

THE CITY OF TORONTO

City Clerk's Office

Minutes of Board of Health

Meeting No. 10

November 18, 2002

The Board of Health met on Monday, November 18, 2002 in Committee Room No. 2, 2nd Floor, City Hall, Toronto, commencing at 10:00 a.m.

Members Present:

Councillor Joe Mihevc, Chair	x
Councillor Augimeri	x
Councillor John Filion	x
Councillor Norman Kelly	x
Councillor Jane Pitfield	x
Councillor David Soknacki	x
Ms. Helen Chan	
Mr. Brian Hyndman	x
Mr. Brian MacKay	
Dr. Rosana Pellizzari	x
Ms. Nancy Peters	x
Trustee Mark Stefanini	x
Mr. Lee Zaslofsky	x

Councillor Mihevc in the Chair.

Confirmation of Minutes.

On motion by Ms. Peters, the Minutes of the meeting of the Board of Health held on October 21, 2002 were confirmed.

Wayne Roberts Staff Recognition Award.

The Board of Health recognized Wayne Roberts, Co-ordinator of the Toronto Food Policy Council and a staff member of Toronto Public Health for being among the inaugural class of medalists for the Canadian Environment Awards and for the exemplary work he continues to do locally with many community partners to make Toronto a food secure city.

10.1 Toronto Public Health 2003-2012 Capital Plan and Budget.

The Board of Health had before it a report (October 16, 2002) from the Medical Officer of Health, providing an overview of the 2003 - 2012 Toronto Public Health Capital Budget Submission; advising of financial implications; and recommending that:

- (1) the 2003-2012 Public Health Capital Plan and Budget be endorsed and referred to the City's Budget Advisory Committee for approval; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

The Board of Health also had before it the following:

- (i) report (October 18, 2002) from the Committee Secretary, Board of Health Budget Subcommittee, forwarding the report (October 16, 2002) from the Medical Officer of Health, respecting the 2003-2012 Capital Plan and Budget without recommendation; and
- (ii) communication (November 14, 2002) from the Committee Secretary, Board of Health Budget Subcommittee, recommending that the Financial Implications and Impact Statement contained in the report (October 16, 2002) from the Medical Officer of Health on the 2003-2012 Capital Plan and Budget be deleted and replaced with the revised Financial Implications and Impact Statement as per the attached; advising that the Budget Subcommittee advises having requested the Medical Officer to report directly to the Board, at its meeting on November 18, 2002, on the minimum contribution required by Health Canada for Toronto Public Health to fully support the Information and Technology Plan.

The Medical Officer of Health gave a presentation.

On motion by Mr. Zaslofsky, the Board of Health advised the Budget Advisory Committee that it endorses the revised report (October 16, 2002) from the Medical Officer of Health with respect to the Toronto Public Health 2003-2012 Capital Plan and Budget and submits the report for approval.

(Budget Advisory Committee; Medical Officer of Health; c. Jane Speakman, Legal Services; Committee Secretary, Board of Health Budget Subcommittee – November 19, 2002)

10.2 Toronto Public Health 2003 Operating Budget.

The Board of Health had before it a report (October 16, 2002) from the Medical Officer of Health, providing an overview of the 2003 Toronto Public Health Operating Budget submission and proposing a process by which public deputations can inform the Board of Health's budget decisions; advising that an oral presentation of this report will be provided at the October 21, 2002 meeting of the Board of Health, following its discussions at the October 17, 2002 meeting of the Board of Health Budget Sub-Committee; advising of financial implications; and recommending that:

- (1) the Board of Health table this report to its November 18, 2002 meeting, in order to provide an opportunity for public deputations on the proposed 2003 Public Health Operating Budget;
- (2) the Board of Health endorse the following Operating Budget proposals at its November 18, 2002 meeting:
 - (a) annualization of initiatives and compensation policies previously approved by City Council (\$3,986.7 thousand gross / \$2,284.1 thousand net);
 - (b) economic factors as calculated by the City's Finance Department (\$4,116.1 thousand gross / \$2,048.6 thousand net);
 - (c) other base budget changes pursuant to corporate policies, health and safety requirements, and service volume increases (\$5,120.3 thousand gross / \$683.3 thousand net);
 - (d) revenue reductions associated with the sale of materials and loss of a grant from Cancer Care Ontario, Central East Region (\$69.0 thousand net);
 - (e) reduction in the TPH gapping target on cost-shared programs from 4.6% to 3.0% (\$748.9 thousand gross / \$420.7 thousand net);
 - (f) establishment of a West Nile Virus (WNV) Prevention and Control Program (\$777.7 thousand gross / \$388.9 thousand net);
 - (g) continuation of the 20/20 Clean Air Campaign to reduce vehicle and energy use by City residents and businesses (\$100.0 thousand gross / \$50.0 thousand net);
 - (h) continuation and expansion of the City's strategy to educate the public about safer pesticide use (\$163.5 thousand gross / \$81.8 thousand net);

