



MEMORANDUM

DATE: February 22, 2021

TO: Honorable Mayor and City Councilmembers

FROM: Dave Perrault, City Administrator

SUBJECT: Arden Hills Tobacco Settlement Agreement and Resolution 2021-009 Staying Effective Date of Ordinance Relating to Sale of Flavored Tobacco Products at Adults-Only Tobacco Stores

Budgeted Amount:	Actual Amount:	Funding Source:
N/A	N/A	N/A

Council Should Consider

Motions to approve, table, or deny the following:

- The settlement agreement with Arden Hills Tobacco, Inc. and Resolution 2021-009 Staying Effective Date of Ordinance Relating to Sale of Flavored Tobacco Products at Adults-Only Tobacco Stores

All items need a simple majority for action unless otherwise noted.

Background

The City of Arden Hills is in ongoing litigation relating to Ordinance 2019-005 and the prohibition of the sale of flavored tobacco products within the City. The attached settlement agreement with Arden Hills Tobacco, Inc. and resolution have been worked on by the attorneys representing the City in the litigation. If approved, the settlement agreement and resolution will stay the effective date of the ordinance for the sale of flavored tobacco products to July 1, 2023 at adults-only tobacco stores. City staff recommends that the Council approve this settlement agreement and adopt Resolution 2021-009.

The issue of Ordinance 2019-005 and the prohibition of the sale of flavored tobacco products at other tobacco vendors is still in ongoing litigation brought by Brausen Enterprises, Inc.

Budget Impact

N/A

Attachments

Attachment A: Settlement Agreement with Arden Hills Tobacco, Inc.

Attachment B: Resolution 2021-009 Staying Effective Date of Ordinance Relating to Sale of Flavored Tobacco Products at Adults-Only Tobacco Stores