

Wilmington, Delaware
February 5, 2026

#0180

Sponsor:

**Council
Member
Bracy**

WHEREAS, City Council enacted the provisions set forth in Chapter 2, Article V, Division 6 of the City Code constituting the City Ethics Requirements (the “Ethics Requirements”), with the provisions thereof paralleling the provisions of the State Employees’, Officers’ and Officials’ Code of Conduct set forth in 29 *Del. C.* Ch. 58; and

WHEREAS, Section 2-343(a) of the Ethics Requirements establishes the Wilmington Ethics Commission (the “Commission”) and provides that it shall “consist of seven members appointed by the Mayor with the concurrence by resolution of a majority of all members of council”; and

WHEREAS, Section 2-343(b) of the Ethics Requirements provides that each member of the Commission is appointed for a term of four years beginning on the day of such appointment and lasting until the member’s successor has been appointed and has qualified; and

WHEREAS, Section 2-343(b) of the Ethics Requirements states that no member of the Commission may serve for more than two full four-year terms; and

WHEREAS, Melvin Phillips and Charles H. Toliver, IV were reappointed to the Commission to serve their second full four-year terms beginning on September 16, 2021; and

WHEREAS, Mayor John Carney has appointed Robert Katzenstein and James McClain Jr. to each serve a four-year term on the Commission replacing Melvin Phillips and Charles H. Toliver, IV, respectively; and

WHEREAS, the Ethics Requirements prohibiting (i) more than four members of the Commission from being registered with the same political party and (ii) any member from

holding any elected, appointed, or political party or campaign office are satisfied with the proposed appointments; and

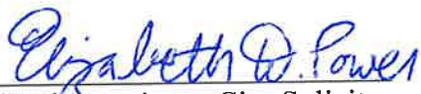
WHEREAS, City Council deems it necessary and appropriate to express its concurrence in the appointments of Robert Katzenstein and James McClain Jr. to the Commission.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the Council hereby expresses its concurrence with the appointment by Mayor John Carney of Robert Katzenstein and James McClain Jr. to the Commission to each serve a four-year term beginning on the date of passage of this Resolution.

Passed by City Council,

ATTEST: _____
City Clerk

Approved as to form this 4th
day of February, 2026.


Senior Assistant City Solicitor

SYNOPSIS: This Resolution expresses City Council's concurrence with Mayor John Carney's appointment of Robert Katzenstein and James McClain Jr. to the Wilmington Ethics Commission to each serve a four-year term beginning on the date of passage of this Resolution.

FISCAL IMPACT STATEMENT: The Office of Management and Budget has reviewed this Resolution and concluded that the appointment of two members to the Wilmington Ethics Commission pursuant to Section 2-343(a) of the City Ethics Requirements has no fiscal impact.