RESOLUTION NO. 21-122

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE THE ORDER ASSESSING A CIVIL PENALTY OF $300.00 TO TOBACCO VAPE AND FOOD MART FOR VIOLATION OF IOWA CODE SECTION 453A.2(1) ON JANUARY 27, 2021.

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 Tobacco Vape and Food Mart, 1531 2nd Avenue, Council Bluffs, IA 51501; and

WHEREAS, the permit holder's employee was in violation of Iowa Code Section 453A.2(1) on January 27, 2021 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 12, 2021 and the permit holder failed to appear; and

WHEREAS, It is in the best interest of the City to execute an Order assessing the $300.00 civil penalty against Tobacco Vape and Food Mart, 1531 2nd Avenue, 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 Tobacco Vape and Food Mart, 1531 2nd Avenue, Council Bluffs, IA 51501 for violation of Iowa Code Section 453A.2.

ADOPTED
AND April 26, 2021.
APPROVED

_____
MATTHEW J. WALSH Mayor

Attest: _____
JODI QUAKENBUSH City Clerk