From:	Zimny, Joanna (CI-StPaul)
То:	Lucas Pangle
Cc:	Doug Hartman; Susan Detlefsen; Terence Hopkins; Vang, Mai (CI-StPaul); Andre Garabedian
Subject:	RE: site visit to 236/240 Chester
Date:	Thursday, March 24, 2022 2:35:00 PM
Attachments:	image001.png
	image003.png
	image004.png
	image005.png
	image006.png
	image007.png

Mr. Pangle, et al,

Ms. Moermond asked me to update you and let you know that her recommendation will be that the Council grant the appeal, based on certain conditions (food storage, current configuration, things along those lines), and those conditions are still being drafted and we'll have a formal letter to you sometime next week.

I hope this update is helpful, Joanna



From: Lucas Pangle <lpangle@wawlaw.com>

Sent: Sunday, March 20, 2022 4:21 PM

To: Zimny, Joanna (CI-StPaul) <joanna.zimny@ci.stpaul.mn.us>

Cc: Doug Hartman <Doug.Hartman@americold.com>; Susan Detlefsen

<Susan.Detlefsen@americold.com>; Terence Hopkins <Terry.Hopkins@americold.com>; Vang, Mai

(CI-StPaul) <mai.vang@ci.stpaul.mn.us>; Andre Garabedian <andre@garabedianfpe.com>

Subject: RE: site visit to 236/240 Chester

Think Before You Click: This email originated outside our organization.

Ms. Zimny: thank you very much for your help with this.

Lucas

Lucas Pangle Attorney Wharton Aldhizer & Weaver 100 South Mason Street P.O. Box 20028 Harrisonburg, Virginia 22801 <u>Direct</u>: 540-438-5321 <u>Cell</u>: 540-271-4631 <u>Fax</u>: 540-434-5502 **Ipangle@wawlaw.com**

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>>> "Zimny, Joanna (CI-StPaul)" <<u>joanna.zimny@ci.stpaul.mn.us</u>> 3/17/2022 1:41 PM >>> Mr. Pangle,

Thank you all for your patience on this. I just spoke to Ms. Moermond and you will have her recommendation next week with a **firm** April 6 Council date (they do not meet March 30th). We (I) will send that recommendation as soon as I have it. If there are any issues with this timeline, please let me know.

The April 6 date I have been assured will not change.

Thanks, Joanna



Joanna Zimny Legislative Hearing Executive Assistant Legislative Hearing Office Pronouns: she/her/hers Saint Paul City Hall Suite 310 15 W. Kellogg Blvd. Saint Paul, MN 55102 P: 651-266-8515 joanna.zimny@ci.stpaul.mn.us www.StPaul.gov Please consider the environment before printing this email From: Lucas Pangle <lpangle@wawlaw.com>
Sent: Thursday, March 17, 2022 11:38 AM
To: Zimny, Joanna (CI-StPaul) <joanna.zimny@ci.stpaul.mn.us>
Cc: Doug Hartman <Doug.Hartman@americold.com>; Susan Detlefsen
<Susan.Detlefsen@americold.com>; Terence Hopkins <Terry.Hopkins@americold.com>; Vang, Mai
(CI-StPaul) <mai.vang@ci.stpaul.mn.us>; Andre Garabedian <andre@garabedianfpe.com>
Subject: RE: site visit to 236/240 Chester

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Good morning Ms. Zimny:

We are just under a week away from the March 23 date, and while we would prefer to proceed that day, we are wondering whether that date is likely to hold, or whether we should look at our calendars for a new date.

Also, it is my understanding that Americold is on the verge of having to make business decisions regarding long-term operational commitments to the site, and therefore is keen to receive Ms. Moermond's recommendation as soon as it can. That said, I certainly understand that this is a complex issue, and appreciate that Ms. Moermond's careful consideration of it is a time-consuming process.

Thanks for all of your help in this process, Lucas

Lucas Pangle Attorney Wharton Aldhizer & Weaver 100 South Mason Street P.O. Box 20028 Harrisonburg, Virginia 22801 <u>Direct</u>: 540-438-5321 <u>Cell</u>: 540-271-4631 <u>Fax</u>: 540-434-5502 **Ipangle@wawlaw.com**

Blog: https://oshalawfirm.com

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No further update at this time other than the new hearing date. We will of course let you know Ms. Moermond's recommendation as soon as we have it.

