

OHIO BOARD OF REGENTS

Agenda Item 6.10 Consideration of the Joint Use Agreement for \$6,300,000 between the Cleveland Clinic Foundation and Cleveland State University

RESOLUTION

WHEREAS, the 122nd Ohio General Assembly enacted H.B. 850 which includes a capital appropriation of \$8,000,000 for Nonprofit Research Capital Support; and

WHEREAS, the 123rd Ohio General Assembly enacted H.B. 282 which designates \$6,300,000 of this capital appropriation for Cleveland State University to finance capital improvements at facilities owned by the Cleveland Clinic Foundation; and

WHEREAS, the Ohio Board of Regents' Rule 3333-1-03 requires that a joint use agreement between the institution for which funds are appropriated and the organization which will own or lease and operate facilities to be constructed or improved with such funds must be approved by the Board; and

WHEREAS, the Cleveland Clinic Foundation and Cleveland State University wish to extend existing educational collaboration to biomedical and technological research; and

WHEREAS, this agreement would provide students and faculty from Cleveland State University with full access to the Cleveland Clinic Foundation's facilities, equipment and instrumentation essential for the enhancement of biomedical research; and

WHEREAS, the agreement has been reviewed and its format is found to be appropriate, its description of extent and nature of use has been specified, and the commitment extends no less than fifteen years and it is, in all other respects, in conformity with Rule 3333-1-03; and

WHEREAS, the parties have determined that the value of shared facilities is reasonably related to the amount of the appropriation;

NOW, THEREFORE,

BE IT RESOLVED: upon the recommendation of the Chancellor and with the concurrence of the Resources Committee of the Ohio Board of Regents, that the joint use agreement between the Cleveland Clinic Foundation and Cleveland State University, attached and made a part hereof, be approved.

**BACKGROUND INFORMATION
FOR THE JOINT USE AGREEMENT BETWEEN
THE CLEVELAND CLINIC FOUNDATION
AND
CLEVELAND STATE UNIVERSITY**

(May/June 2000)

The Cleveland Clinic Foundation and Cleveland State University have enjoyed research and teaching affiliations for more than 20 years. In the spirit of this tradition, both parties seek to extend their collaborative educational activities for the purpose of furthering and enhancing biomedical research in the state of Ohio. Specifically, this joint use agreement will:

- ❖ Help advance biomedical research, technology and training in Ohio;
- ❖ Build the state's scientific and technological research and development capacity by attracting and creating jobs;
- ❖ Enable both parties to more favorably compete for federal and private sector funds to promote basic and applied research, technology commercialization and technology transfer.

House Bill 850, the state's current capital bill, appropriates \$8 million for "Nonprofit Research Capital Support." Subsequently, House Bill 282 designated \$6.3 million of this amount to Cleveland State to finance capital improvements at facilities owned by the Cleveland Clinic Foundation that are essential to achieving these goals. Of this amount, Cleveland State will retain \$94,500 for administrative fees, with the remaining balance of \$6,205,500 available to the Foundation for capital improvements. The Foundation's facilities will be fully accessible to Cleveland State faculty, technicians, and students who are engaged in research and coursework in biology, clinical bio-analytical chemistry and applied biomedical engineering programs. The capital improvements and educational activities related to this agreement will be performed at the Lerner Research Institute at 9500 Euclid Avenue in Cleveland.

This agreement meets all statutory requirements, including a minimum 15-year term, and reimbursement to the state should the agreement be terminated.