

MINUTES OF THE SPECIAL MEETING OF THE MONTCLAIR CITY  
COUNCIL HELD ON TUESDAY, MARCH 1, 2022, AT 6:00 P.M. IN  
THE CITY COUNCIL CHAMBERS, 5111 BENITO STREET,  
MONTCLAIR, CALIFORNIA

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**I. CALL TO ORDER**

Mayor Dutrey called the meeting to order at 6:00 p.m. He requested a moment of silence for the people of Ukraine, and led those assembled in the Pledge of Allegiance.

**II. ROLL CALL**

Present: Mayor Dutrey; Mayor Pro Tem Ruh; Council Members Johnson, Martinez, and Lopez; City Manager Starr; City Attorney Robbins; City Clerk Myrick

**III. PUBLIC COMMENT** — None

**IV. CLOSED SESSION PURSUANT TO GOVERNMENT CODE §54956.9(d)(1) REGARDING PENDING LITIGATION**

City Attorney Robbins requested the City Council meet in closed session to discuss the below referenced cases. She further advised that Council Member Lopez would be recused from attending the closed session on these two matters.

A. *Garcia v. Lopez, City of Montclair, et al.*

B. *Fuentes v. Lopez, City of Montclair, et al.*

At 6:05 p.m., Council Member Lopez left the meeting.

**V. CLOSED SESSION**

At 6:05 p.m., the City Council went into closed session to discuss pending litigation.

**VI. CLOSED SESSION ANNOUNCEMENTS**

At 9:51 p.m., the City Council returned from closed session.

City Attorney Robbins advised the City Council received information and provided direction to staff in relation to the two matters of pending litigation. In addition, the City Council took unanimous action by a 4 to 0 vote to approve the hiring of defense counsel to defend the City on the above two matters against claims against adverse parties Garcia, Fuentes, and Lopez for:

- Discrimination based on sexual orientation;
- Discrimination based on gender;
- Unlawful sexual harassment in violation of FEHA;
- Failure to prevent discrimination and retaliation; and
- Retaliation.

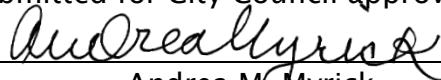
Mayor Dutrey proposed the City Council hold further closed session discussion regarding the matters on Monday, March 7, 2022, at 5:30 p.m.

Moved by Mayor Pro Tem/Vice Chair Ruh, seconded by Council Member Johnson, and carried unanimously 4-0, the City Council continued these items for further discussion to a closed session at an adjourned meeting on Monday, March 7, 2022 at 5:30 p.m. in the City Council Chambers.

**VII. ADJOURNMENT**

At 9:54 p.m., Mayor Dutrey adjourned the City Council to Monday, March 7, 2022, at 5:30 p.m. in the City Council Chambers.

Submitted for City Council approval,



Andrea M. Myrick  
City Clerk