



BOARD OF HEALTH

MINUTES 11-002

9:30 a.m.

February 28, 2011

Council Chambers

Hamilton City Hall

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- Present:** Mayor B. Bratina, Chair
Councillor C. Collins, Deputy Mayor, Vice-Chair
Councillors, B. Clark, L. Ferguson, T. Jackson, M. McCarthy,
B. McHattie, S. Merulla, D. Mitchell, B. Morelli, M. Pearson,
R. Pasuta, R. Powers, and T. Whitehead
- Absent:** Councillor S. Duvall - Bereavement
- Also Present:** Dr. E. Richardson, Medical Officer of Health
Dr. C. Mackie, Associate Medical Officer of Health
Dr. N Tran, Associate Medical Officer of Health
D. Barr-Elliott, Director, V. Edwards, Healthy Living Division
T. Bendo, Director, Planning and Continuous Improvement
Division
R. Hall, Director, E. Mathews, Health Protection Branch
G. McArthur, Director, S. Boyd Clinical and Preventative
Services Division
D. Sheehan, Director, Family Health Division
C. Biggs, Coordinator, Committee Services/Council/Budgets
C. Newman, Legislative Assistants, City Clerk's

THE FOLLOWING ITEMS WERE REFERRED TO COUNCIL FOR CONSIDERATION:

- 1. Child and Adolescent Services Situational Assessment BOH10027(a) (City Wide) (Item 5.1)**

(Ferguson/Johnson)

That Information Report BOH10027(a) Child and Adolescent Services Situational Assessment be received.

CARRIED

2. **Communicable Disease and Health Hazard Investigations Quarterly Report (Q3 July 1 to September 30, 2010) BOH10017(c) (City Wide) (Item 5.2)**

(Ferguson/Johnson)

That Information Report BOH10017(c) Communicable Disease and Health Hazard Investigations Quarterly Report, be received. **CARRIED**

3. **2011-2013 Community Accountability Planning Submission to the Hamilton, Niagara, Haldimand, Brant Local Health Integration Network BOH11005 (City Wide) (Item 5.3)**

(Ferguson/Johnson)

That Information Report BOH11005 2011-2013 Community Accountability Planning Submission to the Hamilton, Niagara, Haldimand, Brant Local Health Integration Network, be received. **CARRIED**

4. **Smoking and Second-hand Smoke in Outdoor Municipal Recreational Areas in Hamilton BOH07034(e) (City Wide) (Outstanding Business List) (Dr. C. Mackie) (Item 7.2)**

(Ferguson/Whitehead)

(a) That the By-law respecting Regulating and Prohibiting Smoking on City Recreational and Park Properties attached as Appendix "A" to Report BOH07034(e), be approved.

(b) That the budget associated with education and signage for such a by-law be referred to the City of Hamilton 2011 budget process; **CARRIED**

5. **Legionella: Cooling Tower Registry By-law (City Wide) (Item 8.1)**

(Pearson/Whitehead)

That the Information Report respecting Legionella: Cooling Tower Registry By-law, be received. **CARRIED**

6. **Legionella: Cooling Tower Registry By-law (City Wide) (Tabled January 24, 2011) (BOH09021(b)) (Item 8.2)**

(Whitehead/Jackson)

(a) That BOH Report BOH09021(b) be received;

(b) That the Hamilton Cooling Tower Registry By-law, attached as Appendix "A" to Report BOH09021(b) which has been prepared in a form satisfactory to the City Solicitor, be passed. **CARRIED as amended**

**7. Community Food Security Stakeholder Committee BOH07031(c) (City Wide)
(Item 8.3)**

(McHattie/Jackson)

- (a) That Appendix "B" attached to Report BOH07031(c) respecting the revised Mandate and Objectives for the Community Food Security Stakeholder Committee Terms of Reference be approved;
- (b) That Appendix "C" attached to Report BOH07031(c) respecting the 2011 – 2012 Workplan Priorities of the Community Food Security Stakeholder Committee, be received for information. **CARRIED**

**8. Physician Recruitment and Retention Steering Committee Meeting –
Minutes, February 15, 2011. (Item 8.4)**

(Whitehead/Powers)

That the minutes of the Physician Recruitment and Retention Steering Committee Meeting, be received. **CARRIED**

9. Correspondence (Item 11)

- (a) Industrial Wind Turbines.