Thanks, Joanna



Joanna Zimny Legislative Hearing Executive Assistant Legislative Hearing Office Pronouns: she/her/hers Saint Paul City Hall Suite 310 15 W. Kellogg Blvd. Saint Paul, MN 55102 P: 651-266-8515 joanna.zimny@ci.stpaul.mn.us www.StPaul.gov Please consider the environment before printing this email

From: Zimny, Joanna (CI-StPaul)
Sent: Wednesday, March 9, 2022 7:26 AM
To: Lucas Pangle <<u>lpangle@wawlaw.com</u>>
Cc: Doug Hartman <<u>Doug.Hartman@americold.com</u>>; Susan Detlefsen
<<u>Susan.Detlefsen@americold.com</u>>; Terence Hopkins <<u>Terry.Hopkins@americold.com</u>>; Vang, Mai
(CI-StPaul) <<u>mai.vang@ci.stpaul.mn.us</u>>
Subject: RE: site visit to 236/240 Chester

Thanks for checking in. It looks like it has been moved to 3/23, but let me speak with Ms. Moermond again and I'll send a further update.

Thanks, Joanna Joanna Joanna Zimny Legislative Hearing Executive Assistant Legislative Hearing Office Pronouns: she/her/hers Saint Paul City Hall Suite 310 15 W. Kellogg Blvd. Saint Paul, MN 55102 P: 651-266-8515 joanna.zimny@ci.stpaul.mn.us

P: 651-266-8515 joanna.zimny@ci.stpaul.mn.us www.StPaul.gov Please consider the environment before printing this email From: Lucas Pangle <<u>lpangle@wawlaw.com</u>>

Sent: Tuesday, March 8, 2022 4:37 PM

To: Zimny, Joanna (CI-StPaul) <<u>joanna.zimny@ci.stpaul.mn.us</u>>

Cc: Doug Hartman <<u>Doug.Hartman@americold.com</u>>; Susan Detlefsen

<<u>Susan.Detlefsen@americold.com</u>>; Terence Hopkins <<u>Terry.Hopkins@americold.com</u>>; Vang, Mai

(CI-StPaul) <<u>mai.vang@ci.stpaul.mn.us</u>>

Subject: RE: site visit to 236/240 Chester

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Ms. Zimny:

I do not believe we have received anything on our end prior to tomorrow's hearing, and it also appears that this matter has been removed from tomorrow's calendar. Can you confirm?

If so, would it be best to wait receive the hearing officer's recommendation, and then schedule the matter? It might be easier that way.

Thanks for your continued help on this,

Lucas

Lucas Pangle Attorney Wharton Aldhizer & Weaver 100 South Mason Street P.O. Box 20028 Harrisonburg, Virginia 22801 <u>Direct</u>: 540-438-5321 <u>Cell</u>: 540-271-4631 <u>Fax</u>: 540-434-5502 <u>Ipangle@wawlaw.com</u>

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>>> "Zimny, Joanna (CI-StPaul)" <<u>joanna.zimny@ci.stpaul.mn.us</u>> 2/15/2022 2:36 PM >>> Not a problem on our end, we'll plan March 9 unless we have an additional update in the meantime.

Thanks, Joanna



Joanna Zimny Legislative Hearing Executive Assistant Legislative Hearing Office Pronouns: she/her/hers Saint Paul City Hall Suite 310 15 W. Kellogg Blvd. Saint Paul, MN 55102 P: 651-266-8515 joanna.zimny@ci.stpaul.mn.us www.StPaul.gov Please consider the environment before printing this email

From: Lucas Pangle <lpangle@wawlaw.com>
Sent: Tuesday, February 15, 2022 1:14 PM
To: Zimny, Joanna (CI-StPaul) <joanna.zimny@ci.stpaul.mn.us>
Cc: Doug Hartman <<u>Doug.Hartman@americold.com</u>>; Susan Detlefsen
<<u>Susan.Detlefsen@americold.com</u>>; Terence Hopkins <<u>Terry.Hopkins@americold.com</u>>; Vang, Mai
(CI-StPaul) <<u>mai.vang@ci.stpaul.mn.us</u>>
Subject: RE: site visit to 236/240 Chester

Think Before You Click: This email originated outside our organization.