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- (i) health-related environmental studies requested and fully funded by the City's Works and Emergency Services Department pursuant to the closure of the Ashbridges Bay Sewage Treatment Plant (\$190.0 thousand gross / \$0 net);
- (j) temporary expansion of the TB Program to control an ongoing TB outbreak in the hostel sector (\$495.2 thousand gross / \$247.6 thousand net);
- (3) that Non-Program interdepartmental recoveries for Public Health Information Technology be transferred permanently at current levels into the Public Health Operating Budget (\$2.2 million gross);
- (4) that the final budget decisions of the Board of Health be referred to the Budget Advisory Committee for consideration; and
- (5) that the appropriate City officials be authorized and directed to take the necessary actions to give effect thereto.

The Board of Health also had before it the following:

- (i) communication (September 26, 2002) from the City Clerk, Children and Youth Action Committee, recommending that City Departments be directed to include 2003 budget submissions initiatives that may not have received funding in previous years, such as expansion to: pre-school and school age recreation programs, child care spaces, reading programs and child nutrition programs;
- (ii) communication (October 22, 2002) from the Secretary, Board of Health, addressed to the Medical Officer of Health;
- (iii) report (November 13, 2002) from the Medical Officer of Health providing the Board of Health with an update on the 2002 Toronto Public Health (TPH) West Nile Virus (WNV) program along with recommendations for 2003;
- (iv) communication (November 6, 2002) from Councillor Jack Layton, Co-Chair, Advisory Committee on Homeless and Socially Isolated Persons;
- (v) communication (November 8, 2002) from Mr. Lee Zaslofsky, Chair, Toronto/East York Local Health Committee;
- (vi) communication (November 11, 2002) Lynne Raskin, Executive Director, The South Riverdale Community Health Centre;

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- (vii) communication (October 31, 2002) from Katie Cooper, Healthier Living Centre Manger, Downsview Services to Seniors Inc.;
- (viii) communication (undated) from Milena Grubic, Information and Outreach Coordinator, YMCA Newcomer Information Centre;
- (ix) communication (November 7, 2002) from The Very Reverend Samuel O. Agyapong, Minister in Charge, Ghana Methodist Church of Toronto;
- (x) communication (November 11, 2002) from Giorgio Bassani, Congregate Dining Program Coordinator, West Scarborough Neighbourhood Community Centre;
- (xi) form letter submitted by approximately 44 clients of Hassle Free Clinic addressed to the Chair of the Board of Health and the Chair of the Budget Advisory Committee requesting additional funding for the Hassle Free Clinic;
- (xii) communication (undated) from Marilou McPhedran, National Network on Environments and Women's Health;
- (xii) communication (undated) from Mary Jane McNally, Toronto Western Hospital;
- (xiv) (November 18, 2002) from Margaret Watson, Co-Chair, Metro Chapter, Canadian Pensioners Concerned, Inc.; and
- (xv) (November 6, 2002) from Angela Robertson, Executive Director, Sistering.

Lee Zaslofsky declared an interest in that portion of the foregoing report relating to the Hassle Free Men's Clinic, in that he is a member of the Board of the Hassle Free Clinic.

The Medical Officer of Health gave a brief presentation.

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

- Dr. Miriam Garfinkle, Family Physician;
- Vanita Varma, Hassle Free Clinic;
- Radha Nayar, Immigrant Women's Health Centre;
- Carolyn Egan, North York Birth Control & VD Information Centre;
- Cherie MacDonald, Teacher, Oasis School;
- Suzanne Jackson, Centre for Health Promotion, University of Toronto;
- Yan-Li Xu;
- Margaret Hefferon, Caring Alliance;
- Bea Levis, Toronto Seniors' Assembly, and submitted a written submission;
- Chung Tang, Chinese Canadian National Council (Toronto Chapter);

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- Alexander McKay, Ph.D, The Sex Information and Education Council of Canada;
- Darin Jackson, CUPE Local 416; and
- Dr. JaeYang, Division of Respirology, St Michael's Hospital.

