

THE CITY OF TORONTO

Clerk's Department

Minutes of the Board of Health

Meeting No. 7

Tuesday, May 12, 1998.

The Board of Health met on Tuesday, May 12, 1998, in Committee Room C, 2nd Floor, Metro Hall, Toronto, commencing at 10:00 a.m.

Members Present:

Councillor John Filion, Chair
Councillor Anne Johnston
Councillor Irene Jones
Councillor Joan King
Councillor Joe Mihevc
Councillor Michael Prue
Councillor Gerry Altobello
Robert Davies
Elca Rennick

Observers:

Trustee Gerri Gershin, Toronto District School Board

No Declarations of Interest pursuant to the Municipal Conflict of Interest Act were declared.

Confirmation of Minutes.

The Board amended the Minutes of the meeting of the Board of Health held on April 21, 1998, by substituting the words "Councillor Jones", for the words "Councillor King" on page 5 to indicate that Councillor Jones assumed the chair, and approved the minutes as amended.

Business arising from last meeting

None

79. Toronto Public Health invited to Co-host the 50th Annual Conference of the Ontario Public Health Association (OPHA)

The Board had before it a report (May 4, 1998) from the Medical Officer of Health recommending that the Board of Health endorse this report and accept the invitation to co-host the 50th Annual Conference of the Ontario Public Health Association to be held in November 1999.

The Board adopted the report (May 4, 1998) from the Medical Officer of Health.

80. Child Nutrition Programs: Meeting the Needs

The Board had before it a report (May 4, 1998) from the Medical Officer of Health recommending that this report be received for information.

On motion by Councillor Mihevc, the Board received this report for information.

81. Air Quality Issues

(A) Corporate Smog Alert Response Plan - Status Report

The Board had before it a report (May 11, 1998) from the Medical Officer of Health recommending that:

1. the Board of Health endorse the direction of the implementation plan outlined in this status report;
2. this report be forwarded to the Environmental Task Force for their information; and
3. the Board of Health request the Medical Officer of Health to report directly to Council at its meeting on June 3, 1998 with a detailed implementation plan.

(B) Burning of Waste Oil - Health and Environmental Impacts

The Board had before it a report (May 7, 1998) from the Medical Officer of Health recommending that:

- (1) the Minister of the Environment be requested to develop a sunset regulation which phases out the use of waste oil heaters in urban areas by January 1, 2000;
- (2) the City Solicitor further investigate options to eliminate waste oil use in space heaters, including options under the Municipal Act and land use regulation under the Planning Act;
- (3) the Minister of Environment be requested to implement a mandatory waste oil collection program and require retailers to take back waste oil for re-refining;
- (4) the Minister of Environment be requested to provide copies to the Medical Officer of Health of all inspection and/or sampling reports pertaining to the 47 waste oil heaters operating in Toronto; and
- (5) the Minister of Environment be requested to consult medical officers of health across Ontario on the review of air quality standards.

(C) Comments on the Final Report: Main Treatment Plant Environmental Assessment, April 1998

The Board had before it a report (May 5, 1998) from the Medical Officer of Health recommending that this report be received for information.

The Medical Officer of Health gave a presentation on the air quality issues and provided a copy of the overhead presentation titled "Air Quality and Human Health Issues in Toronto".

On motion by Councillor King, the Board:

1. Adopted the report (May 11, 1998) from the Medical Officer of Health respecting Corporate Smog Alert Response Plan - Status Report.
2. Recommended to Council the adoption of the report (May 11, 1998) from the Medical Officer of Health respecting Burning of Waste Oil - Health and Environmental Impacts and forwarded this matter to Council's next meeting on May 13, 1998 for consideration with Clause 1 of Report 4 of the Works and Utilities Committee titled "Burning of Waste Oil".

3. Received for information the report (May 5, 1998) from the Medical Officer of Health respecting Comments on the Final Report: Main Treatment Plant Environmental Assessment, April 1998
4. Requested that Dr. Ted Boadway, Director of Health Policy, Ontario Medical Association be invited to give a presentation on air quality and human health issues to the Board's next meeting.
5. Requested the Medical Officer of Health to report back to the Board on a process for obtaining statistics on the number of hospital admissions and emergency room visits for respiratory problems on days when the ozone level is above 80 parts per million.

On motion by Councillor Mihevc, the Board:

6. Requested that the Blue Ribbon Committee Report of June 1994, titled "Bad Air Alert: It's Killing Us", be included on the next meeting of the Board of Health for discussion.

