

Hi Sabrina â€” I know this isnâ€™t high on your list, but Robin got the ball rolling with Whole Foods before she left and we need to keep it rolling. Â Â Can we try to get another date on the calendar for them to come look at this situation?

Â

And Cathy, I feel like Iâ€™ve seen or heard ideas from staff on where the loading docks might go if they are moved.Â Could staff come to such a meeting with their recommendation for where the loading docks would best fit and could be permitted?Â Â If the universe of permitable places is limited, which is surely is, then we should focus the discussion on those options rather than all options.Â

Â

Also, I think I remember that Robin was contemplating issuing whole foods an NOV.Â Iâ€™m not sure thatâ€™s the right thing to do, but if we need to do it to get their attention, then we should consider it.

Â

Julie

From: Sabrina Rockoff <strocko@ashveillenc.gov>
Sent: 11/19/2018 7:13:24 PM
To: vijay Kapoor <avlcouncil.com>
Cc:
Subject: Re: FW: Maxwell Street

I was not. Thank you for the heads up.

On Mon, Nov 19, 2018 at 2:06 PM <vijaykapoor@avlcouncil.com> wrote:

Sabrina,

I'm not sure if you've been kept in the loop on this, but please see below. I'm sympathetic to the situation, but this seems to be a case where Council needs to be very careful about our role. To be clear, we didn't ask for citations to be issued for anybody and this is clearly an area that is reserved to the City Manager.

Vijay

From: Brian Haynes <brianhaynes@avlcouncil.com>
Sent: Sunday, November 18, 2018 7:26 PM
To: Cathy Ball <cball@ashveillenc.gov>
Cc: Julie Mayfield <juliemayfield@avlcouncil.com>; Harry Brown <hbrown@ashveillenc.gov>; Tammy Hooper <thooper@ashveillenc.gov>; Ken Putnam <kputnam@ashveillenc.gov>; councilmembers@avlcouncil.com
Subject: Re: Maxwell Street

Council asked for citations to be issued for violations by Whole Foods and their delivery trucks with hopes of improving conditions for residents on Maxwell St. These numbers would suggest that we've managed to make matters worse.

On Nov 18, 2018 12:59 PM, "Cathy Ball" <cball@ashveillenc.gov> wrote:

Julie,

We have gotten the initial numbers from APD and are waiting on the numbers from Parking Services.

The data from APD is:

- Permitted Parking Only: 6
- Parking against traffic: 3
- Gross vehicle weight restriction violation: 1
- Total since last Tuesday: 10
- Grand Total since 10/22/18, 44
- Cars: 39
- Trucks: 5

I will update you on the parking numbers when I get them.

Cathy

Cathy D. Ball, PE
Interim City Manager
City of Asheville
P.O. Box 7148
Asheville, NC 28802
(W) 828-259-5939
(C) 828-691-4623

On Fri, Nov 16, 2018 at 4:56 PM Julie Mayfield <juliemayfield@avl.council.com> wrote:

Cathy – do you know yet how many trucks have been tickets since we started posting someone out there?

Julie

From: Brian Haynes [mailto:brianhaynes@avl.council.com]
Sent: Friday, November 16, 2018 12:36 PM
To: Cathy Ball <cball@ashvillenc.gov>; councilmembers@avl.council.com
Subject: Maxwell Street

As he routinely does, Reid Thompson just visited me at the Habitat ReStore. Sometimes he's just shopping, but more often than not, he is seeking relief from what he perceives as the daily injustice that takes place on Maxwell St.

He approached me today in tears from this morning's events. He informed me of multiple tickets that he and his neighbors have been written and this morning was told to move the rental car he was sitting in from the front of his home or he would be ticketed.

He stated that someone from Parking Enforcement has been parked on Maxwell St. ticketing the cars parked in violation but no trucks are being written citations. He said the officer told him he was there strictly for that purpose. If that's the case then I see no reason for them being there.

When Council asked that violations be enforced on Maxwell Street it was meant to address Whole Foods violations not to further disturb the quality of life for the residents.

I'm extremely disappointed in how we've dealt with this matter and think more often than not the wrong parties have been targeted.

Brian.

Sabrina Presnell Rockoff
Interim City Attorney
City of Asheville
P.O. Box 7148
Asheville, NC 28802
828-259-5614

From: Vijay Kapoor <vijaykapoor@avlcouncil.com>
Sent: 11/19/2018 7:25:02 PM
To: Sabrina Roccoff <srockoff@ashevillenc.gov>
Cc:
Subject: Re: FW: Maxwell Street

To quote the old GI Joe cartoon, "knowing is half the battle." :)
Council may need a refresher on what we can/can't do or say. With some of the hotel discussion and this, I think some folks are exposing the city to possible challenges.

On Mon, Nov 19, 2018, 7:13 PM Sabrina Roccoff <srockoff@ashevillenc.gov> wrote:
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Brian.

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Interim City Attorney
City of Asheville
P.O. Box 7148
Asheville, NC 28802
828-259-5614

From: Shannon Tuch <stuch@ashvillenc.gov>
Sent: 11/12/2018 3:40:02 PM
To: Essick, Chad W. <CEssick@poynerspruill.com>
Cc:
Subject: Re: FW: Green Life Plans
Attachments: [image001.jpg](#), [image001.jpg](#)

Looks good.

ST

Shannon Tuch, Principal Planner/Zoning Administrator
Planning & Urban Design Department
City of Asheville
828.259.5817
stuch@ashvillenc.gov

On Mon, Nov 12, 2018 at 3:30 PM Essick, Chad W. <CEssick@poynerspruill.com> wrote:

Sorry, I meant to copy you on this. Let me know if I've misstated anything in my email.

À

From: Essick, Chad W.
Sent: Monday, November 12, 2018 3:29 PM
To: John Hempling (CE CEN) <John.Hempling@wholefoods.com>; Marc Mastropaolo (SO SOC) <Marc.Mastropaolo@wholefoods.com>
Cc: Sabrina Rockoff <strockoff@ashvillenc.gov>; Cathy Ball <cball@ashvillenc.gov>
Subject: RE: Green Life Plans

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John and Marc,

À

Look forward to meeting with you gentlemen tomorrow morning. In advance of the meeting, I wanted to forward you a concept plan that the Planning Department located in its files. My understanding is that this was a concept plan that had been discussed and proposed by Green Life back in 2007 or 2008, but for whatever reason did not get implemented. I thought it might be helpful for you to review in advance of tomorrow's meeting.

À

Best, Chad

À

From: Essick, Chad W.
Sent: Thursday, November 08, 2018 10:14 AM
To: John Hempling (CE CEN) <John.Hempling@wholefoods.com>; Marc Mastropalo (SO SOC) <Marc.Mastropalo@wholefoods.com>
Cc: Sabrina Rockoff <srockoff@ashvillenc.gov>
Subject: RE: Green Life Plans

Ã

Letâ€™s plan on 2:00pm EST on Friday. I will circulate a calendar invite and call-in information.Ã Let me know if that doesnâ€™t work.

Ã

Also, below is a link to a public hearing on October 9 in which a number of folks spoke regarding the issues related to the Greenlife Store and Maxwell Street.Ã I thought this might help give you guys some additional context for our call tomorrow afternoon and the meeting on Tuesday morning in Asheville.Ã The public comment portion of the hearing starts around the 50 minute mark of the video.Ã

Ã

<https://www.youtube.com/watch?v=1EBG415dKag&feature=youtu.be>

Ã

Thanks, Chad

Ã

From: John Hempling (CE CEN) [<mailto:John.Hempling@wholefoods.com>]
Sent: Tuesday, November 06, 2018 7:09 PM
To: Marc Mastropalo (SO SOC) <Marc.Mastropalo@wholefoods.com>; Essick, Chad W. <CEssick@boynersprill.com>
Cc: Sabrina Rockoff <srockoff@ashvillenc.gov>
Subject: Re: Green Life Plans

Ã

Friday works for me as well.

