



ETHICS DISCLOSURE STATEMENT
CONFLICTS OF INTEREST – DECISIONS AND VOTING
 State Form 55860 (R / 10-15)
 OFFICE OF THE INSPECTOR GENERAL
 IC 4-2-6-9

APR 13 2022

FILED

In accordance with IC 4-2-6-9, you must file your disclosure with the State Ethics Commission no later than seven (7) days after the conduct that gives rise to the conflict. You must also include a copy of the notification provided to your agency appointing authority and ethics officer when filing this disclosure. This disclosure will be posted on the Inspector General's website.

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|---|---------------------|-------------------------------------|
| Name (last) Bowdell | Name (first) Kim | Name (middle) |
| Name of office or agency Indiana Department of Transportation- Greenfield District | | Job title Local Program Director |
| Address of office (number and street) 32 S Broadway St | | City Greenfield |
| Office telephone number (317) 467-3440 | | ZIP code 46140 |
| Office e-mail address (required) Kbowdell@indot.in.gov | | |

Describe the conflict of interest:
 Kim Bowdell is Local Program Director for the Indiana Department of Transportation (INDOT)- Greenfield District.
 Kim Bowdell recently entered employment negotiations with Kokomo Metropolitan Planning Organization ("Kokomo MPO").
 Metropolitan Planning Organizations are Congressionally established entities created to help manage federally funded public works projects on the local level. Kokomo MPO facilitates local projects in the Kokomo Metropolitan Planning Area.
 Kokomo MPO receives federal dollars through INDOT for local road projects. The Department provides certain administrative support for federally funded MPO projects. As such, Kim Bowdell's employment negotiations with Kokomo MPO created a potential decisions and voting conflict under IC 4-2-6-9; this disclosure is being filed in anticipation of that apparent conflict.
 Kim Bowdell is not subject to the mandatory cooling off period (IC 4-2-6-11(b)) as Local Program Director.
 Pending formal opinion of the State Ethics Commission, Kim Bowdell may be subject to the particular matter restriction with regard to certain matters that might arise in her work flow as an employee of Kokomo MPO.
 This disclosure was provided to Kim Bowdell's appointing authority, Commissioner Michael J. Smith, on April 13, 2022.
 Evidence of said disclosure to Commissioner Smith is filed herewith pursuant to IC 4-2-6-9(b)(2)(D).
 Pursuant to IC 4-2-6-9(b)(2), this disclosure was executed and filed with the SEC within seven days (7) of the potential conflict being identified by the below signed ethics officer.

Describe the screen established by your ethics officer: *(Attach additional pages as needed.)*
 A formal screen was executed with INDOT's ethics officer preventing Kim Bowdell from working with Kokomo MPO, or otherwise participating in any decision or vote, or matter related to such decision or vote, involving Kokomo MPO, or in which Kokomo MPO has an interest. Subject to direction from the State Ethics Commission, Kim Bowdell is for now screened from assisting Kokomo MPO, and any other future employer, with any matter in which she personally and substantially participated while employed by INDOT. This provision will expire if it is determined by the SEC that the particular matter restriction does not apply to INDOT Local Program Directors. Decisions and voting provisions of the screen will apply until Kim Bowdell leaves INDOT or ceases negotiations with Kokomo MPO, whichever occurs first. The screen was executed on April 13, 2022, a copy of which was sent to Commissioner Michael J. Smith.

AFFIRMATION

Your signature below affirms that your disclosures on this form are true, complete, and correct to the best of your knowledge and belief. In addition to this form, you have attached a copy of your written disclosure to your agency appointing authority and ethics officer.

| | |
|--|--|
| Signature of state officer, employee or special state appointee <i>Kim Bowdell</i> | Date signed (month, day, year) April 13, 2022 |
| Printed full name of state officer, employee or special state appointee Kim Bowdell | |

FOR ETHICS OFFICER USE ONLY

Your signature below affirms that you have reviewed this disclosure form and that it is true, complete, and correct to the best of your knowledge and belief. You also attest that your agency has implemented the screen described above.

| | |
|---|--|
| Signature of ethics officer <i>/s/ Christopher Serak</i> | Date signed (month, day, year) April 13, 2022 |
| Printed full name of ethics officer Christopher B. Serak | |

CONFLICT OF INTEREST SCREEN FOR KIM BOWDELL

April 13, 2022

I. RECITALS

WHEREAS, Kim Bowdell is a Local Program Director for the Greenfield District of the Indiana Department of Transportation ("INDOT" or "Department"); and

WHEREAS, Kim Bowdell has entered employment negotiations with the Kokomo Metropolitan Planning Organization ("Kokomo MPO"); and

