

**BOARD OF HEALTH OF FREDERICK COUNTY**  
**MEETING MINUTES**  
**Tuesday, November 24, 2020**

Dr. Barbara Brookmyer called the meeting to order at 7:00 p.m. virtually via video conference.

The meeting began with the Pledge of Allegiance.

**Welcome and Introductions**

Dr. Barbara Brookmyer, Health Officer for Frederick County, welcomed everyone to the meeting and recognized those present. Council Members M.C. Keegan-Ayer, President; Michael Blue, Vice-President, Jerry Donald, Kai Hagen, Jessica Fitzwater, Phil Dacey and Steve McKay, Jan Gardner, County Executive, and Bryon Black, County Attorney.

**Covid-19 Update**

Dr. Barbara Brookmyer, Health Officer for Frederick County provided an update on Covid-19 for Frederick County, Maryland.

**Presentation of Requested Regulation**

Dr. Barbara Brookmyer, Health Officer for Frederick County presented the Requested Regulation to the Board of Health Members.

**Public Comment was heard from:**

- Sherry Mengel Thompson
- Keith Marcoux
- Chad Park
- John
- Jason Stone
- Daniel Knight
- Caressa Flannery
- Sandy Snyder
- Danny Farrar
- Brett Hess
- Jason McDonald
- Lea
- Erin
- Tommy Linn
- Michelle Brown
- Dave Sauers
- Linda Dieffenbach
- Thomas Schwartzman
- Nikki

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- Nicole Knight
- Anna Smith
- Felicia Warfield
- Joanna Price
- Angie Moxley Kidwell
- Tony Checchia
- Mary Posey
- Dan Cox
- Gretchen Eisenberg
- Karen Nicklas
- Michael Tesh
- Joe Parsley
- James Wilson
- Neta
- Shawn Hocherl
- Robin
- Wade Newman
- Benjamin Martin
- Jim
- Ryan Morse
- Dr. Josh Funk
- Bob Kraus

**Board Discussion and Vote**

After discussion and debate the Board approved 5-3 BOH Regulation 02-2020 that did the following:

Regulation 02-2020 sought to clarify BOH 01-2020 which was approved on November 12. The changes to regulation BOH 02-2020 include:

- Defining a social gathering as something that includes but is not limited to parties, cookouts, parades, celebrations, festivals, conventions, and fundraisers. This does not include normal business operations that are already under regulation by [Governor Hogan's Executive Order from Nov. 17, 2020](#).
  - Indoor social gatherings of more than 25 people are prohibited
  - Outdoor social gatherings of more than 25 people are prohibited
- Wedding venues will be limited to 50% maximum occupancy or the occupancy for food service establishments, whichever is less. Additional requirements for wedding venues were established similar to that for food service establishments.

Indoor operations for restaurants, retail establishments, religious facilities, and personal

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services remain at 50% capacity as set by Governor Hogan’s Executive Order from Nov. 10, 2020.

*Council Member Jessica Fitzwater moved to approve the Requested Regulation as presented and amended. Council Member Jerry Donald seconded the motion that passed 5-3.*

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 – Donald	X		
District 2 – McKay		X	
District 4 – Fitzwater	X		
District 3– Keegan -Ayer	X		
At-large – Dacey		X	
At-large – Hagen	X		
Presiding Officer – Blue		X	
County Executive – Gardner	X		

**Upcoming Meetings**

May 2021

**Adjourn**

The meeting adjourned at 12:09 a.m.

*Barbara Brookmyer* Original on file.  
 Dr. Barbara Brookmyer, Health Officer  
 Board of Health



**Public Health**  
Prevent. Promote. Protect.

Frederick County Health Department

TO: Frederick County Board of Health  
FROM: Barbara Brookmyer, MD, MPH, Frederick County Health Officer  
RE: Board of Health Regulations  
DATE: November 20, 2020

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**ISSUE:**

Should the Board of Health (BOH) consider amendments to the BOH regulations 01-2020 adopted on Thursday, November 12, 2020 to provide clarity and incorporate recent Executive Orders from Governor Hogan?

**BACKGROUND:**

The following outlines areas of modification to the adopted BOH regulations, consistency with state Executive Orders, and provides explanation for the modifications.

- Recitals – The recitals are unchanged except for the last sentence, which notes the replacement of 01-2020 with the proposed amended BOH regulations 02-2020.
- Face Coverings – This section remains the same and mirrors the Governor’s Executive Order regarding face coverings issued on October 16, 2020.
- Section B incorporates several modifications:
  - B (1) simplifies the limitation on gathering size to 25 persons.
  - B (2) defines gatherings by providing some examples and clarifies that normal business operations remain subject to Governor’s Executive Order 20-11-17-01, which may be updated from time to time by the Governor.
  - Prior B (2) limiting religious facilities to 50% capacity is deleted due to the Governor’s Executive Order in the interim implementing the same limitation. Eliminating this section avoid confusion between county and state requirements.
  - Prior B (3) related to fitness centers and gyms is now B (4) remains unchanged.
  - New section B (3) related to wedding venues is proposed to level the playing field for these venues with food service establishments by requiring these venues to be subject to the same limitations and requirements for food service establishments as defined in state Executive Orders and Maryland Department of Health directives.
  - Prior B (4) is now incorporated more simply in B (1)
- A new Section C has been added to incorporate all state Executive Orders.
- All other sections remain the same except to note new dates and the replacement of prior regulations.

**RECOMMENDATION:** The Board of Health should adopt the modified regulations presented as BOH regulation 02-2020.

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