Ã

Get [Outlook for iOS](#)

From: Marc Mastropalo (SO SOC)
Sent: Tuesday, November 6, 2018 6:55:12 PM
To: Essick, Chad W.; John Hempling (CE CEN)
Cc: Sabrina Rockoff
Subject: RE: Green Life Plans

Ã

Friday works best for me.Ã

Ã

Ã Ã Ã Ã Ã Marc Mastropalo

Regional Vice President



Marc.mastropaolo@wholefoods.com

919 354 6715 office

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À

From: Essick, Chad W. [<mailto:CEssick@povernerspruill.com>]

Sent: Tuesday, November 6, 2018 9:58 AM

To: John Hempling (CE CEN) <John.Hempling@wholefoods.com>; Marc Mastropaolo (SO SOC) <Marc.Mastropaolo@wholefoods.com>

Cc: Sabrina Rockoff <srockoff@ashvillenc.gov>

Subject: RE: Green Life Plans

À

John and Marc,

À

In advance of the meeting next Tuesday in Asheville, it might be a good idea for us to have a quick call to review some of the topics that Planning Staff, the City Manager and the Mayor will want to discuss at the meeting. Below are times that Sabrina and I are available this week. Any of these times work for you guys? If so, I can send a calendar invite with call-in information. Just let me know. Thanks.

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Wednesday 1:30 to 2:30pm EST or after 4:00pm EST

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Thursday 8:30 to 10:00am EST or 2:00 to 3:30 EST

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Friday- 1:00 to 3:30pm EST

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From: Essick, Chad W.

Sent: Tuesday, October 23, 2018 9:49 PM

To: John Hempling (CE CEN) <John.Hempling@wholefoods.com>; Marc Mastropaolo (SO SOC) <Marc.Mastropaolo@wholefoods.com>
Cc: Sabrina Rockoff <rockoff@ashvillenc.gov>; Mclean Moore <mmoore@ashvillenc.gov>
Subject: RE: Green Life Plans

Â

Thanks, John.Â We have blocked 9:30am to 11:30am for a meeting.Â Let me confirm with the City the exact location and help put together an agenda for the meeting.

Â

From: John Hempling (CE CEN) [mailto:John.Hempling@wholefoods.com]
Sent: Tuesday, October 23, 2018 12:32 PM
To: Essick, Chad W. <Essick@dovernetspull.com>; Marc Mastropaolo (SO SOC) <Marc.Mastropaolo@wholefoods.com>
Cc: Sabrina Rockoff <rockoff@ashvillenc.gov>; Mclean Moore <mmoore@ashvillenc.gov>
Subject: RE: Green Life Plans

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Hey Chad:

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Marc Mastropaolo, the Regional Vice President for our South Region (included here), has confirmed that he will be available on November 13, 2018.Â What time are yâ€™ all thinking?

Â

Best,

Â

John

Â

John H. Hempling II

Associate General Counsel, Litigation

Whole Foods Market Services, Inc.

828 W. 6th Street, Suite 200

Austin, Texas 78703

(512) 542-0213 (Office)

(512) 482-7213 (Fax)

john.hempling@wholefoods.com

Â

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À

From: Essick, Chad W. <CEssick@DoverSpruill.com>
Sent: Monday, October 22, 2018 4:39 PM
To: John Hempling (CE CEN) <John.Hempling@wholefoods.com>
Cc: Sabrina Rockoff <srockoff@ashvillenc.gov>; Mclean Moore <mmoore@ashvillenc.gov>
Subject: RE: Green Life Plans

À

Thanks, John.

À

From: John Hempling (CE CEN) [mailto:John.Hempling@wholefoods.com]
Sent: Monday, October 22, 2018 9:57 AM
To: Essick, Chad W. <CEssick@DoverSpruill.com>
Cc: Sabrina Rockoff <srockoff@ashvillenc.gov>
Subject: RE: Green Life Plans

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Hey Chad:

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I apologize for the delayed response. I was in depo prep and depositions last week.

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I just sent an email to my clients to check on the Nov. 13 date. I'll get back to you ASAP.

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Thanks,

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John

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John H. Hempling II

Associate General Counsel, Litigation

Whole Foods Market Services, Inc.

828 W. 6th Street, Suite 200

Austin, Texas 78703

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À

From: Essick, Chad W. <CEssick@povernerspruill.com>

Sent: Monday, October 22, 2018 8:05 AM

To: John Hempfling (CE CEN) <John.Hempfling@wholefoods.com>

Cc: Sabrina Rockoff <srockoff@ashewillenc.gov>

Subject: RE: Green Life Plans

À

John,

À

Following up on my email and voicemail from last week. Does the morning of November 13 work for you all?

À

Thanks, Chad

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This message constitutes a confidential attorney-client communication. If you have received this communication in error, do not read it. It is not intended for transmission to, or receipt by, any unauthorized persons. Please delete it from your system without copying it, and notify the sender by reply email or by calling 919-783-6400, so that our address record can be corrected. Thank you.

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From: Google Calendar <calendar-notification@google.com>
Sent: 11/11/2018 12:41:18 PM
To: cessick@poynerspruill.com, esthermanheimer@avlcouncil.com, tokolichany@ashvillenc.gov, srockoff@ashvillenc.gov, juliemayfield@avlcouncil.com, stuch@ashvillenc.gov, gwenwislere@avlcouncil.com
Cc:
Subject: Invitation: Pre-meeting for Whole Foods @ Mon Nov 12, 2018 1pm - 1:50pm (EST) (cessick@poynerspruill.com)
Attachments: [attachment.ics](#), [invite.ics](#)

Pre-meeting for Whole Foods

[more details »](#)

When Mon Nov 12, 2018 1pm æ€ 1:50pm Eastern Time - New York
Where CHHlor 2-Room 209 ([map](#))
Calendar cessick@poynerspruill.com
Who

- cball@ashvillenc.gov - organizer
- esthermanheimer@avlcouncil.com
- cessick@poynerspruill.com
- tokolichany@ashvillenc.gov
- srockoff@ashvillenc.gov
- juliemayfield@avlcouncil.com
- stuch@ashvillenc.gov
- gwenwislere@avlcouncil.com

Going (cessick@poynerspruill.com)? [Yes](#) - [Maybe](#) - [No](#) [more options »](#)

Invitation from [Google Calendar](#)
You are receiving this courtesy email at the account cessick@poynerspruill.com because you are an attendee of this event.
To stop receiving future updates for this event, decline this event. Alternatively you can sign up for a Google account at <https://www.google.com/calendar/> and control your notification settings for your entire calendar.
Forwarding this invitation could allow any recipient to modify your RSVP response. [Learn More](#)

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[more details »](#)

When Mon Nov 12, 2018 1pm æ€ 1:50pm Eastern Time - New York

Where CH-Floor 2-Room 209 ([map](#))

Calendar esthermanheimer@avlcouncil.com

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Invitation from [Google Calendar](#)

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To: strockoff@ashvillenc.gov, tokolichany@ashvillenc.gov, cessick@poynersprull.com, stuch@ashvillenc.gov, gwenwislervl@avl.council.com, esthermanheimer@avl.council.com, juliemayfield@avl.council.com
Cc:
Subject: Invitation: Pre-meeting for Whole Foods @ Mon Nov 12, 2018 1pm - 1:50pm (EST) (strockoff@ashvillenc.gov)
Attachments: [attachment.ics](#), [invite.ics](#)

Pre-meeting for Whole Foods

[more details »](#)

When Mon Nov 12, 2018 1pm à€" 1:50pm Eastern Time - New York

Where CH-Floor 2-Room 209 ([map](#))

Calendar strockoff@ashvillenc.gov

- Who**
- cball@ashvillenc.gov - organizer
 - tokolichany@ashvillenc.gov
 - cessick@poynersprull.com
 - strockoff@ashvillenc.gov
 - stuch@ashvillenc.gov
 - gwenwislervl@avl.council.com
 - esthermanheimer@avl.council.com
 - juliemayfield@avl.council.com

Going (strockoff@ashvillenc.gov)? **Yes** - **Maybe** - **No** [more options »](#)

Invitation from [Google Calendar](#)

You are receiving this email at the account strockoff@ashvillenc.gov because you are subscribed for invitations on calendar strockoff@ashvillenc.gov.

To stop receiving these emails, please log in to <https://www.google.com/calendar/> and change your notification settings for this calendar.

