

**THE CITY OF TORONTO**

**City Clerk's Division**

**Minutes of the Board of Health**

**Meeting No. 5**

**Monday, May 29, 2000**

The Board of Health met on Monday, May 29, 2000, in Committee Room 1, 2nd Floor, City Hall, Toronto, commencing at 10:15 a.m.

**Members Present:**

Councillor John Filion Chair		x
Councillor Irene Jones, Vice-Chair		x
Ms. Jan Campbell		x
Mr. Robert Davies		x
Trustee Gerri Gershon		x
Councillor Anne Johnston		x
Councillor Joan King		x
Ms. Gail Lindsay		x
Mr. Brian MacKay		x
Councillor Joe Mihevc	x	
Mr. Steven Pinnock		x
Councillor Michael Prue		x
Mr. Lee Zaslofsky		x

Members were present for some or all of the time period indicated.

**Also Present:**

Councillor Jack Layton  
Councillor Blake Kinahan

**Confirmation of Minutes.**

On motion by Councillor Johnston, the Minutes of the meeting of the Board of Health held on May 1, 2000, were confirmed.

**5.1 Air Pollution Burden of Illness  
in Toronto – Summary Report.**

The Board of Health had before it a report (May 18, 2000) from the Medical Officer of Health reporting on the key findings of Toronto Public Health's research study that estimates the number of premature deaths and hospitalizations that occur in the City of Toronto each year because of air pollution, and to provide policy recommendations for further action to improve air quality; advising that this report has no direct financial implications, that financial implications are related to the implementation of Toronto's Environmental Plan, for which resource requirements are currently under discussion by the Toronto Interdepartmental Environment Team; and recommending that the Board of Health:

- (1) request that the Medical Officer of Health:
  - (a) investigate the policy options available to the City to reduce air pollution from key contributors within Toronto such as diesel fueled vehicles;
  - (b) report back through the 2001 budget process on the benefit and feasibility of creating a Clean Air Advocate position to work with other municipalities and health units to advocate for the regulations, standards, policies and budget allocations needed from senior levels of government to improve regional air quality in southern Ontario; and a Clean Air Campaign Co-ordinator position to work with corporate staff, other government agencies, community groups and the private sector to implement a Greater Toronto Area-wide social marketing program to shift individual and institutional practices towards air quality improvement;
- (2) encourage City Council:
  - (a) in keeping with the Strategic Transportation Plan prepared by the Greater Toronto Services Board and the sustainable transportation recommendations contained in Toronto's Environmental Plan, to advocate to the Federal Ministers of Finance, Revenue, Transportation and Environment, and the Provincial Ministers of Finance, Municipal Affairs, Transportation and Environment for the funding to implement a sustainable transportation plan for the Greater Toronto Area;

- (b) to encourage the Federal Ministers of Environment and Health to establish sulphur levels in diesel that maximize health benefits for residents across Canada and harmonize standards for off-road and on-road diesel;
- (c) advocate to the Ontario Ministers of Environment and Energy, Science and Technology to:
  - (i) make the selling of Lakeview Generating Station conditional upon its conversion to natural gas;
  - (ii) establish for Ontario's electrical sector, the air emission caps recommended by the Ontario Clean Air Alliance that have been endorsed previously by both the Board of Health and City Council;
  - (iii) establish for coal-fired power plants serving Ontario, an air emission rate for nitrogen oxide emissions that matches the rate contained in the recently affirmed rule developed by the United States Environmental Protection Agency; and
  - (iv) revise the Air Quality Index to incorporate health based criteria that reflect the most recent scientific evidence for the six air pollutants identified in this report;
- (d) encourage the Federal Ministers of Environment and Health and the Canadian Council of Ministers of Environment to:
  - (i) establish health protective Canada-wide Standards for carbon monoxide, sulphur dioxide, and nitrogen dioxide; and
  - (ii) establish Canada-wide Standards of 50 ug/m<sup>3</sup> (24-hour) for inhalable particulates, 25 ug/m<sup>3</sup> (24-hour) for respirable particulates, and 60 ppb (8-hour) for ozone to be attained by the year 2010; and
  - (iii) review the Canada-wide Standards for ozone and particulates on a regular basis to continually strengthen the standards towards the lowest adverse health effect level and/or naturally occurring background levels in the region to which they apply;

