

JONAH M. WOLFSON

July 10, 2013

Jimmy Morales, City Manager
City of Miami Beach
1700 Convention Center Drive
Fourth Floor
Miami Beach, Florida 33139

REC'D
2013 JUL 12 PM 12:59
CITY CLERK'S OFFICE

Re: Request for Debarment of UIA Management, LLC, and its Affiliates

Dear Mr. Morales:

Pursuant to Chapter 2, Article VI, Division 5 of the Code of the City of Miami Beach, Florida ("Code"), please accept this correspondence as my request for debarment of UIA Management, LLC ("UIA"), and its Affiliates (as that term is defined in Section 2-398(a) of the Code). The conduct giving rise to this request occurred prior to the effective date of Ordinance No. 2013-3787. Therefore, this request must be governed by Ordinance No. 2000-3234. The causes and grounds for the requested debarment are as follows:

Robert S. Wennett is the President of UIA Management, LLC. Mr. Wennett is a "Lobbyist" (as that term is defined in Sec. 2-481 of the Code) for UIA. Section 2-482 of the Code, among other things, requires lobbyists to register with the City Clerk **prior** to engaging in any lobbying activity. According to the public records of the City of Miami Beach, Mr. Wennett engaged in the following lobbying activity on behalf of UIA without first registering with the City Clerk on at least the following three occasions:

- February 24, 2011 – Mr. Wennett lobbied the members of the Finance and Citywide Projects Committee ("FCWPC") concerning Item No. 6 on the February 24, 2011, FCWPC Agenda (Lincoln Road Maintenance Agreement). *See* Audio of the February 24, 2011, FCWPC meeting.
- February 8, 2012 – Mr. Wennett lobbied the Mayor and City Commission concerning Agenda Item R7F on the February 8, 2012, City Commission Meeting Regular Agenda (Lincoln Road Maintenance Agreement). *See* Video of the February 8, 2012, City Commission meeting.
- February 24, 2011 – Mr. Wennett lobbied the members of the FCWPC concerning Item No. 3 on the February 24, 2011, FCWPC Agenda (Miami Beach Convention Center). *See* Audio of the February 24, 2011, FCWPC meeting.

Pursuant to Section 2-485.1 of the Code, Mr. Wennett's unregistered lobbying activity subjects UIA to the debarment provisions of Chapter 2, Article VI, Division 5 of the Code. Accordingly, please transmit this request to the Mayor and City Commission at its July 12, 2013 meeting, or July 17, 2013 meeting, whichever is sooner.

Further, as you are aware, Mr. Wennett is an authorized representative of ACE. ACE has submitted a response to the RFQ for the Convention Center redevelopment. As part of its due diligence, the City Commission required all of the proposers and their principals and team members to execute an affidavit that they have not violated the City of Miami Beach's Cone of Silence and Lobbyist Laws. Mr. Wennett executed the affidavit attached hereto as **Exhibit "A"** ("Affidavit").

Paragraph 8 of the Affidavit establishes that ACE and its "Proposal Team Members" are Affiliates of UIA. Pursuant to Section 2-403(b) of the Code, the Debarment Committee's decision debars Affiliates provided that they are specifically named and given written notice of the proposed debarment and an opportunity to respond. Accordingly, please ensure that the City's Notice of Proposal to Debar UIA specifically names ACE and its Proposal Team Members, and that they are given notice of the proposed debarment and an opportunity to respond.

Additionally, Mr. Wennett was untruthful in his affidavit. In Paragraph 10 he asserts that he has not engaged in "any lobbying activities regarding the RFQ in violation of the Lobbyist Laws." As evidenced by the audio of the February 24, 2011, FCWPC meeting, Mr. Wennett lobbied said committee concerning the expansion and enhancement of the Miami Beach Convention Center. This is very well of interest to other investigative agencies.

Finally, upon information and belief, one of the Portman Group's main principals, Jack Portman, has not registered to lobby. The City has some of the broadest regulations regarding registering to lobby and principals fall within the requirement to register. Especially on this Convention Center RFQ. Mr. Portman is not listed on the City of Miami Beach's website as having registered to lobby. And he has lobbied making such activity unregistered lobbying and in violation of the code.

Thank you for your immediate attention to this matter.

Very truly yours,

Jonah Wolfson
City Commissioner

cc: Mayor & City Commission
Jose Smith, City Attorney
Rafael Granado, City Clerk
Christina Veiga, Miami Herald

**AFFIDAVIT OF COMPLIANCE WITH CITY OF MIAMI BEACH CONE OF SILENCE AND
LOBBYIST LAWS**

AFFIDAVIT OF ROBERT WENNETT

Before me, the undersigned authority, personally appeared Robert Wennett, who being first duly sworn, deposes and says:

1. My name is Robert Wennett and I am President of UIA Management LLC. I have personal knowledge of the matters stated within the Affidavit hereinbelow.
2. I am an official authorized representative of South Beach Arts, Culture, Entertainment (the "Proposer").
3. Proposer submitted a proposal (the "Proposal") in response to City of Miami Beach Request for Qualifications No. 22-11/12 for the Development of the Miami Beach Convention Center District (the "RFQ").
4. As part of the Proposal, and as required by the RFQ, I executed and submitted an Acknowledgment Letter on behalf of Proposer, attached and incorporated as Exhibit "A" hereto, which in part states as follows:

I have read the City of Miami Beach's RFQ No. 22-11/12 for the Development of the Miami Beach Convention Center District. On behalf of our Proposal Team, we agree to and accept the terms, specific limitations, and conditions expressed therein.

5. As part of the Proposal, and as required by the RFQ, I executed and submitted a Disclosure and Disclaimer, attached and incorporated as Exhibit "B" hereto, which states in part as follows:

Following submission of a Proposal, the applicant agrees to deliver such further details, information and assurances, including financial and disclosure data, relating to the Proposal and the applicant including, without limitation, the applicant's affiliates, officers, directors, shareholders, partners and employees, as requested by the City in its discretion.

6. The Disclosure and Disclaimer further states that:

Proposers are expected to make all disclosures and declarations as requested in this RFQ. By submission of a Proposal, the Proposer acknowledges and agrees that the City has the right to make any inquiry or investigation it deems appropriate to substantiate or supplement information contained in the Proposal, and authorizes the release to the City of any and all information sought in such inquiry or investigation. Each Proposer certifies that the information contained in the Proposal is true, accurate and complete, to the best of its knowledge, information, and belief.

7. The RFQ advised proposers that said RFQ was subject to certain City of Miami Beach (the "City") ordinances and resolutions including, but not limited to, the City's Cone of Silence Ordinance (Ordinance No. 2002-3378), as codified in Chapter 2, Division 4, Section 2-486 of the Code of the City of Miami Beach, and attached and incorporated as Exhibit "C" hereto (hereinafter identified as the "Cone of Silence"), and the City's lobbyist laws, as codified in Chapter 2, Division 3, Sections 2-481 through 2-485.3 of the City Code, and in Miami-Dade County Ordinance Section 2-11.1(s), and attached and incorporated as Exhibit "D" hereto (hereinafter identified as the "Lobbyist laws").
8. In pages 10 through 13 of its Proposal, said pages attached and incorporated as Exhibit "E" hereto, the Proposer identified the following individuals and/or firms as Proposal team members:

Tishman Hotel and Realty LP (THR)

Dan Tishman
John Vickers
Paul Diamond
David Bagwell
James Claus
Charles Cocotas
Obaid Khan
Dennis Mahoney
David Rothenberg
William Sales
Joseph Simone
Robert Snyder

UIA Management, LLC (UIA)

Robert Wennett
Mary Jessica Woodrum
Jeffrey Weinstein

OMA * AMO Architecture P.C. (OMA)

Rem Koolhaas
Shohel Shigematsu
Maria Finders
Jason Long

Tishman Construction Corporation (TCC)

John Livingston

The Goldman Sachs Group, Inc.