Forwarding this invitation could allow any recipient to modify your RSVP response. [Learn More](#)

From: Google Calendar <calendar-notification@google.com>
Sent: 11/11/2018 12:41:20 PM
To: stuch@ashvillenc.gov, tokolichany@ashvillenc.gov, srockoff@ashvillenc.gov, gwenwisler@avlcouncil.com, juliemayfield@avlcouncil.com, esthermanheimer@avlcouncil.com, cessick@poynerspruill.com
Cc:
Subject: Invitation: Pre-meeting for Whole Foods @ Mon Nov 12, 2018 1pm - 1:50pm (EST) (stuch@ashvillenc.gov)
Attachments: [attachment.ics](#), [invite.ics](#)

Pre-meeting for Whole Foods

[more details »](#)

When Mon Nov 12, 2018 1pm æ 1:50pm Eastern Time - New York

Where CH-Floor 2-Room 209 ([map](#))

Calendar stuch@ashvillenc.gov

- Who**
- cball@ashvillenc.gov - organizer
 - tokolichany@ashvillenc.gov
 - srockoff@ashvillenc.gov
 - gwenwisler@avlcouncil.com
 - stuch@ashvillenc.gov
 - juliemayfield@avlcouncil.com
 - esthermanheimer@avlcouncil.com
 - cessick@poynerspruill.com

Going (stuch@ashvillenc.gov)? [Yes](#) - [Maybe](#) - [No](#) [more options »](#)

Invitation from [Google Calendar](#)

You are receiving this email at the account stuch@ashvillenc.gov because you are subscribed for invitations on calendar stuch@ashvillenc.gov.

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Cc:
Subject: Invitation: Pre-meeting for Whole Foods @ Mon Nov 12, 2018 1pm - 1:50pm (EST) (tokolichany@ashvillenc.gov)
Attachments: [attachment.ics](#), [invite.ics](#)

Pre-meeting for Whole Foods

[more details »](#)

When Mon Nov 12, 2018 1pm à€" 1:50pm Eastern Time - New York
Where CH-Floor 2-Room 209 ([map](#))
Calendar tokolichany@ashvillenc.gov
Who

- cball@ashvillenc.gov - organizer
- strockoff@ashvillenc.gov
- cessick@poynerspruill.com
- stuch@ashvillenc.gov
- gwenwislerv@avlouncil.com
- esthermanheimer@avlouncil.com
- juliemayfield@avlouncil.com
- tokolichany@ashvillenc.gov

Going (tokolichany@ashvillenc.gov)? **Yes** - **Maybe** - **No** [more options »](#)

Invitation from [Google Calendar](#)
You are receiving this email at the account tokolichany@ashvillenc.gov because you are subscribed for invitations on calendar tokolichany@ashvillenc.gov.
To stop receiving these emails, please log in to <https://www.google.com/calendar/> and change your notification settings for this calendar.
Forwarding this invitation could allow any recipient to modify your RSVP response. [Learn More](#)

From: Google Calendar <calendar-notification@google.com>
Sent: 11/16/2018 3:22:54 PM
To: dcampbell@ashvillenc.gov, esthermanheimer@avl council.com, gwenwislerv@avl council.com, cessick@poynerspruill.com, strockoff@ashvillenc.gov, jrobison@ashvillenc.gov, juliemayfield@avl council.com, cball@ashvillenc.gov, strockoff@mblawyers.com, stuch@ashvillenc.gov
Cc:
Subject: Invitation: Whole Foods Follow Up Meeting @ Fri Jan 25, 2019 9:30am – 11:30am (EST) (dcampbell@ashvillenc.gov)
Attachments: [attachment.ics](#), [invite.ics](#)

Whole Foods Follow Up Meeting

[more details »](#)

Confirmed 11/16/18. Chad checking with Whole Foods.

At the meeting yesterday, we decided to reconvene with Whole Foods in January to discuss what progress has been made on operational changes and what long-term solutions Whole Foods and the landlord may be able to offer.

When Fri Jan 25, 2019 9:30am æ€ 11:30am Eastern Time - New York

Where CH-Floor 2-Room 209 ([map](#))

Calendar dcampbell@ashvillenc.gov

- Who**
- mmcoore@ashvillenc.gov - organizer
 - dcampbell@ashvillenc.gov
 - esthermanheimer@avl council.com
 - gwenwislerv@avl council.com
 - cessick@poynerspruill.com
 - strockoff@ashvillenc.gov
 - jrobison@ashvillenc.gov
 - juliemayfield@avl council.com
 - cball@ashvillenc.gov
 - strockoff@mblawyers.com
 - stuch@ashvillenc.gov

Going (dcampbell@ashvillenc.gov)? **Yes** - **Maybe** - **No** [more options »](#)

Invitation from [Google Calendar](#)

You are receiving this email at the account dcampbell@ashvillenc.gov because you are subscribed for invitations on calendar dcampbell@ashvillenc.gov.

To stop receiving these emails, please log in to <https://www.google.com/calendar/> and change your notification settings for this calendar.

Forwarding this invitation could allow any recipient to modify your RSVP response. [Learn More](#)

From: Google Calendar <calendar-notification@google.com>

Sent: 11/16/2018 3:22:53 PM

To: srockoff@mblawyers.com, esthermanheimer@avlcouncil.com, cessick@poynerspruill.com, srockoff@ashvillenc.gov, jrobison@ashvillenc.gov, cball@ashvillenc.gov, stuch@ashvillenc.gov, juliemayfield@avlcouncil.com, gwenwisler@avlcouncil.com, dcampbell@ashvillenc.gov

Cc:

Subject: Invitation: Whole Foods Follow Up Meeting @ Fri Jan 25, 2019 9:30am - 11:30am (EST) (srockoff@mblawyers.com)

Attachments: [attachment.ics](#), [invite.ics](#)

Whole Foods Follow Up Meeting

[more details »](#)

When Fri Jan 25, 2019 9:30am æt 11:30am Eastern Time - New York

Where CHFloor 2-Room 209 ([map](#))

Calendar srockoff@mblawyers.com

Who

- mnoore@ashvillenc.gov - organizer
- esthermanheimer@avlcouncil.com
- cessick@poynerspruill.com
- srockoff@ashvillenc.gov
- jrobison@ashvillenc.gov
- cball@ashvillenc.gov
- stuch@ashvillenc.gov
- juliemayfield@avlcouncil.com
- gwenwisler@avlcouncil.com
- dcampbell@ashvillenc.gov
- srockoff@mblawyers.com

Confirmed 11/16/18. Chad checking with Whole Foods.

At the meeting yesterday, we decided to reconvene with Whole Foods in January to discuss what progress has been made on operational changes and what long-term solutions Whole Foods and the landlord may be able to offer.

Going (srockoff@mblawyers.com)? [Yes](#) - [Maybe](#) - [No](#) [more options »](#)

Invitation from [Google Calendar](#)

You are receiving this courtesy email at the account srockoff@mblawyers.com because you are an attendee of this event.

To stop receiving future updates for this event, decline this event. Alternatively you can sign up for a Google account at <https://www.google.com/calendar/> and control your notification settings for your entire calendar.

Forwarding this invitation could allow any recipient to modify your RSVP response. [Learn More](#).

From: Google Calendar <calendar-notification@google.com>
Sent: 11/15/2018 1:44:41 PM
To: stuch@ashvillenc.gov, cball@ashvillenc.gov, jrobison@ashvillenc.gov, esthermanheimer@avlcouncil.com, cessick@poynerspruill.com, srockoff@ashvillenc.gov, gwenwislerv@avlcouncil.com, jullemayfield@avlcouncil.com
Cc:
Subject: Invitation: HOLD - Whole Foods Follow Up Meeting @ Fri Jan 25, 2019 9:30am - 11:30am (EST) (stuch@ashvillenc.gov)
Attachments: [attachment.ics](#), [invite.ics](#)

HOLD - Whole Foods Follow Up Meeting

[more details »](#)

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When Fri Jan 25, 2019 9:30am æ€ 11:30am Eastern Time - New York
Where CH-Floor 2-Room 209 ([map](#))
Calendar stuch@ashvillenc.gov
Who

- mmoore@ashvillenc.gov - organizer
- cball@ashvillenc.gov
- jrobison@ashvillenc.gov
- esthermanheimer@avlcouncil.com
- stuch@ashvillenc.gov
- cessick@poynerspruill.com
- srockoff@ashvillenc.gov
- gwenwislerv@avlcouncil.com
- jullemayfield@avlcouncil.com

