is not entering into a contract with her agency, she is not performing any service which is the subject matter of which is devoted substantially to the responsibilities, programs, or operations of her agency, and she is not participating in referring the children and their parents to the Juvenile Justice Department,

Allowed the withdrawal of a request for an advisory opinion in Docket No. 16-441 regarding whether Liz Webb Hebert may be employed by the Cajundome Commission while she serves as a member of the Lafayette City Parish Council, since Ms. Hebert is no longer employed by the Cajundome Commission.

Adopted an advisory opinion in Docket No. 16-442 concluding that Section 1119B of the Code of Governmental Ethics would prohibit the employment of Charlene Melvin, wife of Lafourche Parish Councilman Aaron "Bo" Melvin, from being employed by Thibodaux Regional

Medical Center, St. Ann's, or Lady of the Sea unless she falls within the exception contained in Section 1119B(2)(b)(I) of the Code of Governmental Ethics, since those hospitals are within the Lafourche Parish government of which Mr. Melvin serves as a council member.

Adopted an advisory opinion in Docket No. 16-471 concluding that no violation of the Code of Governmental Ethics is presented by Shane Rauh, a current employee of the Governor's Office of Homeland Security and Emergency Preparedness (GOHSEP), working for a private company that would require him to do work with the GOHSEP after his employment with GOHSEP ends, as long as he is not rendering the same services that he had previously rendered while an employee of GOHSEP or assisting a person in a transaction or an appearance in connection with any transaction that he participated in while employed by GOHSEP or OCD.

Adopted an advisory opinion in Docket No. 16-474 concluding that Section 1115A(1) of the Code of Governmental Ethics would prohibit the board member members, the Executive Director, and the employees of the St. Tammany Parish Council on Aging from soliciting any thing of economic value from any vendor that has or is seeking to have a contractual, business or financial relationship with the St. Tammany Parish Council on Aging.

Deferred to the July meeting, a request for an advisory opinion submitted on behalf of the NAACP-Northwest Region and the National Action Network in Docket No. 16-475 regarding certain transaction involving the LSU Health Sciences Center in Shreveport.

Adopted an advisory opinion in Docket No. 16-476 concluding that Section 1121A(1) of the Code of Governmental Ethics prohibits Sharonda Williams, a former City Attorney for New Orleans, from assisting a law firm or other person, for compensation, in transactions that involve her former agency, the City Attorney's Office, for two years subsequent to her termination date of

November 1, 2015 as an agency head, or from rendering any service on a contractual basis to or for the City Attorney's Office. The Board further advised that Section 1121B of the Code of Governmental Ethics prohibits Ms. Williams, during the same two year period, from assisting a law firm or other person, for compensation, in transactions involving the City of New Orleans in which she participated at any time during her public employment with the City Attorney's Office or contracting with her former agency to perform the same services she performed while she was employed by the City Attorney's Office. Further, Section 1121C of the Code of Governmental Ethics prohibits the law firm with which she is employed, Fishman Haygood, for the same two year period subsequent to her termination from the City Attorney's Office, from assisting its private clients, for compensation, in transactions in which Ms. Williams participated at any time during her public employment with the City Attorney's Office.

Deferred to the July meeting, a request for an advisory opinion in Docket No. 16-477 regarding Divina Lanclos, a former Engineer Intern with the Department of Health and Hospitals, Office of Public Health (DHH-OPH), seeking employment with a private firm to create engineering plans that would be submitted to DHH engineering services for review.

Adopted an advisory opinion in Docket No. 16-478 concluding that no violation of the Code of Governmental Ethics is presented by Annette H. Sharp being reimbursed for travel expenses by the federal government for attending meetings convened by the Secretary of the U.S. Department of Agriculture, since the U.S. Department of Agriculture is an agency within the federal government. The Board further advised that Ms. Sharp would not be required to file a disclosure affidavit in accordance with Section 1123(41) of the Code of Governmental Ethics.