Jeff Scruggs
David Levy
Marvin Marcus
Greg Carey

AECOM

Vivek Reddy
Satya Pinapaka
Sam Middleton

Jillian Gastright
Fadhely Vitoria
Gorky Charpentier
Steve Boylan
Randy Scott

Bilzin Sumberg Baena Price & Axelrod LLP
Carter N. McDowell
Albert E. Dotson, Jr.

VM Diaz & Partners, LLC
Victor Diaz

tvb design
Ken Stockdell
Robert Svedberg

MVVA
Michael Van Valkenburgh
Matthew Urbanski

Raymond Jungles, Inc.
Raymond Jungles
Paul Weinberg
Matthew Lewis

Hereinafter, the aforementioned individuals and/or firms may be referred to individually as a "Proposal Team Member," or collectively as the "Proposal Team Members." For purposes of this Affidavit, the term "Proposal Team Member" shall also specifically include any officers, employees, and agents of a Member listed above, including any lobbyist(s) registered in the City of Miami Beach employed or retained by a Member.

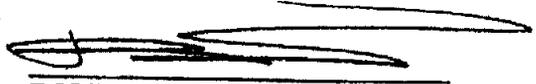
9. To the best of my knowledge, information, and belief, and following a thorough investigation and inquiry, I represent and warrant to the City, on behalf of the Proposer that, during the period of February 8, 2012 through December 12, 2012, while the provisions of the Cone of Silence were in full force and effect as to all proposers to the RFQ (including, without limitation, the Proposal Team Members), none of the Proposal Team Members identified in Paragraph 6 engaged in any communication(s) with regard to the RFQ, either written or oral, in violation of the Cone of Silence with any member of: (i) the City's administrative staff including, but not limited to, the City Manager and his or her staff; (ii) the evaluation committee convened by the City for the RFQ (the "Evaluation Committee"); and (iii) the Mayor and City Commissioners or their respective staffs.
10. To the best of my knowledge, information, and belief, and following a thorough investigation and inquiry, I represent and warrant to the City, on behalf of the Proposer, that none of the Proposal Team Members identified in Paragraph 8 have engaged in any lobbying activities regarding the RFQ in violation of the Lobbyist Laws.
11. To the best of my knowledge, information, and belief, and following a thorough investigation and inquiry, I represent and warrant to the City, on behalf of the Proposer, that none of the Proposal Team Members identified in Paragraph 8 have engaged in

any communication(s) with regard to the RFQ, either written or oral, with the City's former Procurement Director, Gus Lopez (other than any communication(s) with Mr. Lopez which may have occurred prior to the termination of his employment as the City's Procurement Director on March 31, 2012; and, in such case(s), provided further that any such communication(s) prior to March 31, 2012 were, as permitted under the Cone of Silence, (i) in writing, with a copy of such written communication filed with the City Clerk; or (ii) were solely limited to matters of process or procedure already contained in the RFQ).

12. To the best of my knowledge, information, and belief, and following a thorough investigation and inquiry, I represent and warrant to the City, on behalf of the Proposer, that none of the Proposal Team Members identified in Paragraph 8 have engaged in any communication(s) with regard to the RFQ, either written or oral, with any individual(s) or firm(s) identifying themselves as representing or purporting to act by or on behalf of Gus Lopez including, without limitation, (i) Pierre Landrin, who is an employee of the School Board of Miami-Dade County, and who is also the principal and registered agent of Almani Marketing, Co., a Florida corporation whose principal address is 5211 Corfield Street, Hollywood, Florida (hereinafter "Almani Marketing"); or (ii) Almani Marketing.

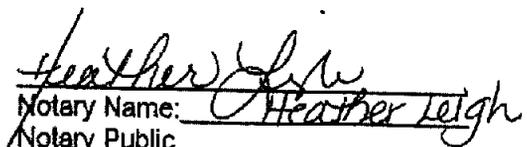
FURTHER AFFIANT SAYETH NOT.

UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING AFFIDAVIT AND THAT THE STATEMENTS IN IT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.


ROBERT WENNETT

The foregoing instrument was acknowledged before me this 5 day of April 2013 by Robert Wennett, who is personally known to me and who did take an oath.

 Heather Leigh
COMMISSION # DD939320
EXPIRES: NOV. 17, 2013
www.AARONNOTARY.com


Notary Name: Heather Leigh
Notary Public
State of Florida at Large

My Commission expires: 11/17/13



ACKNOWLEDGMENT LETTER

RE: RFQ NO 22-11/12 FOR THE DEVELOPMENT OF THE MIAMI BEACH CONVENTION CENTER DISTRICT

Dear Sir or Madame:

I have read the City of Miami Beach's RFQ NO. 22-11/12 for the Development of the Miami Beach Convention Center District. On behalf of our Proposal team, we agree to and accept the terms, specific limitations, and conditions expressed therein. In addition, we have read, rely upon, acknowledge, and accept the City's Disclosure and Disclaimer which is attached hereto and is fully incorporated into this letter.

Sincerely,

Tishman Realty LP

By: Tishman Realty Corporation

A handwritten signature in black ink, appearing to be "Paul Diamond", written over a horizontal line.

By: Paul Diamond, EVP

Forms

DISCLOSURE AND DISCLAIMER

This Request for Qualifications ("RFQ") is being furnished to the recipient by the City of Miami Beach (the "City") for the recipient's convenience. Any action taken by the City in response to Proposals made pursuant to this RFQ, or in making any award, or in failing or refusing to make any award pursuant to such Proposals, or in cancelling awards, or in withdrawing or cancelling this RFQ, either before or after issuance of an award, shall be without any liability or obligation on the part of the City.

In its sole discretion, the City may withdraw the RFQ either before or after receiving proposals, may accept or reject proposals, and may accept proposals which deviate from the RFQ, as it deems appropriate and in its best interest. In its sole discretion, the City may determine the qualifications and acceptability of any party or parties submitting Proposals in response to this RFQ.

Following submission of a Proposal, the applicant agrees to deliver such further details, information and assurances, including financial and disclosure data, relating to the Proposal and the applicant including, without limitation, the applicant's affiliates, officers, directors, shareholders, partners and employees, as requested by the City in its discretion.

The information contained herein is provided solely for the convenience of prospective Proposers. It is the responsibility of the recipient to assure itself that information contained herein is accurate and complete. The City does not provide any assurances as to the accuracy of any information in this RFQ.

Any reliance on these contents, or on any permitted communications with City officials, shall be at the recipient's own risk. Proposers should rely exclusively on their own investigations, interpretations, and analyses. The RFQ is being provided by the City without any warranty or representation, express or implied, as to its content, its accuracy, or its completeness. No warranty or representation is made by the City or its agents that any Proposal conforming to these requirements will be selected for consideration, negotiation, or approval.

The City shall have no obligation or liability with respect to this RFQ, the selection and the award process, or whether any award will be made. Any recipient of this RFQ who responds hereto fully acknowledges all the provisions of this Disclosure and Disclaimer, is totally relying on this Disclosure and Disclaimer, and agrees to be bound by the terms hereof. Any Proposals submitted to the City pursuant to this RFQ are submitted at the sole risk and responsibility of the party submitting such Proposal.

This RFQ is made subject to correction of errors, omissions, or withdrawal from the market without notice. Information is for guidance only, and does not constitute all or any part of an agreement.

The City and all Proposers will be bound only as, if and when a Proposal (or Proposals), as same may be modified, and the applicable definitive agreements pertaining thereto, are approved and executed by the parties, and then only pursuant to the terms of the definitive agreements executed among the parties. Any response to this RFQ may be accepted or rejected by the City for any reason, or for no reason, without any resultant liability to the City.

