

COALITION TO STOP THE TRAIN
P.O. BOX 76 • KENILWORTH • NEW JERSEY • 07033
stopthetrain@comcast.net

May 19, 2008

Mr. Kris Kolluri
NJ Dept of Transportation
PO Box 601
Trenton, NJ 08625-0601

Dear Mr. Kolluri:

We are in receipt of your letter dated May 2, 2008. This letter was in response to our "Breach of Contract" letter to you and several other elected officials regarding the reactivation of the Staten Island and Rahway Valley Railroads.

As stated in our original letter (copy enclosed), there are two (2) breaches of contracts:

- a) one between the Morristown & Erie Railroad and the Freeholders of Union County; and
- b) the second breach between the County of Union and the NJ State DOT.

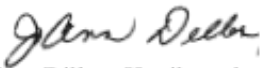
We have also enclosed for your review a copy of this second agreement dated June 23, 2000 between the NJ Department of Transportation and the County of Union. We specifically refer to page 2, Section g, 1, 2, 3 & 4. Please note that the County of Union, as per this agreement, was to monitor and supervise compliance with all provisions of this agreement to the NJ DOT. This is the 2nd breach of contract that we referred to in our original letter of February 2008. Therefore, we respectfully disagree with your response advising us that "this is a matter concerning the Operation Agreement between the Union County Board of Chosen Freeholders and the Morristown & Erie Railway." This is quite definitely a matter between M&E Railway and the County of Union **AND** the County of Union and the NJ State DOT.

The breach of contact by Union County Board of Chosen Freeholders with your department is a public issue that must be addressed. We respectfully again request that the State of New Jersey terminate public funding for this project. Union County Freeholders have failed to enforce and rectify this serious breach by M&E in not fulfilling explicit terms of the 2002 Agreement. In addition, the County of Union has seriously failed to comply with the terms of this 2000 Agreement with the NJDOT. Our OPRA requests to the County prove that Union County Freeholders and the County Manager have failed to fulfill their responsibility as "sponsor" in "monitoring and supervising compliance with all points of this Agreement."

We ask that you please review these enclosed documents again. Please assist us and our municipalities from the many negative impacts this lack of monitoring and supervision have on eight Union County Communities.

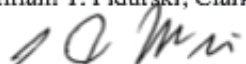
We thank you in advance for your consideration and conscientious attention to these matters.

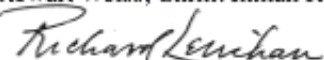
Sincerely,
Coalition to Stop the Train


JoAnn Dillon, Kenilworth

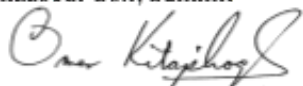

Arlene Murphy, Roselle

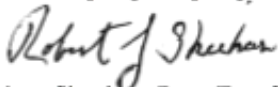

William T. Fidurski, Clark; Dir. Off. of Tech Information

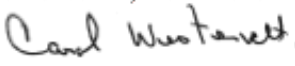

Stewart Weiss, Chrm. Inman Railroad Committee


Richard Lenihan, Linden


Elizabeth Cox, Summit


Omer Kitaplioglu, Springfield


Robert Sheehan, Pres. East Summit Association


Carol Westvelt, Kenilworth

cc: Attorney General, Anne Milgram

Enclosures:

- 1) February 2008 letter from the Coalition to Stop the Train Representatives to various elected officials – Subject: Breach of Contract
- 2) Agreement between the NJ DOT and the County of Union dated June 23, 2000