

RESOLUTION NUMBER R- 316066

DATE OF FINAL PASSAGE MAR 13 2025

A RESOLUTION OF THE COUNCIL OF THE CITY OF  
SAN DIEGO AUTHORIZING FISCAL YEAR 2026 PARKS  
AND RECREATION USER FEE REVISIONS, AND ALL  
RELATED MATTERS.

RECITALS

The Council of the City of San Diego (Council) adopts this Resolution based on the following:

- A. The Parks and Recreation Department (Department) restructured the Department's fee schedule in Fiscal Year 2023 to eliminate duplication of information, simplify the fee structure, and implement a new Opportunity Fund Fee applied to building and park facility rental/use to fund the Department's equity-based recreation programs focusing on communities of concern.
- B. Per City Council Policy 100-05, the City performs a comprehensive user fee study every three to five years. Between comprehensive user fee study years, the user fees are updated annually as a part of the budget process, and adjustments may be made based on the annual Consumer Price Index (CPI) inflation rate or salary increases, if applicable, until the next comprehensive user fee study is performed.
- C. The Department analyzed their current fee schedule to align with the Department of Finance (DoF) comprehensive user fee analysis and is recommending a 19.5% increase to certain fees. This increase represents the Consumer Price Index for Urban Areas (CPI-U) from 2020 through 2023. The 4-year CPI-U dates were selected, based on the Department's last user fee update in 2019 and applying CPI to determine a current year cost.
- D. California's Proposition 26 (Prop 26), which amended Section 1 of Article XIII C of the California Constitution, defined a local tax as any levy, charge, or exaction of any kind

imposed by a local government. Prop 26 requires a local government obtain a majority approval of the voters if the revenues are to be used for general governmental purposes, or a two-thirds voter approval if the revenues are to be used for a particular purpose. Prop 26 provides seven exceptions for which no voter approval is required.

E. Under Prop 26 almost all Department fees fall under one or two of the seven exceptions: 1) Fees conveying a benefit or privilege as requested by the user and not to the general public provided that the fees are voluntarily paid and do not exceed the cost to provide the service, or 2) Fees allowing entrance to and/or use of City property as requested by the user for a specific purpose unrelated to general public use which are subject to fair market value.

F. The Department requests Council adopt Department's Fiscal Year 2026 proposed fee additions and adjustments to the "Parks and Recreation Fee and Deposit Schedule Effective July 2022", as revised by Council.

G. The Department requests all proposed Category 1 full recovery fees, as revised by Council, be effective as of July 1, 2025.

H. The Department requests all proposed Category 2, partial recovery fees, and category 3, fines, penalties, and use of government property fees, as revised by Council, be effective as of April 1, 2025.

I. The Department requests the DoF be directed to amend the Rate Book to include the proposed fees, as revised by Council, and provide a link to the City of San Diego City Clerk (City Clerk) that the City Clerk must post on its website to ensure public access.

J. The Department requests the Council authorize an annual adjustment at the beginning of each fiscal year to account for increased costs to the City of providing goods and

services to all fees listed in the “Parks and Recreation Fee and Deposit Schedule Effective July 2022”, as revised by Council, until a new comprehensive user fee study is approved by Council.

K. The Department requests personnel-related costs be based on Council-approved general salary increases and increases to fringe benefits and non-personnel costs. The Department further requests Category 3 fines, penalties, and use of government property fees be based on increases to the regional CPI.

L. The Office of the City Attorney prepared this Resolution based on information provided by City staff, including information provided by affected third parties and verified by City staff, with the understanding that this information is complete and accurate.

#### ACTION ITEMS

Be it resolved by the Council of the City of San Diego:

1. The Council adopts the Parks and Recreation Department’s Fiscal Year 2026 proposed fee additions and adjustments to the “Parks and Recreation Fee and Deposit Schedule Effective July 2022”, as revised by Council.
2. The Council authorizes all proposed Category 1 full recovery fees, as revised by Council, be effective as of July 1, 2025.
3. The Council authorizes all proposed Category 2, partial recovery fees, and category 3, fines, penalties, and use of government property fees, as revised by Council, be effective as of April 1, 2025.
4. The Council directs the DoF to amend the Rate Book to include the proposed fees, as revised by Council, and provide a link to the City Clerk that the City Clerk must post on its website to ensure public access.

5. The Council authorizes an annual adjustment at the beginning of each fiscal year to account for increased costs to the City of providing goods and services to all fees listed in the adjusted “Parks and Recreation Fee and Deposit Schedule Effective July 2022”, as revised by Council, until a new comprehensive user fee study is approved by Council.

6. The Council authorizes all Department personnel-related costs for the adjusted “Parks and Recreation Fee and Deposit Schedule Effective July 2022”, as revised by Council, be based on Council-approved general salary increases and increases to fringe benefits.

7. The Council authorizes all Department non-personnel costs and Category 3 fines, penalties, and use of government property fees for the adjusted “Parks and Recreation Fee and Deposit Schedule Effective July 2022”, as revised by Council, be based on increases to the regional CPI.

APPROVED: HEATHER FERBERT, City Attorney

By  \_\_\_\_\_  
Jane M. Boardman  
Deputy City Attorney

JMB:nja  
02/11/2025  
03/04/2025 REV.  
Or. Dept: Park & Rec.  
Doc. No. 3965796\_2

I certify that the Council of the City of San Diego adopted this Resolution at a meeting held on  
MAR 03 2025.

DIANA J.S. FUENTES  
City Clerk

By *Kristelle Medina*  
Deputy City Clerk

Approved: 3/12/25  
(date)

*Todd Gloria*  
TODD GLORIA, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on MAR 03 2025, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
**Jennifer Campbell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henry L. Foster III	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
**Marni von Wilpert	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kent Lee	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Raul A. Campillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
*Vivian Moreno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sean Elo-Rivera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

\*Voted nay on the portion to bring the beach bars and boat mooring fees to 100% cost-recoverable and raise adult sport league fees to 90% of full cost recovery.

\*\*Voted nay on the portion to remove fee increases for recreation youth sport leagues fees.

Date of final passage MAR 13 2025.

**(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)**

AUTHENTICATED BY:

TODD GLORIA  
Mayor of The City of San Diego, California.

(Seal)

DIANA J.S. FUENTES  
City Clerk of The City of San Diego, California.

By *Joyshell Medina*, Deputy

Office of the City Clerk, San Diego, California
Resolution Number R- <u>316066</u>