Board of Health Minutes  
Monday, May 29, 2000

---

- (e) ensure that adequate and sustained funding is provided in a timely fashion to implement the recommendations contained in the Environmental Plan that are directed at the improvement of air quality in Toronto;
- (f) forward this report to the Greater Toronto Services Board, Toronto Transit Commission, GO Transit, Works Committee, Planning and Transportation Committee, Sustainability Roundtable, and the Toronto Interdepartmental Environment Team;
- (g) forward this report to the Prime Minister and the Federal Ministers of Finance, Revenue, Health, Transportation, and Environment;
- (h) forward this report to the Premier of Ontario and the Provincial Ministers of Finance, Health, Transportation, Environment and Energy, Science and Technology;
- (i) forward this report to all municipalities with a population greater than 50,000 in Ontario, all health units in Ontario, the Association of Municipalities of Ontario and the Federation of Canadian Municipalities, the Ontario Public Health Association, Association for Local Public Health Agencies and the Canadian Urban Transit Association for information; and
- (j) forward this report to the U.S. Environmental Protection Agency and the New York Attorney General's office as information relevant to their legal action against coal-fired power plants in the mid-western United States.

The Board of Health also had before it a communication (May 26, 2000) from Dr. B. Ted Boadway, Executive Director, Health Policy, Ontario Medical Association, in support of the foregoing study.

The Medical Officer of Health and Dr. David Pengelly, McMaster Institute of Environment and Health and the Gage Occupational and Environmental Health Unit (University of Toronto), gave overhead slide presentations with respect to the key findings of the study on air pollution burden of illness in Toronto.

The following persons appeared before the Board of Health in connection with the foregoing matter:

- Ms. Beatrice Olivastri, Executive Director, Friends of the Earth, and submitted a written brief with respect thereto;

Board of Health Minutes  
Monday, May 29, 2000

---

- Mr. Peter Tabuns, Greenpeace, and submitted a written brief with respect thereto;
- Ms. Lois Corbett and Dr. Keith Stewart, Toronto Environmental Alliance, and submitted a written brief with respect thereto;
- Mr. Andrew King, Occupational Health Clinic for Ontario Workers; and
- Dr. Philip Webb, Centre for Urban and Community Studies, University of Toronto, and submitted a written brief with respect thereto.

Councillor King moved that:

- (a) Recommendation No. 1(a) be amended by adding after the word “vehicles”, the following: “off-road diesels and wood fireplaces/stoves”;
- (b) Recommendation No. (2) be amended by deleting the word “encourage” and inserting in lieu thereof “recommend”;
- (c) Recommendation No. (2)(b) be amended by adding the word “free” after “sulphur”, and “will” after “that”;
- (d) Recommendation No. (2)(d) be amended by deleting the word “encourage” and inserting in lieu thereof the word “request”;  
and
- (e) Recommendation No. (2) be amended by adding a further Recommendation (k), viz: “to hold a municipal best practices conference dedicated to solutions to improve air quality.”

The foregoing motions (a) through (e) by Councillor King **carried**.

Councillor Jones moved that:

- (f) Recommendation No. (2)(c)(i) be amended by adding the words “immediately upon purchase”, **carried**.

Ms. Lindsay moved that:

- (g) Recommendation No. (2)(e) be amended by adding the following: “including Phase II of the Toronto Smog Plan”; and
- (h) Recommendation No. (2)(f) be amended by adding after the word “Team” the words “to encourage them to address alternative energy sources and clean fuels”.

