

Compliance Audit Committee

July 20, 2023

RE: EA4.4: Compliance Audit Application by Francis Kung for the Election Campaign Finances of Frances Nunziata

Dear Chairman and Committee Members,

My name is Cesar Palacio, I will be representing Councillor Frances Nunziata before your respected Committee on July 24, 2023.

On June 29, 2023, the Clerk received an Application for Compliance Audit from Francis Kung for Candidate Frances Nunziata.

To facilitate the context of my presentation, I would like to share with you, my submission. I will be responding in the same sequence as stated by the complainant (my response is noted in blue).

Thank you,

Cesar Palacio

1. Expenses missing from financial filing

1a. Shared event costs

An event was promoted at the Istar Restaurant and Banquet Hall (235 Dixon Road), on October 15, as a “Somali Community Meet Up” with Frances Nunziata and John Tory. Promotion and photos on social media from the event show Tory, Nunzia, and Liban Hassan in attendance and featured.

R. The Somali Community held the event to discuss Councillor Frances Nunziata’s Notice of Motion to create a Somali Centre for Culture and Recreation. The get-together was set up by the Somali Elders for their community.

- **Motion attached: (Attachment 1)**
2022. MM47.29 - Exploring Opportunities to Create a New Community Cultural and Recreation Centre with Toronto's Somali Community - by Councillor Frances Nunziata, seconded by Mayor John Tory
- Councillor Frances Nunziata was an invited guest by the elders, requesting that she speak to the Motion she moved at City Council -on July 19, 2022. The Istar Banquet Hall (235 Dixon Road) and the Somali community in attendance are in Ward 1 - Etobicoke North. (Why would I hold a political event out of my Ward.)

Please refer to the attached letter from the Event Organizer confirming that Frances was an invited guest to speak to the Motion. **(Attachment 2)**

You will note that in the attached pictures (Tory's Twitter) there are no Frances Campaign signs or banners to indicate this was an election event, nor are there food and beverages. **(Attachment 3)**

1b. Missing lawn signs on opening inventory

The campaign’s opening inventory only includes two types of lawn signs (large and small); however residents noticed other types of signs reused from past campaigns as well. It is unknown, and must be verified, whether those signs were actually included and misclassified, or if they were omitted entirely.

R. We declared an opening inventory, or sign carryover from 2018's campaign of:

- 600 Small signs,
- 250 Large signs, and
- 100 wireframe units.

For a total value of \$4,100.00 **(Attachment 4)**

We also purchased 1000 signs for the 2022 municipal campaign, (these signs were medium size and a different color-red) between a large and small sign.

See attached invoice **(Attachment 5)**

1c. Other omitted expenses

Given these potential omissions, we must examine whether any other expenses were also omitted from the financial filing, whether deliberate or by mistake.

R. There are NO missed expenses all are accounted for.

2. Fundraising tickets inconsistent with contributions

The financial report lists a major fundraising event on June 22, 2022; however the ticket sales reported contradicts the list of contributions.

R. The fundraiser letter in support of Frances Nunziata's re-election with **RSVP** -states a Ticket Price of \$500.00 and a maximum contribution limit per person of \$1,200. The letter clearly states:

- Please note all cheques be payable to: Frances Nunziata Campaign
- For those who are unable to join us but wish to donate please send your contribution to (mailbox...)
- Fundraiser letter stated \$500 per ticket but also listed max allowable contribution and rebate. **(Attachment 6)**
- Family members and colleagues of Council were invited as guests

Attached is Speducci's bill, no number of guests was recorded. **(Attachment 7)**

3. Shared trustee costs

Toward the end of the campaign, printed literature was distributed promoting both Nunziata and Liban Hassan. The printed pieces themselves do not specify which campaign paid for them, but either way they should be considered joint expenses as both candidates received promotion and benefit.

R. The printing of flyers was invoiced separately to each campaign to ensure there would be no issues with our campaign filing.

