

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2026	2027	2028	2029	2030
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	<u>-0-</u>	_____	_____	_____	_____
# ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____
Is Item Included in Current Budget?			Yes <u>X</u>	No _____	
Does this item include the use of federal funds?			Yes _____	No <u>X</u>	
Does this item include the use of state funds?			Yes _____	No <u>X</u>	

Budget Account No.:

Fund 1232 Department 380 Unit 3303 Object Various Program _____

B. Recommended Sources of Funds/Summary of Fiscal Impact:

No fiscal impact for this item.

C. Department Fiscal Review:

_____ *[Signature]*

III. REVIEW COMMENTS

A. OFMB Fiscal and /or Contract Dev. and Control Comments:

<p><i>[Signature]</i> 2/11/2026 OFMB <i>[Signature]</i> 2/11/26</p>	<p><i>[Signature]</i> 2/11/26 Contract Development & Control 207 2.11.26</p>
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B. Legal Sufficiency:

[Signature] 2/24/26

 Assistant County Attorney

C. Other Department Review:

 Department Director

(THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT)

**AMENDMENT NUMBER 1
TO MATERIAL REMOVAL AGREEMENT
BETWEEN
PALM BEACH COUNTY
AND PORT OF PALM BEACH**

THIS FIRST AMENDMENT TO THE MATERIAL REMOVAL AGREEMENT is made and entered into on this 11th day of December, 2025, by and between PORT OF PALM BEACH, an independent special district of the State of Florida, hereinafter referred to as PORT, and PALM BEACH COUNTY, FLORIDA, a political subdivision of the State of Florida, hereinafter referred to as COUNTY.

WITNESSETH:

WHEREAS, the parties entered into a Material Removal Agreement dated August 23, 2022 (R2022-0857) (the "Agreement"), wherein the County is using the Port's premises to remove spoil material from the Port of Palm Beach Dredge Material Management Area for use in an environmental restoration project in the Lake Worth Lagoon: and

WHEREAS, the Port and the County desire to extend the term of the Agreement from December 31, 2025 to December 31, 2026; and

WHEREAS, the Port and the County desire to extend the hours and days of removal activities from 7:00 a.m. to 6:00 p.m., Monday through Saturday, excluding holidays to 5:00 a.m. to 7:00 p.m., Monday through Sunday, including holidays; and

NOW, THEREFORE, in consideration of the promises and mutual covenants and conditions contained herein, the parties agree to modify the Agreement as follows:

1. The foregoing recitals are true and correct and are incorporated herein by reference. Terms not defined herein shall have the same meaning and effect as in the Agreement.
2. Section 2 of the Agreement is hereby amended as follows:

The Agreement shall commence on the Effective Date and terminate on December 31, 2026 unless extended by an amendment approved by both parties.

3. Section 3(h) of the Agreement is hereby amended as follows:

Removal activities shall be limited to the hours of 5:00 a.m. and 7:00 p.m., Monday through Sunday, including holidays.

4. All other terms and conditions of the Agreement, as amended, shall remain the same.

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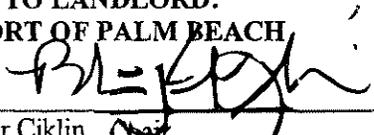
IN WITNESS WHEREOF, the parties hereto have executed this First Amendment to the Agreement on the day and year first written above.

**APPROVED TO FORM AND
LEGAL SUFFICIENCY:**

By: 
John J. Fumero, Esq., General Counsel

Date: 11/20/2025

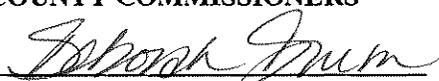
**AS TO LANDLORD:
PORT OF PALM BEACH**

By: 
Blair Ciklin, Chair

Date: 11/20/2025

AS TO COUNTY

**PALM BEACH COUNTY BOARD
OF COUNTY COMMISSIONERS**

By: 
Deborah Drum
Director, Department of Environmental
Resources Management

Date: 12-11-2025

**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:**

By: /s/ Scott A. Stone
Scott A. Stone
Assistant County Attorney

Date: _____



INTEROFFICE MEMORANDUM
Palm Beach County
Environmental Resources Management

DATE: September 19, 2022

TO: Verdenia C. Baker
 County Administrator

THROUGH: Patrick Rutter
 Assistant County Administrator *PR*

FROM: Deborah Drum, Director
 Environmental Resources Management *DD 9/20/22*

SUBJECT: REQUEST FOR DELEGATION OF APPROVAL AUTHORITY:
 A Port of Palm Beach Material Removal Agreement
 (Agreement) with Palm Beach County for the removal of up to
 300,000 cubic yards of spoil material from the Port of Palm
 Beach Dredge Material Management Area (Port DMMA),
 commencing upon execution and terminating December 31,
 2025.

On August 23, 2022, agenda item 3L-2 (R2022-0857), the Board of County Commissioners approved the County Administrator, or designee, to sign all future time extensions, task assignments, certifications, and other forms associated with the Agreement, and any necessary minor amendments that do not substantially change the scope of work, terms, or conditions of the Agreement.

This memorandum is my request for delegation of signatory authority for the Director or Deputy Director of Environmental Resources Management (ERM), to sign all future time extensions, task assignments, certifications, and other forms associated with this Agreement, and any necessary minor amendments that do not substantially change the scope of work, terms, or conditions of the Agreement. If you agree, please sign below and return this memorandum. I am available to answer any questions you may have concerning this request. Thank you in advance for your consideration.

APPROVED: *VBaker* DATE: *9/27/22*
 Verdenia C. Baker, County Administrator

DD:kf
 Attachment