The Board of Health, on motion by Councillor Augimeri:

- (1) endorsed the following Operating Budget proposals:
 - (i) annualization of initiatives and compensation policies previously approved by City Council (\$3,986.7 thousand gross / \$2,284.1 thousand net);
 - (ii) economic factors as calculated by the City's Finance Department (\$4,116.1 thousand gross / \$2,048.6 thousand net);
 - (iii) other base budget changes pursuant to corporate policies, health and safety requirements, and service volume increases (\$5,120.3 thousand gross / \$683.3 thousand net);
 - (iv) revenue reductions associated with the sale of materials and loss of a grant from Cancer Care Ontario, Central East Region (\$69.0 thousand net);
 - (v) reduction in the TPH gapping target on cost-shared programs from 4.6% to 3.0% (\$748.9 thousand gross / \$420.7 thousand net);
 - (vi) continuation of the 20/20 Clean Air Campaign to reduce vehicle and energy use by City residents and businesses (\$100.0 thousand gross / \$50.0 thousand net);
 - (vii) continuation and expansion of the City's strategy to educate the public about safer pesticide use (\$163.5 thousand gross / \$81.8 thousand net);
 - (viii) health-related environmental studies requested and fully funded by the City's Works and Emergency Services Department pursuant to the closure of the Ashbridges Bay Sewage Treatment Plant (\$190.0 thousand gross / \$0 net); and
 - (ix) temporary expansion of the TB Program to control an ongoing TB outbreak in the hostel sector (\$495.2 thousand gross / \$247.6 thousand net); and

recommended to the Budget Advisory Committee:

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- (2) that Non-Program interdepartmental recoveries for Public Health Information Technology be transferred permanently at current levels into the Public Health Operating Budget (\$2.2 million gross);
- (3) that the following programs be reinstated:
 - sexual health clinics; and
 - vulnerable adults/seniors;
- (4) that in addition, the following proposals from the Children and Youth Action Committee be added to the Toronto Public Health Budget:
 - early parenting program - \$725,000.00 gross (\$362,500.00 net);
 - expansion of prenatal education – \$520,000.00 gross (\$260,000.00 net);
 - municipal portion of the child nutrition program to elementary schools - \$22,000.00 gross (\$22,000.net);
- (5) that reductions noted in withdrawal of other base changes as follows:
 - B2 – Consulting Requirements;
 - B5 – Translations/Meterage; and
 - RV2 – Revenue Change, Cancer Care Ontario;
- (6) that the Dental Treatment Service for Seniors in collective living centres be reinstated and harmonized across the City of Toronto at an additional cost of \$197,000.00 gross (149,720.00 net);
- (7) that discontinuing the stray cat pick-up be accepted.

The Board of Health took the following additional action:

on motion by Councillor Soknacki:

- (A) adopted the following, in principle, pending Finance Review, and requested the Medical Officer of Health to report directly to Budget Advisory Committee on savings achieved:
 - (i) by reducing management merit increase from 3.0% to 1.5%, pursuant to corporate practice; and
 - (ii) by re-calculating cost of living adjustments with these savings being used to reduce Toronto Public Health gapping to 4% and the balance being applied to other corporate pressures;

on motion by Councillor Pitfield:

- (B) requested the Medical Officer of Health to report directly to Budget Advisory Committee on:
 - (i) the deficiencies identified in relation to the financial impact needs based on the report currently available from SAP;
 - (ii) the extent (\$millions) of the Public Health computer systems budget intended to be assigned towards addressing those deficiencies;
 - (iii) hydro savings achieved as a result of the Province's recent announcement on hydro rate stabilization;
- (C) requested the Chair of the Board of Health Budget Subcommittee to negotiate with the Chief Administrative Officer on a phased reduction in the Toronto Public Health gapping target levels and to report back on the outcome at the next meeting of the Board of Health; and

on motion by Mr. Hyndman:

- (D) requested the Medical Officer of Health to report back to the Board on convening a strategic planning process to develop a long-term operational plan for Toronto Public Health; and that this process pay particular attention to the identification of revenue generation opportunities and enhanced opportunities for collaboration with other organizations with health promotion and disease prevention mandates.