(McHattie/Johnson)

Recommendation: That the Public Health Unit communicate with the Grey Bruce Health Unit respecting their progress and report back.

CARRIED

- (b) One-time Funding of Sessional I Fees – 2010-2011

(Powers/Murulla)

Recommendation: That the Medical Officer of Health be authorized to enter into an agreement to receive, utilize and report on the use of funds for psychiatric sessional fees. **CARRIED**

- (c) Peterborough County-City Health Unit Energy Drinks

(Pearson/Jackson)

Recommendation: Be endorsed.

CARRIED

- (d) Letter from the Ministry of Health and Long-Term Care respecting one-time funding up to \$2,000 at 100% for the City of Hamilton, Public Health Services to support activities related to the World Tuberculosis Day on March 24, 2011.

(Whitehead/Farr)

Recommendation: That the Medical Officer of Health be authorized and directed to receive, utilize, and report on the funds for Tuberculosis (TB) education. **CARRIED**

- (e) Letter from the Ministry of Health and Long-Term Care respecting one-time funding of up to \$78,750 at (75%) for the City of Hamilton, Public Health Services for the period ending March 31, 2011 to support coaching and leadership development.

(Whitehead/Pearson)

Recommendation: The Medical Officer of Health be authorized and directed to receive, utilize and report on the use of these funds for Coaching, Leadership and Team Development within Public Health Services. **CARRIED**

- (f) Ministry of Health and Long Term Care respecting one time funding for the City of Hamilton, Public Health Services to support bed bug-related initiatives.

(Partridge/Johnson)

Recommendation: That the Medical Officer of Health be authorized and directed to receive, utilize and report on the funds for bed bug initiatives. **CARRIED**

FOR THE INFORMATION OF COUNCIL:

(a) CHANGES TO THE AGENDA (Item 1)

- (i) Item 11.1(b) will moved to a Presentation as Item 7.1.
- (ii) Additional information respecting Item 6.1 delegation by Sarah Wakefield

(Pearson/Farr)

That the agenda be approved, as amended. **CARRIED**

(b) DECLARATIONS OF INTEREST (Item 2)

Councillor Johnson declared a conflict of interest regarding item 11.1(c) as her husband works for Coca-Cola Company.

(c) MINUTES (Item 3)

(Collins/Farr)

That the minutes from the January 24, 2011 Board of Health Meeting, be approved. **CARRIED**

(d) PUBLIC HEARINGS/DELEGATIONS (Item 6)

- (i) Sarah Wakefield representing the Community Food Security Stakeholders Committee; Provide an update on the activities of the Community Food Security Stakeholders Committee, and request approval of revised Terms of Reference. (Item 6.1)**

Sarah Wakefield's comments included but were not limited to the following:

- Why the CFSSC?
- CFSSC (Revised 2011 Terms of Reference)
- Some Recent Projects
- Some Current/Ongoing Projects
- Emerging Issues

The following questions were asked by the Board:

- The Board thanked Ms. Wakefield for her presentation and, all the good work the Committee does.
- What happened with the food security workshops and what benefits did they provide?
- How did the First Food Policy Conference go and what were the outcomes?
- What is the budget for the Committee?
- Are there other sources of revenue available to the Committee?
- What is the Committees experience with respect to farmers markets?
- How have you identified problem areas with farmers markets?
- What are you doing to seek the views of stakeholders with respect to farmers markets?
- Your intention is not to standardize farmers markets rather you're assisting them in streamlining the process?
- Are you concerned about the diversity of our farmland in Hamilton?
- What are your feelings regarding the loss of farmlands in Hamilton?
- Are we doing our best to bring nutritious food, grown in Hamilton to those that need it most?

