



COUNTY GOVERNMENT OF NAIROBI CITY

SECOND ASSEMBLY – (FOURTH SESSION)

NAIROBI CITY COUNTY ASSEMBLY

VOTES AND PROCEEDINGS

TUESDAY, SEPTEMBER 8, 2020 AT 9:30 A.M.

1. The Assembly assembled at Twenty-Eight Minutes past Ten O'clock.
2. The Proceedings were opened with Prayer.

QUORUM OF THE ASSEMBLY

The Speaker having confirmed that there was quorum at the commencement of the Assembly called the Assembly to order.

3. COMMUNICATION FROM THE CHAIR: -

The Speaker conveyed the following communications: -

WELCOMING MEMBERS FROM THE LONG RECESS

“Honourable Members, I have the following communications to make.

Hon. Members as you all may be aware, today we are resuming from a month long break following the adjournment at the Sitting held on 28th July 2020 occasioned by the events of the same day and the relentless rise in COVID-19 cases. I therefore, with great humility welcome you back. We believe that a leader’s worth is measured by his/her response to call of duty on behalf of the people. Hon. Members, there is no doubt that you are great leaders by you being here today. I trust you had a wonderful time with your constituents too.

Hon. Members, further, may I take this early chance, being the first sitting after you elected me as the Third Speaker of this Assembly, to once again convey my sincere gratitude to you Hon. Members for having great confidence in me and my leadership that saw me elected to spearhead the intentions and objectives of the Assembly. I believe your trust in me together with your commitment to the Assembly mandate heralds brighter days ahead

in our core business of ensuring quality services to the *Mwananchi* of Nairobi County. I will be looking upon your experience to help me steer the institution rightfully. Hon. Members, as I stated during my maiden speech, I acknowledge the political diversity in the Assembly. I am confident that we can be united by the ideals we hold rather than be divided by our differences. Accordingly, Hon, Members, I am looking forward to harness and marshal the political diversity to the advantage of *Wanjiku* who has great expectations in this institution. I therefore wish to invite all of you to join me on this mission. I trust the end-result will amaze many with respect to our triple role.

In addition, Hon. Members, we recognize that whatever we do here is in trust for the Kenyans and the work ahead of us is immense, it calls for concerted efforts from all in observance of the Constitution and relevant statutes, which indeed is the rule of law. The County has been facing myriad of challenges from Transport to environment. We cannot surmount it all alone as an institution. We will be working in liaison with, and indeed, we welcome the National Government and its agencies; and other stakeholders to collaborate with us in all aspects towards the common objective.

Hon. Members, the advent of COVID-19 pandemic presented unique circumstances globally and institutions made necessary adjustments to cope with the threats presented including the adherence to the Government preventative guidelines. I want to congratulate you for putting your lives and those of the Members of staff ahead of everything by adopting Assembly business continuity measures in place. Especially, for adopting technology based model through amendment to the Assembly Standing Orders. This has indeed enabled the Assembly both in the Plenary and Committees to transact business successfully as witnessed on the day of my election as the Speaker.

Hon. Members, I understand some Committees are considering Bills, Statements and Petitions and we look forward to concluding them because we have targets and timelines.

Welcome back Hon. Members and I thank you.”

CHANGES IN MINORITY PARTY LEADERSHIP

“Honorable Members, I have the following communication to convey regarding the changes in the minority leadership. Hon. Members, the Office of the Speaker is in receipt of a letter from the Minority Whip dated 18th August 2020. The letter is in regards the communication of changes to the leadership of the Minority Party pursuant to Standing Order No. 21 of the Assembly.

The Standing Order No. 21 (7) provides that *membership under Paragraph 1; may be removed by the party or coalition of parties that designate him or her by two thirds of the votes of all members of the second largest party or coalition of parties of the county assembly.*

Further, under Standing Order No. 21 (8), *the Whip of the second largest party or coalition of parties in the county assembly shall forthwith upon receipt been made under this Standing Order communicate to the Speaker in writing the decision together with the minutes at which the decision was made.*

Hon. Members, the office of the Speaker is in further receipt of the minutes and the attendance list in compliance with the Standing Order No. 21 (7) and (8); communicate the following as the designates of the Minority Party. Namely: -

1. Hon. Michael Ogada - Leader of Minority
- 2.Hon. Melab Atema - Deputy Leader of Minority
- 3.Hon. Peter Imwatok - Minority Whip
- 4.Hon. Moses Ogeto - Deputy Minority Whip

Accordingly, the changes are hereby communicated and effective from 19th August, 2020.

Further, Hon. Members, pursuant to Section 12 Clause 13 (b) of the County Government Act 2012, the Orange Democratic Movement (ODM Party) designated Hon. Catherine Azoth as the member of the County Assembly Service Board representing the party. Consequently, the Hon. Member assumed office of the Member of the Board on Tuesday 26th August, 2020 having transcribed to the prescribed oath of office. Accordingly, Hon. Members, the assembly is duly notified of these changes, I thank you.

