RESOLUTION NO. 20-133

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE THE ORDERS ACCEPTING THE ACKNOWLEDGMENT/SETTLEMENT AGREEMENTS FROM THE FOLLOWING BUSINESSES FOR VIOLATIONS OF IOWA CODE SECTION 453A.2(1): 42 DEGREES PIPES AND TOBACCO, 3030 W. BROADWAY, COUNCIL BLUFFS, IA 51501; BUCKY'S #17, 1759 MADISON AVENUE, COUNCIL BLUFFS, IA 51503; FAREWAY STORES, INC. #73, 310 MCKENZIE AVENUE, COUNCIL BLUFFS, IA 51503; HY-VEE FOOD STORE #2, 1745 MADISON AVENUE, COUNCIL BLUFFS, IA 51503; MEGA SAVER, 3540 W. BROADWAY, COUNCIL BLUFFS, IA 51501 AND WHITE OAK STATION #53, 2024 5TH AVENUE, COUNCIL BLUFFS, IA 51501.

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 each of the following businesses:

1. 42 Degrees Pipes and Tobacco, 3030 W. Broadway, Council Bluffs, IA 51501 on or about February 11, 2020;
2. Bucky's #17, 1759 Madison Avenue, Council Bluffs, IA 51503 on or about February 11, 2020;
3. Fareway Stores, Inc. #73, 310 Mckenzie Avenue, Council Bluffs, IA 51503 on or about February 11, 2020;
4. Hy-Vee Food Store #2, 1745 Madison Avenue, Council Bluffs, IA 51503 on or about February 11, 2020;
5. Mega Saver, 3540 W. Broadway, Council Bluffs, IA 51501 on or about February 11, 2020;
6. White Oak Station #53, 2024 5th Avenue, Council Bluffs, IA 51501 on or about February 11, 2020; and

WHEREAS, the mandatory civil penalty of $300.00 has been paid by each of these listed businesses and it is in the best interest of the City to execute an Order accepting the Acknowledgment/Settlement Agreements from each of these businesses.

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 Agreements from 42 Degrees Pipes and Tobacco, Bucky's #17, Fareway Stores, Inc. #73, Hy-Vee Food Store #2, Mega Saver and White Oak Station #53 for violations of Iowa Code Section 453A.2.

ADOPTED
AND
APPROVED

May 18, 2020.

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MATTHEW J. WALSH Mayor

Attest: _____

JODI QUAKENBUSH City Clerk