(Budget Advisory Committee; c. Medical Officer of Health; Jane Speakman, Legal Services; Committee Secretary, Board of Health Budget Subcommittee; Committee Secretary, Children and Youth Action Committee; Interested Persons - November 25 2002)

10.3 West Nile Virus Program.

The Board of Health had before it a report (November 13, 2002) from the Medical Officer of Health, providing the Board of Health with an update on the 2002 Toronto Public Health (TPH) West Nile Virus (WNV) program along with recommendations for 2003; advising of financial implications; and recommending that:

- (1) the Board of Health endorse the following components and service levels for the 2003 WNV Program:

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- (a) primary prevention of WNV through source reduction, public education, surveillance and mapping (\$777,700 gross / \$388,850 net);
 - (b) larvicidal control of mosquitoes across the City (\$720,000 gross / \$360,000 net) (Option 2);
 - (c) a retainer for a licensed pest control service that would be used only if, in the opinion of the Medical Officer of Health, the use of adulticides is necessary as an effective and essential strategy to reduce WNV transmission to humans and when all other measures to prevent this health hazard have failed (\$80,000 gross / \$40,000 net);
- (2) the Board of Health urge the Minister of Health and Long Term Care to provide substantially increased resources (in both personnel and equipment) for the Central Public Health Laboratory in order to provide more timely access for local physicians and public health officials to preliminary WNV test results;
 - (3) the Board of Health urge the Minister of Health and Long Term Care to provide a Level 3 laboratory in Ontario to improve the timeliness of confirmatory testing among probable human cases of WNV disease;
 - (4) this report be referred to the City's Budget Advisory Committee for consideration during the 2003 operating budget process;
 - (5) this report be referred to the Economic Development and Parks Committee and to the Works Committee for their information; and
 - (6) the appropriate City officials be authorized and directed to take the necessary actions to give effect thereto.

The Medical Officer of Health gave a brief presentation.

Councillor Mihevc appointed Councillor Augimeri Acting Chair and vacated the Chair.

On motion by Councillor Mihevc, as amended by
Councillor Pitfield, the Board of Health:

- (i) requested the Provincial government to pay 100% of the costs for WNV prevention and control on an ongoing basis, according to the budget recommended by the Medical Officer of Health in her report (November 13, 2002) to the Board of Health in order to ensure that an appropriate response to WNV

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is implemented in a consistent manner across Ontario;

- (ii) directed that this position be communicated to local boards of health in Ontario, the Association of Local Public Health Agencies and the Association of Municipalities of Ontario (AMO) for their consideration and endorsement;
- (iii) requested the Federal Ministry of Health to expedite the Canadian registration of longer-acting, lower-impact Bti (or other similar products) to make available for use by health units across the province;
- (iv) requested the Ministry of Health and Longterm Care and the Ministry of Environment and Environment Canada to undertake a study of the ecological impacts of the use of methoprene (or other pesticides if used) to control the mosquito population in an attempt to address West Nile Virus;
- (v) deferred consideration of the endorsement of any chemical mosquito control measures (including larvicide and adulticide applications) for the West Nile Virus no later than its meeting to be held in April 2003;
- (vi) requested the Medical Officer of Health to report back to the April 2003 meeting of the Board of Health on a protocol based on an assessment of health risks and benefits to be used for the consideration and approval of chemical pesticide applications (both larvicide and adulticide applications), whether for stormwater catchbasins or wetlands, for mosquito control to prevent the spread of West Nile Virus and to include in such report comment with respect to the following:

- (i) a cost estimate on the use of Bti;
- (ii) the feasibility of using dragon flies as a method of controlling mosquitoes; and
- (iii) in consultation with appropriate City officials, the potential content of a standing water removal bylaw.

Councillor Mihevc resumed the Chair.

(Minister of Health and Long Term Care; Local Boards of Health in Ontario; the Association of Local Public Health Agencies; the Associate Municipalities of Ontario; Federal Ministry of Health; Medical Officer of Health; c. Jane Speakman, Legal Services – November 19, 2002)

**10.4 Implementation of City Auditor's Recommendations
Re: AIDS Prevention Grants, Drug Prevention Grants
and Student Nutrition Grants.**

The Board of Health had before it a report (November 4, 2002) from the Medical Officer of Health, updating the Board of Health on the implementation of recommendations made in the February 27, 2001 City Auditor's Report on the Community Services Grants Program Review with respect to AIDS Prevention, Drug Prevention and Student Nutrition Grants and reporting back on the feasibility of multi-year assessment for AIDS Prevention and Drug Prevention Grants programs; advising that there are no financial implications resulting from the adoption of this report; and recommending that this report be received for information.

On motion by Councillor Augimeri, the Board of Health received the foregoing.

