

**CITY OF WEST ALLIS
RESOLUTION R-2024-0252**

**RESOLUTION TO APPROVE A CHANGE IN OWNERSHIP FOR THE ECONOMIC
DEVELOPMENT LOAN TO OPE! BREWING COMPANY LOCATED AT 6749-6751 W.
NATIONAL AVE.**

WHEREAS, the City of West Allis entered into an Economic Development Loan Agreement with West Allis Brewing Property LLC and Ope Brewing Company, LLC (the “Borrower”) for the establishment of a brewery at 6749-51 W. National Ave.; and,

WHEREAS, the City approved, under Resolution Number R-2021-0238, a \$50,000 Instore Forgivable Loan funded with Community Development Block Grant dollars and a \$100,000 Economic Development Loan supported with funds from Tax Increment District Number Fourteen; and,

WHEREAS, certain members of the Borrower intend to acquire the ownership interest of other members; and,

WHEREAS, the member who is selling his interest in the LLC, Adam Anders, signed personal guaranties related to the debt issued to the Borrower but will no longer have an interest or authority to control the Borrower's activities; and

WHEREAS, the Economic Development Program recommends releasing Adam Anders from personal liability for the Borrower's debts to support the continued operation of the business in a manner that is consistent with the original loan approvals.

NOW THEREFORE, BE IT RESOLVED, the Common Council of the City of West Allis hereby approves the release of Adam Anders from personal liability related to any debt associated with West Allis Brewing Property LLC or Ope Brewing Company, LLC.

BE IT FURTHER REVOLVED the City Attorney is hereby authorized to prepare documents required by the aforesaid commitment.

BE IT FURTHER RESOLVED that the City Attorney be and is hereby authorized to make such non-substantive changes, modifications, additions and deletions to and from the loan documents, including any and all attachments, exhibits, addendums and amendments, as may be necessary and proper to correct inconsistencies, eliminate ambiguity and otherwise clarify and supplement said provisions to preserve and maintain the general intent thereof, and to prepare and deliver such other and further documents as may be reasonably necessary to complete the transactions contemplated therein.

BE IT FURTHER RESOLVED that the proper City Officers, or any of their authorized deputies, as necessary, are authorized on behalf of the city to execute the aforesaid loan documents.

BE IT FURTHER RESOLVED that all balances of the existing loans are unaffected by this resolution.

SECTION 1: **ADOPTION** “R-2024-0252” of the City Of West Allis Municipal Resolutions is hereby *added* as follows:

ADOPTION

R-2024-0252(*Added*)

PASSED AND ADOPTED BY THE CITY OF WEST ALLIS COUNCIL MAY 21, 2024.

	AYE	NAY	ABSENT	ABSTAIN
Ald. Ray Turner	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Ald. Kimberlee Grob	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Ald. Chad Halvorsen	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Ald. Marissa Nowling	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Ald. Suzzette Grisham	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Ald. Danna Kuehn	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Ald. Dan Roadt	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Ald. Patty Novak	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Ald. Kevin Haass	<u> </u>	<u> </u>	<u> X </u>	<u> </u>
Ald. Marty Weigel	<u> X </u>	<u> </u>	<u> </u>	<u> </u>

Attest

Presiding Officer

Rebecca Grill, City Clerk, City Of West Allis

Dan Devine, Mayor, City Of West Allis