(Report No. 8, Clause 1)

82. PCB Waste Storage Management Issues in the new City of Toronto

The Board had before it a report (May 4, 1998) from the Medical Officer of Health recommending that the Medical Officer of Health, in consultation with Functional Leads from affected program areas, coordinate the development of policies and procedures to be applied to PCB transfers, PCB decontaminations and PCB waste storage sites in the new City, and report through the Board of Health.

On motion by Councillor Mihevc, the Board of Health:

1. Requested the Medical Officer of Health, in consultation with Functional Leads from affected program areas, to coordinate the development of policies and procedures to be applied to PCB transfers, PCB decontaminations and PCB waste storage sites in the new City, and report back to the Board of Health.

2. Authorized the Medical Officer of Health to write to the Minister of the Environment requesting that inspections of PCB waste storage sites be increased to previous levels.
3. Requested the Medical Officer of Health to investigate:
 - a. the potential for either the Province or the City of compiling a list of PCB storage sites holding less than 50 litres of PCB material; and
 - b. a process that would integrate record keeping, protocol and computer programs between Public Health and Fire to better identify and monitor potential abandoned PCB waste storage sites.

83. Report of the Sub-Committee to Review Former Boards of Health Sub-Committees

The Board had before it a report (April 14, 1998) from the Administrator, Sub-Committee to Review Former Boards of Health Committees recommending that:

- (1) A Sub-Committee consisting of members of the Board of Health with staff resources be established with a mandate to develop a process for planning and setting the 1999 Public Health Operating Budget, and that the Sub-Committee report back to the Board with its recommendations;
- (2) the Chair, together with appropriate staff, begin to plan for a Strategic Planning Session of the Board and report back on proposals and expected accomplishments of the session;
- (3) consideration of establishing permanent committees of the Board, be deferred until such time that the Board has undergone the strategic planning session referred to above;
- (4) (a) staff be requested to review the proposal to establish four Advisory Committees (Food Policy Council; Animal Services; School Health; and Substance Abuse/Alcohol Advisory) and report further addressing the following issues:
 - purpose of each committee:
e.g.: mandate;

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Terms of Reference;

composition - board members/citizen members/staff members

identification of need;

- expected outcomes of each committee;
- is there duplication or overlap of its mandate in other City of Toronto ABCs; and
- is it an internal or external committee, and its connection to the Board of Health;

- (b) with respect to the proposed Animal Services Advisory Committee, that staff report to the Board on whether appeals relating to muzzling dogs conducted in some former municipalities could be heard by this Advisory Committee instead of by the Board of Health; and
- (5) the Board of Health recommend to the Special Committee to Review the Final Report of the Toronto Transition Team that the present composition of the Board of Health of 10 members (seven City Councillors and three citizen members) be retained for 1998, and that the Board advise that Committee that it will report back by September 1998 with recommendations on the citizen component of the Board of Health and selection process for appointment of citizen members to the Board by Council in 1999.

The Board also had before it:

- (1) A report (April 3, 1998) from the City Clerk advising that the Special Committee to Review the Final Report of the Toronto Transition Team on April 3, 1998:
 - (1) referred the communication (February 16, 1998) from Councillor Chris Korwin-Kuczynski, High Park, to the Board of Health with a recommendation that the Board of Health establish a Sub-Committee to deal with the issue of substance abuse;
 - (2) requested the Board of Health to include Citizen members on the proposed Sub-Committee; and
 - (3) requested the Board of Health to advise Councillor Chris Korwin-Kuczynski, High Park, when he may address the Board of Health with respect to this issue.
- (2) A communication (April 20, 1998) from Rita Luty, Chairperson, Northern Community Health Board of the former City of Toronto recommending that:

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- six Community Advisory Committees be established, one representing each former municipality;
 - the Terms of Reference from the former Toronto model be used as the foundation for the development of new Terms of Reference for Community Advisory Committees; and
 - a representative from each Community Advisory Committee have membership on the Board of Health.
- (3) A report (April 20, 1998) from Councillor McConnell supporting the establishment of a Sub-Committee on Substance Abuse.
- (4) A report (April 30, 1998) from Councillor Korwin-Kuczynski recommending that the Board endorse and participate in a one day workshop sponsored by the former Mayor's Task Force on Drugs to explore the issues related to illicit substance abuse and alcohol with community partners.

