

**BOARD OF SELECTMEN
OCTOBER 20, 2005
EMERGENCY SESSION MINUTES
“APPROVED”**

Present: George F. Dillon, Jr., Chair; John L. Saball, Vice Chair; Robert W. Nordblom, Clerk; Peter S. Cunningham, Member; Administrative Officer Jean E. Kitchen; and Maria Casey, Administrative Assistant.

Absent: Mihran Keoseian, Member

Guest: Conservation Commission Assistant Barbara Ganem

The meeting was called to order at 8:05 A.M.

Purchase & Sale Agreement between B & M Corporation and Town of Groton

Mr. Cunningham inquired if we ever received a copy of the P&S of the Shattuck's? Barbara Ganem replied No.

Mr. Dillon inquired if that was customary? Barbara replied that when she spoke with Donna Hill of EOT, we should have when we received the first right of refusal.

Mr. Cunningham concurred and affirmed the same regarding the first right of refusal.

Mr. Saball inquired the reason, for the record, for the emergency meeting. Ms. Kitchen stated that the P&S had to be delivered to B&M today. We had received the P&S on Tuesday. It was sent to Town Counsel for review and approval immediately and was returned the next day, Wednesday, prepared for Selectmen's signature today.

Mr. Cunningham informed the Board that he spoke with Chris and Jeanne Shattuck. The reason they hoped to purchase it was due to drainage issues and culverts which were flooding their land. Mr. Cunningham told the Shattucks it would be easier to deal with the Town than it would dealing with the railroad. The Shattucks were concerned about the development of the rail also. Mr. Cunningham informed them that this rail would not be as extensive as the Nashua River Rail Trail.

Mr. Nordblom inquired about the hazardous waste clause regarding indemnification and inquired if any BOS had viewed the trail. Mr. Cunningham replied that he has been on that trail and noted that the trail had been abandoned in 1941 and that area wasn't a switching yard which is known for creosote, etc. Also he added that the ballasts have been gone. Ms. Kitchen added that she spoke with Town Counsel and they would prefer to have it removed, but B&M would never allow that.

Barbara also noted that the line was a very short-lived one unlike the line through West Groton going up through Townsend.

Mr. Saball moved that the Board execute the Purchase and Sale Agreement between the Boston and Maine Corporation and the Town of Groton for approximately 8.61 acres of land located in Groton, County of Middlesex, Commonwealth of Massachusetts as more particularly shown on a plan entitled "Land Sale Plan, Groton, MA, Line: Hollis Branch, dated June 30, 2005" and attached to the Agreement as Exhibit A. Seconded by Mr. Nordblom. Unanimous vote.

The meeting adjourned at 8:25 a.m.

Approved: _____
Robert W. Nordblom, Clerk

respectfully submitted,
Maria Casey
Administrative Assistant

Date Approved: November 1, 2005