



## BARNSTABLE DISABILITY COMMISSION

Mailing address - 230 South Street  
Hyannis, MA 02601



Paul Logan, Chair  
Sheila Mulcahy, Vice Chair  
Tammy Cunningham, ADA  
Coordinator  
Paula Breagy  
Lori Gillen

Office: 508-862-4694  
FAX: 508-790-6307  
E mail: [BDC@town.barnstable.ma.us](mailto:BDC@town.barnstable.ma.us)

Linda McKinney  
Michael Hersey  
John Lundborn  
Warren Rutherford  
Jerilyn DiCostanzo  
Christopher Bartley

Barnstable Disability Commission  
Minutes  
February 15, 2023  
via Zoom from 10 am to 12 pm

Meeting called to order at 10:00 a.m.

**Members present:** Paul Logan; Chair, Sheila Mulcahy, Vice Chair, John Lundborn, Michael Hersey, Lori Gillen, Christopher Bartley, Warren Rutherford, Linda McKinney, and Jerilyn DiCostanzo.

**Others Present:** Paul Cusack, Town Councilor, Kate Connolly, Assistant Town Attorney, Brian Florence, Building Commissioner, Jessica Simmons, CORD, and and Tammy Cunningham, ADA Coordinator and Asst. Director of HR.

**Members Excused:** Paula Breagy.

**Public Comment:** None.

**Approval of the minutes of January 18, 2023** – Warren Rutherford moved to approve, John Lundborn seconded. Approved (7 Ayes and 2 Abstain)

**Discussion on Common Victuallers License** – Paul Logan gave a brief background on the matter relaying that the Commission had worked with Elizabeth Hartsgrove and Richard Scali on incorporating language into the Licensing Regulations on the requirement of businesses to comply with the minimum requirements of the ADA. Recently, the Commission learned that the language incorporated into the regulations had not been adopted correctly and was not enforceable.

Upon learning this information, the Commission wrote senior leadership requesting to have this matter addressed and corrected to make the language part of the regulations and enforceable by the Building Commissioner.

Kate Connolly, Assistant Town Attorney, stated since receipt of communications from the Commission she has been reviewing the notes left in the file by former Town Attorney, Ruth Weil, as well as discussing with the General Counsel of Mass. Office of Disability, and Attorney General Margaret Hurley.

Attorney Connolly is fact finding to see if such language can be added and how it can be done.

Paul Logan stated the Town of Dennis adopted language in 1989, but they have since abandoned. He also added the towns of Sudbury and Chelmsford have similar language.

Attorney Connolly stated she will continue to review the matter and will provide an update when she receives additional information.

**Financial Report** – Current balance is \$ 43,831.55.

**MOD Update** – Update on final report.

*Report from Posters Subcommittee* – John Lundborn stated he has spoken with Alison about the posters and she is currently working on a new design. He will provide an update at the next meeting.

*Report from Scholarships Sub Committee* – Nothing to report.

*Reports from Mass AAB Variance Request Subcommittee/DPW Reviews/TOB Projects* – Nothing to report.

An update was provided on the funding of the portable accessible restrooms. Structures & Grounds and Recreation will be working to absorb the cost the units in their budgets. A permanent solution for building of accessible bathhouses is being addressed through the capital improvement program.

The Commission discussed ways in which they could support educational initiatives, as well as projects.

Other Business: None.

Jerilyn DiConstanzo moved to adjourn at 11:54, Michael Hersey seconded.

Respectfully Submitted,

*Tammy L. Cunningham*

**The objective of the Barnstable Disability Commission  
is to advise and guide the Town of Barnstable and the general public regarding  
issues of accessibility in accordance with the American's With Disabilities Act (ADA).**