The City is governed by the Government-in-the-Sunshine Law, and all Proposals and supporting documents shall be subject to disclosure as required by such law. All Proposals shall be submitted in sealed bid form and shall remain confidential to the extent permitted by Florida Statutes, until the date and time selected for opening the responses. At that time, all documents

received by the City shall become public records.

Proposers are expected to make all disclosures and declarations as requested in this RFQ. By submission of a Proposal, the Proposer acknowledges and agrees that the City has the right to make any inquiry or investigation it deems appropriate to substantiate or supplement information contained in the Proposal, and authorizes the release to the City of any and all information sought in such inquiry or investigation. Each Proposer certifies that the information contained in the Proposal is true, accurate and complete, to the best of its knowledge, information, and belief.

Notwithstanding the foregoing or anything contained in the RFQ, all Proposers agree that in the event of a final unappealable judgment by a court of competent jurisdiction which imposes on the City any liability arising out of this RFQ, or any response thereto, or any action or inaction by the City with respect thereto, such liability shall be limited to \$10,000.00 as agreed-upon and liquidated damages. The previous sentence, however, shall not be construed to circumvent any of the other provisions of this Disclosure and Disclaimer which imposes no liability on the City.

In the event of any differences in language between this Disclosure and Disclaimer and the balance of the RFQ, it is understood that the provisions of this Disclosure and Disclaimer shall always govern. The RFQ and any disputes arising from the RFQ shall be governed by and construed in accordance with the laws of the State of Florida.

ACCEPTED:

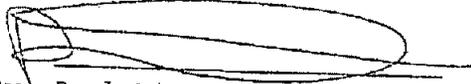
[NAME AND TITLE]

[ORGANIZATION]

[PROPOSER'S NAME]

Tishman Realty LP

By: Tishman Realty Corporation


By: Paul Diamond, EVP

266 / 267

Miami Beach, Florida, Code of Ordinances >> Subpart A - GENERAL ORDINANCES >> Chapter 2 -
ADMINISTRATION >> ARTICLE VII. - STANDARDS OF CONDUCT >> DIVISION 4. - PROCUREMENT >>

DIVISION 4. - PROCUREMENT

Sec. 2-486. - Cone of silence.

Sec. 2-486. - Cone of silence.

- (a) *Contracts for the provision of goods, services, and construction projects.*
- (1) *Definition.* "Cone of silence" is hereby defined to mean a prohibition on:
- a. Any communication regarding a particular request for proposal ("RFP"), request for qualifications ("RFQ"), or bid between a potential vendor, service provider, bidder, lobbyist, or consultant and the city's administrative staff including, but not limited to, the city manager and his or her staff;
 - b. Any communication regarding a particular RFP, RFQ or bid between the mayor, city commissioners, or their respective staffs, and any member of the city's administrative staff including, but not limited to, the city manager and his or her staff;
 - c. Any communication regarding a particular RFP, RFQ or bid between a potential vendor, service provider, bidder, lobbyist, or consultant and any member of a city evaluation and/or selection committee therefore; and
 - d. Any communication regarding a particular RFP, RFQ or bid between the mayor, city commissioners, or their respective staffs, and a member of a city evaluation and/or selection committee therefore.
 - e. Any communication regarding a particular RFP, RFQ or bid between the mayor, city commissioners, or their respective staffs and a potential vendor, service provider, bidder, lobbyist, or consultant.
- (2) *Procedure.*
- a. The cone of silence shall be imposed upon each RFP, RFQ or bid after the advertisement of said RFP, RFQ or bid. At the time of imposition of the cone of silence, the city manager or his or her designee shall provide for public notice of the cone of silence. The city manager shall include in any public solicitation for goods and services a statement disclosing the requirements of this division.
 - b. The cone of silence shall terminate:
 1. At the time the city manager makes his or her written recommendation as to selection of a particular RFP, RFQ or bid to the city commission, and said RFP, RFQ or bid is awarded; provided, however, that following the manager making his or her written recommendation, the cone of silence shall be lifted as relates to communications between the mayor and members of the commission and the city manager; providing further if the city commission refers the manager's recommendation back to the city manager for further review, the cone of silence shall continue until

such time as the manager makes a subsequent written recommendation, and the particular RFP, RFQ or bid is awarded; or

2. In the event of contracts for less than \$25,000.00, when the city manager executes the contract.

(3) *Exceptions.* The cone of silence shall not apply to:

- a. Competitive processes for the award of CDBG, HOME, SHIP and Surtax Funds administered by the city office of community development; and
- b. Communications with the city attorney and his or her staff.
- c. Oral communications at pre-bid conferences;
- d. Oral presentations before evaluation and/or selection committees;
- e. Contract discussions during any duly noticed public meeting;
- f. Public presentations made to the city commissioners during any duly noticed public meeting;
- g. Contract negotiations with city staff following the award of an RFP, RFQ or bid by the city commission; or
- h. Communications in writing at any time with any city employee, official or member of the city commission, unless specifically prohibited by the applicable RFP, RFQ or bid documents;
- i. City commission meeting agenda review meetings between the city manager and the mayor and individual city commissioners where such matters are scheduled for consideration at the next commission meeting.
- j. Communications regarding a particular RFP, RFQ, or bid between the procurement director, or his/her administrative staff responsible for administering the procurement process for such RFP, RFQ or bid and a member of the evaluation/selection committee therefore, provided the communication is limited strictly to matters of process or procedure already contained in the corresponding solicitation document;
- k. Duly noticed site visits to determine the competency of bidders regarding a particular bid during the time period between the opening of bids and the time the city manager makes his or her written recommendation;
- l. Any emergency procurement of goods or services;
- m. Communications regarding a particular RFP, RFQ or bid between any person, and the procurement director, or his/her administrative staff responsible for administering the procurement process for such RFP, RFQ or bid, provided the communication is limited strictly to matters of process or procedure already contained in the corresponding solicitation document.
- n. The bidder, proposer, vendor, service provider, lobbyist, or consultant shall file a copy of any written communications with the city clerk. The city clerk shall make copies available to any person upon request.

(b) *Violations/penalties and procedures.* A violation of this section by a particular bidder, proposer, vendor, service provider, lobbyist, or consultant shall subject said bidder, proposer, vendor, service provider, lobbyist, or consultant to the same procedures set forth in Division 5, entitled "Debarment of Contractors from City Work" shall render any RFP award, RFQ award or bid award to said bidder, proposer, vendor, service provider, bidder, lobbyist, or consultant voidable; and said bidder, proposer, vendor, service provider, lobbyist, or consultant shall not be considered for any RFP, RFQ or bid for a contract for the provision of goods or services for a period of one year. Any person who violates a provision of this

Miami Beach, Florida, Code of Ordinances >> Subpart A - GENERAL ORDINANCES >> Chapter 2 -
ADMINISTRATION >> ARTICLE VII. - STANDARDS OF CONDUCT >> DIVISION 3. - LOBBYISTS >>

DIVISION 3. - LOBBYISTS

Sec. 2-481. - Definitions.

Sec. 2-482. - Registration.

Sec. 2-483. - Exceptions to registration.

Sec. 2-484. - Sign-in logs.

Sec. 2-485. - List of expenditures; fee disclosure; reporting requirements.

Sec. 2-485.1. - Penalties.

Sec. 2-485.2. - Prohibited lobbying activities.

Sec. 2-485.3. - Contingency fee prohibited.

Sec. 2-481. - Definitions.

The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Advisory personnel means the members of those city boards and agencies whose sole or primary responsibility is to recommend legislation or give advice to the city commissioners.

Autonomous personnel includes but is not limited to the members of the housing authority, personnel board, pension boards, and such other autonomous or semi-autonomous authorities, boards and agencies as are entrusted with the day-to-day policy setting, operation and management of certain defined functions or areas of responsibility.

