



COUNTY GOVERNMENT OF NAIROBI CITY

SECOND ASSEMBLY – (FOURTH SESSION)

NAIROBI CITY COUNTY ASSEMBLY

VOTES AND PROCEEDINGS

THURSDAY 24TH, SEPTEMBER 2020 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 Temporary Speaker (Hon. Immapet Kemunto, MCA) having confirmed that there was Quorum called the Assembly to order.

3. COMMUNICATION FROM THE CHAIR

APPRECIATION FOR APPOINTMENT TO THE CHAIRPERSON'S PANEL

“Hon. Members, first, I would like to register my sincere appreciation for entrusting me with the appointment to the Chairperson’s Panel, whose key mandate is to assist the Speaker and Deputy Speaker in presiding over chamber sittings.

Further to that Hon. Members, my appreciation also goes to my party, the Orange Democratic Movement, for finding it fit for me to be appointed to the Chairperson’s Panel. As a youth, and importantly as a woman, it demonstrate good governance for youth and women to be actively involved in leadership. Therefore, I thank my party for that.

Additionally Hon. Members, you will agree with me that the Chair, in any plenary sitting, is required to be impartial and blind to party politics, which I intend to observe whenever I am required to preside over any sitting on behalf of the Speaker.

Lastly, Hon. Members, you will agree with me that our presence in this Assembly is as a result of the sovereign representation of the people through

public trust. We have been entrusted to represent Nairobi and whatever we do should be for the greater good of the County and the Nation at large I thank you Hon. Members.

4. REQUEST TO STATEMENT PURSUANT TO STANDING ORDER 45 (2) (C)

Pursuant to Standing Order 45 (2) (c) the following requests to statements were issued: -

- i. Hon. Abraham Njihia, MCA requested for a statement from the Chairperson of the Select Committee on County Finance, Budget and Appropriations regarding the payment of pending bills by the county Executive and the NMS. **(Response due in 10 days)**
- ii. Hon. Paul Kados, MCA requested for a statement from the Chairperson of the Select Committee on County Finance, Budget and Appropriations and the Sectoral Committee on Transport and Public Works regarding the payment of contractors for ongoing works/projects and the status of all on going county projects within the transferred functions. **(Response due in 2 weeks)**
- iii. Hon. Moses Ogeto, MCA requested for a statement from the Chairperson of the Sectoral Committee on Children, Early Childhood Education and Vocational Training regarding the usage of bursary funds for the financial year 2019-2020. Hon. Speaker Nairobi County established the important intervention of bursary programme. **(Response due in 7 days)**
- iv. Hon. David Ayoi, MCA requested for a statement from the Chairperson of the Select Committee on Ward Development Fund regarding the implementation of Ward Development projects in the County. **(Response due in 2 weeks)**

5. PROCEDURAL MOTION – APPOINTMENT OF MEMBERS TO LOANS MANAGEMENT

Motion Made and Question Proposed

THAT, pursuant to the provisions of Section 6 of the Public Finance Management (Nairobi City County Loans and Mortgage Scheme Fund) Regulations, 2017, this Assembly approves the appointment of the following Members to the Select Committee on Loans Management: -

1. The Hon. Abdi Ibrahim Hassan, MCA – Majority Leader – Chairperson
2. The Hon. Michael Ogada Okumu, MCA – Minority Leader – Vice-Chair
3. The Hon. Paul Kados Kiguathi, MCA – Majority Whip
4. The Hon. Peter Anyule Imwatok, MCA – Minority Whip
5. The Hon. Peter Wanyoike Gitau, MCA
6. The Hon. Mary Njambi Njuguna, MCA
7. The Hon. Benson Mwangi Macharia, MCA
8. The Hon. Mary Ariviza Mwami, MCA

(Leader of Majority Party)

Debate ensued;

Mover replied;

Question put and **Agreed to**

6. MOTION: DEVELOPMENT OF AIR QUALITY POLICY AND LEGISLATION.

THAT, aware that Article 42 of the Constitution 2010 provides that every person has the right to a clean and healthy environment including the right to have the environment protected for the benefit of present and future generations through legislative and other measures; **further aware that** Section 5 of the Nairobi City County Solid Waste Management Act, 2015 provides that every person within the County is entitled to a clean and healthy environment and has a duty to safeguard and enhance the quality of the environment; **cognizant that** the functions of control of air pollution are vested on county governments pursuant to Paragraph 3 of Part Two of the Fourth Schedule to the Constitution; **concerned that** air pollution is a perennial concern across the globe especially because it has the greatest environmental risk to health of vulnerable populations as shown by the studies, which have pointed out that air pollution has a negative effect on a child's neurodevelopment and is linked to some behavioral disorders such as autism and attention deficit hyperactivity disorder; **further concerned that** according to Kenya National Bureau of Statistics in 2014, the leading causes of morbidity and mortality among children in the County are respiratory diseases; noting that the World Health Organization (WHO) estimates shows that 90 percent of people worldwide breathe air containing high levels of pollutants where many people are exposed to fine particles in polluted air that penetrates human body system, causing respiratory and cardiovascular diseases; **acknowledging that** the County Government developed a 2019-2023 Air Quality Action Plan with the objective of building capacity to develop, implement and enforce improved policy and regulatory frameworks for air quality management in the County; this Assembly urges the County Executive in conjunction with the Nairobi Metropolitan Services to urgently develop the Air Quality Policy and Legislation to provide for mechanisms for improving air quality in the County and submit the same to the County Assembly for approval.

Hon. Esther Waithera Chege, MCA

(Motion differed)

ASSEMBLY ROSE - at Ten Minutes to Four O'clock.

MEMORANDUM

The Speaker will take the Chair on
Tuesday, September 29th, 2020.

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