On motion by Councillor King, the Board:

1. Established a sub-committee consisting of members of the Board of Health with staff support and a mandate to develop a process for planning and setting the 1999 Public Health Operating Budget. The Board Secretary was requested to poll Board members to determine who are interested in serving on this sub-committee.
2. Requested the Chair, together with appropriate staff, to plan for a Strategic Planning Session and report back to the Board as soon as possible on proposals and expected accomplishments of this Session.
3. Deferred consideration of establishing permanent committees of the Board until such time that the Board has undergone its strategic planning session.
4. (a) Requested the Medical Officer of Health to review the proposal to establish four Advisory Committees (Food Policy Council; Animal Services; School Health; and Substance Abuse/Alcohol Advisory) and report further on the following issues:
 - purpose of each committee:
e.g.: mandate/Terms of Reference;

- composition - board members / citizen members/staff members
- identification of need;
- expected outcomes of each committee;
- is there duplication or overlap of its mandate in other City of Toronto ABCs; and
- is it an internal or external committee, and its connection to the Board of Health; and

- (b) requested appropriate staff to report to the Board on whether appeals relating to muzzling dogs conducted in some former municipalities could be heard by the Animal Services Advisory Committee (if established) instead of by the Board of Health.

On motion by Councillor Prue, the Board:

- 5. Requested the Medical Officer of Health to report to the Board's next meeting on a selection process for appointing the six citizen member composition to the Board of Health.

On motion by Councillor Mihevc, the Board:

- 6. Requested the Medical Officer of Health to report to the Strategic Planning Session with suggestions for ensuring citizen participation in the Board's activities.
- 7. Amended the report (April 30, 1998) from Councillor Korwin-Kuczynski by substituting the word "Force" with the word "Forces", and in so doing endorsed, and agreed to participate in, a one-day workshop sponsored by the former Mayor's Task Forces on Drugs which would explore issues related to illicit substance and alcohol abuse with community partners

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The following motion placed by Councillor Irene Jones was voted on and lost:

“That Recommendation 3 and 4 of the report (April 14, 1998) from the Administrator, Sub-Committee to Review Former Boards of Health Committees be amended by establishing an Animal Services Advisory Committee immediately, and that the Medical Officer of Health report back to the Board with Terms of Reference and suggested membership composition for the Committee.”

The following motion placed by Councillor King was voted on and lost:

“That Recommendation 5 of the report (April 14, 1998) from the Administrator, Sub-Committee to Review Former Boards of Health Committees be adopted.”

The following motions placed by Councillor Irene Jones were withdrawn:

1. “That citizen appointees to the Board of Health be made in 1998.”
2. “That Public Health Advisory Committees be established immediately.”
3. “The remaining Advisory Committees be established as soon as possible.”

The following motions placed by Councillor Joe Mihevc were withdrawn:

1. “That Recommendation 5 of the report (April 14, 1998) from the Administrator, Sub-Committee to Review Former Boards of Health Committees be amended by directing that Community Advisory Committees be established in each of the former

municipal areas as soon as possible, and that the Medical Officer of Health report back to the Board's next meeting on composition, membership and Terms of Reference, and that the Special Committee to Review the Final Report of the Toronto Transition Committee be advised of the Board's action in this respect.

2. "That those Committees begin a process to review and identify a citizen member from each Committee for appointment to the Board of Health"
3. "That Recommendations 3 and 4 of the report (April 14, 1998) from the Administrator, Sub-Committee to Review Former Boards of Health Sub-Committees be amended by adding that the issue of establishing more Advisory Committees be referred to the Strategic Planning Session of the Board."

The following motion placed by Councillor Irene Jones was withdrawn:

"That Recommendation 5 of the report (April 14, 1998) from the Administrator, Sub-Committee to Review Former Boards of Health Sub-Committees be amended by requesting that the existing three citizen members of the Board of Health be asked to confirm that they wish to continue as members of the Board and subject to their agreement recommend that the City's Nominating Committee be requested to begin the process for selecting the remaining number of citizen members (to a total of 6) each of whom should represent a former municipal area not currently represented on the Board for subsequent appointment by City Council."

84. Alpha Membership and 1998 Annual Conference

The Board had before it a report (May 4, 1998) from the Medical Officer of Health recommending that:

- (1) The Toronto Board of Health approve its membership in the Association of Public Health Agencies (ALPHA); and
- (2) at least one Board of Health member be approved for attendance at the 1998 annual conference.