Ms. Zimny: No rush on our end, I just wanted to square tomorrow away. With respect to March 2, several us on Americold's side have a conflict on that day. We would very much appreciate it if we could have the matter scheduled for the following week, March 9.

Lucas

Lucas Pangle Attorney Wharton Aldhizer & Weaver 100 South Mason Street P.O. Box 20028 Harrisonburg, Virginia 22801 Direct: 540-438-5321 Cell: 540-271-4631 Fax: 540-434-5502 Ipangle@wawlaw.com This e-mail and any attachment may contain confidential or privileged information. If you are not the intended recipient, please advise by return e-mail and delete immediately without reading or forwarding to others. Receipt by anyone other than the intended recipient(s) is not a waiver of any attorney/client or other privilege.

>>> "Zimny, Joanna (CI-StPaul)" <<u>joanna.zimny@ci.stpaul.mn.us</u>> 2/15/2022 8:36 AM >>> Mr. Pangle,

Thank you for checking in, I thought our hearing coordinator had emailed you but perhaps that didn't get relayed. I sincerely apologize.

Yes, this goes to Council on March 2, 2022 as of right now. As soon as the hearing officer has a recommendation I will email you with that, as well as a copy of the forthcoming resolution. I will also check in with the hearing officer as to the status of her recommendation.

Thanks, Joanna



Joanna Zimny Legislative Hearing Executive Assistant Legislative Hearing Office Pronouns: she/her/hers Saint Paul City Hall Suite 310 15 W. Kellogg Blvd. Saint Paul, MN 55102 P: 651-266-8515 joanna.zimny@ci.stpaul.mn.us www.StPaul.gov Please consider the environment before printing this email

From: Lucas Pangle <<u>lpangle@wawlaw.com</u>>

Sent: Tuesday, February 15, 2022 6:56 AM

To: Zimny, Joanna (CI-StPaul) <joanna.zimny@ci.stpaul.mn.us>

Cc: Doug Hartman <<u>Doug.Hartman@americold.com</u>>; JadeMeiselwitz

<<u>Jade.Meiselwitz@americold.com</u>>; Susan Detlefsen <<u>Susan.Detlefsen@americold.com</u>>; Terence

Hopkins <<u>Terry.Hopkins@americold.com</u>>

Subject: RE: site visit to 236/240 Chester

Think Before You Click: This email originated outside our organization.

Good morning Ms. Zimny,

I do not believe that we have received any correspondence from the Legislative Hearing Office in advance of tomorrow's City Council hearing, and therefore I am writing to confirm that the matter has been carried over to a later date.

Thanks again for your help with this matter, Lucas

Lucas Pangle Attorney Wharton Aldhizer & Weaver 100 South Mason Street P.O. Box 20028 Harrisonburg, Virginia 22801 <u>Direct</u>: 540-438-5321 <u>Cell</u>: 540-271-4631 <u>Fax</u>: 540-434-5502 **Ipangle@wawlaw.com**

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>>> "Zimny, Joanna (CI-StPaul)" <<u>joanna.zimny@ci.stpaul.mn.us</u>> 1/21/2022 7:51 AM >>> Mr. Pangle,

I have put Monday on Mr. Perucca's and Ms. Moermond's calendars; please let me know if you would like it sent to you or forwarded to anyone else, otherwise they will be there Monday the 24. Is there anyone specific they should ask for?

I have forwarded your email to Ms. Moermond re: locations and will let you know what I hear back.

As far as the Council Public Hearing date, it looks like that is already the planned date in our system (2/16/22). I will confirm with her on that as well, however it appears everyone is on the same page with that.

Joanna



Joanna Zimny Legislative Hearing Executive Assistant Legislative Hearing Office Pronouns: she/her/hers Saint Paul City Hall Suite 310 15 W. Kellogg Blvd. Saint Paul, MN 55102 P: 651-266-8515 joanna.zimny@ci.stpaul.mn.us www.StPaul.gov Please consider the environment before printing this email

From: Lucas Pangle <lpangle@wawlaw.com>
Sent: Thursday, January 20, 2022 1:17 PM
To: Zimny, Joanna (CI-StPaul) <joanna.zimny@ci.stpaul.mn.us>
Cc: Doug Hartman <Doug.Hartman@americold.com>; JadeMeiselwitz
<Jade.Meiselwitz@americold.com>; Susan Detlefsen <Susan.Detlefsen@americold.com>; Terence
Hopkins <Terry.Hopkins@americold.com>
Subject: RE: site visit to 236/240 Chester

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Ms. Zimny: if it is still available, the facility would be happy to have Ms. Moermond on Monday, January 24, 2022 at 1:30 pm CT. So that we can make sure the right personnel are available, does Ms. Moermond have any particular areas or questions that she would like to be able address while on site?

