



Mayor and Council

400 Witherspoon Street
Princeton, NJ 08540

Meeting: 12/21/21 07:00 PM
Department: Engineering

RESOLUTION 21-392

Resolution of the Mayor and Council of Princeton Authorizing the Execution of a Right of Entry Agreement Between the Municipality of Princeton, the New Jersey Department of Environmental Protection Division of Parks and Forestry, and the New Jersey Water Supply Authority for Access to the Quaker Road Embankment for Tropical Storm Ida Repairs

WHEREAS, Quaker Road in the vicinity of the Delaware and Raritan Canal and Canal Path was undermined by flood waters from Tropical Storm Ida, the roadway embankment has been eroded, and guiderail has been undermined, necessitating the closure of Quaker Road from the Princeton municipal boundary to Mercer Road; and

WHEREAS, Earle Asphalt Co. has been contracted by Princeton to restore the roadway embankment, reset the guiderail, and restore the roadway to a condition allowing for Quaker Road to be reopened to traffic; and

WHEREAS, Earle Asphalt Co. will need to access the Canal Path in order to accomplish this construction; and

WHEREAS, the New Jersey Department of Environmental Protection, Division of Parks and Forestry, owns the property on which the Canal Path is located; and the New Jersey Water Supply Authority has a 99-year lease on said property for all lands and improvements thereon (collectively the "State"); and


WHEREAS, it is necessary for Princeton and its Contractors to obtain temporary access from the State to portions of the State's property described above in order to perform the necessary repairs and restorative work in furtherance of the Project, and to that end, the parties have drafted a Right of Entry Agreement outlining their respective obligations and duties in connection therewith.

NOW THEREFORE BE IT RESOLVED by the Princeton Council as follows:

1. The above “Whereas” clauses are incorporated herein as if fully restated.
2. The Princeton Mayor and Clerk are hereby authorized and directed execute the Right of Entry Agreement with the New Jersey Department of Environmental Protection, Division of Parks and Forestry, and the New Jersey Water Supply Authority as necessary to complete the Project.

Councilperson	Absent	Present	1 st	2 nd	Yea	Nay	Abstain	Disqualified
Mr. Cohen		X		X	X			
Ms. Fraga		X			X			
Ms. Niedergang		X	X		X			
Ms. Pirone Lambros		X			X			
Ms. Sacks		X			X			
Mr. Williamson	X							
Mayor Freda		X						

I, Delores A. Williams, Municipal Clerk of Princeton, do hereby certify that the above is a true copy of a resolution adopted by the Mayor and Council of Princeton at a meeting held December 21, 2021.



Delores A. Williams, Municipal Clerk

ATTACHMENTS:

- Memo re ROE (DOCX)
- LE22-077 Right of Entry - Quaker Road final clean (PDF)
- LE22-077 Exhibit A Map of Property (PDF)
- LE22-077 Exhibit B 2021-12-02 - Quaker Road D_R Tow Path-Signed (PDF)