RESOLUTION NO. 23-124

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE THE ORDER ASSESSING A CIVIL PENALTY OF $300.00 TO AVENUE G STORE FOR VIOLATION OF IOWA CODE SECTION 453A.2(1) ON JANUARY 30, 2023.

WHEREAS, the Iowa Alcoholic Beverages Division has enacted a comprehensive program aimed at reducing underage tobacco use; and

WHEREAS, compliance checks in Council Bluffs earlier this year resulted in a citation being issued to an employee of Avenue G Store, 1602 Avenue G, Council Bluffs, IA 51501; and

WHEREAS, the permit holder's employee was in violation of Iowa Code Section 453A.2(1) on January 30, 2023, and this business is responsible for the civil penalty; and

WHEREAS, due to permit holder's failure to pay the civil penalty and sign and return the Acknowledgment/Settlement Agreement, a hearing was scheduled to be held before City Council on April 24, 2023 at the Study Session; and

WHEREAS, it is in the best interest of the City to execute an Order assessing the $300.00 civil penalty against Avenue G Store, 1602 Avenue G, Council Bluffs, IA 51501.

NOW, THEREFORE, BE IT RESOLVED
BY THE CITY COUNCIL
OF THE
CITY OF COUNCIL BLUFFS, IOWA

That the Mayor is hereby authorized to execute the Order assessing the civil penalty against Avenue G Store, 1602 Avenue G, Council Bluffs, IA 51501 for violation of Iowa Code Section 453A.2.

ADOPTED
AND April 24, 2023.
APPROVED

_____
MATTHEW J. WALSH Mayor

Attest: _____
JODI QUAKENBUSH City Clerk