Adopted an advisory opinion in Docket No. 16-491 concluding that Section 1121A(2) of the

Code of Governmental Ethics would prohibit Alfred "Fatty" Broussard, a former member of the Acadia Parish Police Jury, from submitting proposals for insurance coverage to the Acadia Parish Government for a two year period following the expiration of his term on the police jury which was January 12, 2016. The Board further concluded that no violation of the Code of Governmental Ethics would be presented by Dorsey Insurance Agency, Mr. Broussard's employer, submitting proposals, or contracts to provide insurance coverage for Acadia Parish. However, Mr. Broussard is prohibited from assisting Dorsey Insurance Agency in, or sharing in any compensation received in connection with, such transactions, until January 13, 2018.

Adopted an advisory opinion in Docket No. 16-492 concluding that no violation of the Code of Governmental Ethics is presented by Anthony J. Alford Insurance Corporation serving as the agent of record for group insurance benefits for the Terrebonne Parish Consolidated Government while Gordon E. Dove, Sr., the Terrebonne Parish President, has a business relationship with Anthony Alford which includes co-ownership interests Paloma Enterprises, Inc. and Alford and Dove Properties, LLC, since Mr. Dove has no ownership interest in Anthony J. Alford Insurance Corporation.

Adopted an advisory opinion in Docket No. 16-501 concluding that no violation of the Code of Governmental Ethics is presented by Ricardo Smith, a former member of the St. Charles Parish Zoning Board of Adjustments, contracting with St. Charles Parish within two years of his termination of service on the St. Charles Parish Zoning Board of Adjustments, since Mr. Smith is not contracting with his former board, being employed by his former board or being appointed by his former board, the St. Charles Parish Zoning Board of Adjustments.

Adopted an advisory opinion in Docket No. 16-509 concluding that (1) members of the

Municipal Police Employees' Civil Service Board for the City of Mandeville are required to file annual personal financial disclosure statements pursuant to Section 1124.2.1 of the Code of Governmental Ethics, since the Municipal Police Employees' Civil Service Board was created by statute, and it has the authority to expend, disburse or invest \$10,000 or more of funds in a fiscal year; and, (2) members of the Municipal Employees' Civil Service Board for the City of Mandeville are not required to file annual personal financial disclosure statements pursuant to 1124.2.1 of the Code of Governmental Ethics, since the Municipal Employees' Civil Service Board was created pursuant to Article IV, Section 4-05 of the Mandeville Home Rule Charter, and the population of the city of Mandeville is less than twenty-five thousand.

Adopted an advisory opinion in Docket No. 16-510 concluding that (1) no violation of the Code of Governmental Ethics would be presented by Wesley Johnson continuing her employment as adjunct professor with the Department of Family and Child Studies in the School of Human Ecology in the College of Applied and Natural Sciences at Louisiana Tech University if Escamilla & Poneck, L.L.P. enters into a contract to provide legal services to Louisiana Tech University and Ms. Johnson is an employee of Escamilla & Poneck, L.L.P, since the contract entered into would not be with the Department of Family and Child Studies in the School of Human Ecology in the College of Applied and Natural Sciences at Louisiana Tech University; (2) Section 1113A of the Code of Governmental Ethics would prohibit Ms. Johnson from representing the law firm in any legal issues involving the Department of Family and Child Studies in the School of Human Ecology in the College of Applied and Natural Sciences while she is an adjunct professor with that department; and, (3) if Ms. Johnson terminates her position as an adjunct professor, then for a period of two years following such termination, Section 1121B of the Code of Governmental Ethics would

prohibit Ms. Johnson from assisting the law firm in any transaction or in any appearance involving any transaction involving the University in which she participated in while employed with the University.

Adopted an advisory opinion in Docket No. 16-512 concluding that no violation of the Code of Governmental Ethics is presented by Paul Hendricks, an employee of Louisiana State University and assigned to the Department of Transportation and Development (DOTD) Research Center, entering into a lease with Diamond B Construction Company, LLC for the use of his private property to store building supplies, materials, and trailers while a public bridge adjacent to his private property is under construction, since his agency, DOTD Research Center, Section 19, does not have supervision or jurisdiction over the bridge project.