Going (stuch@ashvillenc.gov)? [Yes](#) - [Maybe](#) - [No](#) [more options »](#)

Invitation from [Google Calendar](#)
You are receiving this email at the account stuch@ashvillenc.gov because you are subscribed for invitations on calendar stuch@ashvillenc.gov.
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From: Google Calendar <calendar-notification@google.com>
Sent: 11/15/2018 1:44:41 PM
To: juliemayfield@avlcouncil.com, strockoff@ashvillenc.gov, cessick@poynerspruill.com, jrobison@ashvillenc.gov, esthermanheimer@avlcouncil.com, stuch@ashvillenc.gov, gwenwislere@avlcouncil.com, cball@ashvillenc.gov
Cc:
Subject: Invitation: HOLD - Whole Foods Follow Up Meeting @ Fri Jan 25, 2019 9:30am - 11:30am (EST)
(juliemayfield@avlcouncil.com)
Attachments: [attachment.ics](#), [invite.ics](#)

HOLD - Whole Foods Follow Up Meeting

[more details »](#)

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When Fri Jan 25, 2019 9:30am æ" 11:30am Eastern Time - New York

Where CH-Floor 2-Room 209 ([map](#))

Calendar juliemayfield@avlcouncil.com

Who

- mmoore@ashvillenc.gov - organizer
- strockoff@ashvillenc.gov
- juliemayfield@avlcouncil.com
- cessick@poynerspruill.com
- jrobison@ashvillenc.gov
- esthermanheimer@avlcouncil.com
- stuch@ashvillenc.gov
- gwenwislere@avlcouncil.com
- cball@ashvillenc.gov

Going (juliemayfield@avlcouncil.com)? [Yes](#) - [Maybe](#) - [No](#) [more options »](#)

Invitation from [Google Calendar](#)

You are receiving this email at the account juliemayfield@avlcouncil.com because you are subscribed for invitations on calendar juliemayfield@avlcouncil.com

To stop receiving these emails, please log in to <https://www.google.com/calendar/> and change your notification settings for this calendar.

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From: Google Calendar <calendar-notification@google.com>
Sent: 11/15/2018 1:44:40 PM
To: jrobison@ashvillenc.gov, stuch@ashvillenc.gov, esthermanheimer@avlcouncil.com, strockoff@ashvillenc.gov, cball@ashvillenc.gov, juliemayfield@avlcouncil.com, gwenwisler@avlcouncil.com, cessick@poynerspruill.com
Cc:
Subject: Invitation: HOLD - Whole Foods Follow Up Meeting @ Fri Jan 25, 2019 9:30am - 11:30am (EST)
(jrobison@ashvillenc.gov)
Attachments: [attachment.ics](#), [invite.ics](#)

HOLD - Whole Foods Follow Up Meeting

[more details »](#)

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When Fri Jan 25, 2019 9:30am æ€ 11:30am Eastern Time - New York

Where CH-Floor 2-Room 209 ([map](#))

Calendar jrobison@ashvillenc.gov

Who

- mmoore@ashvillenc.gov - organizer
- jrobison@ashvillenc.gov
- stuch@ashvillenc.gov
- esthermanheimer@avlcouncil.com
- strockoff@ashvillenc.gov
- cball@ashvillenc.gov
- juliemayfield@avlcouncil.com
- gwenwisler@avlcouncil.com
- cessick@poynerspruill.com

Going (jrobison@ashvillenc.gov)? [Yes](#) - [Maybe](#) - [No](#) [more options »](#)

Invitation from [Google Calendar](#)

You are receiving this email at the account jrobison@ashvillenc.gov because you are subscribed for invitations on calendar jrobison@ashvillenc.gov.

To stop receiving these emails, please log in to <https://www.google.com/calendar/> and change your notification settings for this calendar.

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From: Google Calendar <calendar-notification@google.com>
Sent: 11/15/2018 1:44:40 PM
To: gwenwisl@avlcouncil.com, cball@ashvillenc.gov, esthermanheimer@avlcouncil.com, juliemayfield@avlcouncil.com, jrobison@ashvillenc.gov, cestic@poynerspruill.com, srockoff@ashvillenc.gov, stuch@ashvillenc.gov
Cc:
Subject: Invitation: HOLD - Whole Foods Follow Up Meeting @ Fri Jan 25, 2019 9:30am - 11:30am (EST)
(gwenwisl@avlcouncil.com)
Attachments: [attachment.ics](#), [invite.ics](#)

HOLD - Whole Foods Follow Up Meeting

[more details»](#)

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When Fri Jan 25, 2019 9:30am æ€" 11:30am Eastern Time - New York

Where CH-Floor 2-Room 209 ([map](#))

Calendar gwenwisl@avlcouncil.com

Who

- mmooore@ashvillenc.gov - organizer
- gwenwisl@avlcouncil.com
- cball@ashvillenc.gov
- esthermanheimer@avlcouncil.com
- juliemayfield@avlcouncil.com
- jrobison@ashvillenc.gov
- cestic@poynerspruill.com
- srockoff@ashvillenc.gov
- stuch@ashvillenc.gov

Going (gwenwisl@avlcouncil.com)? **Yes** - **Maybe** - **No** [more options »](#)

Invitation from [Google Calendar](#)

You are receiving this email at the account gwenwisl@avlcouncil.com because you are subscribed for invitations on calendar gwenwisl@avlcouncil.com

To stop receiving these emails, please log in to <https://www.google.com/calendar/> and change your notification settings for this calendar.

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From: Google Calendar <calendar-notification@google.com>
Sent: 11/15/2018 1:44:40 PM
To: esthermanheimer@avlcouncil.com, strockoff@ashvillenc.gov, cball@ashvillenc.gov, gwenwislere@avlcouncil.com, ccessick@poynerspruill.com, jrobison@ashvillenc.gov, juliemayfield@avlcouncil.com, stuch@ashvillenc.gov
Cc:
Subject: Invitation: HOLD - Whole Foods Follow Up Meeting @ Fri Jan 25, 2019 9:30am - 11:30am (EST)
(esthermanheimer@avlcouncil.com)
Attachments: [attachment.ics](#), [invite.ics](#)

HOLD - Whole Foods Follow Up Meeting

[more details»](#)

At the meeting yesterday, we decided to reconvene with Whole Foods in January to discuss what progress has been made on operational changes and what long-term solutions Whole Foods and the landlord may be able to offer.

When Fri Jan 25, 2019 9:30am æ€" 11:30am Eastern Time - New York

Where CH-Floor 2-Room 209 ([map](#))

Calendar esthermanheimer@avlcouncil.com

Who

- mmoore@ashvillenc.gov - organizer
- esthermanheimer@avlcouncil.com
- strockoff@ashvillenc.gov
- cball@ashvillenc.gov
- gwenwislere@avlcouncil.com
- ccessick@poynerspruill.com
- jrobison@ashvillenc.gov
- juliemayfield@avlcouncil.com
- stuch@ashvillenc.gov

Going (esthermanheimer@avlcouncil.com)? [Yes](#) - [Maybe](#) - [No](#) [more options »](#)

Invitation from [Google Calendar](#)

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Cc:
Subject: Invitation: HOLD - Whole Foods Follow Up Meeting @ Fri Jan 25, 2019 9:30am - 11:30am (EST) (cball@ashvillenc.gov)
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HOLD - Whole Foods Follow Up Meeting

[more details »](#)

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When Fri Jan 25, 2019 9:30am æ€ 11:30am Eastern Time - New York

Where CH-Floor 2-Room 209 ([map](#))

Calendar cball@ashvillenc.gov

Who

- mmoore@ashvillenc.gov - organizer
- stuch@ashvillenc.gov
- cball@ashvillenc.gov
- juliemayfield@avl.council.com
- gwenwisler@avl.council.com
- esthermanheimer@avl.council.com
- jrobison@ashvillenc.gov
- cessick@poynerspruill.com
- srockoff@ashvillenc.gov

Going (cball@ashvillenc.gov)? [Yes](#) - [Maybe](#) - [No](#) [more options »](#)

Invitation from [Google Calendar](#)

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Cc:
Subject: Invitation: HOLD - Whole Foods Follow Up Meeting @ Fri Jan 25, 2019 9:30am - 11:30am (EST)
(srockoff@ashvillenc.gov)
Attachments: [attachment.ics](#), [invite.ics](#)

