



**COUNTY GOVERNMENT OF NAIROBI CITY**

**SECOND ASSEMBLY – (THIRD SESSION)**

**NAIROBI CITY COUNTY ASSEMBLY**

**VOTES AND PROCEEDINGS**

**TUESDAY, JUNE 18, 2019 AT 2.30 P.M.**

1. The Assembly assembled at thirty minutes past Two O'clock.
2. The Proceedings were opened with Prayer

**QUORUM OF THE ASSEMBLY**

The presiding chair (Hon. Emily Oduor) having confirmed that there was no Quorum caused the Bell to be rung for ten minutes.

There being no Quorum at the expiry of the ten minutes, the presiding chair caused the Bell to be rung for another five minutes.

There being a Quorum at the expiry of the five minutes, the presiding chair called the Assembly to order.

**3. PAPERS**

The following paper was laid on the Table of Assembly:

- i) **THE REPORT OF THE SECTORAL COMMITTEE ON PLANNING AND HOUSING ON PETITION BY RESIDENTS OF KARIOBANGI SOUTH WARD, KCC VILLAGE FORMALIZATION PROJECT ON COMMERCIAL PLOT NO. C61 AND C66.**

*(Hon. Daniel Ngengi, MCA)*

**4. NOTICES OF MOTION - (HON. JUNE NDEGWA, MCA)**

**THAT**, aware that Article 26 of the Constitution of Kenya (2010) gives the citizen of this Country and residents of Nairobi City County a right to life; further aware that Health Services including County Health facilities and primary health care have been devolved to the County Governments pursuant to paragraph 2 of Part Two of the Fourth Schedule to the Constitution; acknowledging that autism is development disorder of

neurobiological origin that can have a lifelong effect on social interaction, ability to communicate ideas and feelings, imagination and establishment of relationships; recognizing that autism is one of the categories of special education and is a serious, lifelong and disabling condition and without the right support it can have a profound effect to individuals and families; concerned that many children with special needs such as those with autism in the County Early Childhood Education Centres drop out school due to unconducive environment occasioned by lack of equipment and facilities; observing that one of the functions of the County Persons with disabilities Board is to provide to the maximum extent possible assistive devices, appliances and other equipment to persons with disabilities; and access to available information and technical assistance to all institutions and organizations concerned with the welfare and rehabilitation of persons with disabilities; this Assembly urges the County Executive to:-

- i. Establish, construct, and equip specific classrooms for children with special needs in order to accommodate autistic learners;
- ii. Provide early and accurate diagnosis of autism; and
- iii. Establish a Committee to address non-compliance and violation with the primary objective being of mastering academic goals to ensure that interventions are accessible and effective so as to guarantee the success of include education for learners diagnosed with autism.

#### **5. NOTICES OF MOTION - (HON. SILVIA MUSEIYA, MCA)**

**THAT**, aware that the County Assembly enacted the Nairobi City County Office of the County Attorney which provides for the establishment of the office of the County Attorney Act to be staffed with competent Legislative drafters, legal personnel and Constitutional experts; further aware that the Act provides for the functions of the Office of the County attorney which include drafting of legislations emanating from the County Executive and publication of all legislations passed by the County; concerned that the County has lost many cases and resources due to lack of robust legal representation in cases involving the County Government; further concerned that the County legal department has failed to promote and guide the County resources in a manner to protect property of residents of Nairobi County due to lack of professionalism; noting that the County Assembly has passed several Acts which have not been published as required by the Law; this Assembly urges the County Executive to develop an elaborate policy to provide for outsourcing of legal services to handle complex or time-consuming projects and cases on a more affordable budget.

**6. STATEMENTS PURSUANT TO STANDING ORDER 45 (2) (C):-**

**Pursuant to Standing Order 45 (2) (c) the following Members requested for Statements: -**

- i) Hon. Anthony Karanja requested for a Statement from the Chairperson of the Select Committee on Implementation regarding of the report on appointment of County Executive Committee Member for Public Service Management and Devolution Sector tabled before the Assembly on 19th March, 2019;

**7. STATEMENTS PURSUANT TO STANDING ORDER 45 (2) (C):-**

**Pursuant to Standing Order 45 (2) (c) the following response to Statement was given;**

- a) Hon. Samuel Mwangi, MCA, Vice Chairperson of the Sectoral Committee on Children, Early Childhood Education and Vocational Training gave a response to Statement requested by Hon. Mwangi Njihia, MCA regarding a collapsed school wall at Shadrack Kimalel School in Woodley Ward;

**8. MOTION – DEVELOPMENT OF A POLICY TO ESTABLISH THE COUNTY YOUTH, WOMEN AND PERSONS WITH DISABILITY EMPOWERMENT FUND.**

Motion made (*Mover Interrupted*);

**THAT**, aware that Article 21 (3) of the Constitution 2010 provides for all State Organs and public officers to address the needs of vulnerable groups within the society, including women, persons with disabilities, youth among others; **further** aware that Part II of the Fourth Schedule to the Constitution provides for the functions of the County Government which is to support enterprises for women and youth in the County by establishing and providing for the administration of youth and women empowerment fund, ensuring and coordinating the participation of communities and locations in governance at the local level and assisting communities and locations to develop the administrative capacity for the effective exercise of the functions and powers and participation in governance at the local level; **acknowledging** that there has been a high number of youths and women who contribute greatly to the development of Nairobi City County through small and medium scale enterprises; **disturbed** that most youths and women in the County cannot easily access credit facilities from financial institutions due to stringent

procedures in accessing such facilities and lack of securities and guarantors, this Assembly urges the County Assembly to develop a policy to establish the County Youth, Women and Persons with Disability Empowerment Fund and set out provision relating to the procedures for application of loans and conditions for grant of loan to youth and women in the County.

*(Hon. Doris Kanario, MCA)*

Rising in his place on a point of order, Hon. Kennedy Oyugi, MCA claimed that there was lack of quorum pursuant to Standing Order 36(1). The temporary Speaker having ascertained that there was no quorum ordered the Sergeant at Arms to ring the division bell for ten minutes as per Standing Order 36(2).

Quorum still not being present at the expiration of ten minutes, and the time being twenty minutes past Three O'clock, the presiding Speaker adjourned the Assembly without Question put pursuant to the Standing Orders

**9. ASSEMBLY ROSE** - at Twenty minutes past Three O'clock.

MEMORANDUM

The Speaker will take the Chair on  
Wednesday, June 19<sup>th</sup>, 2019

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