Adopted an advisory opinion in Docket No. 16-517 concluding that no violation of the Code of Governmental Ethics is presented by the Town of Golden Meadow entering into servitude agreements with certain landowners in connection a sewer project, since La. R.S. 19:2 requires the Town to attempt in good faith to reach an agreement as to compensation with the owner of the property to be taken, prior to filing an expropriation suit. Therefore, it would not present a violation of Section 1113A of the Code of Governmental Ethics if Kevin Landry, a police officer employed by the Town of Golden Meadow, and Jamie Liner, the Golden Meadow Town Clerk, or her immediate family members accept a good faith offer from the Town, made in accordance with La. R.S. 19:2, and enter into a servitude agreement prior to the filing of an expropriation suit. Nevertheless, they would be required to disclose the income that they receive from the Town, pursuant to Section 1114 of the Code of Governmental Ethics. Additionally, Lloyd and Sybill Ledet, contractors with the Town of Golden Meadow, would not be prohibited from entering into a

servitude agreement with the Town of Golden Meadow. However, Section 1112A of the Code of Governmental Ethics would prohibit Mr. and Mrs. Ledet from participating in the process on behalf of the Town. Therefore, a disqualification plan that completely removes Mr. and Mrs. Ledet from any responsibility regarding any servitude agreement affecting their land must be submitted to the Board.

Adopted an advisory opinion in Docket No. 16-528 concluding that no violation of the Code of Governmental Ethics is presented by Tyler Turner, a deputy assessor for Ascension Parish Government, running for a Gonzales City Council position while possibly being employed with the Ascension Parish School Board or the Ascension Parish Sheriff's Office.

Adopted an advisory opinion in Docket No. 16-534 concluding that, based upon the unique circumstances of privatization of governmental services, no violation of the Code of Governmental Ethics is presented by Rhonda Braud, a former Ascension Parish engineer, seeking employment with CSRS, Inc. and providing the same services she previously provided to Ascension Parish as an engineer, since her prior position as parish engineer was privatized. The Board further concluded that Section 1121B would not prohibit Ms. Braud from working on any new projects that involve Ascension Parish with CSRS or any other firm.

Approved the disqualification plan submitted in Docket No. 16-535 in connection with the employment of Paige Paxton in the Driver Management Section of the Office of Motor Vehicles while her sister, Staci Hoyt, serves as Deputy Commissioner of the Office of Motor Vehicles, since the submitted disqualification plan will eliminate any potential violations of Section 1112 of the Code of Governmental Ethics.

Adopted an advisory opinion in Docket No. 16-108 concluding that (1) no violation of the



Code of Governmental Ethics is presented by Anthony J. "Buddy" Amoroso, a member of the East Baton Rouge Parish Metro Council, receiving compensation from Prime Properties, LLC at a time when Prime Properties, LLC leases property to tenants that receive Section 8 housing vouchers from the East Baton Rouge Parish Housing Authority, since the East Baton Rouge Housing Authority is a "local housing authority" as defined by La. R.S. 40:384(16), it is separate and independent from the East Baton Rouge Parish Metro Government; and, (2) no violation of the Code of Governmental Ethics is presented by Prime Properties, LLC, owned in part by East Baton Rouge Parish Metro Councilman Anthony J. "Buddy" Amoroso, entering into any contracts, subcontracts, or other transactions with the East Baton Rouge Parish Housing Authority, since the East Baton Rouge Parish Housing Authority is separate and independent from the East Baton Rouge Parish Metro Government. Board Member Leggio recused himself.

In connection with an Answer filed in Docket No. 16-452 by Mary Ann Wiggins, a member of the John K. Kelly - Grand Bayou Reservoir Commission, in response to a notice of delinquency regarding her failure to file an amendment to her 2014 Tier 2.1 Annual personal financial disclosure statement, instructed the staff to advise Ms. Wiggins that she has seven (7) business days to file the required report.

The Board considered the following general business agenda items:

On motion made, seconded and unanimously passed, the Board approved the minutes of the May 19-20, 2016 meetings.

