

**RESOLUTION NO. 21-237**

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE THE ORDER ACCEPTING THE ACKNOWLEDGMENT/SETTLEMENT AGREEMENT FROM TOBACCO HUT 2, 3134 MANAWA CENTRE DRIVE, SUITE 9, 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,** recent compliance checks in Council Bluffs resulted in a citation being issued to an employee of Tobacco Hut 2, 3134 Manawa Centre Drive, Suite 9, Council Bluffs, Iowa 51501 on or about June 24, 2021 and this permit holder had a previous violation on January 27, 2021; 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 T Tobacco Hut 2, 3134 Manawa Centre Drive, Suite 9, Council Bluffs, Iowa 51501 to be considered this permit holder's second violation of Iowa Code Section 453A.2(1).

ADOPTED  
AND  
APPROVED

August 9, 2021.

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MATTHEW J. WALSH

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Mayor

Attest:

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JODI QUAKENBUSH

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City Clerk