6. MOTION – APPOINTMENT OF MEMBERS TO THE SELECT COMMITTEE ON ASSEMBLY BUSINESS

Motion Made and Question Proposed: -

THAT, pursuant to the provision of Standing Orders 163 (1), this Assembly approves the appointment of the following Members to the Select Committee on Assembly Business: -

1. The Hon. Benson Mutura, MCA – Speaker & Chairperson
2. The Hon. John Kamangu Nyumu, MCA – Chairperson of Committees
3. The Hon. Abdi Ibrahim Hassan, MCA – Leader of the Majority Party
4. The Hon. Michael Okumu Ogada, MCA – Leader of the Minority Party
5. The Hon. Paul Kiguathi Kados, MCA – Majority Party Whip
6. The Hon. Peter Anyule Imwatok, MCA – Minority Party Whip
7. The Hon. Peter Wanyoike Gitau, MCA – Deputy Majority Leader
8. The Hon. Esther Waithera Chege, MCA – Deputy Majority Whip
9. The Hon. Moses Ogeto Nyangaresi, MCA – Deputy Minority Whip
10. The Hon. Anthony Kiragu Karanja, MCA
11. The Hon. Peter Muriithi Warutere, MCA
12. The Hon. Patricia Mutheu Musyimi, MCA
13. The Hon. Silvia Museiya, MCA
14. The Hon. Silas Ongwae Matara, MCA
15. The Hon. Rose Adhiambo Ogonda, MCA
16. The Hon. Esther Nyangweso, MCA
17. The Hon. Wilfred Oluoch Odalo, MCA
18. The Hon. Emily Oduor Ondeje, MCA
19. The Hon. Maurice Otieno Gari, MCA

Debate ensued;

Mover replied;

Question put and **Agreed to.**

7. MOTION – APPOINTMENT OF MEMBERS TO THE SELECT COMMITTEE ON SELECTION

Motion Made and Question Proposed: -

THAT, pursuant to the provision of Standing Order 164, this Assembly approves the appointment of the following Members to the Select Committee on Selection: -

1. 1. The Hon. Abdi Ibrahim Hassan, MCA – Majority Leader
2. 2. The Hon. Michael Okumu Ogada, MCA – Minority Leader
3. 3. The Hon. Paul Kiguathi Kados, MCA – Majority Whip
4. 4. The Hon. Peter Anyule Imwatok, MCA – Minority Whip
5. The Hon. Melab Lumalah Atemah, MCA – Deputy Minority Leader
6. The Hon. Moses Ogeto Nyangaresi, MCA – Deputy Minority Whip
7. The Hon. Nancy Grace Muthami, MCA

8. The Hon. Benson Macharia Mwangi, MCA
9. The Hon. Elizabeth Nyambura Kuria, MCA
10. The Hon. Naftaly Wagura Mathenge, MCA
11. The Hon. Peter Muriithi Warutere, MCA
12. The Hon. Fredrick Njoroge Njogu, MCA
13. The Hon. Naftally Ogola Owuor, MCA
14. The Hon. Herman Masabu Azangu, MCA
15. The Hon. Nicholas Ouma Okumu, MCA

Debate ensued;

Mover replied;

Question put and ***Agreed to.***

8. MOTION – APPOINTMENT OF MEMBERS TO THE SELECT COMMITTEE ON PROCEDURE AND RULES

Motion Made and Question Proposed

THAT, pursuant to the provision of Standing Order 200, this Assembly approves the appointment of the following Members to the Select Committee on Procedure and Rules: -

1. The Hon. Benson Mutura, MCA – Speaker & the Chairperson
2. The Hon. John Kamangu Nyumu, MCA – Chairperson of Committees
3. The Hon. Abdi Ibrahim Hassan, MCA – Majority Leader
4. The Hon. Paul Kiguathi Kados, MCA – Majority Whip
5. The Hon. Peter Gitau Wanyoike, MCA – Deputy Majority Leader
6. The Hon. Esther Waithera Chege, MCA – Deputy Majority Whip
7. The Hon. Peter Anyule Imwatok, MCA – Minority Whip
8. The Hon. Joseph Komu, MCA
9. The Hon. Francis Ngesa, MCA
10. The Hon. Rose Adhiambo Ogonda, MCA
11. The Hon. David Ayoi, MCA

Debate ensued;

Mover replied;

Question put and ***Agreed to.***

There being no other business and the time being Eighteen minutes to Eleven O'clock, the Speaker adjourned the Assembly without Question put pursuant to the Standing Orders.

9. ASSEMBLY ROSE - Eighteen minutes to Eleven O'clock

MEMORANDUM

The Speaker will take the Chair on Tuesday, 8th September, 2020 at 2.30p.m.