HOLD - Whole Foods Follow Up Meeting

[more details»](#)

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When Fri Jan 25, 2019 9:30am æt 11:30am Eastern Time - New York

Where CHFloor 2-Room 209 ([map](#))

Calendar srockoff@ashvillenc.gov

Who

- mmoore@ashvillenc.gov - organizer
- cball@ashvillenc.gov
- stuch@ashvillenc.gov
- srockoff@ashvillenc.gov
- jrobison@ashvillenc.gov
- esthermanheimer@avl.council.com
- juliemayfield@avl.council.com
- gwenwisler@avl.council.com
- cessick@poynerspruill.com

Going (srockoff@ashvillenc.gov)? [Yes](#) - [Maybe](#) - [No](#) [more options »](#)

Invitation from [Google Calendar](#)

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From: Google Calendar <calendar-notification@google.com>
Sent: 11/15/2018 1:44:39 PM
To: cessick@poynerspruill.com, esthermanheimer@avlcouncil.com, strockoff@ashvillenc.gov, jrobison@ashvillenc.gov, cball@ashvillenc.gov, stuch@ashvillenc.gov, juliemayfield@avlcouncil.com, gwenwisler@avlcouncil.com
Cc:
Subject: Invitation: HOLD - Whole Foods Follow Up Meeting @ Fri Jan 25, 2019 9:30am - 11:30am (EST)
(cessick@poynerspruill.com)
Attachments: [attachment.ics](#), [invite.ics](#)

HOLD - Whole Foods Follow Up Meeting

[more details >](#)

When Fri Jan 25, 2019 9:30am æ€ 11:30am Eastern Time - New York
Where CHFloor 2-Room 209 ([map](#))
Calendar cessick@poynerspruill.com
Who

- mmoore@ashvillenc.gov - organizer
- esthermanheimer@avlcouncil.com
- cessick@poynerspruill.com
- strockoff@ashvillenc.gov
- jrobison@ashvillenc.gov
- cball@ashvillenc.gov
- stuch@ashvillenc.gov
- juliemayfield@avlcouncil.com
- gwenwisler@avlcouncil.com

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Going (cessick@poynerspruill.com)? [Yes](#) - [Maybe](#) - [No](#) [more options >](#)

Invitation from [Google Calendar](#)
You are receiving this courtesy email at the account cessick@poynerspruill.com because you are an attendee of this event.
To stop receiving future updates for this event, decline this event. Alternatively you can sign up for a Google account at <https://www.google.com/calendar/> and control your notification settings for your entire calendar.
Forwarding this invitation could allow any recipient to modify your RSVP response. [Learn More](#)

From: Sabrina Presnell Rockoff <strockoфф@mwbllawyers.com>
Sent: 10/11/2018 12:44:33 PM
To: CATHY Ball <cball@ashvillenc.gov>
Cc:
Subject: FW: Whole Foods
Attachments: [image001.png](#), [image002.png](#), [image003.png](#), [image004.png](#), [image005.png](#), [image006.png](#)

Is there a good time for us to discuss this? Iâ€™m at MWB and running a couple of errands this afternoon, but late afternoon I could talk via phone. Tomorrow Iâ€™m in a CLE all day.



Sabrina Presnell Rockoff
Attorney
Phone 828-254-8800
Fax 828-641-9151
Website www.mwbllawyers.com



SMART LEGAL

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From: esthermanheimer@avlcouncil.com <esthermanheimer@avlcouncil.com>
Sent: Thursday, October 11, 2018 11:17 AM
To: 'Julie Mayfield' <juliemayfield@avlcouncil.com>; Sabrina Presnell Rockoff <strockoфф@mwbllawyers.com>
Cc: 'Gwen Wisler AVL City Council' <gwenwisler@avlcouncil.com>; 'Cathy Ball' <cball@ashvillenc.gov>
Subject: RE: Whole Foods

Can you all just email Sabrina without the copy so we donâ€™t have deliberations issues?
thanks

From: Julie Mayfield <juliemayfield@avlcouncil.com>
Sent: Thursday, October 11, 2018 11:07 AM
To: Sabrina Presnell Rockoff <strockoфф@mwbllawyers.com>
Cc: Gwen Wisler AVL City Council <gwenwisler@avlcouncil.com>; Cathy Ball <cball@ashvillenc.gov>; esthermanheimer@avlcouncil.com
Subject: Re: Whole Foods

Yes please. I do think there are enforcement options available that could get their attention if they arenâ€™t motivated enough to come on their own.

Julie
Sent from my iPhone

On Oct 10, 2018, at 7:39 PM, Sabrina Presnell Rockoff <strockoфф@mwbllawyers.com> wrote:
The last I heard the Whole Foods attorney had not even asked his client about the October date we held for a month. I am not optimistic that this is a high priority for them as things currently stand. I can reach out to the lawyer and push if you want me to.

Sent from my iPhone
On Oct 10, 2018, at 7:17 PM, Gwen Wisler AVL City Council <gwenwisler@avlcouncil.com> wrote:

I would like to see us tell Whole Foods/GreenLife that we will place an APD officer at their premises who will issue tickets/stop trucks/etc and issue an NOV. We need to get a sit down with them yesterday and find a solution
Best,
Gwen

On Oct 10, 2018, at 6:41 PM, Julie Mayfield <juliemayfield@avlcouncil.com> wrote:

Hi Sabrina I know this isn't high on your list, but Robin got the ball rolling with Whole Foods before she left and we need to keep it rolling. Can we try to get another date on the calendar for them to come look at this situation?

And Cathy, I feel like I've seen or heard ideas from staff on where the loading docks might go if they are moved. Could staff come to such a meeting with their recommendation for where the loading docks would best fit and could be permitted? If the universe of permissible places is limited, which is surely is, then we should focus the discussion on those options rather than all options.

Also, I think I remember that Robin was contemplating issuing whole foods an NOV. I'm not sure that's the right thing to do, but if we need to do it to get their attention, then we should consider it.

Julie

From: vijayk Kapoor@avl.council.com <vijayk Kapoor@avl.council.com>
Sent: 11/19/2018 2:06:45 PM
To: 'Sabrina Rockoff' <srrockoff@ashvillenc.gov>
Cc:
Subject: FW: Maxwell Street

Sabrina,

I'm not sure if you've been kept in the loop on this, but please see below. I'm sympathetic to the situation, but this seems to be a case where Council needs to be very careful about our role. To be clear, we didn't ask for citations to be issued for anybody and this is clearly an area that is reserved to the City Manager. A

Vijay

From: Brian Haynes <brianhaynes@avl.council.com>
Sent: Sunday, November 18, 2018 7:26 PM
To: Cathy Ball <cball@ashvillenc.gov>
Cc: Julie Mayfield <juliemayfield@avl.council.com>; Harry Brown <hbrown@ashvillenc.gov>; Tammy Hooper <thooper@ashvillenc.gov>; Ken Putnam <kputnam@ashvillenc.gov>; councilmembers@avl.council.com
Subject: Re: Maxwell Street

Council asked for citations to be issued for violations by Whole Foods and their delivery trucks with hopes of improving conditions for residents on Maxwell St. These numbers would suggest that we've managed to make matters worse.

On Nov 18, 2018 12:59 PM, "Cathy Ball" <cball@ashvillenc.gov> wrote:

Julie,

We have gotten the initial numbers from APD and are waiting on the numbers from Parking Services.

The data from APD is:

- SR Permitted Parking Only: 6
- SR Parking again traffic: 3
- SR Gross Vehicle Weight restriction violation: 1
- SR Total since last Tuesday: 10
- SR Grand Total since 10/22/18, 44
- SR Cars: 39
- SR Trucks: 5

I will update you on the parking numbers when I get them.

Cathy

Cathy D. Ball, PE
Interim City Manager
City of Asheville
P.O. Box 7148
Asheville, NC 28802
(W) 828-259-5939
(C) 828-691-4623

On Fri, Nov 16, 2018 at 4:56 PM Julie Mayfield <juliemayfield@avlcouncil.com> wrote:

Cathy "do you know yet how many trucks have been tickets since we started posting someone out there?"