Attached is our invoice for our half (dated October 19th) **(Attachment 8)**



Notice of Motion

Exploring Opportunities to Create a New Community Cultural and Recreation Centre with Toronto's Somali Community

Moved by:	Councillor	Frances Nunziata
Seconded by:	Mayor	John Tory

SUMMARY:

Toronto is home to one the largest Somali communities outside of Africa. Somalis in Toronto have been instrumental to the civic, cultural, economic and political development of the city and have substantially contributed to its growth as a world-class city. For example, Somali businesses cultivated in this city serve the global community and Somalis continue to be cultural ambassadors for this city in the arts, sports, technological innovations and sciences.

While the Somali community continues to thrive, it also faces significant systemic barriers due to anti-Black racism and Islamophobia. Many studies, including the work of the City's Confronting Anti-Black Racism Unit (CABR), and also the testimony of Somali residents at city council or local boards have documented the deleterious impacts of systemic racism on the prosperity of this dynamic and vibrant community. In addition, action 7.1 in the Confronting Anti-Black Racism Action Plan calls on the City to "improve recreation spaces in neighborhoods with high proportions of Black residents".

Somali Torontonians are actively engaged in discussions to create a Somali Cultural and Recreation Centre to serve the community's needs and celebrate the community's rich culture.

We are requesting City of Toronto staff to explore the possibility of replicating successful models of the Chinese Cultural Centre of Greater Toronto and the Tamil Community Centre with the Somali community.

RECOMMENDATIONS:

Councillor Nunziata, seconded by Mayor Tory, recommends that:

1. City Council, in principle, supports the establishment of a Somali Community Cultural and Recreation Centre in Toronto to serve the diverse programming needs of community members of all ages, including children, youth and seniors while also being a hub to preserve and celebrate the rich contribution and histories of Toronto's Somali communities.
2. City Council directs the General Manager, Parks, Forestry and Recreation, Executive Director of Social Development and Finance Administration, and CreateTO to work with the Somali Cultural and Recreation Centre Steering Committee in Toronto and the impacted Councillors to explore potential partnerships for a new community cultural and recreation centre, including by conducting a feasibility assessment that examines: 1) the most appropriate location for this community centre; 2) funding opportunities.

Date: July 19, 2022.

City Council consideration on July 19, 2022	
MM47.29 - Exploring Opportunities to Create a New Community Cultural and Recreation Centre with Toronto's Somali Community - by Councillor Frances Nunziata, seconded by Mayor John Tory	
Decision Type: ACTION	
Status: Adopted	
Wards: All	
City Council Decision	
City Council on July 19, 20, 21 and 22, 2022, adopted the following:	
1. City Council, in principle, support the establishment of a Somali Community Cultural and Recreation Centre in Toronto to serve the diverse programming needs of community members of all ages, including children, youth and seniors while also being a hub to preserve and celebrate the rich contribution and histories of Toronto's Somali communities.	
2. City Council direct the General Manager, Parks, Forestry and Recreation, the Executive Director, Social Development and Finance Administration, and the Chief Executive Officer, CreateTO to work with the Somali Cultural and Recreation Centre Steering Committee in Toronto and the impacted Councillors to explore potential partnerships for a new community cultural and recreation centre, including by conducting a feasibility assessment that examines:	
a. the most appropriate location for this community centre; and	
b. funding opportunities.	
Background Information (City Council)	
Member Motion MM47.29	
https://www.toronto.ca/legdocs/mmis/2022/mm/bgrd/backgroundfile-228889.pdf	
Motions (City Council)	
Motion to Waive Referral (Carried)	
Speaker Nunziata advised Council that the provisions of Chapter 27, Council Procedures, require that Motion MM47.29 be referred to the Economic and Community Development Committee. A two-thirds vote of the Council Members present is required to waive referral.	
Motion to Adopt Item (Carried)	
Vote (Adopt Item)	
Jul-20-2022 2:35 PM	
Result: Carried	Majority Required - MM47.29 - adopt the Item
Yes: 22	Paul Ainslie, Ana Bailão, Brad Bradford, Robin Buxton Potts, Shelley Carroll, Mike Colle, Gary Crawford, John Filion, Paula Fletcher, Mark Grimes, Stephen Holyday, Mike Layton, Josh Matlow, Jennifer McKelvie, Joe Mihevo, Denzil Minnan-Wong, Frances Nunziata (Chair), James Pasternak, Gord Perks, Anthony Perruzza, Michael Thompson, John Tory
No: 0	
Absent: 3	Cynthia Lai, Nick Mantas, Jaye Robinson