Commissioners means the mayor and members of the city commission.

Community based organization means a not-for-profit association or corporation organized under state or local law to engage in community development activities (including, but not limited to, housing and economic development activities) and has as its primary purpose the improvement of the physical, economic or social environment by addressing one or more of the critical needs of the area, with particular attention to the needs of people with low or moderate incomes.

Departmental personnel means the city manager, all assistant city managers, all department heads, the city attorney, chief deputy city attorney and all assistant city attorneys; however, all departmental personnel when acting in connection with administrative hearings shall not be included for purposes of this division.

Lobbyist means all persons employed or retained, whether paid or not, by a principal who seeks to encourage the passage, defeat or modification of any ordinance, resolution, action or decision of any commissioner; any action, decision, recommendation of the city manager or any city board or committee; or any action, decision or recommendation of any city personnel defined in any manner in this section, during the time period of the entire decision-making process on such action, decision or recommendation that foreseeably will be heard or reviewed by the city commission, or a

city board or committee. The term specifically includes the principal as well as any employee engaged in lobbying activities. The term "lobbyist" specifically excludes the following persons:

Expert witnesses who provide only scientific, technical or other specialized information or testimony in public meetings; any person who only appears as a representative of a neighborhood association without compensation or reimbursement for the appearance, whether direct, indirect or contingent, to express support of or opposition to any item; and any person who only appears as a representative of not-for-profit community based organization for the purpose of requesting a grant without special compensation or reimbursement for the appearance.

The persons specifically excluded above from the definition of "lobbyist" shall, prior to communicating with subject city personnel, disclose in writing to the city clerk, their name, address, and principal on whose behalf they are communicating.

Neighborhood association means an organization of residential homeowners and tenants created to address quality of life issues in a defined neighborhood or community.

Quasi-judicial personnel means the members of the planning board, the board of adjustment and such other boards and agencies of the city that perform such quasi-judicial functions. The nuisance abatement board, special master hearings and administrative hearings shall not be included for purposes of this division as to those individuals compelled to appear before said agencies.

(Ord. No. 92-2777, §§ 1, 2, 3-4-92; Ord. No. 92-2785, §§ 1, 2, 6-17-92; Ord. No. 2004-3435, § 1, 2-4-04)

Cross reference— Definitions generally, § 1-2.

Sec. 2-482. - Registration.

- (a) All lobbyists shall, before engaging in any lobbying activities, register with the city clerk. Every person required to register shall register on forms prepared by the clerk, pay a registration fee of \$350.00, as specified in appendix A and state under oath:
- (1) His name;
 - (2) His business address;
 - (3) The name and business address of each person or entity which has employed the registrant to lobby;
 - (4) The commissioner or personnel sought to be lobbied, and whether the lobbyist has entered into any contractual relationship (paid or unpaid) with said city commissioner or personnel from 12 months preceding such person's commencement of service with the city to the present date, stating the general nature of the subject contractual relationship.
 - (5) The specific issue on which he has been employed to lobby; and
 - (6) The terms and amount of compensation to be paid by each principal to the lobbyist with regard to the specific issue on which the lobbyist has been engaged to lobby.

Cross reference— List of expenditures; fee disclosure; reporting requirements, § 2-485.

- (b) Any change to any information originally filed, or any additional city commissioner or personnel who are also sought to be lobbied shall require that the lobbyist file an amendment to the registration forms, although no additional fee shall be required for such amendment. The lobbyist has a continuing duty to supply information and amend the forms filed throughout the period for which the lobbying occurs.

- (c)

If the lobbyist represents a corporation, partnership or trust, the chief officer, partner or beneficiary shall also be identified. Without limiting the foregoing, the lobbyist shall also identify all persons holding, directly or indirectly, a five percent or more ownership interest in such corporation, partnership, or trust.

- (d) Separate registration shall be required for each principal represented on each specific issue. Such issue shall be described with as much detail as is practical, including but not limited to a specific description where applicable of a pending request for a proposal, invitation to bid, or public hearing number.
- (e) Each person who withdraws as a lobbyist for a particular client shall file an appropriate notice of withdrawal.
- (f) In addition to the \$350.00 per issue registration fee required in subsection (a) of this section, annual registration of all lobbyists shall be required for each 12-month period commencing October 1 of each year, and the fee for such annual registration shall be \$500.00, as specified in appendix A.
- (g) Every registrant shall be required to state the extent of any business, financial, familial or professional relationship, or other relationship giving rise to an appearance of an impropriety, with any current city commissioner or city personnel who is sought to be lobbied as identified on the lobbyist registration form filed.
- (h) The registration fees required by subsections (a) and (f) of this section shall be deposited by the clerk into a separate account and shall be expended for the purpose of recording, transcribing, administration, and other costs incurred in maintaining these records for availability to the public. There shall be no fee required for filing a notice of withdrawal, and the city commission may in its discretion, waive the registration fee upon a finding of financial hardship. Prior to conducting any lobbying, all principals must file a form with the city clerk, signed by the principal or the principal's representative, stating under oath that the lobbyist is authorized to represent the principal. Failure of a principal to file the form required by the preceding sentence may be considered in the evaluation of a bid or proposal as evidence that a proposer or bidder is not a responsible contractor. Each principal shall file a form under oath with the city clerk at the point in time at which a lobbyist is no longer authorized to represent the principal. Any person (except those exempt from the definition of "lobbyist" as set forth in section 2-481 above) who only appears as a representative of a not-for-profit corporation or entity without special compensation or reimbursement for the appearance, whether direct or indirect to express support of or opposition to any item, shall register with the clerk as required by this section but, shall not be required to pay any registration fees. Copies of registration forms shall be furnished to each commissioner or other personnel named on the forms.
- (i) All members of the city commission and all city personnel shall be diligent to ascertain whether persons required to register pursuant to this section have complied. Commissioners or city personnel may not knowingly permit themselves to be lobbied by a person who is not registered pursuant to this section to lobby the commissioner or the relevant committee, board or city personnel.
- (j) The city clerk shall publish logs on a quarterly and annual basis reflecting the lobbyist registrations filed. All logs required by this section shall be prepared in a manner substantially similar to the logs prepared for the state legislature pursuant to F.S. § 11.045.

(Ord. No. 92-2777, § 3, 3-4-92; Ord. No. 92-2785, § 3, 6-17-92; Ord. No. 2000-3243, § 1, 5-10-00; Ord. No. 2004-3435, § 1, 2-4-04; Ord. No. 2008-3600, § 1, 3-12-08; Ord. No. 2009-3650, § 1, 9-24-09; Ord. No. 2010-3689, § 1, 9-15-10)

Sec. 2-483. - Exceptions to registration.

- (a) Any public officer, employee or appointee or any person or entity in contractual privity with the city who only appears in his official capacity shall not be required to register as a lobbyist.
- (b) Any person who only appears in his individual capacity, for the purpose of self-representation without compensation or reimbursement, whether direct or indirect, to express support of or opposition to any item, shall not be required to register as a lobbyist, including but not limited to those who are members of homeowner or neighborhood associations. All speakers shall, however, sign up on forms available at the public hearing. Additionally, any person requested to appear before any city personnel, board or commission, or any person compelled to answer for or appealing a code violation, a nuisance abatement board hearing, a special master hearing or an administrative hearing shall not be required to register, nor shall any agent, attorney, officer or employee of such person.

(Ord. No. 92-2777, §§ 4, 5, 3-4-92; Ord. No. 92-2785, §§ 4, 5, 6-17-92; Ord. No. 2004-3435, § 1, 2-4-04)

Sec. 2-484. - Sign-in logs.

In addition to the registration requirements addressed above, all city departments, including the offices of the mayor and city commission, the offices of the city manager, and the offices of the city attorney, shall maintain signed sign-in logs for all noncity employees or personnel for registration when they meet with any personnel as defined in section 2-481.

