



## **BOARD OF HEALTH REPORT 20-002**

**9:30 a.m.**

**Friday, February 21, 2020**

**Council Chambers**

**Hamilton City Hall**

**Present:** Mayor F. Eisenberger  
Councillors M. Wilson (Vice-Chair), J. Farr, N. Nann, S. Merulla, C. Collins, T. Jackson, E. Pauls, J.P. Danko, B. Clark, M. Pearson, B. Johnson, L. Ferguson, A. VanderBeek, T. Whitehead and J. Partridge

### **THE BOARD OF HEALTH PRESENTS REPORT 20-002 AND RESPECTFULLY RECOMMENDS:**

#### **1. Communications (Added Items 5.1 and 5.2)**

That the following Communications be endorsed:

- (i) Correspondence from Dr. Penny Sutcliffe, Medical Officer of Health and Chief Executive Officer, Public Health Sudbury and Districts, respecting a Resolution Supporting a Universal Publicly Funded Healthy School Food Program (Added Item 5.1)
- (ii) Correspondence from the Windsor–Essex County Board of Health, respecting their Resolution on The Children Count Pilot Project (Added Item 5.2)

#### **2. Hamilton Drug Strategy Year End Report (BOH20006) (City Wide) (Item 7.1)**

That Report BOH20006 respecting the Hamilton Drug Strategy Year End Report, be received.

#### **3. 2020 Annual Service Plan and Budget (BOH20008) (City Wide) (Item 9.1)**

That Appendix “A” to Report BOH20008, being the 2020 Annual Service Plan and Budget Submission, be approved by the Board of Health, and submitted to the Ministry of Health.

**4. Implementation of a By-Law to Regulate the Smoking of Non-Tobacco Combustible Substances in Public Places and Work Places (Added Item 11.1)**

WHEREAS the City of Hamilton has shown leadership in the past to protect residents from the harms of exposure to second-hand smoke;

WHEREAS smoking of non-tobacco combustible substances in public places creates enforcement complexities when determining compliance with the *Smoke-Free Ontario Act, 2017*;

WHEREAS smoking of non-tobacco combustible substances such as the use of herbal products in water-pipes is more popular among youth and young adults in Hamilton;

WHEREAS there is significant evidence of the harmful health effects of water-pipe use including to workers and the general public related to second-hand smoke exposures;

WHEREAS waterpipe smoking, in general, negatively affects indoor air quality for indicators including carbon monoxide and particulate matter, which are closely related to potential impacts on human health;

WHEREAS smoking of non-tobacco combustible substances in public spaces undermines the progress made by local smoke-free regulations and the *Smoke-Free Ontario Act, 2017* to protect people from second-hand smoke; and

WHEREAS the *Municipal Act, 2001*, and particularly sections 9, 10, 11 and 115, authorize the City of Hamilton to pass by-laws respecting these matters;

THEREFORE BE IT RESOLVED

That the City of Hamilton Public Health Services report back to the Board of Health with recommendations for implementation of a by-law to regulate the smoking of non-tobacco combustible substances in public places and work places by June 2020.

**FOR INFORMATION:**

**(a) CEREMONIAL ACTIVITIES (Item 1)**

There were no ceremonial activities.

**(b) CHANGES TO THE AGENDA (Item 2)**

The Committee Clerk advised the Board of the following changes to the agenda:

## 5. COMMUNICATIONS

- 5.1 Correspondence from Dr. Penny Sutcliffe, Medical Officer of Health and Chief Executive Officer, Public Health Sudbury and Districts, respecting a Resolution Supporting a Universal Publicly Funded Healthy School Food Program.

Recommendation: Be endorsed.

- 5.2 Correspondence from the Windsor–Essex County Board of Health, respecting their Resolution on The Children Count Pilot Project

Recommendation: Be endorsed.

- 5.3 Correspondence from David. C. Williams, Chief Medical Officer of Health, respecting Response to the City of Hamilton's request for a Seamless Provincial Immunization Registry

Recommendation: Be received.

- 5.4 Correspondence from the Association of Location Public Health Agencies respecting Registration for the Winter 2020 aPHa Symposium and Section Meetings

Recommendation: Be received.

- 5.5 Correspondence from Cynthia St. John, Chief Executive Officer, Southwestern Public Health, respecting Public Health Modernization Team Meeting

Recommendation: Be received.

- 5.6 Correspondence from the Association of Local Public Health Agencies, respecting the 2020 Annual General Meeting and Conference on June 7-9, 2020

Recommendation: Be received.

- 5.7 Correspondence from Peterborough Public Health respecting their Board of Health's Position Paper on the Modernization of Public Health

Recommendation: Be received.

