



**CONFLICTS OF INTEREST – CONTRACTS  
ETHICS DISCLOSURE STATEMENT**  
State Form 53345 (R2 / 6-15)  
OFFICE OF THE INSPECTOR GENERAL  
IC 4-2-6-10.5

INDIANA  
STATE ETHICS COMMISSION  
SEP 25 2019

Mail to:  
**OFFICE OF INSPECTOR GENERAL**  
315 West Ohio Street, Room 104  
Indianapolis, IN 46202  
Telephone: (317) 232-3850  
E-mail scanned copy to: [info@iq.in.gov](mailto:info@iq.in.gov)

**FILED**

Check if you are making a correction to a previously filed statement.

A state officer, employee, or special state appointee may not knowingly have a financial interest in a contract made by an agency. The term financial interest is defined in IC 4-2-6-1. This prohibition, however, does not apply to an officer, employee, or special state appointee who (1) does not participate in or have contracting responsibility for the contracting agency and (2) meets the criteria in IC 4-2-6-10.5(b)(2) and (c)(1)-(5). One criterion is that the officer, employee, or special state appointee must file a written statement with the Inspector General before the officer, employee, or special state appointee executes the contract with the state agency.

The foregoing consists only of excerpts from IC 4-2-6-10.5. Care should be taken to review IC 4-2-6-10.5 in its entirety to ensure compliance with all criteria set forth in the statute. This disclosure will be posted on the Inspector General's website.

Last name Marcuccilli	First name Kristin	Middle initial M.
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Address of office (number and street, city, state, and ZIP code)  
STAR Financial Bank, 6320 Bluffton Rd. Fort Wayne, IN 46809

Title or position within agency Board Member (special state appointee)	Name of agency Indiana Economic Development Corporation
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List the name for each entity (i.e. vendor, contractor, consultant, subcontractor, or subconsultant) in which you have a financial interest that has a contract with a state agency. Also, list the name of the state agency the entity is contracting with (use a different form for each contract).

Business name of entity STAR Financial Bank	Name of entity contact person (first name and last name) Kristin Marcuccilli
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This contract was (check one):

- made after public notice and, if applicable, through competitive bidding; or
- not subject to notice and bidding requirements

If the contract was not subject to notice and bidding requirements, please provide the basis for that conclusion here. Community Revitalization Enhancement District ("CRED") Tax Credit Agreements are not subject to public bidding requirements as taxpayers apply to the Indiana Economic Development Corporation ("IEDC") for the tax credit. See Indiana Code chapter 6-3.1-19. This tax credit agreement, however, was subject to approval of the IEDC Board of Directors. This tax credit agreement was presented to the Board's Regional Economic Development Committee where it was initially reviewed. Pursuant to IEDC policy and the Ethics Commission's Advisory Opinion 17-I-2, the matter was considered by the entire IEDC Board, where Ms. Marcuccilli recused herself and was completely screened from any discussion, decision, or vote related to the matter. Ms. Marcuccilli's recusal will be noted in the minutes of the full IEDC Board of Directors.

Description(s) of Contract(s): (Describe the type of contract involved and the effective date and term of the contract if reasonably determinable.)  
The CRED Tax Credit is intended to encourage investment in, and the reuse of, existing and former parcels in highly distressed areas to encourage economic growth. The CRED Tax Credit Agreement specifies the terms of the tax credit against the taxpayers Indiana state tax liability. This tax credit agreement is projected to have a multi-year term and begin during Q3 of 2019.

Description of the Financial Interest: *(Describe in what manner the state officer, employee, or special state appointee expects to derive a financial interest from or otherwise has a pecuniary interest in, the above contract. State the approximate dollar value of the interest if reasonably determinable. Attach extra pages if additional space is needed.)*

On September 17, 2019, the IEDC Board of Directors and its Regional Economic Development Committee considered an application from The Lofts at Headwaters Park, LLC for the approval of CRED Tax Credits to be used as part of the financing structure for its proposed mixed-use development project (the "Project") in Fort Wayne, Indiana. In addition to the CRED Tax Credits, the Lofts at Headwaters Park indicated in its application that it would also be utilizing conventional bank financing which STAR Financial Bank ("STAR") has offered to participate in. Prior to the meeting, Ms. Marcuccilli notified the IEDC's Ethics Officer that she is the Executive Vice President & Chief Operating Officer of STAR. Ms. Marcuccilli, by virtue of her senior leadership position with STAR, has a financial interest (as defined in Indiana Code section 4-2-6-1(a)(11)), in the Lofts at Headwaters Park receiving the CRED Tax Credits in furtherance of its efforts to finance and complete the Project.

It is not yet known how much financing STAR would provide for the Project. However, the proposed CRED Tax Credit is for \$5,500,000.00. In the interests of transparency and out of an abundance of caution, Ms. Marcuccilli has taken the appropriate steps to recuse herself and be completely screened from any discussion, decision, and vote on the pending CRED Tax Credit Agreement.

**ONLY COMPLETE PART 3 IF CONTRACT IS FOR PROFESSIONAL SERVICES**

Approval of appointing authority

Being the \_\_\_\_\_ of \_\_\_\_\_  
(Title of Appointing Authority) (Name of Contracting Agency)

I hereby affirm that no other state officer, employee, or special state appointee of \_\_\_\_\_  
(Name of the Contracting Agency)

is available to perform those services as part of the regular duties of the state officer, employee, or special state appointee.

Signature of Appointing Authority	Date signed (month, day, year)
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Name of Appointing Authority

I submit this statement to the Inspector General pursuant to 42 IAC 1-5-7 (IC 4-2-6-10.5) to disclose my financial interest in a contract with an agency. This contract can be performed without compromising the performance of my official duties and responsibilities as a state officer, employee or special state appointee. I affirm that I do not participate in or have contracting responsibility for the contracting agency. I further affirm that the contract was made after public notice or competitive bidding, if applicable. I also affirm, under penalty of perjury, the truth and completeness of the statements made above and that I am the above named state officer, employee, or special state appointee.

Signature 	Date signed (month, day, year)
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9/25/19