Also, to allow Ms. Moermond sufficient time to account for her on-site observations, could we continue the City Council hearing until February 16? I would suggest the 9th, but I have a conflict that day.

Regards, Lucas

Lucas Pangle Attorney Wharton Aldhizer & Weaver 100 South Mason Street P.O. Box 20028 Harrisonburg, Virginia 22801 <u>Direct</u>: 540-438-5321 <u>Cell</u>: 540-271-4631 <u>Fax</u>: 540-434-5502 <u>Ipangle@wawlaw.com</u>

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>>> "Zimny, Joanna (CI-StPaul)" <<u>joanna.zimny@ci.stpaul.mn.us</u>> 1/20/2022 11:05 AM >>> All,

I just spoke with Ms. Moermond and of course the hearing will be continued as necessary so you have the time you need, so let me know whatever date/time works best on your end.

Thanks so much, Joanna



Joanna Zimny Legislative Hearing Executive Assistant Legislative Hearing Office Pronouns: she/her/hers Saint Paul City Hall Suite 310 15 W. Kellogg Blvd. Saint Paul, MN 55102 P: 651-266-8515 joanna.zimny@ci.stpaul.mn.us www.StPaul.gov Please consider the environment before printing this email

From: Lucas Pangle <<u>lpangle@wawlaw.com</u>>

Sent: Thursday, January 20, 2022 8:43 AM

To: Zimny, Joanna (CI-StPaul) <joanna.zimny@ci.stpaul.mn.us>

Cc: Doug Hartman <<u>Doug.Hartman@americold.com</u>>; JadeMeiselwitz

<<u>Jade.Meiselwitz@americold.com</u>>; Susan Detlefsen <<u>Susan.Detlefsen@americold.com</u>>; Terence

Hopkins <<u>Terry.Hopkins@americold.com</u>>

Subject: RE: site visit to 236/240 Chester

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Thank you very much, Ms. Zimmy. We have a call scheduled today to discuss dates/logistics of a site visit, and I will look to update you and Ms. Moermond today as well.

Lucas

Lucas Pangle Attorney Wharton Aldhizer & Weaver 100 South Mason Street P.O. Box 20028 Harrisonburg, Virginia 22801 Direct: 540-438-5321 Cell: 540-271-4631 Fax: 540-434-5502 Ipangle@wawlaw.com

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>>> "Zimny, Joanna (CI-StPaul)" <<u>joanna.zimny@ci.stpaul.mn.us</u>> 1/20/2022 9:39 AM >>> Of course, I'll discuss with her later this morning and update you then.

Joanna

From: Lucas Pangle <lpangle@wawlaw.com>
Sent: Thursday, January 20, 2022 8:09 AM
To: Zimny, Joanna (CI-StPaul) <joanna.zimny@ci.stpaul.mn.us>

Cc: Doug Hartman <<u>Doug.Hartman@americold.com</u>>; JadeMeiselwitz <<u>Jade.Meiselwitz@americold.com</u>>; John Brisson <<u>John.Brisson@americold.com</u>>; Susan Detlefsen <<u>Susan.Detlefsen@americold.com</u>>; Terence Hopkins <<u>Terry.Hopkins@americold.com</u>> Subject: RE: site visit to 236/240 Chester

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Ms. Zimmy: I will check on that date and time, along with the two dates below. We are happy to have Ms. Moermond on site, however, we would like some time (at least a week) to review and consider Ms. Moermond's recommendation prior to the City Council hearing. Therefore, even if we can make Monday work, we would respectfully request the hearing next week be continued.

