RESOLUTION NO. 21-108

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE THE ORDER ACCEPTING THE ACKNOWLEDGMENT/SETTLEMENT AGREEMENT FROM TFL, INC. d/b/a MEGA SAVER, 3540 W. BROADWAY, COUNCIL BLUFFS, IOWA 51501 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 Mega Saver, 3540 W. Broadway, Council Bluffs, Iowa 51501 on or about January 27, 2021 and this permit holder had a previous violation on February 22, 2020; and

WHEREAS, since this violation is the second violation within the period of two years, the permit holder has the option of paying a $1,500.00 civil penalty or choosing a 30-day suspension of their tobacco license pursuant to Iowa Code Section 453A.22(2)(b); and

WHEREAS, this permit holder has chosen to pay the civil penalty of $1,500.00 for this violation; and

WHEREAS, It is in the best interest of the City to execute an Order accepting this permit holder's Acknowledgment/Settlement Agreement.

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 and payment of the civil penalty from TFL, Inc. d/b/a Mega Saver, 3540 W. Broadway, Council Bluffs, Iowa 51501 to be considered this permit holder's second violation of Iowa Code Section 453A.2(1).

ADOPTED
AND April 12, 2021.
APPROVED

_____
MATTHEW J. WALSH Mayor

Attest: _____
JODI QUAKENBUSH City Clerk