



City of West Allis

Legislation Text

File #: R-2016-0198, **Version:** 1

Resolution amending the terms & conditions for an Economic Development Loan to Westallion Brewing Company, LLC, under the Department of Housing and Urban Development Community Development Block Grant Program in an amount not to exceed \$35,000.

WHEREAS, the Common Council under Resolution #R-2016-0168 approved an Economic Development Loan to Erik J. and Kimberly L. Dorfner, Members of Westallion Brewing Company, LLC, a limited liability corporation created under the laws of Wisconsin has applied for a loan from the City of West Allis in the amount of Thirty-Five Thousand and 00/100 Dollars (\$35,000); and,

WHEREAS, the borrower has requested assistance with a limited guaranty of up to \$50,000 in order to obtain bank financing; and,

WHEREAS, the Loan Task Force Committee recommended the amendment and supported the limited guaranty of up to \$50,000.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of West Allis that it hereby amends the terms and conditions of the Loan in an amount not to exceed Thirty-Five Thousand and 00/100 Dollars (\$35,000) and limited guaranty of up to Fifty Thousand and 00/100 Dollars (\$50,000) to Erik J. and Kimberly L. Dorfner, Members of Westallion Brewing Company, LLC, in accordance with the terms and conditions outlined in the revised Commitment Letter attached as Exhibit A hereto and incorporated herein by reference.

BE IT FURTHER RESOLVED that Five Thousand and 00/100 Dollars (\$5,000) also be provided for the delivery of the loan.

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

BE IT FURTHER RESOLVED that the City Attorney be and is hereby authorized to make such 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 the Director of Development is authorized to modify the terms of the loan agreement or documents if within the original intent of the loan or will help the business to achieve the goals of the loan.

cc: Department of Development
Grants Accounting Specialist

DEV-R-848-8-2-16