



Kenton County School District | *It's about ALL kids.*

# ISSUE PAPER

**DATE:**

November 15, 2024

**AGENDA ITEM (ACTION ITEM):**

Consider/Approve the revision of Policy 05.3 "Community Use of School Facilities" upon the second reading.

**APPLICABLE BOARD POLICY:**

01.5 – School Board Policies

**HISTORY/BACKGROUND:**

The minor wording revision to policy 05.3 will provide clarity that the policy applies to individual visitors to school facilities/campuses as well as the already identified school groups and community groups. This is the second reading of the recommended policy change and no language has changed since the Board received the first reading at the November 4, 2024 regular Board meeting.

**FISCAL/BUDGETARY IMPACT:**

None

**RECOMMENDATION:**

Approve the revision of Policy 05.3 "Community Use of School Facilities" upon the second reading.

**CONTACT PERSON:**

Brian E. Vanover, Assistant Superintendent of Operations

\_\_\_\_\_  
*Principal/Administrator*

  
\_\_\_\_\_  
*District Administrator*

  
\_\_\_\_\_  
*Superintendent*

*Use this form to submit your request to the Superintendent for items to be added to the Board Meeting Agenda.*

*Principal –complete, print, sign and send to your Director. Director –if approved, sign and put in the Superintendent's mailbox.*

### **Community Use of School Facilities**

The Board is responsible for the stewardship of all District facilities. It is the goal of the Board to allow access of the public to the facilities, dependent on availability of staff for coverage, during school and non-school hours under the following conditions:

1. Regular school activities shall take first priority,
2. Any non-school organization usage shall include a fee to offset operational costs, cleaning, fair depreciation and replacement,
3. Any rental of facilities shall be individualized with priority given to those individuals or groups who reside within the geographic boundaries of Kenton County School District.

#### **WHO MAY USE**

The Board approves the use of school facilities by school groups and community groups of general interest. Priority consideration shall be given to school groups and community groups that involve children that reside in Kenton County School District and adult community groups that reside in Kenton County School district. School facilities are not available to groups from outside the county without Superintendent/designee approval. Please see 05.3 AP.1 for priority scheduling order.

The Board may authorize the use of school property by public members of the community during non-school hours for the purpose of recreation, sport, academic, literary, artistic, or community uses as defined in KRS Chapter 162 pursuant to this and other policies adopted by the Board and related procedures established by the Superintendent.<sup>1</sup>

Profit-making groups shall not use facilities, unless approved by the Superintendent/designee. School facilities shall not be used for personal or commercial activities, nor shall use of school facilities be granted when such use interferes with educational purposes or creates a conflict with the overall mission of the school District.

If a staff wellness program initiates within 30 minutes after dismissal from the school of which the program is being held or is held in the morning and is over prior to the start time for staff involved in the program and 100 % of participants are Kenton County employees the service provider will not be charged to use the facility. The provider must adhere to the following:

1. They must be a certified provider of whatever type of wellness program they are teaching.
2. They must provide appropriate liability insurance, as indicated in this policy.
3. They must complete a Board contract.
4. All participants must sign an approved waiver form.

#### **AVAILABILITY**

The Superintendent/designee, in cooperation with the school Principal, shall determine, consistent with Board policy and administrative procedures, when and which facilities will be available to the community and shall follow the approved fee schedule to determine the cost for their rental, consistent with those procedures.

Availability shall be contingent upon the presence of an approved Board employee or shall be made in accordance with the arrangement set by the Superintendent/designee. Priority use will be given to groups whose membership resides within the Kenton County School District. School facilities are not available to groups outside the county without District approval.

**Community Use of School Facilities****FACILITY USE CONTRACTS**

Contracts must be approved by the Principal who will forward them to the Superintendent/designee for final approval. The school will then schedule the use of facilities according to Board policy. Approval of a request to use District facilities does not signify District sponsorship, endorsement or approval of an organization or activity. Any use by an outside group pursuant to a Facility Use Contract (05.3 AP.1) shall not be permitted prior to ninety (90) minutes after the end of the school day at the campus being used.

**RESPONSIBLE INDIVIDUAL**

The renting organization shall indicate an individual who shall be responsible for the group and who shall be in attendance during the rental period. This person shall attend an orientation session with the Principal or designee to review the building use guidelines.

**LIABILITY**

The Board shall require a renting organization to assume all liability for injury to individuals by reason of the lease of Board property and that the organization indemnify and save harmless the Board from any loss or damage thereby.

**INSURANCE**

Groups or individuals shall obtain liability and casualty insurance and shall provide an up-to-date certification of coverage by the insurance carrier. The policy shall provide for a minimum of \$2,000,000 General Liability coverage in the aggregate, \$1,000,000 General Liability coverage per occurrence. The certificate shall name the Board as additional insured.

**SECURITY DEPOSIT**

When required as part of the contract (AP 5.3 1.1), each renting organization shall make a security deposit of at least 50% of the expected cost with the Principal/designee. If it should become necessary to expend all or any portion of the security deposit to repair or replace any part of the facility or equipment, an additional amount necessary to bring the deposit back to 50% of the expected cost, shall be deposited with the Superintendent/designee, prior to any future usage. If the amount of damage exceeds the deposit, the total cost shall be paid before any further usage. At the conclusion of the renting period, the security deposit, or any unused portion of the deposit, shall be refunded to the group.

The Principal/designee shall record the security deposit in a District account.

**FEES FOR USE**

The renting group or organization shall be charged fees, as established by the Board, for the use of facilities (05.3 AP.1). These fees shall include utility costs and custodial fees. If kitchen facilities are used, the group shall bear the cost of the food service employees required.

All fees shall be paid to the Board.

**DISREGARD OF RULES**

Disregard of the rules and regulations governing the use of school buildings and facilities shall result in the refusal of the Board to grant the offending individual, group or organization further use of the buildings and facilities.

**Community Use of School Facilities**

**RESTITUTION OF DAMAGES**

The individual, renting group or organization shall reimburse the Board for any damages to or replacement of school property lost, stolen, damaged, or vandalized while under its care or use.

**OTHER RENTAL REQUESTS**

Rental requests not otherwise referenced in this policy and accompanying procedures shall be forwarded by the building Principal to the Superintendent/designee for review and final decision.

**REFERENCES:**

<sup>1</sup>KRS 162.055  
KRS 158.183; KRS 160.290; KRS 160.293  
KRS 160.340; KRS 162.050  
OAG 60-389; OAG 80-78  
P. L. 114-95, (Every Student Succeeds Act of 2015)

**RELATED POLICIES:**

10.3