The foregoing motions (g) and (h) by Ms. Lindsay **carried**

Mr. Zaslofsky, on behalf of Councillor Layton, moved that:

- (i) Recommendation No. (2)(c) be amended by adding the following further recommendation (v): “close Lakeview Generating Station on those days when the Medical Officer of Health has issued a “smog alert” and to ensure that alternate power sources do not come from equally or worse polluting sources”;

Mr. Zaslofsky also moved that:

- (j) the Medical Officer of Health be requested to submit a report to the Board of Health on the current literature with regard to the relationship between diesel exhaust and cancer;

Mr. Zaslofsky, on behalf of Councillor Layton, further moved that:

- (k) the City participate in appropriate ways in a “smog-busting” summit.

The foregoing motions (i), (j) and (k) by Mr. Zaslofsky **carried**

Mr. Pinnock, as amended by Councillor Mihevc, moved that:

- (l) Recommendation No. 2(f) be amended to provide that the report is also forwarded to the Steelworkers Union the Auto Workers Union, and to major union representatives in Toronto for their

information and appropriate Occupational Health and Safety Action, **carried**

Ms. Campbell moved that:

- (m) Recommendation No. 1(a) be further amended to provide that the Medical Officer of Health be requested to submit a report to the Board of Health on policy options that will create incentives and disincentives related to transportation demand management for employers with more than 50 employees (for example, car pooling, bike lockers and showers, bulk transit discounts, bounties on car use); and
- (n) the Medical Officer of Health be requested to submit a report to the Board of Health on the status of enforcement of the Idling Control By-law.

The foregoing motions by Ms. Campbell (m) and (n) **carried**

Later in the meeting, Councillor Mihevc moved that the matter be re-opened, **carried**

Councillor Mihevc moved that:

- (o) the City endorse the principle of including “sulphur-free” for all diesel purchases made by the City, its agencies, boards, and commissions; and, further, that the Commissioner of Corporate Services be requested to submit a report to the Board of Health and the Administration Committee on the progress to date, with a view to developing steps towards the “sulphur-free” goal, **carried**

***In summary, the Board of Health:***

- (1) requested the Medical Officer of Health to:
  - (a) investigate the policy options available to the City to:
    - (i) reduce air pollution from key contributors within Toronto such as diesel fueled vehicles, off-road diesels, and wood fireplaces/stoves;

- (ii) create incentives and disincentives related to transportation demand management for employers with more than 50 employees (for example, car pooling, bike lockers and showers, bulk transit discounts, bounties on car use) and to submit a report thereon to the Board;
  - (b) report back through the 2001 budget process on the benefit and feasibility of creating a Clean Air Advocate position to work with other municipalities and health units to advocate for the regulations, standards, policies and budget allocations needed from senior levels of government to improve regional air quality in southern Ontario; and a Clean Air Campaign Co-ordinator position to work with corporate staff, other government agencies, community groups and the private sector to implement a Greater Toronto Area-wide social marketing program to shift individual and institutional practices towards air quality improvement;
  - (c) submit a report to the Board of Health on the status of the enforcement of the Idling Control By-law;
  - (d) to submit a report to the Board of Health on the current literature with regard to the relationship between diesel exhaust and cancer;
- (2) recommended that City Council:
- (a) in keeping with the Strategic Transportation Plan prepared by the Greater Toronto Services Board and the sustainable transportation recommendations contained in Toronto's Environmental Plan, advocate to the Federal Ministers of Finance, Revenue, Transportation and Environment, and the Provincial Ministers of Finance, Municipal Affairs, Transportation and Environment for the funding to implement a sustainable transportation plan for the Greater Toronto Area;
  - (b) encourage the Federal Ministers of Environment and Health to establish sulphur-free levels in diesel that will maximize health benefits for residents across Canada and harmonize standards for off-road and on-road diesel;
  - (c) advocate to the Ontario Ministers of Environment and Energy, Science and Technology to:



- (i) make the selling of Lakeview Generating Station conditional upon its conversion to natural gas immediately upon purchase;
  - (ii) establish for Ontario's electrical sector, the air emission caps recommended by the Ontario Clean Air Alliance that have been endorsed previously by both the Board of Health and City Council;
  - (iii) establish for coal-fired power plants serving Ontario, an air emission rate for nitrogen oxide emissions that matches the rate contained in the recently affirmed rule developed by the United States Environmental Protection Agency;
  - (iv) revise the Air Quality Index to incorporate health based criteria that reflect the most recent scientific evidence for the six air pollutants identified in this report;
  - (v) close Lakeview Generating Station on those days when the Medical Officer of Health has issued a "smog alert" and to ensure that alternate power sources do not come from equally or worse polluting sources;
- (d) request the Federal Ministers of Environment and Health and the Canadian Council of Ministers of Environment to:
- (i) establish health protective Canada-wide Standards for carbon monoxide, sulphur dioxide, and nitrogen dioxide;
  - (ii) establish Canada-wide Standards of 50 ug/m<sup>3</sup> (24-hour) for inhalable particulates, 25 ug/m<sup>3</sup> (24-hour) for respirable particulates, and 60 ppb (8-hour) for ozone to be attained by the year 2010;
  - (iii) review the Canada-wide Standards for ozone and particulates on a regular basis to continually strengthen the standards towards the lowest adverse health effect level and/or naturally occurring background levels in the region to which they apply;
- (e) ensure that adequate and sustained funding is provided in a timely fashion to implement the recommendations contained in the Environmental Plan that are directed at the improvement of air quality in Toronto, including Phase II of the Toronto Smog Plan;

- (f) forward this report to the Greater Toronto Services Board, Toronto Transit Commission, GO Transit, Works Committee, Planning and Transportation Committee, Sustainability Roundtable, the Toronto Interdepartmental Environment Team, the Steelworkers' Union, the Autoworkers' Union, and to major union representatives in Toronto for their information and appropriate Occupational Health and Safety Action and to encourage them to address alternative energy sources and clean fuels;
- (g) forward this report to the Prime Minister and the Federal Ministers of Finance, Revenue, Health, Transportation, and Environment;
- (h) forward this report to the Premier of Ontario and the Provincial Ministers of Finance, Health, Transportation, Environment and Energy, Science and Technology;
- (i) forward this report to all municipalities with a population greater than 50,000 in Ontario, all health units in Ontario, the Association of Municipalities of Ontario and the Federation of Canadian Municipalities, the Ontario Public Health Association, Association for Local Public Health Agencies and the Canadian Urban Transit Association for information;
- (j) forward this report to the U.S. Environmental Protection Agency and the New York Attorney General's office as information relevant to their legal action against coal-fired power plants in the mid-western United States;
- (k) hold a municipal best practices conference dedicated to solutions to improve air quality;
- (l) participate in appropriate ways in a "smog-busting" summit; and
- (m) endorse the principle of including "sulphur-free" for all diesel purchases made by the City, its agencies, boards and commissions; and, further, that the Commissioner of Corporate Services be requested to submit a report to the Board of Health and the Administration Committee on the progress to date, with a view to developing steps towards a "sulphur-free" goal.

(Clause No. 1, Report No. 4)

## **5.2 Annual Air Quality Reports for the City of Toronto.**

The Board of Health had before it a report (May 7, 2000) from the Medical Officer of Health, advising that the Ministry of Environment has committed to shorten the time frame between the collection and reporting of the air quality monitoring results across Ontario; that Works and Emergency Services, in consultation with Public Health, has agreed to prepare annual air quality reports specific to the City of Toronto, and recommending that:

- (1) the Board of Health forward this report to the Works Committee and request that the Commissioner of Works and Emergency Services, in consultation with the Medical Officer of Health, be directed to report annually to the Works Committee and the Board of Health on the status of air quality in Toronto; and
- (2) the appropriate City staff be authorized and directed to take necessary action to give effect thereto.

On motion by Councillor Prue, the Board of Health adopted the foregoing report.

(Works Committee; c. Commissioner of Works and Emergency Services; Medical Officer of Health; Ms. J. Speakman, Legal Services – May 29, 2000)

## **5.3 Patterns of Child Respiratory Illness in Toronto.**

The Board of Health had before it a report (May 16, 2000) from the Medical Officer of Health, informing the Board of Health of the results of an investigation into certain patterns of childhood respiratory illness in Toronto and recommending that:

- (1) the Board of Health forward this report to the Community Services Committee for information; and
- (2) this report be forwarded to the Toronto District Health Council, the Ontario Medical Association, the Ontario Hospital Association, the Association of Ontario Health Centres and the Child Health Network for their consideration when planning health care services for children and their families in the Scarborough area.