Lucas

Lucas Pangle Attorney Wharton Aldhizer & Weaver 100 South Mason Street P.O. Box 20028 Harrisonburg, Virginia 22801 <u>Direct</u>: 540-438-5321 <u>Cell</u>: 540-271-4631 <u>Fax</u>: 540-434-5502 <u>Ipangle@wawlaw.com</u>

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>>> "Zimny, Joanna (CI-StPaul)" <joanna.zimny@ci.stpaul.mn.us> 1/20/2022 8:48 AM >>> Mr. Pangle,

Thanks for noting that. Would next Monday the 24 at 1 or 1:30 pm work?

I wasn't sure how long it would take to get coordinated so I didn't want to push it, but I can adjust her schedule if we can finalize before then. Otherwise she will likely just ask the Council to continue the Public Hearing for a week.

Thanks, Joanna



 Joanna Zimny

 Legislative Hearing Executive Assistant

 Legislative Hearing Office

 Pronouns: she/her/hers

 Saint Paul City Hall

 Suite 310

 15 W. Kellogg Blvd.

 Saint Paul, MN 55102

 P: 651-266-8515

 joanna.zimny@ci.stpaul.mn.us

 www.StPaul.gov

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From: Lucas Pangle <<u>lpangle@wawlaw.com</u>>

Sent: Thursday, January 20, 2022 7:38 AM

To: Terence Hopkins <<u>Terry.Hopkins@americold.com</u>>; Zimny, Joanna (CI-StPaul)

<joanna.zimny@ci.stpaul.mn.us>

Cc: Doug Hartman <<u>Doug.Hartman@americold.com</u>>; JadeMeiselwitz

<<u>Jade.Meiselwitz@americold.com</u>>; John Brisson <<u>John.Brisson@americold.com</u>>; Susan Detlefsen <<u>Susan.Detlefsen@americold.com</u>>

Subject: Re: site visit to 236/240 Chester

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Ms. Zimmy: we will check with the site. Does this mean that the matter will not be heard on January 26 before the City Council?

Thanks, Lucas Lucas Pangle Attorney Wharton Aldhizer & Weaver 100 South Mason Street P.O. Box 20028 Harrisonburg, Virginia 22801 Direct: 540-438-5321 Cell: 540-271-4631 Fax: 540-434-5502 Ipangle@wawlaw.com

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>>> "Zimny, Joanna (CI-StPaul)" <<u>joanna.zimny@ci.stpaul.mn.us</u>> 1/20/2022 8:26 AM >>> Mr. Hopkins,

Legislative Hearing Officer Marcia Moermond would like to visit the site with Inspector Perucca before the next Legislative Hearing in the hopes it will help get this buttoned up.

I have a couple options that would work with both their schedules:

January 28, 10 am

January 31, 1 pm

Feel free to forward my email as necessary. Would either of those times work to have someone meet them on site?

Thanks so much for your assistance,

Joanna

Joanna Zimny



Legislative Hearing Executive Assistant Legislative Hearing Office Pronouns: she/her/hers Saint Paul City Hall Suite 310 15 W. Kellogg Blvd. Saint Paul, MN 55102 P: 651-266-8515 joanna.zimny@ci.stpaul.mn.us www.StPaul.gov.

From: Zimny, Joanna (CI-StPaul)
Sent: Monday, November 29, 2021 4:02 PM
To: terry.hopkins@americold.com
Cc: Doug.Hartman@americold.com; Jade.Meiselwitz@americold.com;
Susan.Detlefsen@americold.com; Lucas Pangle <lpangle@wawlaw.com>;
John.Brisson@americold.com; Neis, Adrian (CI-StPaul) <adrian.neis@ci.stpaul.mn.us>; Perucca,
James (CI-StPaul) <james.perucca@ci.stpaul.mn.us>; Shaff, Leanna (CI-StPaul)
<leanna.shaff@ci.stpaul.mn.us>; Wiese, Angie (CI-StPaul) <angie.wiese@ci.stpaul.mn.us>
Subject: 236 240 Chester.Hopkins Ltr.11-29-21

Attached please find a letter regarding the above matter. Thank you, Joanna



Joanna Zimny

Legislative Hearing Executive Assistant Legislative Hearing Office Pronouns: she/her/hers Saint Paul City Hall Suite 310 15 W. Kellogg Blvd. Saint Paul, MN 55102 P: 651-266-8515 joanna.zimny@ci.stpaul.mn.us www.StPaul.gov Please consider the environment before printing this email