The Board considered proposed consent opinions in Docket No. 13-1472 regarding (1) the employment of Lila Abshire by the Vernon Parish Council on Aging, while her father Marvis Chance, served as the Executive Director of the Vernon Parish Council on Aging, and (2) Torry

Grose, a part time driver for the Vernon Parish Council on Aging, entering into transactions with the Vernon Parish Council on Aging for the provision of janitorial services. On motion made, seconded and unanimously passed, the Board adopted for publication the consent opinion in which (1) Marvis Chance, Executive Director of the Vernon Parish Council on Aging, agrees that a violation of Sections 1112B(1) and 1119A of the Code of Governmental Ethics occurred by his participation in and by virtue of the employment of his daughter, Lila Abshire, as a clerical worker in the agency's Transportation Department and in which Mr. Chance agrees to pay a fine of \$7,500 with the option of a payment plan; (2) Lila Abshire, daughter of Vernon Parish Council on Aging Director Marvis Chance, agrees that a violation of Section 1119A of the Code of Governmental Ethics occurred by virtue of her employment as a clerical worker in the Vernon Parish Council on Aging's Transportation Department while her father served as the Executive Director and in which Ms. Abshire agrees to pay a fine of \$2,500 with the option of a payment plan; and, (3) Torry Grose, a part-time driver for the Vernon Parish Council on Aging, agrees that a violation of Section 1113A of the Code of Governmental Ethics occurred by his providing compensated services to the Vernon Parish Council on Aging for janitorial services and in which Mr. Grose agrees to pay a fine of \$1,000 with the option of a payment plan.

The Board considered a request in Docket No. 16-320 to approve a revised disqualification plan disqualifying Charles Winstead, Jr., Head Coach of the LSU Men's Golf Team, from participating in any recommendations or decisions to recruit his son or award his son any athletic scholarships to play on the LSU Men's Golf Team. On motion made, seconded and unanimously passed, the Board approved the revised disqualification plan, since the disqualification plan is in compliance with the Board's rules and R.S. 42:1112C.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board unanimously agreed to take action on the requests for “good cause” waivers of late fees assessed against candidates included in the Campaign Finance Waiver Chart en globo subject to any items being removed from the en globo listing for further discussion.

On motion made, seconded and unanimously passed, the Board adopted the staff recommendations on the items in the Campaign Finance Waiver Chart, excluding Docket No. 16-530, taking the following action:

The Board unanimously declined to waive the late fees assessed against the following:

Docket No. 16-450 from Neil Wolfson of a \$540 late fee;  
Docket No. 16-451 from Jill Sessions of a \$2,000 late fee; and,  
Docket No. 16-519 from Alfred Carter of a \$200 late fee.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 16-447 for a waiver of the \$1,620 late fee assessed against Glenn Waguespack, a candidate for St. James Parish Assessor in the October 24, 2015 election, for filing his 10-P campaign finance disclosure report 27 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,620 late fee but suspended \$1,420 conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 16-448 for a waiver of the \$600 late fee assessed against Kevin Prudhomme, a candidate for St. John the Baptist Parish Assessor in the October 24, 2015 election, for filing his EDE-G campaign finance disclosure report 34 days late. On motion made, seconded

and unanimously passed, the Board declined to waive the \$600 late fee but suspended \$400 conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 16-451 for a waiver of the \$480 late fee assessed against Jill Sessions, a candidate for Bossier Parish Clerk of Court in the October 24, 2015 election, for filing her 2015 Supplemental campaign finance disclosure report 8 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$480 late fee but suspended \$280 conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 16-520 for a waiver of the \$480 late fee assessed against Tiffany Foxworth, a candidate for Baton Rouge City Court Judge, Division C in the October 24, 2015 election, for filing her 30-P campaign finance disclosure report 4 days late. On motion made, seconded and unanimously passed, the Board rescinded the \$480 late fee pursuant to Rule 1205D, since Ms. Foxworth withdrew from the election one week after qualifying and there was no activity for the election.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 16-521 for a waiver of the \$240 late fee assessed against Dorothy Sue Hill, a candidate for State Representative, District 32 in the October 24, 2015 election,

for filing her 40-G campaign finance disclosure report 4 days late. On motion made, seconded and unanimously passed, the Board waived the \$240 late fee, since Representative Hill filed a Special campaign finance disclosure report on December 17, 2015 with all of the information she filed on her late 40-G report.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 16-530 for a waiver of the \$2,000 and \$2,000 late fees assessed against Mary Fontenot Smith, a candidate for Orleans City Council, District E in the November 12, 2012 election, for filing her 10-G and EDE-P campaign finance disclosure reports 617 and 629 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$2,000 late fee in connection with the 10-G campaign finance disclosure report but suspended \$1,800 and declined to waive the \$2,000 late fee in connection with the EDE-P campaign finance disclosure report but suspended \$1,800 conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

The Board unanimously agreed to take action on the requests for “good cause” waivers of late fees assessed against individuals contained in the Personal Financial Disclosure Waiver Chart en globo subject to any items being removed from the en globo listing for further discussion.