Julie

From: Brian Haynes [mailto:brianhaynes@avlcouncil.com]

Sent: Friday, November 16, 2018 12:36 PM

To: Cathy Ball <cball@ashvillenc.gov>; councilmembers@avlcouncil.com

Subject: Maxwell Street

As he routinely does, Reid Thompson just visited me at the Habitat Restore. Sometimes he's just shopping, but more often than not, he is seeking relief from what he perceives as the daily injustice that takes place on Maxwell St.

He approached me today in tears from this morning's events. He informed me of multiple tickets that he and his neighbors have been written and this morning was told to move the rental car he was sitting in from the front of his home or he would be ticketed.

He stated that someone from Parking Enforcement has been parked on Maxwell St. ticketing the cars parked in violation but no trucks are being written citations. He said the officer told him he was there strictly for that purpose. If that's the case then I see no reason for them being there.

When Council asked that violations be enforced on Maxwell Street it was meant to address Whole Foods violations not to further disturb the quality of life for the residents.

I'm extremely disappointed in how we've dealt with this matter and think more often than not the wrong parties have been targeted.

Brian.

From: vijaykapoor@avlouncil.com <vijaykapoor@avlouncil.com>
Sent: 11/19/2018 2:06:45 PM
To: 'Sabrina Rockoff' <srrockoff@ashvillenc.gov>
Cc:
Subject: FW: Maxwell Street

Sabrina,

I am not sure if you have been kept in the loop on this, but please see below. I am sympathetic to the situation, but this seems to be a case where Council needs to be very careful about our role. To be clear, we didn't ask for citations to be issued for anybody and this is clearly an area that is reserved to the City Manager. A

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To: Cathy Ball <cball@ashvillenc.gov>
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Sent: Friday, November 16, 2018 12:36 PM

To: Cathy Ball <cball@ashvillenc.gov>; councilmembers@avlcouncil.com

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I'm extremely disappointed in how we've dealt with this matter and think more often than not the wrong parties have been targeted.

Brian.

From: Essick, Chad W. <CEssick@poynerspruill.com>
Sent: 11/12/2018 3:30:00 PM
To: Shannon Tuch <stuch@ashvillenc.gov>
Cc:
Subject: FW: Green Life Plans
Attachments: [image001.jpg](#), [Proposed CZ Concept.pdf](#)

Sorry, I meant to copy you on this. Let me know if I've misstated anything in my email.

From: Essick, Chad W.
Sent: Monday, November 12, 2018 3:29 PM
To: John Hempfiling (CE CEN) <John.Hempfling@wholefoods.com>; Marc Mastropaolo (SO SOC) <Marc.Mastropaolo@wholefoods.com>
Cc: Sabrina Rockoff <srockoff@ashvillenc.gov>; Cathy Ball <cball@ashvillenc.gov>
Subject: RE: Green Life Plans

John and Marc,

Look forward to meeting with you gentlemen tomorrow morning. In advance of the meeting, I wanted to forward you a concept plan that the Planning Department located in its files. My understanding is that this was a concept plan that had been discussed and proposed by Green Life back in 2007 or 2008, but for whatever reason did not get implemented. I thought it might be helpful for you to review in advance of tomorrow's meeting.

Best, Chad

From: Essick, Chad W.
Sent: Thursday, November 08, 2018 10:14 AM
To: John Hempfiling (CE CEN) <John.Hempfling@wholefoods.com>; Marc Mastropaolo (SO SOC) <Marc.Mastropaolo@wholefoods.com>
Cc: Sabrina Rockoff <srockoff@ashvillenc.gov>
Subject: RE: Green Life Plans

Let's plan on 2:00pm EST on Friday. I will circulate a calendar invite and call-in information. Let me know if that doesn't work.

Also, below is a link to a public hearing on October 9 in which a number of folks spoke regarding the issues related to the GreenLife Store and Maxwell Street. I thought this might help give you guys some additional context for our call tomorrow afternoon and the meeting on Tuesday morning in Asheville. The public comment portion of the hearing starts around the 50 minute mark of the video.

<https://www.youtube.com/watch?v=1EBG415dKag&feature=youtu.be>

Thanks, Chad

From: John Hempfiling (CE CEN) [mailto:John.Hempfling@wholefoods.com]
Sent: Tuesday, November 06, 2018 7:09 PM
To: Marc Mastropaolo (SO SOC) <Marc.Mastropaolo@wholefoods.com>; Essick, Chad W. <CEssick@poynerspruill.com>
Cc: Sabrina Rockoff <srockoff@ashvillenc.gov>
Subject: Re: Green Life Plans

Friday works for me as well.

[Get Outlook for iOS](#)

From: Marc Mastropalo (SO SOC)
Sent: Tuesday, November 6, 2018 6:55:12 PM
To: Essick, Chad W.; John Hempling (CE CEN)
Cc: Sabrina Rockoff
Subject: RE: Green Life Plans

Friday works best for me.

Marc Mastropalo
Regional Vice President



Marc.mastropalo@wholefoods.com
919 354 6715 office

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From: Essick, Chad W. [<mailto:Essick@doynerspruill.com>]
Sent: Tuesday, November 6, 2018 9:58 AM
To: John Hempling (CE CEN) <John.Hempling@wholefoods.com>; Marc Mastropalo (SO SOC) <Marc.Mastropalo@wholefoods.com>
Cc: Sabrina Rockoff <srockoff@ashvillenc.gov>
Subject: RE: Green Life Plans

John and Marc,

In advance of the meeting next Tuesday in Asheville, it might be a good idea for us to have a quick call to review some of the topics that Planning Staff, the City Manager and the Mayor will want to discuss at the meeting. Below are times that Sabrina and I are available this week. Any of these times work for you guys? If so, I can send a calendar invite with call-in information. Just let me know. Thanks.

Wednesday – 1:30 to 2:30pm EST or after 4:00pm EST

Thursday – 8:30 to 10:00am EST or 2:00 to 3:30 EST

Friday- 1:00 to 3:30pm EST

From: Essick, Chad W.
Sent: Tuesday, October 23, 2018 9:49 PM
To: John Hempling (CE CEN) <John.Hempling@wholefoods.com>; Marc Mastropalo (SO SOC) <Marc.Mastropalo@wholefoods.com>
Cc: Sabrina Rockoff <srockoff@ashvillenc.gov>; Mclean Moore <mmoore@ashvillenc.gov>
Subject: RE: Green Life Plans

Thanks, John. We have blocked 9:30am to 11:30am for a meeting. Let me confirm with the City the exact location and help put together an agenda for the meeting.

From: John Hempling (CE CEN) [<mailto:John.Hempling@wholefoods.com>]
Sent: Tuesday, October 23, 2018 12:32 PM
To: Essick, Chad W. <Essick@doynerspruill.com>; Marc Mastropalo (SO SOC) <Marc.Mastropalo@wholefoods.com>
Cc: Sabrina Rockoff <srockoff@ashvillenc.gov>; Mclean Moore <mmoore@ashvillenc.gov>

Subject: RE: Green Life Plans

Hey Chad:

Marc Matro Paolo, the Regional Vice President for our South Region (included here), has confirmed that he will be available on November 13, 2018. What time are y'all thinking?

Best,

John

John H. Hempling II
Associate General Counsel, Litigation
Whole Foods Market Services, Inc.
828 W. 6th Street, Suite 200
Austin, Texas 78703
(512) 542-0213 (Office)
(512) 482-7213 (Fax)
john.hempling@wholefoods.com

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From: Essick, Chad W. <CEssick@doynersprull.com>

Sent: Monday, October 22, 2018 4:39 PM

To: John Hempling (CE CEN) <John.Hempling@wholefoods.com>

Cc: Sabrina Rockoff <srockoff@shvellenc.gov>; Mclean Moore <mmoore@shvellenc.gov>

Subject: RE: Green Life Plans

Thanks, John.

From: John Hempling (CE CEN) [<mailto:John.Hempling@wholefoods.com>]

Sent: Monday, October 22, 2018 9:57 AM

To: Essick, Chad W. <CEssick@doynersprull.com>

Cc: Sabrina Rockoff <srockoff@shvellenc.gov>

Subject: RE: Green Life Plans

Hey Chad:

I apologize for the delayed response. I was in deppo prep and depos last week.

I just sent an email to my clients to check on the Nov. 13 date. I'll get back to you ASAP.

