



BOARD OF HEALTH

As amended by Council March 26, 2008

REPORT 08-004

9:30 a.m.

March 25, 2008

Albion Room

Hamilton Convention Centre

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- Present: Mayor F. Eisenberger, Chair
B. Bratina, Deputy Mayor (Vice-Chair)
Councillors B. Clark, C. Collins, L. Ferguson,
T. Jackson, B. McHattie, M. McCarthy, S. Merulla,
D. Mitchell, B. Morelli, R. Pasuta, M. Pearson,
R. Powers, and T. Whitehead
- Absent with regrets: S. Duvall, personal commitment
- Also Present: G. Peace, City Manager
Dr. E. Richardson, MOH
T. Bendo, Director, Planning and Continuous
Improvement
D. Elliott, Director, K. McDonald, Healthy Living
R. Hall, Director, E. Mathews, Health Protection
Division
D. Sheehan, Director, Family Health
A. Khan, Director, Water and Wastewater, Public
Works
M. Perley, Director, Ontario Campaign for Action on
Tobacco (OCAT)
I. Bedioui, Legislative Assistant, City Clerk's

THE BOARD OF HEALTH PRESENTS REPORT 08-004 AND RESPECTFULLY RECOMMENDS:

- 1. Healthy Babies/Healthy Children Postpartum Program - BOH07053(a)
- (City Wide) (Item 5.1)**

That Report BOH07053(a) respecting Healthy Babies/Healthy Children Postpartum Program be received.

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2. Nurse Family Partnership Pilot Research Project - BOH07035(b) (City Wide) (Item 5.2)

That Report BOH07035(b) respecting Nurse Family Partnership Pilot Research Project be received.

3. Public Health Services Program Planning & Evaluation Activities – BOH08007 (City Wide) (Item 5.3)

That Report BOH08007 respecting Public Health Services Program Planning & Evaluation Activities be received.

Subsections (b) and (d) of Item 4 were amended by adding the following highlighted wording:

4. Action on Tobacco Control BOH07034(a) (City Wide) (Item 7.1)

- (a) That Planning and Economic Development and Public Health Services staff prepare a joint report to the Board of Health regarding enhancements to tobacco control through amended cigarette and tobacco licence fees;
- (b) That Public Health Services, Public Works, and Community Services staff form a working group to review Smoking By-law No. 02-054 with a view to assess tobacco-free parks, playgrounds and beaches in the City of Hamilton in order to protect the health of children and report back to the Board of Health with the proposed amendments including enforcement costs of police, health officers and legal staff and if there are any cost implications of enforcement to the City, that appropriate funding be allocated for such costs;
- (c) That the Board of Health support banning smoking in vehicles containing children and youth and petition the Premier of Ontario, local Provincial Members of Parliament, the Minister of Health and Long-Term Care, the Minister of Health Promotion, and the Minister of Children and Youth Services to promote government endorsement to prohibit smoking in vehicles when a person who is less than 16 years of age is present in the vehicle;
- (d) That the Board of Health petition the Prime Minister of Canada, the local Federal Members of Parliament, the Federal Ministers of Public Safety, Justice and Health, the Premier of Ontario, local Provincial Members of Parliament, the Minister of Health and Long-Term Care, the Minister of Health Promotion, and the Minister of

Children and Youth Services to take action against contraband tobacco; and

- (e) That Public Health Services and Housing staff in Community Services begin discussions on implications of banning smoking in City Housing Hamilton units including but not limited to examining policies in other municipalities and considering the role of smoking cessation programs and report back to the Board of Health with recommendations.
- (f) That the item regarding Tobacco Control Recommendations, requested on June 25, 2007, be removed from the list of outstanding business.

5. Lead Water Service Pipes (BOH07049(a) / PW08036) (City Wide) (Item 7.2)

That Report BOH07049(a)/PW08036 respecting Lead Water Service Pipes be received.

6. Communications (Item 11.1)

That the disposition for the following Items of communication be approved:

11.1 Communications:

- (a) Letter from David Walker, MD, FRCPC, Chair, Ontario Agency for Health Protection and Promotion, dated March 4, 2008 respecting Appointment Notice: Founding President and CEO

Recommendation: Be received.
- (b) Copy of letter from Vera Etches, MD, MHSc, FRCPC Acting Medical Officer of Health, dated January 25, 2008 to Premier Dalton McGuinty respecting Public Health System Renewal in Ontario.

Recommendation: Be endorsed.
- (c) Memo from Dr. Gary Aslanyan, President, Ontario Public Health Association, dated December 20, 2007 respecting A Discussion Paper on Pubic Health, Local Health Integration Networks and Regional Health Authorities and Supporting Resolution. *(For a copy of the resolution please refer to the*

preceding Item 11.1(b))

Recommendation: Be endorsed.

- (d) E-mail from Susan Lee, Manager, Administrative & Association Services, alPHa, dated January 10, 2008, respecting Support for Private Members Bill – Banning Smoking in Vehicles Containing Children.

Recommendation: Be received. **(See Item 7.1 on this agenda)**

- (e) Memo from the Toronto Board of Health dated January 21, 2008 respecting Smoke-Free Vehicle Legislation: Amendment of the Smoke-Free Ontario Act.

