

**CITY OF MIDDLEBURG HEIGHTS, OHIO**

**Resolution No. 2022- 8**

Introduced By: Mr. Bortolotto, Mr. Meany, and Mr. Grech

**A RESOLUTION  
AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT  
EXTENDING THE PREVIOUS CONSULTING AGREEMENT WITH  
AVIATION MANAGEMENT ASSOCIATES, INC.  
AND DECLARING AN EMERGENCY**

WHEREAS, airport operations and developments are a major concern to all of those that may be affected by the Cleveland Hopkins International Airport; and

WHEREAS, understanding the demands on the airport environment is imperative to understanding projects, timetables, and cost of airport development affecting the citizens of Middleburg Heights; and

WHEREAS, also of interest and concern is the growing use of drones, currently Middleburg Heights resides within the parameters of the FAA's Low Altitude Authorization and Notification Program; and

WHEREAS, Aviation Management Associates, Inc. will continue to monitor and report on the airport and the airport development environment, providing routine reviews and reports; and

WHEREAS, Aviation Management Associates, Inc. will provide technical, policy and public relations information in regard to the expanding use of drones and the impact on the City of Middleburg Heights; and

WHEREAS, the City of Middleburg Heights wishes to maintain the services of Aviation Management Associates, Inc.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MIDDLEBURG HEIGHTS, STATE OF OHIO, AS FOLLOWS:

Section 1: That the Mayor is hereby authorized to enter into a two-year agreement from January 1, 2022 until December 31, 2023 with Aviation Management Associates, Inc. a copy of which is attached hereto and marked "Exhibit A".

Section 2: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements, including Chapter 107 of the Middleburg Heights Code and Section 121.22 of the Ohio Revised Code.

Section 3: That this Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said City. Wherefore, provided this Ordinance receives the affirmative vote of at least two-thirds (2/3) of the members of Council it shall take effect and be in force immediately upon its passage and approval by the Mayor.

Passed: 2/8/22

*David Butcher*  
President of Council

Attest: M. Meola  
Clerk of Council

Approved On: 2-9-22

Presented to Mayor: 2/9/22

*Matthew Cash*  
Mayor

	Yea	Nay
Bortolotto	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Ali	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sage	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Meany	<input checked="" type="checkbox"/>	<input type="checkbox"/>
McGregor	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Ference	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Grech	<input checked="" type="checkbox"/>	<input type="checkbox"/>

I, Mary Ann Meola Clerk of the Council of the City of Middleburg Hts., Ohio, hereby certify that Res. 2022-8 adopted by the Council of the City of Middleburg Hts., on 2/8/22 was posted for a period of fifteen days, beginning 2/10/22 and remained so posted for fifteen days at the two posting places as designated by Charter.  
*Mary Ann Meola*  
Clerk

**CERTIFICATE**  
I, Mary Ann Meola Clerk of Council of the City of Middleburg Heights, Ohio, do hereby certify that the foregoing is a true and accurate copy of Res. 2022-8 passed on the 8<sup>th</sup> day of February 2022 by said Council.  
*Mary Ann Meola*  
Clerk of Council



December 31, 2021

The Honorable Matthew Castelli  
Mayor  
Middleburg Heights  
Southwest Suburban Airport Council of Governments  
15700 Bagley Road  
Middleburg Heights, OH 44130

Dear Mayor Castelli:

This proposal is in response to the verbal discussion held on Dec 29, 2021 regarding continuing support of the City of Middleburg Heights Ordinance 2005-102

Airport operations and developments are a major concern to all of those that may be affected by the Cleveland Hopkins International Airport. Of pre-eminent concerns are the current and future status of aviation safety and environmental impacts to the local communities. The Cleveland Hopkins International Airport has completed the majority of metroplex implementations in accordance with the Part 150 Noise Study and the Airport Master Plan update. Although these changes have been implemented, they have yet to be tested with air travel reduced due to COVID for the last 2 years. Prior to COVID impacting travel, the Cleveland Hopkins Airport was undergoing significant growth exceeding 10 million passengers. As air travel returns to normal, noise and environmental pressures will change, challenging the existence of clean airspace currently enjoyed over Middleburg Heights.

Also, of interest and concern is the growing use of drones for both public service as well as commercial applications. Currently, Middleburg Heights resides within the parameters of the FAA's Low Altitude Authorization and Notification Program (LAANC) where UAS Service Suppliers as authorized by the FAA provide automated authorizations for within line of site commercial operations below 400 feet. As these operations grow, and with increased use and applications by law enforcement, fire, and other first responders ordinances and community outreach may be necessary.

### **Statement of Work**

Aviation Management will monitor and report on the airport, airspace, air traffic, environmental issues, and the airport development environment and will provide routine reviews and reports. AMA will monitor and report as necessary any changes to flight patterns due to the

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implementation of new technologies such as RNAV and RNP procedures.

Status of projects, programs, and plans pending or approved by the Federal Aviation Administration that requires action or approval or receive federal authorization for funding that may have an impact on the community of Middleburg Heights.

AMA will monitor and report on the airspace environment related to unmanned aerial vehicles, including policy and regulations, trends, and forecasts.

AMA will monitor and report issues as necessary local municipality involvement in airspace authorities as identified by the FAA's Advanced Air Mobility Advisory Committee, the NextGen Advisory Committee, the Department of Transportation, NASA, and the FAA.

To further the capabilities of the community, AMA will provide introductions (if requested) to vendors and suppliers of advanced airborne services, such as drones, UAS situational awareness suppliers, counter UAS suppliers, etc.

Aviation Management Associates, Inc. will also provide technical and public relations information, as directed, in support of the positions and policy established by the City of Middleburg Heights.

AMA will start monitoring activities with an estimate of 2-3 hours per month not to exceed 4 hours during any month without prior approval.

#### **Schedule and Cost**

Aviation Management Associates propose a twenty-four-month performance period from January 1, 2022, until December 31, 2023.

AMAs fee for services will remain the same at \$250/hour billed in quarter-hour increments. AMA's monitoring efforts will not exceed 4 hours per month without prior approval and rationale.

For specific efforts beyond the monitoring of the airport projects and airspace such as research into potential procedural changes, demonstration projects, attendance at Mayoral meetings on airport matters, or activity regarding UAS activity a proposal will be provided for approval, the rate which will not exceed the \$250/hour.

If travel is required for any activity, AMA will obtain advance approval with a cost estimate and

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will be in accordance with GSA regulations.

Aviation Management invoices monthly with terms of the net amount due in 30 days. A detailed itemized statement date of service, a description of the services performed, who performed the service, and the amount for that service will be provided including detailed receipts for all expenses billed. Aviation Management's federal tax identification is 54-1267020.

Agreed:

December 31, 2021

Charles E. Keegan  
CEO  
Aviation Management Associates, Inc.

Matthew Castelli      date  
Mayor  
City of Middleburg Heights