

FILED

MAR 15 2023

INDIANA STATE ETHICS COMMISSION



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

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.

Name (last) Olding	Name (first) Terry	Name (middle)
Name of office or agency Indiana Department of Transportation		Job title Construction Project Engineer
Address of office (number and street) 5333 Hatfield Rd		City Ft. Wayne
		ZIP code 46808
Office telephone number (260) 210-2816	Office e-mail address (required) TOlding@indot.IN.gov	

Describe the conflict of interest:
 Terry Olding is a Construction Project Engineer for the Indiana Department of Transportation- Ft. Wayne District.
 Terry Olding recently entered employment negotiations with BF&S Civil Engineers ("BF&S").
 BF&S has a business relationship with INDOT, including active contracts with the Department.
 Terry Olding's employment negotiations with BF&S therefore created a potential decisions and voting conflict of interest under IC 4-2-6-9. This disclosure is therefore being filed in anticipation of that potential conflict.
 Terry Olding has not worked with BF&S and is therefore not subject to the mandatory cooling off period (IC 4-2-6-11(b)).
 Terry Olding is subject to the particular matter restriction and will not assist future employers, including BF&S, with any matter he personally and substantially participated in on behalf of INDOT.
 This disclosure was provided to Mr. Olding's appointing authority, Commissioner Michael J. Smith, on March 15, 2023.
 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.)*

Formal screen was executed with INDOT's ethics officer preventing Terry Olding from working with BF&S Civil Engineers in his capacity as an INDOT employee. Said screen prohibits Terry Olding from under taking any of his official duties or otherwise participating in any decision or vote, or matter related to such decision or vote, involving BF&S, or in which BF&S has an interest. Terry Olding is further screened from assisting any future employer, including BF&S, with any matter in which he personally and substantially participated in while employed by INDOT.

The screen was executed on March 15, 2023, a copy of which was sent to Commissioner Michael J. Smith along with this disclosure.

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

Terry Olding

Date signed (month, day, year)

March 15, 2023

Printed full name of state officer, employee or special state appointee

Terry Olding

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

/s/ Christopher B. Serak

Date signed (month, day, year)

March 15, 2023

Printed full name of ethics officer

Christopher B. Serak

CONFLICT OF INTEREST SCREEN FOR TERRY OLDING

March 15, 2023

I. RECITALS

WHEREAS, Terry Olding is a Construction Project Engineer for the Indiana Department of Transportation- Ft. Wayne ("INDOT" or "Department"); and

WHEREAS, Terry Olding entered employment negotiations with BF&S Civil Engineering ("BF&S"); and

WHEREAS, BF&S has a business relationship with INDOT, including active contracts; and

WHEREAS, as a Construction Project Engineer for INDOT, it is possible that Terry Olding could participate in matters in which BF&S has an interest as part of his regular duties; and

WHEREAS, Terry Olding's employment negotiations with BF&S created a potential decision and voting conflict of interest under IC 4-2-6-9 requiring disclosure and a formal screen; and

WHEREAS, Terry Olding is subject to the particular matter restriction (IC 4-2-6-11(a)) and cannot assist future employers, including BF&S, with any matter he personally and substantially participated in for INDOT; and

WHEREAS, Terry Olding may have obtained confidential information in the course of his 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 himself or future employers.¹

NOW THEREFORE, Terry Olding, Construction Project Engineer for INDOT, for his remaining tenure with INDOT, or until he discontinues employment negotiations with BF&S Civil Engineering, agrees to in all ways follow, adhere to, and satisfy the terms of the following Conflict of Interest Screen. Terry Olding must adhere to terms three (3) and four (4) regarding the particular matter restriction and confidential information in perpetuity.

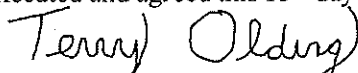
II. CONFLICT OF INTEREST SCREEN

1. Terry Olding shall not participate in any decision or vote, or any matter related to such decision or vote, in which BF&S has a financial interest.
2. Terry Olding is screened from participating in any present or future contract or other matter involving BF&S.
3. Terry Olding shall not assist any future employers, including BF&S, with any matter he personally and substantially participated in while employed by INDOT. This restriction applies in perpetuity, for the life of the particular matter.
4. Pursuant to his duty under Ind. Code §5-14-3-10, Terry Olding 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 BF&S Civil Engineering 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 BF&S, 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 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 15th day of March 2023, by:



Terry Olding, Construction Project Engineer
Indiana Department of Transportation- Ft. Wayne

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 (Terry Olding)

Sent: Wednesday, March 15, 2023 10:54 AM
To: Smith, Michael J <Michael.Smith@indot.IN.gov>
Cc: Shelby, Kate <KShelby@indot.IN.gov>; Olding, Terry <TOLDING@indot.IN.gov>
Subject: Executed COI Disclosure & Screen (Terry Olding)

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 Terry Olding. The disclosure and screen will be filed with the Indiana Ethics Commission in satisfaction of the same.

Please let me know if you have any questions.

Chris

Christopher B. Serak,
Director of Prequalification & Compliance
ADA/Title VI
Ethics Officer
Prequalification Committee (Chairman)
Selection Review Committee (Member)
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