10.5 Municipal Act 2001, Implementation.

The Board of Health had before it a report (October 23, 2002) from the Chief Administrative Officer, addressed to the Policy and Finance Committee, describing the status of activities to prepare the City for implementation of the *Municipal Act, 2001*; recommending actions to be taken by Council and staff to satisfy the requirements of the new Act when it comes into force January 1, 2003; advising that there are no direct financial implications resulting from the recommendations of this report; and recommending that:

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- (1)
 - (a) Council approve the minimum notice requirements identified in this report and in the attached draft by-law;
 - (b) Council adopt as its notice by-law, Municipal Code Chapter 162, Notice, Public, substantially in the form of the draft by-law attached to this report as Appendix A; and
 - (c) for the purpose of providing public notice of budget amendments, the minimum notice requirements of the notice by-law, Municipal Code Chapter 162, Notice, Public, apply only to amendments to the budget that would result in a change to the total tax-supported net levy, or a change to any property tax rate, and that notice of the schedule of Council meetings serve as adequate minimum notice of any other budget amendments which may be approved at any such Council meeting;
- (2) departments be advised of the requirements of the notice by-law, Municipal Code Chapter 162, Notice, Public, once enacted, and prepare procedures for addressing related operational and budget issues arising from the notice by-law, including provisions for giving notice in an extended manner beyond the minimum requirements and providing consistent notice for those actions which are not specifically mentioned in the new Act and, therefore, not subject to the Notice Bylaw;
- (3) the Chief Administrative Officer, in consultation with the City Solicitor and the Chief Financial Officer, prepare a by-law to amend the Municipal Code, as necessary, to consolidate the City's fees and charges in a new Chapter 441, Fees with the by-law to be submitted to Council prior to December 31, 2003;
- (4) City Solicitor, in consultation with the Chief Administrative Officer and departments, undertake a review of City by-laws for compliance with the *Municipal Act, 2001* to be completed by early 2005; and
- (5) the appropriate City officials be authorized and directed to take the necessary action to give effect hereto and that leave be granted for the introduction of any necessary bills in Council to give effect hereto.

On motion by Councillor Pitfield, the Board of Health received the foregoing.

**10.6 Toronto Cancer Prevention Coalition Report
Progress of Action Plan and Recommendations
from May 1, 2002 Roundtable Forum.**

The Board of Health had before it a report (November 7, 2002) from the Medical Officer of Health, describing the outcomes of the Toronto Cancer Prevention Coalition's roundtables and seeking support from the Board of Health and City Council for the future directions, strategies and priorities contained in the Action Plan and Frameworks for Implementation; advising that there are no direct financial implications for the City of Toronto in 2002 – 2003; in 2004 and beyond, any required resources will be considered through the budget processes of the applicable divisions; and recommending that:

- (1) City Council endorse The Action Plan of the Toronto Cancer Prevention Coalition as the cornerstone of cancer prevention in the City of Toronto;
- (2) the Board of Health endorse the continued efforts of the Coalition and its work groups to implement the strategies recommended by the roundtables as outlined in Appendix 1;
- (3) City Council direct that action be taken by the relevant city divisions on the following priority initiatives:
 - (a) that the Sustainability Roundtable (SRT) work with the Toronto Interdepartmental Environment (TIE) Committee through the Office of the Chief Administrative Officer (CAO) to develop a Right-to-Know strategy as a priority under the City's Environmental Plan and that TIE work with the City Solicitor and other appropriate City officials to recommend tools to implement such a strategy;
 - (b) that Toronto Public Health work with City of Toronto departments to coordinate development of a healthy eating policy that encourages and supports consumption of safe and nutritious food at City events when refreshments are served;
 - (c) the Medical Officer of Health convene a multi-disciplinary team, in consultation with the Ultraviolet Radiation Working Group of the Toronto Cancer Prevention Coalition, to produce a comprehensive policy and related guidelines aimed at providing and maintaining adequate shade (in both built and natural form) within the City's jurisdiction.
- (4) the Medical Officer of Health continue to take a leadership role in facilitating the implementation of the strategies developed from the May 1, 2002 roundtables, and report back to the Board of Health on a regular basis on progress to date; and

- (5) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

The Board of Health also had before it the following communications:

- (i) (November 14, 2002) from Cheryl Rook, Occupational Health Nurse, Occupational Health Clinic for Ontario Workers Inc.;
- (ii) (November 14, 2002) from S. Weston, Occupational Health Clinic for Ontario Workers Inc.;
- (iii) (November 14, 2002) from M. Benoit, Occupational Health Clinic for Ontario Workers Inc.;
- (iv) (November 14, 2002) from Syed, Occupational Health Clinic for Ontario Workers Inc.;
- (v) (November 14, 2002) from Dr. Noel Kerin, Occupational Health Physician, Occupational Health Clinic for Ontario Workers Inc.;
- (vi) (November 14, 2002) from Sarah Miller, Co-ordinator, Canadian Environmental Law Association
- (vii) (November 14, 2002) from Frances Walsh, Toronto Regional Director, Canadian Cancer Society;
- (viii) (November 14, 2002) from George Thomas Kapelos, Associate Professor and Chair, Department of Architectural Science, Ryerson University;

Fiona Nelson, Toronto Cancer Coalition appeared before the Board of Health in connection with the foregoing matter.