On motion made, seconded and unanimously passed, the Board adopted the staff recommendations on the items in the Personal Financial Disclosure Waiver Chart taking the following action:

The Board unanimously declined to waive the late fees assessed against the following:

Docket No. 16-454 from Ken Brass of a \$1,500 late fee;

Docket No. 16-457 from Dwight Jarrett of a \$1,500 late fee; and,  
Docket No. 16-458 from Steven Taylor of a \$1,500 late fee.

The Board considered a request in Docket No. 16-453 for a waiver of the \$250 late fee assessed against Mayor Wiley Gahagan Lee, Sr., Village of Ashland, Natchitoches Parish, for filing his 2014 Tier 3 Annual personal financial disclosure statement 5 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$250 late fee but suspended the entire late fee conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 16-455 for a waiver of the \$1,500 late fee assessed against Elliot N. Thomas, Chief of Police, Village of Chataignier, for failure to file his 2014 Tier 3 Candidate personal financial disclosure statement. On motion made, seconded and unanimously passed, the Board rescinded the \$1,500 late fee since Mr. Thomas withdrew prior to the election.

The Board considered a request in Docket No. 16-456 for a waiver of the \$1,500 late fee assessed against Mary Lee Gallien, a former member of the Imperial Calcasieu Planning and Development Commission, for filing her 2014 Tier 2.1 Annual personal financial disclosure statement 204 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended the entire late fee conditioned upon future compliance with the Code of Governmental Ethics.

The Board considered a request in Docket No. 16-459 for a waiver of the \$1,500 late fee assessed against Kevin Richard Marcel, a member of the State Police Retirement Board, for filing his amended 2013 Tier 2.1 Annual personal financial disclosure statement 221 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but

suspended the entire late fee conditioned upon future compliance with the Code of Governmental Ethics.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request for reconsideration in Docket No. 16-218 for a waiver of the \$900, \$100 and \$2,500 late fees assessed against Laleshia Walker-Alford, a candidate for District Attorney, 1st Judicial District Court, in the October 24, 2015 election, for filing her 10-P, EDE-P and 10-G campaign finance disclosure reports 9, 1 and 95 days late. On motion made, seconded and unanimously passed, the Board declined to waive the late fees totaling \$3,500 but suspended the entire late fee conditioned upon future compliance with the Code of Governmental Ethics.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request for reconsideration in Docket No. 16-369 for a waiver of the \$660 and \$420 late fees assessed against Louis Byers, a candidate for Natchitoches Parish Clerk of Court in the October 24, 2015 election, for filing his 30-P and 10-G campaign finance disclosure reports 11 and 7 days late. On motion made, seconded and unanimously passed, the Board waived the \$660 late fee in connection with the 30-P campaign finance disclosure report and declined to waive the \$420 late fee in connection with the 10-G campaign finance disclosure report.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board dismissed the charges in Docket No. 13-746 against Michael L. Jackson, an unsuccessful candidate for State Senate in the October 22, 2011 election, for failing to file a 2012 Supplemental campaign finance disclosure report by February 15, 2013, since Mr. Jackson filed the 2012 Supplemental campaign finance disclosure report in connection with the October 22, 2011 election on May 4, 2016.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board dismissed the charges in Docket No. 14-488 against Michael L. Jackson, an unsuccessful candidate for State Senate in the October 22, 2011 election, for failing to file a 2013 Supplemental campaign finance disclosure report by February 15, 2014, since Mr. Jackson filed the 2013 Supplemental campaign finance disclosure report in connection with the October 22, 2011 election on May 4, 2016.

Ms. Allen provided a status report with respect to legislation for the 2016 Regular Legislative Session.

Ms. Allen advised the Board that the agency's FY 2016-2017 budget would remain the same as FY 2015-2016 and no changes were anticipated during the current Special Legislative Session.

The Board unanimously adjourned at 11:18 a.m.

---

Secretary

APPROVED:

---

Chairman