On motion by Councillor Mihevc, the Board of Health adopted the foregoing report.

(Community Services Committee; Toronto District Health Council; Ontario Medical Association, Ontario Hospital Association; Association of Ontario Health Centres; Child Health Network; c. Medical Officer of Health; Ms. J. Speakman, Legal Services – May 29, 2000)

#### **5.4 Hot Weather Response Plan for the Summer of 2000.**

The Board of Health had before it a report (May 12, 2000) from the Medical Officer of Health providing an outline of the protocol for the Hot Weather Response plan for the summer of 2000; advising that up to \$40,000.00 will be reallocated within the 2000 Public Health Operating Budget from underspending in the Cold Weather Alert program; that Finance staff have been consulted and concur with this financial impact statement; and recommending that:

- (1) the Medical Officer of Health call a Heat Warning when there is a weather forecast involving a Humidex 40 degrees Celsius or greater for at least a two day period, and that this Heat Warning activate the Hot Weather Response protocol as outlined in this report;
- (2) the Mayor declare a Heat Emergency when there is a weather forecast involving a Humidex greater than 45 degrees Celsius for at least a two day period, and that the Medical Officer of Health activate the City's emergency operations centre under the provisions of the City's Emergency Plan;
- (3) funds up to \$40,000 for the Hot Weather Response be reallocated within the Public Health 2000 Operating Budget from underspending in the Cold Weather Alert program;
- (4) Toronto Public Health continue to participate in research into the relationship between extreme hot weather and health impacts, including the establishment of a Toronto specific heat response threshold;
- (5) Toronto Public Health continue to develop a long-term plan that addresses the broader issues of climate change and global warming in collaboration with community partners and other stakeholders;

- (6) the Medical Officer of Health report to the Board of Health the results of the summer alerts in the fall of 2000;
- (7) this report be forwarded to the Policy and Finance Committee; and
- (8) the appropriate City officials be authorized and directed to take the necessary steps to give effect thereto.

On motion by Councillor Jones, the Board of Health recommended to Policy and Finance Committee adoption of the foregoing report.

(Policy and Finance Committee; c. Medical Officer of Health; Ms. J. Speakman, Legal Services – May 29, 2000)

#### **5.5 Update On Retirement Homes Hotline And Related Inspections.**

The Board of Health had before it a report (May 25, 2000) from the Medical Officer of Health providing an update on the Retirement Homes program activities including the Hotline and related inspection, outlining concerns related to the continuing lack of formal provincial support for this program; and recommending that the report be received for information and forwarded to the Community Services Committee for information.

On motion by Councillor Johnston, the Board of Health forwarded the aforementioned report to the Community Services Committee and to the Seniors' Advocate for information.

(Councillor Anne Johnston, Seniors' Advocate; Community Services Committee; c. Medical Officer of Health; Ms. J. Speakman, Legal Services – May 29, 2000)

## **5.6 Emerging Issues in the Food Safety Program and Options for a Food Premises Inspection Public Disclosure and Rating System for the City Of Toronto.**

The Board of Health had before it a report (May 17, 2000) from the Medical Officer of Health, providing an analysis of food premises inspection disclosure rating system options for the City of Toronto, including a report back on preliminary public and stakeholder consultation and an overview of Food Safety Program issues and policy options for a food premises inspection public disclosure and rating system for the City of Toronto; advising that financial implications, including staffing levels and revenue potential, will be detailed in a comprehensive Food Safety report to the Board of Health in June 2000, in conjunction with a report from the City Auditor; and recommending that:

- (1) the Board of Health endorse the principle of food handler training, certification and periodic re-certification for food premise owners/managers and at least one trained food handler per shift, as a requirement for the ongoing operation of food premises in Toronto;
- (2) the Board of Health urge the provincial Minister of Health to amend the Health Protection and Promotion Act, R.S.O. 1990 and/or the Food Premises Regulation, R.R.O. 562/90 so as to:
  - (a) require food handler training, certification and periodic re-certification as a prerequisite for the operation of food premises in Ontario;
  - (b) strengthen the system of progressive penalties against owners/operators of food premises that have a past history of non-compliance, up to and including permanent closure for repeated critical infractions;
  - (c) enable the development of a food premise disclosure and rating system for Ontario;
- (3) the Board of Health request the provincial Minister of Health to: (a) collaborate with the Association of Local Public Health Agencies, local municipalities and local boards of health in the review and development of consistent food premises disclosure and rating systems for Ontario; (b) expedite the approval of higher set fines for violations of the Food Premise Regulation, R.R.O.562/90;

- (4) the Medical Officer of Health report back to the June 26, 2000 meeting of the Board of Health on:
- (a) a local implementation plan and associated resource requirements for a food handler training and certification program that maximizes food handlers' access to a variety of training options and is based on full cost-recovery of any direct costs to Toronto Public Health;
  - (b) changes to the City's licensing system that can be implemented in Toronto to implement progressive penalties against owners/operators of food premises with a past history of non-compliance, up to and including permanent closure for repeated critical infractions; and
  - (c) a proposed food premises disclosure and rating system for Toronto, contingent upon any necessary amendments to the Health Protection and Promotion Act, R.S.O. 1990 and/or the Food Premises Regulation, R.R.O. 562/90.

The Board also had before it a communication (April 3, 2000) from the Secretary, Board of Health, advising that the Board of Health, at its meeting held on April 3, 2000, during consideration of a report (March 24) from the Medical Officer of Health with respect to a proposed public consultation process for the food premises disclosure and rating system, among other things, directed that the following motions be tabled and considered with the report from the Medical Officer of Health:

- (a) Moved by Councillor Filion:
- (i) that the Board of Health urge the Province and the Minister of Health to amend the Food Premises Regulation made under the Health Protection and Promotion Act to authorize municipalities to pass by-laws which require food premises operators to conspicuously post notices related to food premises inspections performed by City staff;
  - (ii) that the Province of Ontario be requested to amend section 220.1 of the Municipal Act or, in the alternative, that the Minister of Municipal Affairs and Housing be requested to make a regulation under section 220.1 of the Act, to authorize the City to pass by-laws to impose fees or charges on any class of persons for services provided by City staff in respect of food premises re-inspections which are imposed by the Mandatory Health Services and Program Guidelines made pursuant to the Health Protection and Promotion Act;

- (iii) that proposed changes to the City's licensing system be referred to the next meeting of the Licensing Sub-committee of the Planning and Transportation Committee for public deputations and debate;
  - (iv) that the appropriate City officials be authorized and directed to take the necessary actions to give effect thereto;
- (b) Moved by Councillor King:
- (i) that the Medical Officer of Health request the Province of Ontario to give the City of Toronto the authority to set fines and implement user fees for restaurants which fail an initial public health inspection; and
  - (ii) that the Chair of the Board of Health be requested to meet with the Provincial Minister of Health and Long Term Care to seek her assistance in this matter.

The Board also had before it Clause No.1 of Report No. 1 of the Board of Health, entitled "Update on Restaurant Inspection Blitz and Process for Food Premises Disclosure System", which was adopted, as amended, by City Council on April 11, 12 and 13, 2000.

The Medical Officer of Health gave an overhead slide presentation.

The following persons appeared before the Board of Health in connection with the foregoing matter:

- Mr. Frank Bosso, Owner, Arizona B Bar and Grill;
- Mr. Mike O'Connor, Joe Badali's Restaurant;
- Ms. Marilyn Lee, Professor, School of Occupational and Public Health, Ryerson Polytechnic University;
- Ms. Lisa Marsden, on behalf of Mr. Rod Seiling, Greater Toronto Area Hotel Association;
- Mr. Byron Yankou;
- Mr. Paul Manna, Manna Franchise Corporation;
- Mr. Stephen Chan, Ontario Chinese Restaurant Association;
- Mr. Terry Mundell, President, Ontario Restaurant, Hotel and Motel Association;
- and
- Mr. William Roman, Better Business Bureau.