On motion by Councillor Pitfield, the Board of Health recommended to Council adoption of the aforementioned report.

(Report No. 6, Clause No. 1)

10.7 Summary of Public Consultations and Proposed Strategy to Phase Out Non-Essential Outdoor Pesticide Use in Toronto.

The Board of Health had before it a report (November 7, 2002) from the Medical Officer of Health, reporting on the results of the Medical Officer of Health's public consultation process on the nature and scope of a potential pesticides by-law, and proposing the next steps in the process to reduce outdoor pesticide use in the City of Toronto; advising that Toronto Public Health has requested through the 2003 operating budget process \$163,500.00 gross / \$81,800.00 net to fund a Health Promotion Consultant starting April 1, 2003 and expenses related to educational outreach to increase public awareness of the ways to reduce pesticide use; further advising that the Chief Financial Officer and Treasurer has reviewed this report and concurs with the financial impact statement; and recommending that:

- (1) the Board of Health authorize the Medical Officer of Health to convene key stakeholders, including pesticide retailers, lawn and garden care companies, community groups and relevant government agencies, for the purpose of forming a Pesticide Reduction Partnership, as described in this report;
- (2) the Medical Officer of Health, in consultation with the Commissioner of Works and Emergency Services and the Commissioner of Economic Development, Culture and Tourism, report back to the Board of Health by April 2003 on the formation of a Pesticide Reduction Partnership, including its proposed membership, terms of reference, governance structure, pesticide reduction timelines and a detailed, three-year implementation plan to meet its targets;
- (3) the Medical Officer of Health, in consultation with the City Solicitor, report back to the Board of Health by April 2003 with a policy that forms the basis of a by-law restricting the outdoor use of pesticides and is consistent with the objectives of the Pesticide Reduction Partnership;
- (4) the Board of Health forward this report and all attached documents to the Works Committee, the Economic Development and Parks Committee, the Pesticides Reference Group, the Toronto Interdepartmental Environment (TIE) Pesticides Subcommittee, the Ontario Ministry of the Environment, and Health Canada's Pest Management Regulatory Agency for their information and appropriate action; and
- (5) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

The Medical Officer of Health gave a presentation.

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

- Kim Galley;
- Gideon Forman;
- Dr. Hillary deVerber, Canadian Association of Physicians for the Environment;
- Doug Counter, Native Plants Society;
- Tony Di Giovanni, Landscape Ontario;
- Kyle Tobin, Lawnsavers Plant Healthcare;
- Greg Montag, Greenlawn;
- Janet May, Pesticide Free Ontario;
- Cheryl Shour;
- Dr. Gerald R. Stephenson, Department of Environmental Biology, University of Guelph, and submitted a written brief;
- Marcie Goldman;
- Kabir Joshi-Vijayan
- Tom Summerville, Landscape Ontario;
- John Ladds, Environmental Coalition of Ontario;
- Neil Tucker, Nutralawn;
- Sari Merson, Pesticides-free Ontario;
- Councillor Erin Shapiro, Town of Markham;
- Debra Conlon, Urban Pesticide Management Council;
- Peter MacLeod, Urban Pesticide Management Council;
- Michael Goldman;
- John Brown;
- Kathy Cooper, Canadian Environmental Law Association, and submitted a written brief;
- Katrina Miller, Toronto Environmental Alliance, and submitted a written brief;
- Fern Kako;
- Chris Lemcke, Weed Man;
- Bob Burrows, Canadian Golf Support Association;
- Ken Pavley, Integrated Pest Management Council;
- Patrick O'Toole, Chair, The Lawn Care Commodity Group;
- Jill Fairbrother, Scotts Canada;
- James Doyle, Davey Tree;
- Roger Mongeon, Turf Holdings Incorporated;
- Lorraine Van Haastrecht, Dr. Green Lawn Care or Toronto Environment Coalition;
- Darcey Olds, Urban Pest Management Control;
- Tom Davies, Weed Man;
- Dan Passmore, Frechette Lawn Care; and
- Kevin Mercer.