(Ord. No. 92-2785, § 6, 6-17-92)

Sec. 2-485. - List of expenditures; fee disclosure; reporting requirements.

- (a) On February 28¹ of each year, lobbyists subject to lobbyist registration requirements shall submit to the city clerk a signed statement under oath as provided herein listing all lobbying expenditures, as well as compensation received, for the preceding calendar year with regard to the specific issue on which the lobbyist has been engaged to lobby. A statement shall be filed even if there have been no expenditures or compensation during the reporting period. The statement shall list in detail each expenditure by category, including food and beverage, entertainment, research, communication, media advertising, publications, travel, lodging and special events.
- (b) Each lobbyist and his/her principal shall, before engaging in any lobbying activities, submit to the city clerk a joint signed statement under oath disclosing the terms and amount of compensation to be paid by each principal to the lobbyist with regard to the specific issue on which the lobbyist has been engaged to lobby. If no compensation will be paid concerning the subject lobby services, a statement shall nonetheless be filed reflecting as such.
- (c) Any change to information originally filed shall require that the lobbyist (and principal under subsection (b) above) file, within three business days from such changed circumstances, a signed statement under oath amending the above-referenced reports; additionally, in the event official action on the specific lobbied issue is scheduled to occur during said three day period, the lobbyist and principal shall prior to said official action, further disclose the amendment by publicly stating on the record at which the official action is to occur the subject amendment. The lobbyist and principal have a continuing duty to supply accurate information and amend said reports when so needed.
- (d) The city clerk shall notify any lobbyist (or principal) who fails to timely file the expenditure or fee disclosure reports referenced in sections (a) and (b) above. In addition to any other penalties which may be imposed as provided in section 2-485.1, a fine of \$50.00 per day

shall be assessed for reports filed after the due date. Any lobbyist who fails to file the required expenditure report by April 30 shall be automatically suspended from lobbying until all fines are paid, unless the fine has been appealed to the Miami Dade County Ethics Commission.

- (e) The city clerk shall notify the Miami-Dade County Commission on Ethics and Public Trust of the failure of a lobbyist (or principal) to file either of the reports referenced above and/or pay the assessed fines after notification.
- (f) A lobbyist (or principal) may appeal a fine and may request a hearing before the Miami-Dade Commission on Ethics and Public Trust. A request for a hearing on the fine must be filed with the Miami-Dade Commission on Ethics and Public Trust within 15 calendar days of receipt of the notification of the failure to file the required disclosure form. The Miami-Dade Commission on Ethics and Public Trust shall have the authority to waive the fine, in whole or in part, based on good cause shown.

(Ord. No. 92-2777, § 6, 3-4-92; Ord. No. 92-2785, § 7, 6-17-92; Ord. No. 2000-3243, § 1, 5-10-00; Ord. No. 2002-3363, § 1, 5-8-02; Ord. No. 2002-3376, § 1, 7-31-02; Ord. No. 2004-3435, § 1, 2-4-04; Ord. No. 2010-3689, § 2, 9-15-10)

1 For purposes of transitioning this change of date and related lobbyist responsibility to timely file disclosure reports as required hereinabove, reports for calendar years 2009 and 2010 shall be submitted to the city clerk by February 28, 2011, with subsequent years' reports to be filed with the city clerk by February 28 of each respective following year, as set forth in [subsection] (a) above.

Sec. 2-485.1. - Penalties.

- (a) A finding by the Miami-Dade County Commission on Ethics and Public Trust that a person has violated this division shall subject said person to those penalties set forth within subsections 2-11.1(s) and (z) of the Metropolitan Dade County Code, said penalties including admonition, public reprimand, fines, as well as prohibitions from registering as a lobbyist or engaging in lobbying activities before the city.

Also, a bidder or proposer shall be subject to the debarment provisions of chapter 2, division 5 of this Code as if the bidder or proposer were a contractor where the bidder or proposer has violated this division either directly or indirectly or any combination thereof, on three or more occasions. As used herein, a "direct violation" shall mean a violation committed by the bidder or proposer and an "indirect violation" shall mean a violation committed by a lobbyist representing said bidder or proposer. A contract entered into in violation of this division shall also render the contract voidable. The city manager shall include the provisions of this subsection in all city bid documents, RFP, RFQ, RFLI; provided, however, that failure to do so shall not render any contract entered into as the result of such failure illegal per se.

- (b) Except as otherwise provided in subsection (a) herein, the validity of any action or determination of the city commission or city personnel, board or committee, shall not be affected by the failure of any person to comply with the provisions of this division.

(Ord. No. 2000-3243, § 1, 5-10-00; Ord. No. 2004-3435, § 1, 2-4-04)

Sec. 2-485.2. - Prohibited lobbying activities.

Any person or entity retained as a lobbyist by the city is prohibited from lobbying any city officer, departmental personnel or employee in connection with any judicial or other proceeding, application, RFP, RFO, RFLI, bid, request for ruling or other determination, contract or controversy on behalf of a third party for the length of the contract or other agreement between the lobbyist and the city.

(Ord. No. 2002-3364, § 1, 5-8-02)

Editor's note—

Ord. No. 2002-3364, § 1, adopted May 8, 2002, enacted provisions intended for use as § 2-485A. To preserve the style of this Code, and at the discretion of the editor, said provisions have been redesignated as § 2-485.2

Sec. 2-485.3. - Contingency fee prohibited.

No person or entity may, in whole or in part, pay, give or agree to pay or give a contingency fee to another person. No person may, in whole or in part, receive or agree to receive a contingency fee. As used herein, "contingency fee" means a fee, bonus, commission, or nonmonetary benefit as compensation which is dependent on or in any way contingent on the passage, defeat, or modification of:

- (1) An ordinance, resolution, action or decision of the city commission;
- (2) Any action, decision or recommendation of the city manager or any city board or committee; or
- (3) Any action, decision or recommendation of city personnel during the time period of the entire decision-making process regarding such action, decision or recommendation which foreseeably will be heard or reviewed by the city commission, or a city board or committee.

(Ord. No. 2002-3365, § 1, 5-8-02; Ord. No. 2004-3435, § 1, 2-4-04)

Editor's note—

Ord. No. 2002-3365, § 1, adopted May 8, 2002, enacted provisions intended for use as § 2-485B. To preserve the style of this Code, and at the discretion of the editor, said provisions have been redesignated as § 2-485.3

Sec. 2-11.1. - Conflict of Interest and Code of Ethics Ordinance.

(s) *Lobbying.*

- (1) (a) As used in this section, "County personnel" means those County officers and employees specified in Section 2-11.1(i)(2) of the Miami-Dade County Conflict of Interest and Code of Ethics Ordinance.
 - (b) As used in this section, "Lobbyist" means all persons, firms, or corporations employed or retained by a principal who seeks to encourage the passage, defeat, or modifications of (1) ordinance, resolution, action or decision of the County Commission; (2) any action, decision, recommendation of the County Manager or any County board or committee; or (3) any action, decision or recommendation of County personnel during the time period of the entire decision-making process on such action, decision or recommendation which foreseeably will be heard or reviewed by the County Commission, or a County board or committee. "Lobbyist" specifically includes the principal as well as any employee whose normal scope of employment includes lobbying activities. The term "Lobbyist" specifically excludes the following persons: attorneys or other representatives retained or employed solely for the purpose of representing individuals, corporations or other entities during publicly noticed quasi-judicial proceedings where the law prohibits ex-parte communications; expert witnesses who provide only scientific, technical or other specialized information or testimony in public meetings; any person who only appears as a representative of a neighborhood association without compensation or reimbursement for the appearance, whether direct, indirect or contingent, to express support of or opposition to any item; any person who only appears as a representative of a not-for-profit community based organization for the purpose of requesting a grant without special compensation or reimbursement for the appearance; and employees of a principal whose normal scope of employment does not include lobbying activities.
- (2) All lobbyists shall register with the Clerk of the Board of County Commissioners within five (5) business days of being retained as a lobbyist or before engaging in any lobbying activities, whichever shall come first. Every person required to so register shall:
 - (a) Register on forms prepared by the Clerk;
 - (b) State under oath his or her name, business address and the name and business address of each person or entity which has employed said registrant to lobby. If the lobbyist represents a corporation, the corporation shall also be identified. Without limiting the foregoing, the lobbyist shall also identify all persons holding, directly or indirectly, a five (5) percent or more ownership interest in such corporation, partnership, or trust. Registration of