(Pearson/Johnson)

That the presentation by Sarah Wakefield on behalf of the Community Food Security Stakeholders Committee, be received. **CARRIED**

(e) PRESENTATIONS (Item 7)

(i) Public Health – Everyone’s Business, 2009 Annual Report of the Chief Medical Officer of Health of Ontario to the Legislative Assembly of Ontario. (Previously 11.1(b)) (Item 7.1)

Dr. Richardson’s comments included but were not limited to the following:

- Overview of CMOH Report
- Lessons on Prevention from the H1N1 Pandemic
- Prevention – Not a New Idea
- A Healthier Society – (Social) Determinants of Health
- “We Simply Cannot Afford Not To Invest In Prevention”
- “We Simply Cannot Afford Not To Reduce Obesity And Physical Inactivity”
- “We Simply Cannot Afford Not To Invest In Healthy Child Development”
- “We Simply Cannot Afford Not To Prevent Injuries”
- “We Simply Cannot Afford Not To Reduce Health Inequities”
- “We Simply Cannot Afford Not To Invest In The War On Tobacco”
- Conclusions

The following questions were asked by the Board:

- Should the money for prevention be taken from other areas of funding?
- Is there money available from the provincial or federal governments?
- What has LHIN’s response been to funding increased prevention programs?
- Did the report discuss sleep deprivation or unhealthy sleep patterns?
- With these proposals is there any possible duplication in service that is already provided?
- What are the provinces intentions respecting community health care centres?
- What is the City’s relationship with the North Hamilton Community Health Care Centre?
- What is the legislative responsibility of municipalities respecting this document?
- Does the document discuss addiction problems? And what are doing to assist those with addiction?

(Pearson/Johnson)

That the presentation and report respecting Public Health – Everyone’s Business, 2009 Annual Report of the Chief Medical Officer of Health of Ontario to the Legislative Assembly of Ontario, be received. **CARRIED**

(ii) Smoking and Second-hand Smoke in Outdoor Municipal Recreational Areas in Hamilton BOH07034(e) (City Wide) (Outstanding Business List) (Dr. C. Mackie) (Item 7.2)

Dr. Mackie's comments included but were not limited to the following:

- Agenda
- Smoke-Free Parks
- Board of Health Direction
- Prosperity
- Examples of Complaints
- Smoking affects every part of the human body
- Healthy Benefits
- Public and Stakeholders
- Enforcement
- Enforcement: Complaint-Based Risk Management Model
- Recommendations
- Alternatives for Consideration

The following questions were asked by the Board:

- We already have problems with drinking, drugs, and sex in our parks. Shouldn't smoking in parks be lower on our priority list?
- Would it not be easier to ask the province to outlaw cigarettes?
- What is the risk associated with parents smoking in a park a distance away from the play structure?
- Do you think that this by-law will prevent people from smoking and leaving cigarette butts in parks?
- Was anyone from Ward 8 consulted regarding this report?
- For those that volunteer and smoke, how will it affect their volunteerism?
- Won't smoke still drift into the park area?
- Can you touch a bit more on what other municipalities have done regarding this matter?
- Are smokers really okay with this by-law?
- Would we be giving a mixed message by offering exemptions to festivals and special events?
- Is there an opportunity to get some feedback by way of a pilot program?
- The report indicates \$85,000 dollars towards education, is there any way these dollars can be absorbed by the department?
- Was there any evidence to suggest that people would not go to a park because of this by-law?
- How successful have smoking bans been with respect to

enforcement?

- Could we confuse or see a difference in results in a pilot programme compared to fully enacting the by-law?
- Could we look to use newer, less expensive forms of media to help with education?
- Do we have many cases where private organizations own land within City parkland where this by-law could not be enforced?
- Has anyone spoken or consulted with the West Hamilton Football Association?
- Where are we intending on putting up signage at parks?
- How much staff time has gone into developing this report?
- Were there 18 groups targeted or did only 18 groups respond to the survey?

(Collins/McHattie)

That the presentation respecting Item 7.2, be received.

CARRIED

(aa) Canadian Cancer Society – Linda Wu (Item 7.2 a)

Linda Wu's comments included but were not limited to the following;

- Smoke free space will help to eliminate the problems associated with second hand smoke and encourage/help individuals to quit.
- Tobacco use is directly responsible for 30 per cent of all cancer deaths and 85 per cent of lung cancer deaths.
- Approximately 13,000 Ontarians will die from tobacco use.
- There is no safe level of second hand smoke.
- We know smoking is harmful, and one individual should not have the right to impact the health of those around them.
- Many communities are taking the initiative and not waiting for the federal or provincial governments to act first.