Thanks,

John

John H. Hempling II
Associate General Counsel, Litigation
Whole Foods Market Services, Inc.
828 W. 6th Street, Suite 200
Austin, Texas 78703
(512) 542-0213 (Office)
(512) 482-7213 (Fax)
john.hempling@wholefoods.com

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From: Essick, Chad W. <CEssick@governorsruill.com>

Sent: Monday, October 22, 2018 8:05 AM

To: John Hempling (CE CEN) <John.Hempling@wholefoods.com>

Cc: Sabrina Rockoff <srockoff@ashwillenc.gov>

Subject: RE: Green Life Plans

John,

Following up on my email and voicemail from last week. Does the morning of November 13 work for you all?

Thanks, Chad

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From: Google Calendar <calendar-notification@google.com>
Sent: 10/13/2018 3:55:56 PM
To: mmoores@ashvillenc.gov
Cc:
Subject: Declined: HOLD - Green Life Plans @ Tue Oct 23, 2018 10am - 12pm (EDT) (mmoores@ashvillenc.gov)
Attachments: [attachment.ics](#), [invite.ics](#)

julienmayfield@avcouncil.com has declined this invitation.

HOLD - Green Life Plans

HOLD pending John Hemplings availability.

Meeting to discuss Green Life plans re Maxwell Street issue.

When Tue Oct 23, 2018 10am æ" 12pm Eastern Time - New York

Where CH-Floor 2-Room 209 ([map](#))

Calendar mmoores@ashvillenc.gov

Who

- mmoores@ashvillenc.gov - organizer
- esthemmanheimer@avcouncil.com
- tokolichary@ashvillenc.gov
- cossick@poynersprull.com
- strockoff@ashvillenc.gov
- cball@ashvillenc.gov
- stuch@ashvillenc.gov
- julienmayfield@avcouncil.com
- Esther Manheimer

Invitation from [Google Calendar](#)

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From: Google Calendar <calendar-notification@google.com>
Sent: 11/12/2018 8:19:16 AM
To: cball@ashvillenc.gov
Cc:
Subject: Accepted: Pre-meeting for Whole Foods @ Mon Nov 12, 2018 2pm - 2:50pm (EST) (cball@ashvillenc.gov)
Attachments: [attachment.ics](#), [invite.ics](#)

juliemayfield@awcouncil.com has accepted this invitation.

Pre-meeting for Whole Foods

When Mon Nov 12, 2018 2pm ær 2:50pm Eastern Time - New York

Where CH-Floor 2-Room 209 ([map](#))

Calendar cball@ashvillenc.gov

Who

- cball@ashvillenc.gov - organizer
- esthemahheimer@awcouncil.com
- cestsick@poy/nersprull.com
- tokolichary@ashvillenc.gov
- strockoff@ashvillenc.gov
- juliemayfield@awcouncil.com
- stuch@ashvillenc.gov
- gwenwisler@awcouncil.com

Invitation from [Google Calendar](#)

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Forwarding this invitation could allow any recipient to modify your RSVP response. [Learn More](#)

From: Google Calendar <calendar-notification@google.com>
Sent: 11/12/2018 7:12:16 AM
To: cball@ashveillenc.gov
Cc:
Subject: Accepted: Pre-meeting for Whole Foods @ Mon Nov 12, 2018 2pm - 2:50pm (EST) (cball@ashveillenc.gov)
Attachments: [attachment.ics](#), [invite.ics](#)

esthermanheimer@awcouncil.com has accepted this invitation.

Pre-meeting for Whole Foods

When Mon Nov 12, 2018 2pm æ 2:50pm Eastern Time - New York

Where CH-Floor 2-Room 209 ([map](#))

Calendar cball@ashveillenc.gov

Who

- cball@ashveillenc.gov - organizer
- esthermanheimer@awcouncil.com
- cestsick@poy/nersprull.com
- tokolichary@ashveillenc.gov
- strockoff@ashveillenc.gov
- julienayfield@awcouncil.com
- stuch@ashveillenc.gov
- gwenwisler@awcouncil.com

Invitation from [Google Calendar](#)

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From: Google Calendar <calendar-notification@google.com>
Sent: 11/8/2018 10:17:54 AM
To: Essick, Chad W. <cessick@poynersprull.com>
Cc:
Subject: Accepted: Phone conference in preparation for November 13 meeting t... @ Fri Nov 9, 2018 2pm - 3pm (EST) (Essick, Chad W.)
Attachments: [attachment.ics](#), [invite.ics](#)

strockoff@ashvillenc.gov has accepted this invitation.

Phone conference in preparation for November 13 meeting to discuss Greenlife Store in Asheville NC

When Fri Nov 9, 2018 2pm æ 3pm Eastern Time - New York
Where <https://poynersprull.zoom.us/j/436419369> ([map](#))
Calendar Essick, Chad W.
Who

- Essick, Chad W. - organizer
- strockoff@ashvillenc.gov - creator
- John Hemphling (CE CEN)
- Marc Mastropado (SO SOC)

Join audio only from landline, call:
US: +1 669 900 6833 or +1 877 369 0926 (Toll Free)
Meeting ID: 436 419 369
If prompted for a participant ID, press #

Join audio only from Android or iPhone one-tap :
+16699006833,,436419369# or +16465588656,436419369#
If prompted for a participant ID, press #

Invitation from [Google Calendar](#)

You are receiving this courtesy email at the account cessick@poynersprull.com because you are an attendee of this event.

To stop receiving future updates for this event, decline this event. Alternatively you can sign up for a Google account at <https://www.google.com/calendar/> and control your notification settings for your entire calendar.

Forwarding this invitation could allow any recipient to modify your RSVP response. [Learn More](#)

From: Google Calendar <calendar-notification@google.com>
Sent: 11/16/2018 3:11:32 PM
To: mmoores@ashvillenc.gov
Cc:
Subject: Accepted: HOLD - Whole Foods Follow Up Meeting @ Fri Jan 25, 2019 9:30am - 11:30am (EST) (mmoores@ashvillenc.gov)
Attachments: [attachment.ics](#), [invite.ics](#)

esthermanheimer@a1council.com has accepted this invitation.

HOLD - Whole Foods Follow Up Meeting

At the meeting yesterday, we decided to reconvene with Whole Foods in January to discuss what progress has been made on operational changes and what long-term solutions Whole Foods and the landlord may be able to offer.

When Fri Jan 25, 2019 9:30am â€” 11:30am Eastern Time - New York

Where CH-Floor 2-Room 209 ([map](#))

Calendar mmoores@ashvillenc.gov

Who

- mmoores@ashvillenc.gov - organizer
- esthermanheimer@a1council.com
- ccessick@poynerSprull.com
- srockoff@ashvillenc.gov
- jrobison@ashvillenc.gov
- cball@ashvillenc.gov
- stuch@ashvillenc.gov
- juliemayfield@a1council.com
- gwenwisler@a1council.com

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From: Google Calendar <calendar-notification@google.com>
Sent: 10/3/2018 12:59:36 PM
To: mmoore@ashvillenc.gov
Cc:
Subject: Accepted: HOLD - Green Life Plans @ Tue Oct 23, 2018 10am - 12pm (EDT) (mmoore@ashvillenc.gov)
Attachments: [attachment.ics](#), [invite.ics](#)

esthermanheimer@avcouncil.com has accepted this invitation.

HOLD - Green Life Plans

HOLD pending John Hemplings's availability.

Meeting to discuss Green Life plans re Maxwell Street issue.

When Tue Oct 23, 2018 10am æ€ 12pm Eastern Time - New York

Where CHFloor 2-Room 209 ([map](#))

Calendar mmoore@ashvillenc.gov

Who

- mmoore@ashvillenc.gov - organizer
- esthermanheimer@avcouncil.com
- tokolchany@ashvillenc.gov
- ccessick@joynersprull.com
- strockoff@ashvillenc.gov
- cball@ashvillenc.gov
- stuch@ashvillenc.gov
- juliemayfield@avcouncil.com

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From: Google Calendar <calendar-notification@google.com>
Sent: 10/22/2018 2:39:53 PM
To: mmoore@ashvillenc.gov
Cc:
Subject: Accepted: HOLD - Green Life Plans @ Tue Nov 13, 2018 9:30am - 11:30am (EST) (mmoore@ashvillenc.gov)
Attachments: [attachment.ics](#), [invite.ics](#)

esternmanheimer@avcouncil.com has accepted this invitation.