The Board also had before it a list of proposed ALPHA Membership fees

On motion by Councillor Mihevc, the Board deferred Recommendation 1. of the report (May 4, 1998) from the Medical Officer of Health to its next meeting and adopted Recommendation 2. and in so doing approved the attendance of Elca Rennick and Dr. David McKeown at the 1998 ALPHA Conference.

85. Proposed Future Meetings of the Board of Health

The Board had before it a listing of proposed Board of Health meeting dates and agenda closings.

The Board also had before it a list of alternative Board of Health meeting dates from Councillor Joan King.

On motion by Councillor Jones, the Board scheduled its future 1998 meetings dates on the following days, each meeting beginning at 2.00 pm:

Tuesday, June 23, 1998
Tuesday, July 21, 1998
Tuesday, September 15, 1998
Tuesday, October 13, 1998
Tuesday, November 10, 1998
Tuesday, December 8, 1998

Councillor Mihevc voted in opposition to this motion.

86. Section 40 of the Draft Procedural By-law Respecting Deputations

The Board had before it a proposed Section 40 of the Board's Procedural By-law, Respecting Deputations.

On motion by Councillor Prue, the Board made the following amendments to its Procedural By-law:

1. Inserted the following Section 40:

“40. (1) As a general rule, agenda items will be listed as deputation items only when:

(a) a matter has been deferred from a previous meeting of the Board for consideration as a deputation item; or

(b) when a report from the Medical Officer of Health or other appropriate City Official is before the Board and the Medical Officer of Health or Official has requested that it be scheduled as a deputation item; or

(c) when the Chair, or a member with the agreement of the Chair, makes a request to the Secretary that an item be scheduled as a

deputation
item;

- (2) Any person may address the Board on any agenda item on the Board's current agenda by notifying the Secretary by 4.00 pm on the day preceding the Board meeting.
- (3) The Board render its decision in each case immediately after depositions have been heard.
- (4) Deputants shall limit their remarks to five minutes each"

2. Deleted the following section:

"23. The Board Chair, or the Vice Chair, may vote on all questions submitted and in case of a tie vote, the question shall be deemed to have been decided in the negative."

The following motion was placed by Councillor Mihevc and withdrawn:

"That Section 40 (1) (c) of the proposed Section be amended by deleting the words "or a member with the agreement of the Chair", and substituting thereto the words "or a member having notified the Chair".

87. Response from the Ministry of Health Respecting Increase in the Size of the Board of Health

The Board had before it a report (April 17, 1998) from David L. Mowatt, Chief Medical Officer of Health advising that in view of recent significant changes to the Health Protection and Promotion Act it is not feasible to consider any further amendments and encourages the Board of Health to consider alternative means of working with school board representatives.

On motion by Councillor Mihevc, the Board received this response for information and requested that this matter be revisited when there is a change in provincial government.

88. Notice of Motion to reconsider Board of Health's action respecting Standardization of User Fees - Environmental Health

The Board had before it a Notice of Motion from Councillor Filion recommending that:

The Board of Health, pursuant to Section 15. of its Procedural By-law:

1. Reconsider its action taken on February 23, 1998 respecting the standardization of user fees
2. Consider the report dated May 4, 1998 from the Medical Officer of Health titled "Standardization of User Fees - Environmental Health Services"

The Board also had before it a report (May 4, 1998) from the Medical Officer of Health recommending that:

- (1) The user fee schedule detailed in Appendix A of this report be adopted;
- (2) authority be granted to introduce the necessary Bill(s) in Council to give effect to recommendation 1 of this report;
- (3) the Public Health Department be directed to develop and implement a communication strategy to notify the various users of these services of the user fee adjustment; and
- (4) the new fee structure come into effect on July 2, 1998.

On motion by Councillor Mihevc, the Board:

1. Adopted the Notice of motion to reconsider this matter.
2. Recommended the adoption of the report (May 4, 1998) from the Medical Officer of Health and requested the Chair to submit the necessary Notice of Motion to Council to reconsider the action taken by Council on March 4, 5 and 6, 1998 and to adopt the foregoing report from the Medical Officer of Health.

New Business

The Medical Officer of Health provided the Board with verbal updates on:

- a. The Healthy Babies, Healthy Children program and the recent announcement that the Provincial Government had allocated new monies to this program
- b. School Food Grant monies - contribution through the Canadian Living Foundation.
- c. Changes in the regulations under the Ontario Works and Ontario Disabilities Support Program, and advised that a written report on this matter would be submitted to the Board of Health.

The Board adjourned its meeting at 1:52 p.m.

Chair.