RE: Somali Community Event at Istar on October 15

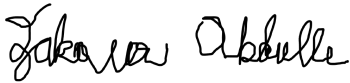
To Whom It May Concern:

We are writing this letter to provide background information regarding an event held by the Somali community to create awareness about a council motion to establish Toronto's first Somali Centre for Culture and Recreation. This event was not scheduled or organized by any politician. The Somali community put the event together at a local business to learn more about Somali Centre for Culture and Recreation.

Councillor Frances Nunziata's sole role at the function was to speak about the Somali Centre for Culture and Recreation, and the work that lies ahead for the community.

Sincerely,

Zakaria Abdulle
Event Organizer

A handwritten signature in black ink, appearing to read 'Zakaria Abdulle', written in a cursive style.

← Tweet

 **John Tory**
@JohnTory

So heartened by the warm reception at Istar Restaurant and Banquet for a meet up hosted by the Somali community.

While there, I reiterated my commitment to serving Somali Canadian residents and getting big things done for the betterment of our whole city.



 Frances Nunziata

4:01 PM · Oct 15, 2022

New to Twitter?

Sign up now to get your own personalized timeline!

 Sign up with Google

 Sign up with Apple

Create account

By signing up, you agree to the [Terms of Service](#) and [Privacy Policy](#), including [Cookie Use](#).

Relevant people

 **John Tory**
@JohnTory

Follow

Father, Grandfather, Lawyer, CEO, CFL Commissioner, Corporate Director, Opposition Leader, Broadcaster, Mayor, Community Volunteer, Proud Torontonian

Trends are unavailable.



Expenses and Financial Statement

User Name: Frances Nunziata

Candidate: Frances Nunziata

Campaign: Councillor Ward:5 Status:Active

Campaign Period From: 2022/05/03 To: 2023/01/03 (yyyy/mm/dd)

[Save](#)
[Print](#)
[Main Menu](#)

Initial

[Box A -
Candidate](#)
[Table 2 -
Inventory](#)
[S2 -
Fundraising](#)
[S1 -
Contributions](#)
[Box C-Income
& Expenses](#)
[Box D -
Surplus/Deficit](#)
[Auditor](#)
[Summary](#)

Table 2 - Inventory of campaign goods and materials from previous municipal campaign used in this campaign

All inventory must be added as a contribution of goods and services from the candidate. These contributions count towards the limit of what the candidate and spouse can contribute to their own campaign, if applicable.

	Description	Date Acquired yyyy/mm/dd	Supplier	Quantity	Current Market Value \$
Clear 1.	<u>Small signs</u>	<u>2022/05/03</u>	<u>2018 Campaign</u>	<u>600</u>	<u>\$ 1,800.00</u>
Clear 2.	<u>Large signs</u>	<u>2022/05/03</u>	<u>2018 Campaign</u>	<u>250</u>	<u>\$ 1,750.00</u>
Clear 3.	<u>Wire frames</u>	<u>2022/05/03</u>	<u>2018 Campaign</u>	<u>100</u>	<u>\$ 150.00</u>
Clear 4.	<u>Wooden stakes</u>	<u>2022/05/03</u>	<u>2018 Campaign</u>	<u>200</u>	<u>\$ 400.00</u>

[Add New Record](#)

Total: \$ 4,100.00

Receipts must be issued for all inventory contributions

[Go To Box C: Income and Expenses](#)

