

CODE OF CONDUCT – Conflict of Interest

With respect to a complaint of a conflict of interest against Mayor Tom Rose made pursuant to the *Municipal Conduct Act*, SNL 2021, c M-20.01

WHEREAS:

- A. The Town of Stephenville received a formal complaint from a member of the public (the "Complaint") alleging that Mayor Tom Rose had engaged in actions while in a conflict of interest, in violation of the *Municipal Conduct Act*;
- B. Council engaged an external investigator to investigate the Complaint;
- C. The external investigator prepared an Investigation Report dated March 6, 2025. The Investigation Report clarified the scope of the Complaint as being in respect of an alleged conflict of interest in violation of section 6 of the *Municipal Conduct Act*.
- D. The Investigation Report was considered by Council at a closed meeting held on March 18, 2025;
- E. The Respondent, Mayor Tom Rose, was heard before Council in response to the Investigation Report on March 18, 2025;
- F. Mayor Tom Rose has requested that his written response, which was provided to Council in response to the Investigation Report, should be tabled at a public meeting of Council;

COUNCIL HAS DETERMINED THAT:

- 1. The Investigation Report dated March 6, 2025, including the recommendations of the Investigator, is accepted by Council.
- 2. The Town Council finds that Mayor Tom Rose acted in a conflict of interest with respect to the matters described in the Investigation Report dated March 6, 2025, pursuant to section 8(10)(b) of the *Municipal Conduct Act*.
- 3. The Town Council finds that the Mayor has acted in a conflict of interest through inadvertence or a genuine error in judgment within the meaning of section 9(2) of the Act. Mayor Rose's seat on Council is therefore not vacated.
- 4. Council has discretion to determine the appropriate sanction within the meaning of section 9(2) of the *Municipal Conduct Act*. Council has determined that no sanction against Mayor Rose will be imposed in connection with the Complaint.
- 5. The Investigation Report dated March 6, 2025 is hereby tabled at a public meeting in keeping with section 8(11) of the *Municipal Conduct Act*.

NOW on this 17th day of April 2025, BE IT RESOLVED THAT the Town Council of the Town of Stephenville hereby finds Mayor Rose in a conflict of interest; declines to vacate his seat on Council, and imposes no sanction against him.