Councillor Filion appointed Councillor Jones Acting Chair, and vacated the Chair.



Councillor Filion moved that Recommendation No. 4(c) be amended to provide that the Board support a rating system based on a graded system, in principle. [This motion was subsequently withdrawn, with the permission of the Board.]

Councillor Filion resumed the Chair.

Councillor Mihevc moved that:

- (a) the Board of Health support in principle a pass/fail system;
- (b) food handler training programmes be offered in more than one language;
- (c) the Medical Officer of Health be requested to report to the Board of Health, on an annual basis, on the number of restaurant inspectors and inspections and any other information deemed to be helpful to ensure that the Toronto restaurant system is being appropriately inspected by Toronto Public Health;
- (d) the Workers' Information Action Committee of Toronto be requested to submit a report to the Board of Health for its meeting scheduled to be held on June 26, 2000 on:
  - (i) the necessary steps to ensure that restaurant employees are paid by their employer during food handling training, and to also ensure that all costs related to the training are borne by the employer, not the employee; and
  - (ii) measures that could be taken to inform workers of their rights in the event a restaurant is closed for health reasons.

The foregoing motions (a) (b) and (c) by Councillor Mihevc **carried**. Motion (d) **failed**.

Councillor Jones moved that the report from the Medical Officer of Health be amended by:

- (e) striking out Recommendation No. (2)(c); and
- (f) amending Recommendation No. (3) by deleting the words “and rating”;

The foregoing motions (e) and (f) by Councillor Jones **carried**.

Councillor Filion appointed Councillor Jones Acting Chair, and vacated the Chair.

Trustee Gershon moved that:

- (g) the Medical Officer of Health, in consultation with the City Solicitor and officials from the Licensing Division and Insurance Risk Management Division, and the Commissioner of Economic Development, Culture and Tourism be requested to submit a report to the Board of Health on rating systems used by other jurisdictions and that those examples include comment with respect to any legal implications, the degree of improvement observed in food safety, and any financial implications experienced in those jurisdictions since the implementation of such rating systems, **failed**.

Councillor King moved that:

- (h) Recommendation No. (4) be amended by inserting after the words “Medical Officer of Health” the words “in consultation with the City Solicitor, the Executive Director of Municipal Licensing and Standards, the Director of Treasury, Financial Services Division (Insurance and Risk Management) and the Commissioner of Economic Development Culture and Tourism;
- (i) Recommendation No. (4) be further amended by adding a further Recommendation (d), viz: “a clear

set of guidelines and procedures to be used during inspections of food premises”.

The foregoing motions (h) and (i) by Councillor King **carried**.

Councillor Prue moved that:

- (j) restaurants be requested to post in their windows a certificate indicating that on the date of the last restaurant inspection, the restaurant met all public health requirements; and, further, advising that if anyone has any complaints about health or sanitation, they should contact the Medical Officer of Health, and that the telephone and fax numbers and the e-mail address of the Medical Officer of Health be provided on the certificate, **carried**.

Mr. Pinnock moved that:

- (k) Recommendation No. 4(b) be amended by deleting the word “critical”, **carried**.

Councillor Filion moved that:

- (l) the Medical Officer of Health, in consultation with the City Solicitor, officials from the Licensing Division and Insurance and Risk Management Division, and the Commissioner of Economic Development, Culture and Tourism be requested to submit a report to the Board of Health providing further details on the following three options: pass/fail system; grading system; and a public disclosure system via the internet; such report to provide comment with respect to any legal implications, **failed**.

