

CITY OF FREMONT, NEBRASKA  
COMMUNITY DIRECTED HEALTH MEASURE #1  
April 3, 2020

**WHEREAS,** The Novel Coronavirus (COVID-19, also known as severe acute respiratory syndrome coronavirus 2, or "SARS-Cov-2") has dramatically impacted the citizens of Fremont, Nebraska; and

**WHEREAS,** Pursuant to Nebraska Revised Statute Section 16-238 and Fremont Municipal Code Chapter 4, Article 1, Section 4-101, the Board of Health is authorized to promulgate rules and regulations concerning infections and contagious diseases in the city; and

**WHEREAS,** The Board of Health makes the following findings:

We have received information from the Center for Disease Control and Prevention (CDC), the Nebraska Department of Health and Human Services (DHHS), and the Three Rivers Public Health Department that the general public is at risk to exposure to COVID-19.

We find that Community Directed Health Measures exist to effectively prevent, limit or slow the spread of communicable disease in the community.

We further find that COVID-19 presents a risk of death to any person; and that the exposure is wide-spread and poses a significant risk of harm to people in the community; and that there is a particular subset of the population that is more vulnerable to the threat and thus at increased risk.

In assessing the nature of the risk presented, we further find that the threat from COVID-19 is eminent and that any delay in the imposition of a Community Directed Health Measure significantly jeopardizes the ability to prevent or limit the transmission of COVID-19 and poses unacceptable risks to the community.

**WHEREAS,** The Chief Medical Officer and Director of Public Health for the State of Nebraska, Gary Anthone, MD, issued a Directed Health Measure, Order 2020-002 on March 19 concerning COVID-19, and amended that Order on March 25, 2020, to include Dodge County, and

**WHEREAS,** The Directed Health Measure Order 2020-008 was issued on April 1, 2020.

**NOW THEREFORE BE IT RESOLVED,** that the Board of Health hereby amend Section 1. of the April 1, 2020, Directed Health Measure Order 2020-008 to read:

1. "Gatherings are hereby prohibited;

A gathering is defined as any event or convening that brings together more than ten (10) patrons, customers or other invitees, excluding staff, in a single room or single space at the same time, including but not limited to, preschools, daycare facility (including in-home facilities), ~~gymnasium, salons, fitness center~~, auditorium, stadium, arena, large event conference room, meeting hall, theater, library, or any other confined indoor or outdoor space. This also includes weddings and funerals, as well as parades, fairs, festivals, concerts and other indoor and outdoor events."

**Operations or activities at a gymnasium, fitness center, beauty salon, nail salon, barber shop, tattoo parlor, and massage therapist establishments shall cease.**

"For the purpose of clarity, a gathering does not include normal operations at airports, bus and train stations, health care facilities and services ( as defined in the Health Care Facility Licensure Act NEB. REV. STAT. §§71-401 to 71-475), other mental health and /or substance use treatment day programs which are not required to be licensed (such as Day Rehabilitation or Day Treatment), shopping malls and centers, or other spaces where ten or more persons may be in transit. It also does not include typical office environments, factories, or retail or grocery stores where large numbers of people are present but it is typically unusual for them to be within six feet of one another. It also does not include events at which members of the media may need to be present, courts of law, public utilities, state, county, and city operations, election offices and polling places on election day, logistics/distribution centers, or family residences housing ten or more people. However these settings are directed to use heightened, diligent and effective disinfection of exposed surfaces meeting the directions of the Nebraska Department of Health and Human Services, Centers for Disease Control and Prevention and the Environmental Protection Agency.

Liquor, beer, and wine sales are restricted to carry-out sales and delivery only, to the extent permitted by law. No onsite consumption is permitted. This includes bars, taverns, and private clubs, regardless of name or characterization.

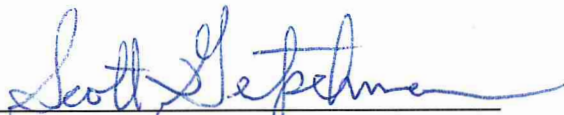
Food and beverage sales at restaurants, bars, taverns, private clubs, and any dine-in establishments are restricted to carry-out, drive-through, and delivery only. This does not apply to and/or exempts food service in health care facilities.

Lines for carry-out and drive-through in the above-referenced establishments must have an environment where patrons and staff maintain social distancing ( a distance of six feet away from other persons) whenever possible."

This Community Directed Health Measure is intended to reduce the likelihood of exposure to COVID-19, thereby slowing the spread of COVID-19 in the community. As the presence of individuals increases, the difficulty and magnitude of tracing individuals who may have been exposed to a case rises exponentially, increasing the likelihood that such gatherings will impair efforts at mitigating the spread of the illness.

To the extent necessary, the Mayor requests that the Chief of Police ensure compliance with and enforcement of this Community Directed Health Measure pursuant to Fremont Municipal Code Chapter 6, Article 6, Section 6-501, any person violating this order may be subject to a Misdemeanor for each offense.

This Community Directed Health Measure shall take effect on April 5, 2020, and shall remain in effect until May 6, 2020 or until it is no longer necessary to ensure that individuals or groups affected by COVID-19 no longer pose a public health threat.



Mayor Scott Getzschman,  
Chairman, Fremont Board of Health

Date: April 3, 2020