(Collins/Powers)

That the presentation by Linda Wu on behalf of the Canadian Cancer Society, be received.

CARRIED

(bb) Bruce Smith respecting Smoking and Second-hand Smoke in Outdoor Municipal Recreational Areas in Hamilton (Item 7.2 b)

Bruce Smith's comments included but were not limited to the following;

- Smokers have been used as a scapegoat for healthcare

problems.

- Smokers are marginalized in Ontario.

(Collins/Pearson)

That the presentation by Bruce Smith respecting Smoking and Second-hand Smoke in Outdoor Municipal Recreational Areas in Hamilton, be received. **CARRIED**

(cc) John Norris respecting Smoking and Second-hand Smoke in Outdoor Municipal Recreational Areas in Hamilton.(Item 7.2 c)

John Norris' comments included but were not limited to the following:

- Thanked staff for their work on the report and the work by the City to ban smoking in public areas.
- Smoking banned is justified in P1, P2, and P3 community parks, and City owned regional parks.
- Trail systems and other land in the City which is multi jurisdictional, which could cause confusion regarding where one can and can not smoke.
- Moving ahead with the smoking ban in P1, P2, and P3 park lands is a sound idea.
- It may be a good idea to leave open space and hazard lands exempt and think about the by-laws consistency throughout the City.
- Gore Park recently had 40 ashtrays installed. The City should work to stop the installation of more ashtrays, as they will be eliminated with the eminent by-law.

The following questions were asked by the Board:

- Has the HCA had conversation with the RGB?
- Has staff considered the issues surrounding Gore Park brought up by the presenter?
- Can staff talk with the RGB as they have with HCA?
- How could private property next to parks be affected? And could this cause a problem with enforcement?
- Will this by-law cause a certain amount of confusion with the public?
- Do cemeteries fall under the jurisdiction of parks?

(Johnson/Ferguson)

That the presentation by John Norris respecting Smoking and Second-hand Smoke in Outdoor Municipal Recreational Areas in Hamilton, be received. **CARRIED**

(iii) Public Health Accreditation 2010 Results BOH08027(c) (City Wide) (Dr. E. Richardson) (Item 7.3)

Prior to the presentation, Meighan Finlay, Executive Director of the Ontario Council on Community Health Accreditation presented the City's Public Health Accreditation Certificate to Mayor Bratina.

Dr. Richardson's comments included but were not limited to the following;

- Accreditation History
- OCCHA Board of Directors
- Accreditation Process
- Accreditation 2010
- Compliance Rating
- Commendations
- Continuous Quality Improvements
- Suggestions
- Recommendations
- Plans to Address
- Next Steps
- Questions

The following questions were asked by the Board:

- The Board extending their gratitude towards staff for achieving accreditation.

(Whitehead/Jackson)

That the presentation respecting Public Health Accreditation 2010 Results BOH08027, be received. **CARRIED**

(f) Discussion Items (Item 8)

(i) Legionella: Cooling Tower Registry By-law (City Wide) (Tabled January 24, 2011) (BOH0921(b)) (Item 8.2)

(Pearson/Johnson)

That the report be lifted from the table.

CARRIED

(Whitehead/Jackson)

That recommendation (b), be amended by removing the word draft.
Councillor Clark requested to be recorded as opposed to the amendment
and to the motion as amended.

Amendment CARRIED
Motion as amended CARRIED

(g) OUTSTANDING BUSINESS

- (i) Smoking and Second-hand Smoke in Outdoor Municipal
Recreational Areas in Hamilton BOH07034(e) (City Wide)
(Outstanding Business List) (Dr. C. Mackie) (Item 7.2)**

(Ferguson/Whitehead)

That the item respecting Smoking and Second-hand Smoke in Outdoor
Municipal Recreational Areas in Hamilton was identified as completed and
removed from the Outstanding Business List.

CARRIED

(h) Adjournment (Item 13)

(Farr/Pearson)

There being no further business, that the meeting, be adjourned at 2:00 p.m.

CARRIED

Respectfully submitted,

Mayor B. Bratina, Chair
Board of Health

Christopher Newman
Legislative Assistant
Board of Health
March 28, 2011