## 12. NOTICES OF MOTION

- 12.1 Implementation of a By-Law to Regulate the Smoking of Non-Tobacco Combustible Substances in Public Places and Work Places

The agenda for the February 21, 2020 Board of Health was approved, as amended.

**(c) DECLARATIONS OF INTEREST (Item 3)**

There were no declarations of interest.

**(d) APPROVAL OF MINUTES OF PREVIOUS MEETING (Item 4)**

**(i) January 13, 2020 (Item 4.1)**

The Minutes of the January 13, 2020 meeting of the Board of Health were approved, as presented.

**(e) COMMUNICATIONS (Item 5)**

The following Communication Items were received:

- (i) Correspondence from David. C. Williams, Chief Medical Officer of Health, respecting Response to the City of Hamilton's request for a Seamless Provincial Immunization Registry (Added Item 5.3)
- (ii) Correspondence from the Association of Location Public Health Agencies respecting Registration for the Winter 2020 aPHa Symposium and Section Meetings (Added Item 5.4)
- (iii) Correspondence from Cynthia St. John, Chief Executive Officer, Southwestern Public Health, respecting Public Health Modernization Team Meeting (Added Item 5.5)
- (iv) Correspondence from the Association of Local Public Health Agencies, respecting the 2020 Annual General Meeting and Conference on June 7-9, 2020 (Added Item 5.6)
- (v) Correspondence from Peterborough Public Health respecting their Board of Health's Position Paper on the Modernization of Public Health (Added Item 5.7)

**(f) CONSENT (Item 7)**

**(i) Hamilton Drug Strategy Year End Report (BOH20006) (City Wide) (Item 7.1)**

Staff were directed to provide a comparison on the impacts of psychoactive substances in Hamilton, and report back to an upcoming Board of Health meeting.

For further disposition of this matter, refer to Item 2.

**(ii) Food Advisory Committee Minutes – November 19, 2019 (Item 7.1)**

The Food Advisory Committee Minutes of November 19, 2019 were received.

**CARRIED**

**(g) STAFF PRESENTATIONS (Item 9)**

**(i) 2020 Annual Service Plan and Budget (BOH20008) (City Wide) (Item 9.1)**

Dr. Richardson, Medical Officer of Health, addressed the Board with an overview of the 2020 Annual Service Plan and Budget (BOH20008), with the aid of a PowerPoint presentation.

The presentation respecting the 2020 Annual Service Plan and Budget (BOH20008) was received.

For further disposition of this matter, refer to Item 3.

The presentation is available at [www.hamilton.ca](http://www.hamilton.ca) and through the Office of the City Clerk.

**(h) NOTICE OF MOTION (Item 12)**

**(i) Implementation of a By-Law to Regulate the Smoking of Non-Tobacco Combustible Substances in Public Places and Work Places (Added Item 12.1)**

Councillor Jackson introduced a Notice of Motion respecting the Implementation of a By-Law to Regulate the Smoking of Non-Tobacco Combustible Substances in Public Places and Work Places.

The Rules of Order were waived to allow for the introduction of a Motion respecting the Implementation of a By-Law to Regulate the Smoking of Non-Tobacco Combustible Substances in Public Places and Work Places.

For further disposition of this matter, refer to Item 4.

**(i) GENERAL INFORMATION / OTHER BUSINESS (Item 13)**

**(i) Amendments to the Outstanding Business List (Item 13.1)**

The following Due Dates were revised:

2015-A: Review of the City of Hamilton's Pest Control By-law  
November 16, 2015, (Item 9.1)  
Due Date: January 2020  
Revised Due Date: September 2020

Goals and Areas of Focus for Climate Mitigation & Adaptation  
REFERRED FROM: December 4, 2019 GIC 19-027 (Item 4)  
Due Date: December 2020

2020-E: City of Hamilton Licensing (No. 07-170) By-law  
Schedule 20 Residential Care Facilities Inspections (BOH20005) (City  
Wide)  
January 13, 2020: BOH 20-001 (Item 14.1)  
Due Date: April 2020

2016-A: Hamilton Airshed Modelling System (BOH18016) (City  
Wide)  
April 16, 2018, 18-004 (Item 7.1)  
Due Date: TBD  
Revised Due Date: December 2020 for sub-sections (b) to (d)

**(j) PRIVATE AND CONFIDENTIAL (Item 14)**

**(i) Closed Session Minutes – January 13, 2020 (Item 14.1)**

The Closed Session Minutes of January 13, 2020 were approved and remain confidential.

**(k) ADJOURNMENT (Item 15)**

There being no further business, the Board of Health adjourned at 11:05 a.m.

Respectfully submitted,

Mayor F. Eisenberger  
Chair, Board of Health

Loren Kolar  
Legislative Coordinator  
Office of the City Clerk