all lobbyists shall be required prior to January 15 of each year and each person who withdraws as a lobbyist for a particular client shall file an appropriate notice of withdrawal. The fee for annual registration shall be four hundred and ninety dollars (\$490.00). Every registrant shall be required to state the extent of any business or professional relationship with any current person described in subsection (b)(1). The registration fees required by this subsection shall be deposited by the Clerk into a separate account and shall be expended for the purpose of recording, transcribing, administration and other costs incurred in maintaining these records for availability to the public. Notwithstanding the foregoing, fifteen (15) percent of future funds generated by lobbyist registration fees after the effective date of this ordinance shall be deposited into a separate account, and shall be expended by the Ethics Commission for the purposes of educational outreach, the rendering of advisory opinions and enforcement of the provisions of Section 2-11.1(s) relating to lobbyists. There shall be no fee required for filing a notice of withdrawal and the Board of County Commissioners may, in its discretion, waive the registration fee upon a finding of financial hardship.

- (c) Prior to conducting any lobbying, all principals must file a form with the Clerk of the Board of County Commissioners, signed by the principal or the principal's representative, stating that the lobbyist is authorized to represent the principal. The principal and the lobbyist must also submit a joint affidavit stating that the principal has not offered and the lobbyist has not agreed to accept any contingency or success fees as defined in subsection (s)(7). Failure of a principal to file the required forms may be considered in the evaluation of a bid or proposal as evidence that a proposer or bidder is not a responsible contractor. Each principal shall file a form with the Clerk of the Board at the point in time at which a lobbyist is no longer authorized to represent the principal.
- (d) Each lobbyist shall, within sixty (60) days after registering as a lobbyist, submit to the Clerk of the Board a certificate of completion of an ethics course offered by the Miami-Dade County Commission on Ethics and Public Trust ("Ethics Course"). Lobbyists who have completed the initial Ethics Course mandated by the preceding sentence and have continuously registered as a lobbyist thereafter shall be required to complete a refresher Ethics Course every two years. Each lobbyist who has completed a refresher Ethics Course shall submit to the Clerk of the Board a certificate of completion within sixty (60) days after registering as a lobbyist. The Ethics Course shall include, but not be limited to, a review of the following topics: the Conflict of Interest and Code of Ethics Ordinance; the Sunshine Law; and the Public Records Law. The fee for the Ethics Course shall be one hundred dollars (\$100.00). The registration fees required by this subsection shall be

deposited into a separate account, and shall be expended by the Ethics Commission for Ethics Courses and related costs. The requirements of this subsection relating to the Ethics Course shall not be applicable to any municipal lobbyist in Miami-Dade County unless said municipality has adopted an ordinance providing for ethics training of lobbyists, and has entered into an interlocal agreement with the County authorizing the Ethics Commission to provide the Ethics Course provided for in this subsection. The Executive Director of the Ethics Commission may waive the Ethics Course requirement for a particular lobbyist when he or she determines that the lobbyist has taken an initial or refresher Ethics Course offered by a municipality which satisfies the requirements of this subsection.

- (3)
 - (a) Any public officer, employee or appointee who only appears in his or her official capacity shall not be required to register as a lobbyist.
 - (b) Any person who only appears in his or her individual capacity for the purpose of self-representation without compensation or reimbursement, whether direct, indirect or contingent, to express support of or opposition to any item, shall not be required to register as a lobbyist. A principal of any corporation, partnership or other entity who appears as a lobbyist on behalf of that entity, without special compensation or reimbursement for the appearance, whether direct, indirect or contingent, to express support of or opposition to any item, shall register with the Clerk as required by this subsection, but shall not be required to pay any registration fees.
- (4) Any person who only appears as a representative of a not-for-profit corporation or entity (such as a charitable organization, or a trade association or trade union), without special compensation or reimbursement for the appearance, whether direct, indirect or contingent, to express support of or opposition to any item, shall register with the Clerk as required by this subsection, but, upon request, shall not be required to pay any registration fees. Any principal who only appears as a representative of a certified Micro Enterprise, as defined in Section 2-8.1.1.1.1 of the Code, as a representative of a certified Level I Community Small Business Enterprise, as defined in Section 10-33.02 or as a representative of a certified Tier 1 Community Business Enterprise, as defined in Section 2-10.4.01, without special compensation or reimbursement for the appearance, whether direct, indirect or contingent, to express support of or opposition to any item, shall register with the Clerk as required by this subsection, but, upon request, shall not be required to pay any registration fees.
- (5) Any person who appears as a representative for an individual or firm for an oral presentation before a county certification, evaluation, selection, technical review or similar committee, shall list on an affidavit provided by the County, all individuals who may make a presentation. The affidavit shall be filed by staff with the Clerk's office at the time the proposal is submitted. For the purpose of this subsection only, the listed

members of the presentation team shall not be required to pay any registration fees. No person shall appear before any committee on behalf of an individual or firm unless he or she has been listed as part of the firm's presentation team pursuant to this paragraph or unless he or she is registered with the Clerk's office and has paid all applicable fees.

- (6)
 - (a) On July 1 of each year, the lobbyist shall submit to the Clerk of the Board of County Commissioners a signed statement under oath, as provided herein, listing all lobbying expenditures in excess of twenty-five dollars (\$25.00) for the preceding calendar year. A statement shall not be filed if there have been no expenditures during the reporting period. The statement shall list in detail each expenditure by category, including food and beverage, entertainment, research, communication, media advertising, publications, travel, lodging and special events.
 - (b) The Clerk of the Board of County Commissioners shall notify any lobbyist who fails to timely file an expenditure report. In addition to any other penalties which may be imposed as provided in subsection (s)(9), a fine of fifty dollars (\$50.00) per day shall be assessed for reports filed after the due date. Where a fine of fifty dollars (\$50.00) per day is assessed, the Ethics Commission shall not impose a fine as provided in subsection (z). Any lobbyist who fails to file the required expenditure report by September 1 shall be automatically suspended from lobbying until all fines are paid unless the fine has been appealed to the Ethics Commission.
 - (c) The Clerk of the Board of County Commissioners shall notify the Commission on Ethics and Public Trust of the failure of a lobbyist or principal to file a report and/or pay the assessed fines after notification.
 - (d) A lobbyist or principal may appeal a fine and may request a hearing before the Commission on Ethics and Public Trust. A request for a hearing on the fine must be filed with the Commission on Ethics and Public Trust within fifteen (15) calendar days of receipt of the notification of the failure to file the required disclosure form. The Commission on Ethics and Public Trust shall have the authority to waive the fine, in whole or part, based on good cause shown. The Commission on Ethics and Public Trust shall have the authority to adopt rules of procedure regarding appeals from the Clerk of the Board of County Commissioners.
- (7) No person may, in whole or in part, pay, give or agree to pay or give a contingency fee to another person. No person may, in whole or in part, receive or agree to receive a contingency fee. As used herein, "contingency fee" means a fee, bonus, commission, or nonmonetary benefit as compensation which is dependent on or in any way contingent on the passage, defeat, or modification of: (1) an ordinance, resolution, action or decision of the County Commission; (2) any action, decision or recommendation of the County Manager or any County board or committee; or (3)

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any action, decision or recommendation of County personnel during the time period of the entire decision-making process regarding such action, decision or recommendation which foreseeably will be heard or reviewed by the County Commission, or a County board or committee.