WHEREAS, Kokomo MPO receives annual funding from INDOT for local projects; and

WHEREAS, as a Local Program Director for INDOT, Kim Bowdell could be assigned to work with Kokomo MPO or to participate in matters in which the company has an interest as part of her regular duties; and

WHEREAS, Kim Bowdell' employment negotiations with Kokomo MPO created a potential decision and voting conflict of interest under IC 4-2-6-9 requiring disclosure and a formal screen; and

WHEREAS, a formal opinion request regarding the application of the particular matter restriction to the Local Program Director's work flow is currently pending before the Indiana State Ethics Commission, and Ms. Bowdell, as Local Program Director, may be determined to be subject to the particular matter restriction under IC 4-2-6-11(a) with regard to certain matters, including matters in which Kokomo MPO may have direct participation; and

WHEREAS, Kim Bowdell may have obtained confidential information in the course of her employment with INDOT and has an affirmative duty to protect such information from disclosure and to refrain from relying on such information for the benefit of herself or future employers.¹

NOW THEREFORE, Kim Bowdell, Local Program Director for INDOT- Greenfield District, for her remaining tenure with the Department, or until she discontinues employment negotiations with Kokomo Metropolitan Planning Organization, agrees to in all ways follow, adhere to, and satisfy the terms of the following Conflict of Interest Screen. Kim Bowdell must adhere to terms three (3) and four (4) in perpetuity, or until otherwise directed by the State Ethics Commission.

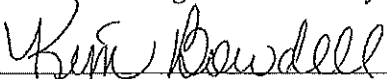
II. CONFLICT OF INTEREST SCREEN

1. Kim Bowdell shall not participate in any decision or vote, or any matter related to such decision or vote, in which Kokomo Metropolitan Planning Organization has a financial interest.
2. Kim Bowdell is screened from participating in any present/future contract or other matter involving Kokomo MPO during her tenure with INDOT or until she discontinues negotiations with the local entity.
3. Pending the formal opinion of the State Ethics Commission, Kim Bowdell shall not assist any future employers, including Kokomo MPO, with any matter she personally and substantially participated in while employed by INDOT. This restriction applies in perpetuity, or until otherwise directed by the State Ethics Commission.
4. Pursuant to her duty under Ind. Code §5-14-3-10, Kim Bowdell shall not disclose or otherwise rely upon information classified as confidential under Ind. Code §5-14-3-4. This restriction applies in perpetuity, so long as the subject information is deemed confidential.

III. EMPLOYEE AFFIRMATION

I have read and understand the terms of the foregoing Conflict of Interest Screen, and will in all ways follow, adhere to, and satisfy the above stated restrictions on my participation in any decision or vote in which Kokomo Metropolitan Planning Organization has a financial interest. I understand that the first two (2) terms of this screen terminate upon my leaving the Department or the discontinuation of negotiations with Kokomo Metropolitan Planning Organization, whichever occurs first. I further understand that terms three (3) and four (4) regarding particular matters and confidential information respectively, apply in perpetuity, for the life of each subject matter and so long as the subject information is deemed confidential. I have shared and discussed this Conflict of Interest Screen and its requirements with my supervisor.

Executed and agreed this 13th day of April 2022, by:



Kim Bowdell, Local Program Director
Indiana Department of Transportation- Greenfield District

¹ State employees have an affirmative duty under Ind. Code §5-14-3-10 to protect from disclosure and to refrain from relying upon information defined as confidential under Ind. Code §5-14-3-4.

Baker, Nathaniel P

To: Serak, Chris (INDOT)
Subject: RE: Executed COI Disclosure & Screen (Kim Bowdell)

From: Serak, Chris (INDOT)
Sent: Wednesday, April 13, 2022 9:30 AM
To: Smith, Michael J <Michael.Smith@indot.IN.gov>
Cc: Creighton, Chris (INDOT) <CCreighton@indot.IN.gov>; Bowdell, Kim <KBowdell@indot.IN.gov>
Subject: Executed COI Disclosure & Screen (Kim Bowdell)

Commissioner Smith-

Pursuant to the notice requirements of Ind. Code 4-2-6-9(b), please find the attached conflict disclosure and internal screen executed by INDOT employee Kim Bowdell. The disclosure will be filed with the Indiana Ethics Commission in satisfaction of the same.

Please let me know if you have any questions.

Thank you.

Chris

Christopher B. Serak,
Director of Prequalification & Construction Compliance
Ethics Officer
Prequalification Committee (Chairman)
Selection Review Committee (Member)
Risk Advisory Board (Member)
Indiana Department of Transportation
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