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MEMO

TO: Mayor Jensen, City Council and Manager
FROM: David S. Bruner, City Attorney DB
DATE: October 17, 2018

RE: Acceptance of tobacco Settlement Agreements

BACKGROUND

On February 22, 2018, tobacco retailer compliance checks by the Carroll Police Department resulted in citations being issued to employees of the following retailers for providing tobacco to a minor. In accordance with State law, the City pursued civil penalties against the tobacco permit holders, as follows:

Store	Offence	Penalty
Casey's General Store	First	$ 300
The Vaped Ape LLC	First	$ 300
Walmart	First	$ 300
Reiling 71 South	Second	30 day suspension
Drees Oil Co. Inc.	Third	$1,500 & 30 day suspension

The above retailers have agreed to settlement without hearing before the Council, and have submitted their Settlement Agreements.

RECOMMENDATION

Motion authorizing the Mayor to execute the Order accepting the Settlement Agreement from the above retailers for violation of the State's tobacco law.

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