

RESOLUTION NO. 2022-03

**RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SPEEDWAY, INDIANA
MEMORIALIZING FORMAL WRITTEN COMMITMENTS FOR THE ISSUANCE OF AN
ALCOHOL PERMIT TO FOUNDERS GROUNDS COFFEE COMPANY, LLC**

WHEREAS, pursuant to Indiana Code § 7.1-3-19-17, the Town of Speedway, Indiana has adopted a resolution requiring an applicant for an alcoholic beverage permit issued under Indiana Code § 7.1-3-20-16(k) to enter into formal written commitments regarding the character and type of business to be conducted at the permit premises; and

WHEREAS, Founders Grounds Coffee Company, LLC d/b/a Founders Grounds desires to operate a restaurant at 1414 Main Street, Second Floor, Speedway, Indiana 46224 and seeks an alcohol permit to offer alcoholic beverages to its customers; and

WHEREAS, the Town of Speedway, Indiana finds that it is in the best interests of the Town for Founders Ground to be issued a permit under Indiana Code § 7.1-3-20-16(k).

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF SPEEDWAY, INDIANA, AS FOLLOWS:

SECTION 1. The Town Council of the Town of Speedway, Indiana endorses the issuance of a three-way alcoholic beverage permit (the "Permit") to Founders Grounds Coffee Company, LLC d/b/a Founders Grounds for use at the Founders Grounds restaurant premises at 1414 Main Street, Second Floor, Speedway, Indiana 46224, based upon the Commitments as shown on the attached Exhibit A.

SECTION 2. The endorsement and use of the Permit shall be subject to the formal written commitments attached hereto as Exhibit A. Failure by Founders Grounds to comply with the commitments may be cause for revocation of the permit.

SECTION 3. If any section, sentence, or provision of this Resolution, or the application thereof to any person or circumstances shall be declared invalid, such invalidity shall not affect any of the other sections, sentences, provisions, or applications of this Resolution which can be given effect without the invalid provision or application, and to this end, the provisions of this Resolution declared to be severable.

SECTION 4. This Resolution shall be in full force and effect as provided for under Indiana law.

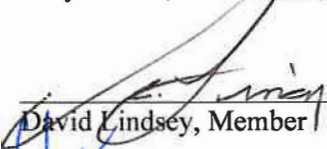
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PASSED AND ADOPTED this 14th day of February 2022 by the Town Council of the Town of Speedway, Indiana.


TOWN COUNCIL OF THE TOWN OF
SPEEDWAY, INDIANA


Vince Noblet, President

Gary Raikes, Vice-President


David Lindsey, Member


Eileen Fisher, Member


Gary Pedigo, Member

ATTEST:



Jacob Blasdel, Clerk-Treasurer

EXHIBIT A

The use of the alcohol permit issued to Founders Grounds Coffee Company, LLC d/b/a Founders Grounds ("License holder") under Indiana Code § 7.1-3-20-16(k) to be used at 1414 Main Street, Second Floor, Speedway, Indiana 46224 shall be subject to the following commitments which have been agreed upon by the permittee and the Town of Speedway, Indiana:

1. License holder agrees to maintain liquor liability insurance and broad form coverage in a minimum amount of \$2,000,000 and provide annual proof thereof to the Town of Speedway.
2. License holder agrees to hold harmless and indemnify the Town of Speedway, Indiana, and any officers, directors, employees, or agents thereof for any injuries, damages or claims relating to the operations of License holder.
3. License holder shall promptly pay any fees associated with the violation of any laws, rules, or regulations of the Indiana Alcohol and Tobacco Commission ("IATC") and State laws pertaining to such to the operations of License holder.
4. License holder is a coffee shop that offers coffee, coffee cocktails, assortment of fresh bakery items, and a variety of breakfast and lunch sandwiches. License holder has no intent to become a bar or to deviate from the coffee shop business model.
5. Current hours of operation are M-F 6:30-3, Sat 8-3. License holder's intent is to extend the hours of operation on Thursday, Friday, and Saturday no later than 9 pm.
6. Only designated employees of License holder over the age of 21 (as permitted by the IATC) are permitted to make coffee cocktails and will have their license and have completed the associated server training program.
7. Any employee of License holder serving coffee cocktails will have a Restricted Employee Permit, and if under 21, will be under the supervision of a manager 21 years old or older.
8. License holder understands that the liquor license is non transferrable and cannot relocate to another location along Main Street without resubmitting for approval from the Town and ABC.