***In summary, the Board of Health:***

- (1) endorsed the principle of food handler training, certification and periodic re-certification for food premise owners/managers and at least one trained food handler per shift, as a requirement for the ongoing operation of food premises in Toronto;

- (2) supports, in principle a pass/fail system;
- (3) urged the provincial Minister of Health to amend the Health Protection and Promotion Act, R.S.O. 1990 and/or the Food Premises Regulation, R.R.O. 562/90 so as to:
  - (a) require food handler training, certification and periodic re-certification as a prerequisite for the operation of food premises in Ontario;
  - (b) strengthen the system of progressive penalties against owners/operators of food premises that have a past history of non-compliance, up to and including permanent closure for repeated critical infractions;
- (4) requested the provincial Minister of Health to: (a) collaborate with the Association of Local Public Health Agencies, local municipalities and local boards of health in the review and development of consistent food premises disclosure systems for Ontario; (b) expedite the approval of higher set fines for violations of the Food Premise Regulation, R.R.O.562/90;
- (5) requested the Medical Officer of Health, in consultation with the City Solicitor, the Executive Director of Municipal Licensing and Standards, the Director of Treasury and Financial Services Division (Insurance and Risk Management), and the Commissioner of Economic Development, Culture and Tourism, to submit a report to the meeting of the Board scheduled to be held on June 26, 2000 on:
  - (a) a local implementation plan and associated resource requirements for a food handler training and certification program that maximizes food handlers' access to a variety of training options and is based on full cost-recovery of any direct costs to Toronto Public Health;
  - (b) changes to the City's licensing system that can be implemented in Toronto to implement progressive penalties against owners/operators of food premises with a past history of non-compliance, up to and including permanent closure for repeated infractions;
  - (c) a proposed food premises disclosure system for Toronto, contingent upon any necessary amendments to the Health Protection and Promotion Act, R.S.O. 1990 and/or the Food Premises Regulation, R.R.O. 562/90;

- (d) a clear set of guidelines and procedures to be used during inspections of food premises;
- (6) recommended that food handler training programmes be offered in more than one language;
- (7) requested the Medical Officer of Health to submit a report to the Board, on an annual basis, on the number of restaurant inspectors and inspections, and any other information deemed helpful to ensure the Toronto restaurant system is being appropriately inspected by Toronto Public Health;
- (8) requested that restaurants post in their windows a certificate indicating that on the date of the last restaurant inspection, the restaurant met all public health requirements; and, further, advising that if anyone has any complaints about health or sanitation, they should contact the Medical Officer of Health, and that the telephone and fax numbers and the e-mail address of the Medical Officer of Health be provided on such certificate.

(Minister of Health; Medical Officer of Health; City Solicitor, Executive Director, Municipal Licensing and Standards, Director of Treasury and Financial Services Division (Insurance and Risk Management; Commissioner of Economic Development, Culture and Tourism; c. Interested persons – May 29, 2000)

Councillor Fillion resumed the Chair.

#### **5.7 Rave Parties – Substance Abuse Sub-Committee.**

The Board of Health had before it a communication (May 12, 2000) from the City Clerk, advising that City Council, at its meeting held on May 9, 10 and 11, 2000, in adopting a Motion by Mayor Lastman, seconded by Councillor Pantalone, with respect to Rave parties, among other things:

- (a) requested the newly established Substance Abuse Sub-Committee of the Board of Health to deal with drug-related issues at Rave parties and make recommendations to Council, through the Board of Health, around drug prevention and harm reduction;

- (b) requested the Board of Health to include a senior police representative to participate on the Substance Abuse Sub-Committee and, further, that the Chief of Police be requested to make a senior level appointment in this regard;
- (c) the Medical Officer of Health be requested to submit a report to the August 1, 2 and 3, 2000, meeting of City Council, through the Board of Health, on how to deal with illegal drug use at Raves and other related parties; and
- (d) directed that all discussions conducted and reports prepared on the issue of Rave parties include participation and consultation with officials from Toronto Ambulance and Toronto Fire Services.

On motion by Councillor Mihevc, the Board of Health re-opened the issue with respect to the Membership of the Substance Abuse Subcommittee and amended the Membership in accordance with item (b) above.

(Substance Abuse Sub-Committee; Chief of Police; c. Medical Officer of Health; Mayor Lastman; Councillor Pantalone – May 29, 2000)

The Board recessed at the following times:

recessed: 12:20 p.m.;

resumed: 12:55 p.m.

The Board adjourned its meeting at 5:12 p.m.

---

Chair.