The Board of Health:

- (1) requested the Medical Officer of Health, in consultation with the City Solicitor, to report back to the Board of Health by April 2003 on the experience by other jurisdictions of by-laws restricting the outdoor use of pesticides; **(moved by Councillor Kelly)**
- (2) directed the Medical Officer of Health to develop, in consultation with the City Solicitor, the exact wording of a by-law to take effect in May, 2003, similar to the Hudson, Quebec bylaw upheld by the Supreme Court of Canada, and an outline of a process for implementing it for discussion at the Board of Health meeting in April, 2003; **(moved by Councillor Pitfield)**
- (3) directed the Medical Officer of Health to defer the “Common Ground” strategy at this time and that the discussion of this strategy be considered within the enactment, phasing-in and rolling out of a bylaw to prohibit non-essential pesticide use, similar to the Hudson, Quebec bylaw; **(moved by Councillor Pitfield)**
- (4) reaffirmed that City Council directed staff to develop a strategy to virtually “phase-out the non-essential outdoor use of pesticides” and directed the Medical Officer of Health to only develop and consider strategies that explicitly achieve this goal; and also directed the Medical Officer of Health to define non-essential pesticide use as agreed upon by an expert stakeholders group convened in the spring of 2002 as detailed below:

Definition of Non-Essential:

“A non-essential outdoor use of pesticide is any use other than the following essential uses:

- (a) To protect public health
 - (b) To protect commercial crops
 - (c) To protect human or animal life”;
(moved by Councillor Pitfield)
- (5) deferred approval of Recommendation No. (4), to forward this report to various other committees until such time as the exact wording of a bylaw can be reviewed by the Board of Health; **(moved by Councillor Pitfield)** and
- (6) requested the Medical Officer of Health to contact the Provincial and Federal Ministers of Health and of the Environment to participate in discussions to restrict consumer access to the most toxic pesticide products in retail/wholesale businesses.
(moved by Councillor Pitfield)

The following motion by Trustee Stefanini was placed, but not voted on:

“It is recommended that the report (November 7, 2002) from the Medical Officer of Health be adopted, however, that the new Pesticide Reduction Partnership work to find realistic/reachable targets, baselines, benchmarks with detailed definitions, numbers, toxicity, application and enforcement around pesticides and integrated pest management.”

(Medical Officer of Health; c. Jane Speakman, Legal Services;
Interested Persons – November 19, 2002)

10.8 Hepatitis A at a Toronto Grocery Store.

The Board of Health had before it a report (November 7, 2002) from the Medical Officer of Health, updating the Board on the public health response to a case of hepatitis A in a produce worker at a Toronto grocery store in August, 2002; advising of financial implications; and recommending that this report be received for information.

Councillor Mihevc appointed Councillor Pitfield Acting Chair and vacated the Chair.

Opn motion by Councillor Mihevc, the Board of Health received the foregoing report and requested the Medical Officer of Health to develop a communication strategy and protocol that would include senior City staff, local stakeholders and Ward Councillors.

Councillor Mihevc resumed the Chair.

(Medical Officer of Health; c. Jane Speakman, Legal Services –
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10.9 2001 Year-End Settlement Report Cost Shared Programs.

The Board of Health had before it a report (November 7, 2002) from the Medical Officer of Health, seeking approval of the 2001 Year-end Settlement Report for Toronto Public Health cost shared programs and to designate signing authority for the approval of future settlement reports; advising that there are no financial implications resulting from the adoption of this report; and recommending that:

- (1) the Board of Health authorize the Medical Officer of Health and the Chair of the Board of Health to submit the audited Cost Shared Programs 2001 year-end settlement report to the Ministry of Health and Long Term Care;
- (2) that Board of Health delegate signing authority for future Ministry of Health and Long Term Care settlement reports to the Chair of the Board of Health and that these signed reports be forwarded to the Board of Health for information through the Board of Health's Budget Sub-committee; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

The Board of Health also had before it a communication (November 14, 2002) from the Committee Secretary, Board of Health Budget Subcommittee, advising that the Board of Health Budget Subcommittee, at its meeting on November 13, 2002, in considering the

aforementioned report (November 7, 2002) from the Medical Officer of Health, concurred with the recommendations contained therein.