Recommendation: Be received. **(See Item 7.1 on this agenda)**

- (f) Copy of letter from Linda Stewart, Executive Director of alPHa dated February 19, 2008 addressed to the Minister of Health and Long-Term Care, respecting Bill 11, Protecting Children and Youth from Second-hand Smoke in Automobiles Act, 2007

Recommendation: Be received. **(See Item 7.1 on this agenda)**

- (g) 2008 –alPHa Annual Conference Package 1

- (i) 2008 Annual business meeting notice
- (ii) Call for Nominations –alPHa Distinguished Service Award
- (iii) Call for Resolutions
- (iv) Call for Board of Health Nominations to 2008-09 alPHa Board of Directors

Recommendation: That Councillor Bob Bratina attend the 2008 alPHa Annual Conference.

FOR THE INFORMATION OF COUNCIL:

(a) CHANGES TO THE AGENDA

The Clerk advised that there were no changes to the agenda.

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The agenda was approved as presented.

(b) DECLARATIONS OF INTEREST

None declared.

(c) MINUTES

The Minutes of the February 25, 2008 meeting were approved as presented.

(d) PRESENTATIONS

(i) Action on Tobacco Control BOH07034(a) (City Wide) (Item 7.1)

Doctor Elizabeth Richardson introduced Michael Perley, Director of the Ontario Campaign for Action on Tobacco (OCAT).

Michael Perley made a PowerPoint presentation entitled *Tobacco Control Updates* and a copy was distributed. His comments included but were not limited to the following:

- Smoke-Free Ontario Act implemented May 31, 2006
 - Largely non-controversial except casino smoking shelters and regulation of patios
- Vehicles transporting children
- Second-hand smoke in multi-unit dwellings
- Contraband tobacco
- Counterfeit tobacco
- Sample remedies to combat contraband tobacco

Michael Perley responded to questions posed by the Board members.

Kevin McDonald made a PowerPoint presentation which provided an overview of the staff report and a copy was distributed. His comments included but were not limited to the following:

- Overview of the Recommendations
- Background:
 - Tobacco Vendor Licensing Fees
 - Tobacco Vendors and Schools across Hamilton

- Smoke-free Parks, Beaches and Playgrounds – legislation is increasing
- Smoke-free vehicles
- Contraband tobacco
- Benefits of taking Action
 - Further declines in tobacco use
 - Reduction in smoking-relating illness
 - Reduction in healthcare-related costs attributed to tobacco products
 - Reduction in second-hand smoke exposure
 - Reduction in contraband tobacco accessibility and sales
 - Further denormalize tobacco products and use
- Alternatives
 - Take no action

Staff responded to questions posed by the Board members.

The Board voted on the subsections of the recommendations separately as follows:

Subsection (a) CARRIED

Subsection (b) as amended by changing the word *include* to *assess* and adding the words *including enforcement cost of police, health officers and legal staff* at the end of the subsection, CARRIED

Subsection (c) CARRIED on a recorded vote as follows:

Yeas: Eisenberger, Bratina, Collins, McCarthy, McHattie, Morelli, and Powers
Total: 7
Nays: Clark, Jackson, Mitchell, Pasuta, Pearson, and Whitehead
Total: 6
Absent: Duvall, Ferguson, and Merulla
Total: 3

Subsection (d) as amended by inserting the words *Prime Minister of Canada* CARRIED

Added subsection (e) CARRIED on the following votes:

Yeas: Eisenberger, Bratina, Collins, Ferguson, Jackson, McCarthy, McHattie, Mitchell, Morelli, Pasuta, Pearson Powers, and Whitehead
Total: 13

Nays: Clark
Total: 1
Absent: Duvall, and Merulla
Total: 2

Subsection (f) respecting the outstanding business list CARRIED

On a motion (Pearson/Morelli) the Board received the staff presentation.

(ii) Lead Water Service Pipes (BOH07049(a) / PW08036) (City Wide) (Item 7.2)

Eric Matthews made a PowerPoint presentation which provided an overview of the staff report and a copy was distributed. His comments included but were not limited to the following:

- 25,000 to 30,000 older buildings in Hamilton have a lead water service pipe
- these lead pipes are typically obscure
- 20% to 30% of homes will have slightly elevated tap water lead levels after 5 minutes of flushing
- Tap water lead results
- Hydrant water lead results
- PHS tap water lead survey

Abdul Khan of the Public Works Department and Public Health Services staff responded to questions posed by the Board members.

On a motion (Ferguson/Bratina) the Board received the staff presentation and the report.

(e) Outstanding Business List (Item 11.2)

The due date of Item A of the Outstanding Business List was amended as follows:

Item "A" – Residential Care Facilities By-law
New Due Date: April 21, 2008

(f) General Information/Other Business

Councillor Mitchell requested an update on the status of the Glanbrook

Sports Park wells which staff provided.

(g) Private and Confidential

**(i) Closed Session Minutes from the meeting of February 25, 2008
(Item 12.1)**

The Closed Session Minutes of the February 25, 2008 Board of Health meeting were approved and will remain confidential and restricted from public disclosure in accordance with exemptions provided in the Municipal Freedom of Information and Protection of Privacy Act.

There being no further business, the meeting adjourned at 12:20 p.m.

Respectfully submitted,

Mayor F. Eisenberger, Chair
Board of Health

Ida Bedioui
Legislative Assistant
Board of Health
March 25, 2008