(8) The Clerk shall publish logs on a quarterly and an annual basis reflecting the lobbyist registrations which have been filed in accordance with this subsection (s). All logs required by this ordinance shall be prepared in a manner substantially similar to the logs prepared for the Florida Legislature pursuant to Section 11.045, Florida Statutes.

(9) The Ethics Commission shall investigate any person engaged in lobbying activities who may be in violation of this subsection (s). In the event that a violation is found to have been committed the Ethics Commission may, in addition to the penalties set forth in subsection (z), prohibit such person from lobbying before the County Commission or any committee, board or personnel of the County as provided herein. Every lobbyist who is found to be in violation of this section shall be prohibited from registering as a lobbyist or lobbying in accordance with the following schedule:

1st violation for a period of 90 days from the date of determination of violation;

2nd violation for a period of one (1) year from the date of determination of violation;

3rd violation for a period of five (5) years from the date of determination of violation;

A bidder or proposer shall be subject to the debarment provisions of Section 10-38 of the Code of Miami-Dade County as if the bidder or proposer were a contractor where the bidder or proposer has violated this section, either directly or indirectly or any combination thereof, on three (3) or more occasions. As used herein, a "direct violation" shall mean a violation committed by the bidder or proposer and an "indirect violation" shall mean a violation committed by a lobbyist representing said bidder or proposer. A contract entered into in violation of this section shall also render the contract voidable. The County Manager shall include the provisions of this subsection in all County bid documents, RFP, RFQ, CBO and CDBG applications; provided, however, the failure to do so shall not render any contract entered into as the result of such failure illegal per se.

(10) All members of the County Commission, and all County personnel, shall be diligent to ascertain whether persons required to register pursuant to this subsection have been complied. Commissioners or County personnel may not knowingly permit a person who is not registered pursuant to this subsection to lobby the Commissioner, or the relevant committee, board or County personnel.

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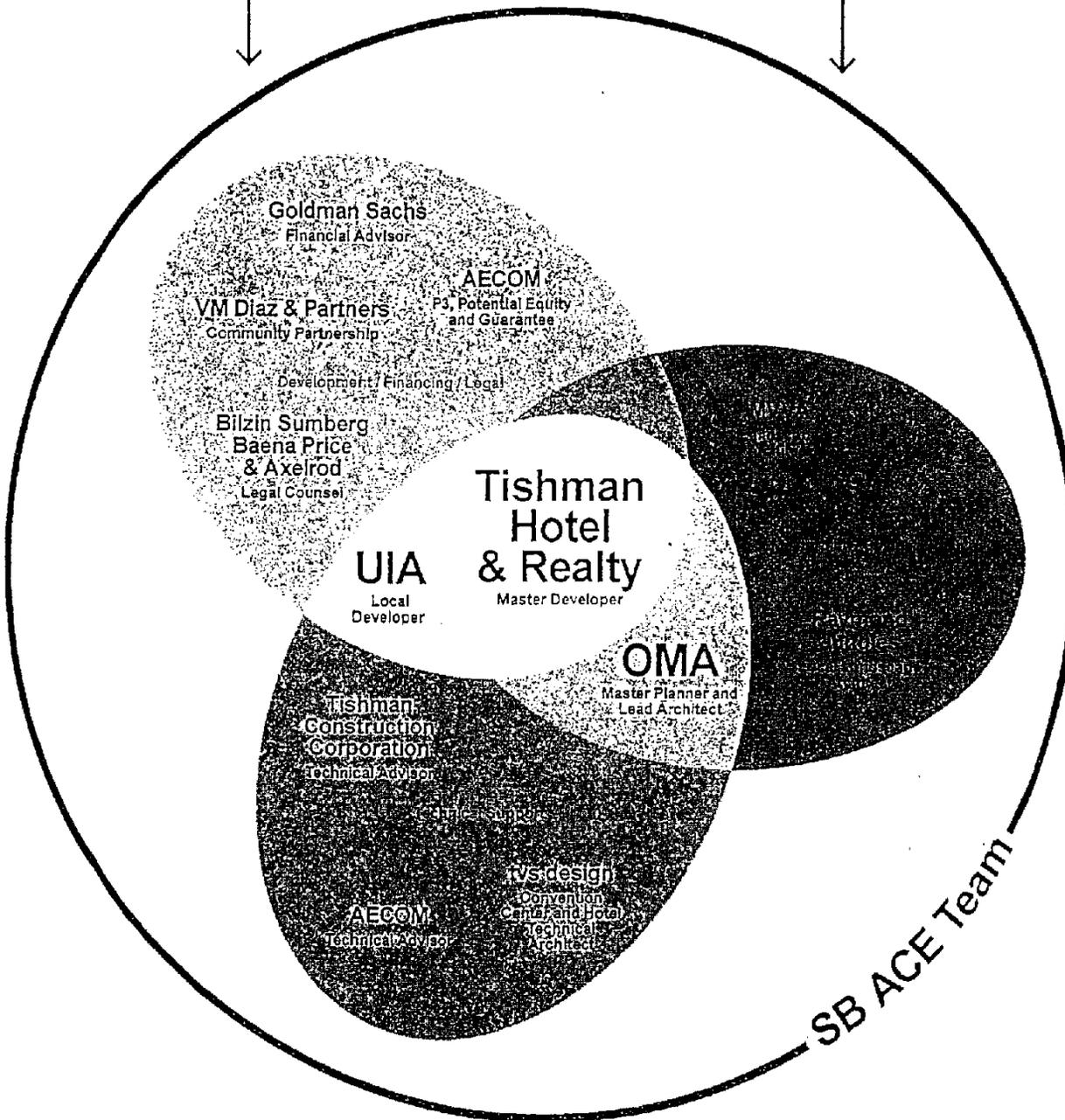
- (11) Except as otherwise provided in subsection (s)(9), the validity of any action or determination of the Board of County Commissioners or County personnel, board or committee shall not be affected by the failure of any person to comply with the provisions of this subsection (s).

Team Summary

Neighborhood Stakeholders

Convention Center Stakeholders

Miami Beach City Staff & Administration



10 / 11

New Vision for MBCCD

Exhibit "E"

Core Team

Tishman Hotel and Realty LP (THR)

Master Developer

THR is a vertically integrated real estate developer, owner and asset manager. THR's current portfolio includes approximately 6,100 guest rooms, 560,000sf of meeting space, 270,000sf of retail space and 49 restaurants.

Roles and Responsibilities:

Master developer with primary responsibility for the development process; equity partner; debt/equity sourcing; sole authorization to bind Proposer to this RFQ.

Key Personnel:

John Vickers, Chairman and CEO
David Rothenberg, President
Obaid Khan, CFO
Paul Diamond, Executive Vice President

Primary Contact

Paul Diamond
T 212.708.6781
E diamond@tishman.com

Tishman Hotel and Realty LP

100 Park Avenue
New York, NY 10017
T 212.708.6800

sole authorization to bind Proposer to this RFQ

UIA Management, LLC (UIA)

Local Developer

UIA Management is a leading developer of innovative real estate projects throughout the country. A Miami Beach-based firm, the company's portfolio includes the recently completed and highly acclaimed 11 11 Lincoln Road.