HOLD - Green Life Plans

HOLD pending Julie, Esther and John Hempling's availability.

Meeting to discuss Green Life plans re Maxwell Street issue.

When Tue Nov 13, 2018 9:30am æ" 11:30am Eastern Time - New York

Where CH-Floor 2-Room 209 ([map](#))

Calendar mmoore@ashvillenc.gov

Who

- mmoore@ashvillenc.gov - organizer
- esternmanheimer@avcouncil.com
- tokolichary@ashvillenc.gov
- cossick@poynersprull.com
- strockoff@ashvillenc.gov
- cball@ashvillenc.gov
- stuch@ashvillenc.gov
- juliemayfield@avcouncil.com
- Esther Manheimer

Invitation from [Google Calendar](#)

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From: Google Calendar <calendar-notification@google.com>
Sent: 10/17/2018 9:48:39 AM
To: mmoores@ashvillenc.gov
Cc:
Subject: Accepted: HOLD - Green Life Plans @ Tue Nov 13, 2018 9:30am - 11:30am (EST) (mmoores@ashvillenc.gov)
Attachments: [attachment.ics](#), [invite.ics](#)

julienmayfield@avcouncil.com has accepted this invitation.

HOLD - Green Life Plans

HOLD pending Julie, Esther and John Hemplings availability.

Meeting to discuss Green Life plans re Maxwell Street issue.

When Tue Nov 13, 2018 9:30am æ€ 11:30am Eastern Time - New York

Where CHFloor 2-Room 209 ([map](#))

Calendar mmoores@ashvillenc.gov

- Who**
- mmoores@ashvillenc.gov - organizer
 - esthermanheimer@avcouncil.com
 - tokolichany@ashvillenc.gov
 - cossick@poynersprull.com
 - strockoff@ashvillenc.gov
 - cball@ashvillenc.gov
 - stuch@ashvillenc.gov
 - julienmayfield@avcouncil.com
 - Esther Manheimer

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Forwarding this invitation could allow any recipient to modify your RSVP response. [Learn More](#)

From: Julie Mayfield <juliemayfield@avl.council.com>
Sent: 10/11/2018 10:07:10 AM
To: Sabrina Presnell Rockoff <srockoff@mwbdlawyers.com>
Cc: Gwen Wisler AVL City Council <gwenwisler@avl.council.com>, Cathy Ball <cball@ashvillenc.gov>, esthermanheimer@avl.council.com
Subject: Re: Whole Foods

Yes please. I do think there are enforcement options available that could get their attention if they aren't motivated enough to come on their own.

Julie

Sent from my iPhone

On Oct 10, 2018, at 7:39 PM, Sabrina Presnell Rockoff <srockoff@mwbdlawyers.com> wrote:

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Julie

From: esthermanheimer@avlcouncil.com <esthermanheimer@avlcouncil.com>
Sent: 10/11/2018 10:16:56 AM
To: 'Julie Mayfield' <juliemayfield@avlcouncil.com>, 'Sabrina Presnell Rockoff' <strocoff@mwbldlawyers.com>
Cc: 'Gwen Wisler AVL City Council' <gwenwisler@avlcouncil.com>, 'Cathy Ball' <cball@ashvillenc.gov>
Subject: RE: Whole Foods

Can you all just email Sabrina without the copy so we don't have deliberations issues?
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Sent: Thursday, October 11, 2018 11:07 AM
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Cc: Gwen Wisler AVL City Council <gwenwisler@avlcouncil.com>; Cathy Ball <cball@ashvillenc.gov>; esthermanheimer@avlcouncil.com
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From: Julie Mayfield <juliemayfield@avlouncil.com>
Sent: 11/6/2018 12:54:53 PM
To: Sabrina Rockoff <srockoff@ashvillenc.gov>
Cc:
Subject: Whole Foods

Is the meeting with these folks on the 13th really happening?

Sent from my iPhone

From: Julie Mayfield <juliemayfield@avl.council.com>
Sent: 10/10/2018 5:41:52 PM
To: 'Sabrina Presnell Rockoff' <srockoff@mwbplawyers.com>
Cc: Cathy Ball <cball@shevillenc.gov>, Esthermanheimer@avl.council.com, Gwen Wisler <gwenwisler@avl.council.com>
Subject: Whole Foods

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From: Sabrina Presnell Rockoff <srockoff@mwbldlawyers.com>
Sent: 10/11/2018 2:34:39 PM
To: Cathy Ball <cball@ashvillenc.gov>
Cc:
Subject: Re: Whole Foods
Attachments: [image003.png](#), [image005.png](#), [image006.png](#), [image004.png](#), [image002.png](#), [image001.png](#)

Yes

Sent from my iPhone

On Oct 11, 2018, at 3:30 PM, Cathy Ball <cball@ashvillenc.gov> wrote:

Can we talk at 4:30?

Cathy D. Ball, PE
Interim City Manager
City of Asheville
P.O. Box 7148
Asheville, NC 28802
(W) 828-259-5939
(C) 828-691-4623

On Thu, Oct 11, 2018 at 1:44 PM, Sabrina Presnell Rockoff <srockoff@mwbldlawyers.com> wrote:

Is there a good time for us to discuss this? Iâ€™m at MWB and running a couple of errands this afternoon, but late afternoon I could talk via phone. Tomorrow Iâ€™m in a CIE all day.

Sabrina Presnell Rockoff
Attorney

<image001.png>

Phone 828-254-8800
Fax 828-641-9151

Website www.mwbldlawyers.com

<image002.png> <image003.png> <image004.png> <image005.png> <image006.png>

CONFIDENTIALITY NOTICE This electronic mail transmission is privileged and confidential and is intended only for the review of the party to whom it is addressed. If you have received this transmission in error, please notify the sender and delete the original. Unintended transmission shall not constitute a waiver of the attorney-client or any other privilege.

From: esthermanheimer@avl.council.com <esthermanheimer@avl.council.com>
Sent: Thursday, October 11, 2018 11:17 AM
To: 'Julie Mayfield' <juliemayfield@avl.council.com>; Sabrina Presnell Rockoff <srockoff@mwblawyers.com>
Cc: 'Gwen Wisler AVL City Council' <gwenwisler@avl.council.com>; 'Cathy Ball' <cball@ashvillenc.gov>
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esthermanheimer@avl.council.com
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To: Julie Mayfield <juliemayfield@avl.council.com>
Cc: Sabrina Presnell Rockoff <srrockoff@mwbplawyers.com>, Cathy Ball <cball@ashvillenc.gov>, esthermanheimer@avl.council.com
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Sent: 10/11/2018 10:06:02 AM
To: Gwen Wisler AVL City Council <gwenwisler@avlcouncil.com>
Cathy Ball <cball@ashvillenc.gov>, Sabrina Presnell Rookoff <strockoff@mwb-lawyers.com>, esthermanheimer@avlcouncil.com
Subject: Re: Whole Foods

I agree with Gwen.

Sent from my iPhone

On Oct 10, 2018, at 9:28 PM, Gwen Wisler AVL City Council <gwenwisler@avlcouncil.com> wrote:

Based on their response, I would say that we start to "hard enforce" for a while. Hopefully that will encourage them to come to the table.
Do you need 4 nods?
Gwen

On Oct 10, 2018, at 7:43 PM, Cathy Ball <cball@ashvillenc.gov> wrote:

We will look into potential options for the loading dock.

Cathy

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Interim City Manager
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P.O. Box 7148
Asheville, NC 28802
(W) 828-259-5939
(C) 828-691-4623

From: Gwen Wisler AVL City Council <gwenwisler@avlcouncil.com>
Sent: 10/10/2018 8:28:37 PM
To: Cathy Ball <cball@ashvillenc.gov>
Cc: Julie Mayfield <juliemayfield@avlcouncil.com>, Sabrina Preshnell Rockoff <srrockoff@mwdlawyers.com>, esthermanheimer@avlcouncil.com
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Sent: 10/10/2018 6:17:04 PM
To: Julie Mayfield <juliemayfield@avl.council.com>
Sabrina Presnell Rookoff <srookoff@mwb.com>, Cathy Ball <cball@shavillenc.gov>, esthermanheimer@avl.council.com
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