RESOLUTION NO. 19-96

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE THE ORDER ACCEPTING THE ACKNOWLEDGMENT/SETTLEMENT AGREEMENT FROM TRACE ENTERPRISES INC. D/B/A D&S XPRESS, 2924 N. BROADWAY, COUNCIL BLUFFS, IA 51503 FOR VIOLATION OF IOWA CODE SECTION 453A.2(1).

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 Trace Enterprises Inc. d/b/a D&S Xpress, 2924 N. Broadway, Council Bluffs, IA 51503 on or about February 6, 2019; and

WHEREAS, this permit holder had a previous violation on February 2, 2018 and this violation is the second violation within the period of two years and the permit holder has chosen to pay the civil penalty of $1,500.00 pursuant to Iowa Code Section 453A.22(2)(b); and

WHEREAS, It is in the best interest of the City to execute an Order accepting the Acknowledgment/Settlement Agreement from D&S Xpress.

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 Accepting the Acknowledgment/ Settlement Agreement from Trace Enterprises d/b/a D&S Xpress to be considered their second violation of Iowa Code Section 453A.2(1), pursuant to Iowa Code Section 453A.22(2)(b).

ADOPTED
AND April 8, 2019.
APPROVED

_____
MATTHEW J. WALSH Mayor

Attest: _____
JODI QUAKENBUSH City Clerk