Roles and Responsibilities:

Local development and equity partner; retail specialist

Key Personnel:

Robert Wennett, President
Jeffrey Weinstein, Director of Development
Mary Jessica Woodrum, Director of Operations

Primary Contact

Jeffrey Weinstein
T 305.538.9320
E jweinstein@1111LincolnRoad.com

UIA Management, LLC

1111 Lincoln Road
Suite 760
Miami Beach, FL 33139
T.305).538.9320

OMA*AMO Architecture P.C. (OMA)

Master Planner and Lead Architect

OMA is a leading international partnership practicing architecture, urbanism, and cultural analysis. OMA's buildings and masterplans around the world insist on intelligent forms while inventing new possibilities for content and everyday use. OMA is led by seven partners including Rem Koolhaas and Shohei Shigematsu, Director of OMA New York. OMA sustains an international practice with offices in Rotterdam, New York, Beijing, Hong Kong, and soon Doha.

Roles and Responsibilities:

Master planner, lead design architect

Key Personnel:

Rem Koolhaas, Partner
Shohei Shigematsu, Partner / Director OMA NY
Maria Finders, Director Creative and Cultural Advisory
Jason Long, Associate

Primary Contact

Jason Long
T 212.337.0770
E jlong@oma.com

OMA*AMO Architecture P.C.

180 Varick St.
Suite 1328
New York, NY 10014
T 212.337.0770

Additional Team Members

Tishman Construction Corporation (TCC)

TCC is a full-service Construction Manager, Owner's Representative and Project Manager. Originally founded in 1898, Tishman is responsible for the construction of more than 500 million square feet of space incorporating facilities of every size and type: convention center, hotel, entertainment, residential, retail, office, medical, educational, transportation, recreational, and institutional.

Roles and Responsibilities:
Construction services

Key Personnel:

Given the unknown timing of construction commencement for this project, it is too soon to identify which construction services team members will be participating. TCC has a deep bench of construction personnel to select from and will compile a team with appropriate experience for each component of this project at the appropriate time.

Primary Contact
John Livingston
T 212.708.6868
E livingst@tishman.com

Tishman Construction
100 Park Avenue
New York, NY 10017
T 212.708.6800

The Goldman Sachs Group, Inc.

Goldman Sachs' Public Sector and Infrastructure Group has financed more than 100 projects including many convention centers, hotels, and stadiums.

Roles and Responsibilities:
Public finance advisor

Key Personnel:

Jeff Scruggs, Managing Director
David Levy, Managing Director

Primary Contact
Jeff Scruggs
T 212.902.6517
jeffrey.scruggs@gs.com

Goldman, Sachs & Co.
200 West Street
New York, NY 10282
United States

AECOM

AECOM is a global provider of professional technical and management support services to a broad range of markets, including transportation, facilities, environmental, energy, water and government. A Fortune 500 company, AECOM had revenue of \$8.1 billion during the 12 months ending December 31, 2011. As of September 30, 2011, it had \$457 million of total cash and cash equivalents and \$1.05 billion in committed bank facilities with \$917 million in unused capacity.

Roles and Responsibilities:

Ability to provide completion guarantees; potential equity partner; P3; economic advisory; additional design / engineering advisory.

Key Personnel:

John Livingston, CEO, Construction Services, AECOM;
President, Tishman Construction Corporation

Primary Contact

John Livingston
T 212.708.6868
E livingst@tishman.com

AECOM

100 Park Avenue
New York, NY 10017
T 1 212 973.2999

Bilzin Sumberg Baena Price & Axelrod LLP

Bilzin Sumberg has represented foreign and domestic owners, developers and investors across South Florida, the product of which has literally reshaped the skyline of our community. Bilzin Sumberg's attorneys represent clients through all aspects of the government regulatory approval and permitting process, including planning and zoning applications, development agreements, and complex environmental and land use permitting. Bilzin Sumberg's attorneys have also served as legal counsel on various multi-billion dollar public-private partnerships, including rail and transit facilities, airports, marinas, sports facilities, convention centers, healthcare/life sciences facilities, water and sewer facilities, parking structures, and various infrastructure developments.

Roles and Responsibilities:

Legal counsel

Key Personnel:

Carter N. McDowell
Albert E. Dotson, Jr.

Primary Contact:

Albert E. Dotson, Jr.
adotson@bilzin.com
T 305.350.2411

Bilzin Sumberg Baena Price & Axelrod LLP

1450 Brickell Avenue, 23rd Floor
Miami, Florida 33131-3456
T 305.350.2411

VM Diaz & Partners, LLC

VM Diaz & Partners, LLC is recognized as one of South Florida's premier boutique law firms. Founding partner, Victor M. Diaz, Jr. is not only a renowned civil litigator, but also is a well-respected civic leader. A summa cum laude graduate of Duke University and honored graduate of the Yale Law School, Mr. Diaz has been called upon on numerous occasions to serve in key civic roles through-out his distinguished legal career. Mr. Diaz has chaired the Miami Dade College Foundation Board and the Board of Directors of Legal Services of Greater Miami, Inc. – leading both institutions through the planning stages for major and successful community-based capital campaigns. As Chairman of the Miami Dade County Charter Review Task Force, Mr. Diaz led over 20 of our community's most distinguished civic leaders and politicians in developing a consensus blue-print for reform of County government. In the City of Miami Beach, Mr. Diaz' diverse service to this community includes service on such diverse organizations as the Miami Beach Chamber of Commerce, the Miami Design Preservation League, and the Board of Directors of both the Miami Beach Community Development Corporation and the North Beach Community Development Corporation.

Roles and Responsibilities:

Community outreach and partnership; land-use planning and analysis; communication strategy and messaging

Key Personnel:

Victor M. Diaz, Jr.

Primary Contact:

Victor M. Diaz, Jr.
T 305.704.3200
E Victor@diazpartners.com

VM Diaz & Partners, LLC

119 Washington Avenue, Suite 402
Miami Beach, FL 33139

tvS design

tvS design has designed spaces for over four decades. Over 240,000,000 people directly experience tvSdesign environments each year. The firm creates architecture that not only sets the standard for excellence in design, but also serves as an engine for economic growth and development. With a staff 160+, the firm has completed projects in convention centers, hospitality, cultural arts, education, interiors, government, mixed use, commercial and corporate office, public assembly, residential, restaurant, retail, sports venues and workplace.

Roles and Responsibilities:

Convention center and hotel technical architect

Key Personnel:

R. Scott Sickelér, Principal
Ken Stockdell, Jr., Associate Principal

Primary Contact:
Ken Stockdell

T 404.946.6664

E kstockdell@tvSdesign.com

tvS design

2700 Promenade Two
1230 Peachtree St NE
Atlanta, GA 30309
T 404.946.6664

MVVA

MVVA is a landscape architecture firm that creates environmentally sustainable and experientially rich places across a wide range of landscape scales, from city to campus to garden. MVVA has extensive experience in creatively leveraging opportunities that arise throughout the design process. The office starts each project with a creative and positive approach to the challenges of each site and the limits of each new assignment.

Roles and Responsibilities:

Landscape design architect

Key Personnel:

Michael van Valkenburgh, President and CEO
Matthew Urbanski, Principal

Primary Contact:

Michael van Valkenburgh
T 718.243.2044
E Michael@mvvainc.com

Michael Van Valkenburgh Associates, P.C.

16 Court Street, 11th Floor
Brooklyn, NY 11241
T 718.243.2044

Raymond Jungles, Inc.

Raymond Jungles is recognized as a dynamic, creative, award-winning landscape architecture firm, practicing landscape architecture from its studio on the banks of the Miami River in downtown Miami, Florida. The firm has maintained a South Florida and an international presence in the exclusive practice of landscape architecture since 1982, undertaking a variety of award-winning projects in the intervening thirty years.

Roles and Responsibilities:

Local landscape architect

Key Personnel:

Raymond Jungles, FASLA Principal in Charge
Paul Weinberg, RLA, ASLA, Chief Operating Officer

Primary Contact:

Paul Weinberg
T 305.858.6777
E paul@raymondjungles.com

Raymond Jungles, Inc.

242 SW 5th Street
Miami, FL 33130
T 305.858.6777