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

10.10 Toronto Water Board.

The Board of Health had before it a report (November 13, 2002) from the Medical Officer of Health, providing comments from a public health perspective on the Toronto Water Board (TWB) as proposed in two reports dated May 31, 2002 and October 21, 2002 from the City's Chief Administrative Officer; including comments on, "The Water Advocate's Response to the Water Utility Study Report" dated June 10, 2002; advising that there will be no additional cost arising from adoption of these recommendations; and recommending that:

- (1) the Board of Health request City Council to ensure, if the proposed governance change is adopted, that a strong public health perspective is integrated into the Toronto Water Board by:
 - (a) amending the composition of the Toronto Water Board to include a Councillor member of the Board of Health, nominated by the Board of Health, in the place of the currently proposed Councillor to be nominated by the Striking Committee;
 - (b) amending the composition of the Selection Committee for citizen members of the Toronto Water Board to include the Medical Officer of Health, bringing the total number of members of the Committee to seven;
 - (c) amending Article 3.3(c) of the proposed Direction to the Board of the TWB by adding "Toronto Public Health" to the list of City services that must be utilized by the TWB;
- (2) the Medical Officer of Health report back to the Board of Health on policies which preserve and/or improve the current systems and protocols regarding water quality and public health issues, as outlined in the proposed role of the TWB Transition Team;
- (3) this report be referred for information to the Chief Administrative Officer and the Water Advocate and also be referred to the Works Committee and the Policy and Finance Committee for consideration at their joint meeting scheduled for November 19, 2002; and

- (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Councillor Irene Jones, Water Advocate, appeared before the Board of Health in connection with the foregoing matter, and submitted a written brief.

The following motion by Councillor Kelly **failed**:

“It is recommended that the presentation from the Water Advocate be received and that the report from the Medical Officer of Health be referred to the Chief Administrative Officer, the Works Committee and the Policy and Finance Committee.”

The Board of Health took the following action:

- (1) endorsed the recommendations of the Water Advocate as outlined in her submission entitled, “Safe Clean Accountable – Water Advocate’s Solution to the Current Debate on Water Governance (November 18, 2002)”;
- (2) requested the Medical Officer of Health to report back to the Board of Health on policies which preserve and/or improve the current systems and protocols regarding water quality and public health issues, as outlined in the proposed role of the TWB Transition Team;
- (3) directed that this report be referred for information to the Chief Administrative Officer and the Water Advocate and also to the Works Committee and the Policy and Finance Committee for consideration at their joint meeting scheduled for November 19, 2002; and
- (4) authorized and directed the appropriate City officials to take the necessary action to give effect thereto.
- (5) recommended that City Council ensure, if the proposed governance change is adopted, that a strong public health perspective is integrated into the Toronto Water Board by:
 - (a) amending the composition of the Toronto Water Board to include a Councillor member of the Board of Health, nominated by the Board of Health, in the place of the currently proposed Councillor to be nominated by the Striking Committee;
 - (b) amending the composition of the Selection Committee for citizen members of the Toronto Water Board to include the Medical Officer of Health, bringing the total number of members of the Committee to seven;

- (c) amending Article 3.3(c) of the proposed Direction to the Board of the TWB by adding “Toronto Public Health” to the list of City services that must be utilized by the TWB. **(moved by Dr. Pellizzari)**

- (6) informed City Council that:
 - (a) from a public health perspective, there is no compelling basis on which to recommend significant changes to the water and wastewater governance model;
 - (b) the Medical Officer of Health believes that current water and wastewater policies, protocols and management systems provide high quality water services to the residents of the City of Toronto; and
 - (c) the proposed Water Board as currently designed does not properly address the public health concerns of the Board of Health and recommends that Council should not proceed with a change of governance in the absence of a full analysis of the public health implications, including a review of the recommendations of the Medical Officer of Health in her report dated November 13, 2002. **(moved by Mr. Hyndman)**

(Joint Works Committee and the Policy and Finance Committee; c. Medical Officer of Health; Jane Speakman, Legal Services; Chief Administrative Officer; Water Advocate; Commissioner, Works and Emergency Services; – November 19, 2002)

10.11 Public Health Issues Regarding the Toronto City Centre Airport.

The Board of Health had before it a report (November 15, 2002) from the Medical Officer of Health, providing a public health perspective on issues arising from the proposed expansion of the Toronto City Centre Airport (TCCA); advising that this report clarifies the Toronto Public Health (TPH) position on the proposed expansion of TCCA operations, with the intent of providing City Council with a public health perspective when making final decisions about the future of the TCCA; advising that there are no financial implications resulting from the adoption of this report; and recommending that:

- (1) the report of the Medical Officer of Health regarding the TCCA be referred to City Council for consideration; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Board of Health Minutes
Monday, November 18, 2002

On motion by Councillor Augimeri, the Board of Health referred the foregoing report to Council for consideration.

(City Council; c. Medical Officer of Health; Jane Speakman,
Legal Services – November 18, 2002)

The Board of Health:

recessed: 12:30 p.m.

resumed: 1:13 p.m.

The Board of Health adjourned at 6:40 p.m.

Chair