2022 Municipal Election Contribution Receipt

Receipt No: 116374

Name of Contributor: Nunziata, Frances

Amount: \$4,100.00

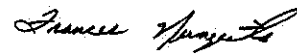
Address: 260 Scarlett Rd, 1511, Toronto, ON, M6N 4X6

Date

Received: May 03, 2022

Name of Candidate: Nunziata, Frances

Candidate's Signature



OFFICE/WARD: Councillor, Ward 5

Contributor's Copy

NOT ELIGIBLE FOR REBATE

2022 Municipal Election Contribution Receipt

Receipt No: 116374

Name of Contributor: Nunziata, Frances

Amount: \$4,100.00

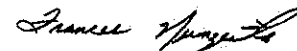
Address: 260 Scarlett Rd, 1511, Toronto, ON, M6N 4X6

Date

Received: May 03, 2022

Name of Candidate: Nunziata, Frances

Candidate's Signature



OFFICE/WARD: Councillor, Ward 5

Candidate's Copy

NOT ELIGIBLE FOR REBATE

Attachment 5

Invoice

Priority-Print

COPY CENTRE

Date	Invoice #
10/06/2022	13456

Invoice To
Frances Nunziata Campaign 30 Milford Ave Toronto On M6m 2V8 Attn Geno

P.O. No.	REP	Terms	Project
As1818-25	AS	Due on receipt	

Qty.	Description	Amount
1,000	32 x 24 Lawn signs printed 2 sided on coroplast.	7,500.00
GST # 87891 1619 RT0001		Subtotal 7,500.00
<u>PLEASE MAKE CHEQUE PAYABLE TO:</u>		HST 975.00
PRIORITY PRINT AND COPY CENTRE 5050 Dufferin Street, Unit 119 Toronto Ontario M3H 5T5		Total 8,475.00
Tel: 416 408 1644		Payments/Credits 0.00
Email: production@priorityprintandcopy.com		Balance Due 8,475.00

INVOICE

HOWARD ADAMS

DATE: December 21, 2022

TO: Frances Nunziata Campaign

RE: BALANCE DUE - STAKES

Oct 5/22 Paid - Pick Up - Delivered - 500 Stakes - \$2,736.84

PAID
CHEQUE
#132

TOTAL DUE : \$2,736.84

PLEASE MAKE CHEQUE PAYABLE TO:

HOWARD ADAMS



YOU ARE
INVITED TO A
FUNDRAISER
IN SUPPORT

OF
FRANCES
NUNZIATA

RE-ELECTION CAMPAIGN FOR WARD 5

DATE: WEDNESDAY JUNE 22, 2022

TIME: 6:00PM - 8:30PM

LOCATION:

SPEDUCCI MERCATTO, 46 MILFORD AVE,
NORTH YORK, ON, M6M 2V8

CLICK HERE TO [RSVP](#)

RSVP

Location: Speducci Mercatto, 46 Milford Ave, North York, ON M6M 2V8
Time: 6:00pm - 8:30pm

[Sign in to Google](#) to save your progress. [Learn more](#)

* Indicates required question

Full Name:*

Your answer

Let us know if you are able to attend:*

Yes, I'll be there

Sorry, can't make it

I am unable to make it but will be donating

Other:

Ticket price is \$500.00. Please let us know how many tickets you would like to purchase?

Please note the maximum contribution limit per person is \$1200.00 (per councillor candidate).*

1 Ticket (\$500.00)

2 Tickets (1000.00)

Other:

Please note all cheques should be payable to: Frances Nunziata Campaign

For those who are unable to join us but wish to donate please see below:

Contributions can be mailed to: Frances Nunziata Campaign, 260 Scarlett Road, Unit 1511,
Toronto, ON, M6N 4X6

Please see below for important Contribution Rebate Information:

Contribution Rebate Formula

Total contributions of \$25 and below are not eligible for a rebate

Total contributions between \$25 and \$300

Formula: [total contribution amount] x 75%

Example calculation for \$200 in total contributions: $\$200 \times 75\% = \150

Total contributions over \$300 but not more than \$1,000

Formula: [total contribution amount – \$300] x 50% + \$225

Example calculation for \$650 in total contributions: $[\$650 - \$300] \times 50\% + \$225 = \400
Total contributions more than \$1,000

Formula: $[\text{total contribution amount} - \$1,000] \times 33.33\% + \575 (to a maximum of \$1,000)
Example calculation for \$1,200 in total contributions: $[\$1,200 - \$1,000] \times 33.33\% + \$575 = \$641.67$

Please note: A contributor cannot contribute more than a combined total of \$5,000 to multiple candidates on the same Council. The maximum rebate amount a contributor can receive is \$1,000.

Rebates will not be issued to a contributor if the total amount they have contributed to all participating candidates is \$25 or less.

For the complete guidelines please click here:

<https://www.toronto.ca/wp-content/uploads/2022/03/8c56-Rebate-Guide-for-Contributors.pdf>

Questions? Please contact us at votenunziata2022@gmail.com

Submit

Clear form

EMAIL THAT WAS SENT:

Dear Friends,

Frances Nunziata will be seeking re-election for Ward 5 and we need your help to support her in the upcoming municipal election.

Please find attached an invitation for you to join us at her upcoming fundraiser taking place June 22, 2022 at Mercato Spedduci from 6:00pm - 8:30pm.

You can confirm your attendance by clicking the link within the attached invitation OR by clicking here: <https://docs.google.com/forms/d/e/1FAIpQLSeI6hFlvwPc1OBbNjaEt6lxAz4i4LvMZ9DRImERcm2zNJy2Ug/viewform> <<https://docs.google.com/forms/d/e/1FAIpQLSeI6hFlvwPc1OBbNjaEt6lxAz4i4LvMZ9DRImERcm2zNJy2Ug/viewform>>

RSVP is required to attend.

We really hope you are able to join us, and we look forward to seeing you on June 22.

Should you have any questions, please let us know.

Thank you for your support.

Sincerely,

Frances Nunziata Campaign Team 2022.

Speducci Mercato Inc

46 Milford Ave

North York ON M6M 2V8

416-242-2777

aisha@speducci.com

GST/HST Registration No.:

822596177RT0001

Business Number 822596177RT0001



INVOICE

BILL TO

Frances Nunziata

Frances Nunziata Campaign

2221 Keele St

Unit 102

Toronto Ontario M6M 3Z5

SHIP TO

Frances Nunziata

Frances Nunziata Campaign

2221 Keele St

Unit 102

Toronto Ontario M6M 3Z5

INVOICE # 153607

DATE 22/06/2022

DUE DATE 29/06/2022

TERMS Terms

DATE	DESCRIPTION	QTY	RATE	TAX	AMOUNT
	Food and Beverage	1	9,080.00	HST ON	9,080.00
	Rental of Event Space	1	500.00	HST ON	500.00
		1	1,816.00	HST ON	1,816.00

Campaign Event on June 22 2022

SUBTOTAL

11,396.00

HST (ON) @ 13%

1,481.48

TOTAL

12,877.48

BALANCE DUE

\$12,877.48

Attachment 8

Invoice

Date	Invoice #
10/19/2022	13483

Invoice To

Frances Nunziata Campaign
30 Milford Ave
Toronto On
M6m 2V8
Attn Geno

P.O. No.	REP	Terms	Project
AS1818-59	AS	Due on receipt	

Qty	Description	Amount
5,000	8.5 x 11 printed 2 sided in colour, folded on 80lb.	825.00
6,000	8.5 x 11 printed 2 sided in colour, folded on 80lb.	990.00

Rush

PAID OCT 21/22
CHEQUE # 114

GST # 87891 1619 RT0001

PLEASE MAKE CHEQUE PAYABLE TO:

PRIORITY PRINT AND COPY CENTRE
5050 Dufferin Street, Unit 119
Toronto Ontario M3H 5T5

Tel: 416 408 1644
Email: production@priorityprintandcopy.com

Subtotal	\$1,815.00
HST	\$235.95
Total	\$2,050.95