



COUNTY GOVERNMENT OF NAIROBI CITY

FIRST ASSEMBLY – (SECOND SESSION)

NAIROBI CITY COUNTY ASSEMBLY

VOTES AND PROCEEDINGS

TUESDAY, DECEMBER 2, 2014

1. The House assembled at thirty minutes past Two O'clock.
2. The Proceedings were opened with Prayer.
3. **COMMUNICATION FROM THE CHAIR- REGARDING PARKING FOR MEMBERS**

The Speaker conveyed the following communication;

“The Chair is aware of the difficulties Members have faced in securing permanent and secure parking space for their vehicles. The Chair and the County Assembly Service Board have been working tirelessly to secure ample parking space for all Members.

Hon. Members, I therefore wish to inform you that the County Assembly has secured adequate parking space adjacent to the Supreme Court of Kenya, and has made the necessary arrangements to operationalize the usage of the said parking. Members are therefore encouraged to immediately start leveraging that parking lot to avoid unnecessary conflict over inadequate parking spaces around the precincts of the Assembly.

Hon. Members that parking space across this door here to the Assembly, is place that you can leave your vehicle, and go on holiday and come and find your car in a secure situation. Therefore, Hon. Members you will consult the Clerk so that you can have the necessary arrangements in regards to your parking. Thank you.”

4. MESSAGES – APPOINTMENT OF COUNTY EXECUTIVE COMMITTEE MEMBERS

The Speaker relayed the following message from the Governor;

“Hon. Members,

Standing Order 39(1) relating to **Messages from the Governor** provides that **“the Speaker shall read to the County Assembly any message from the Governor or the Senator of the County delivered to the Speaker for communication to the County Assembly.”** In this regard Hon. Members, I wish to report that I received two Messages on 31st October, 2014, from the Governor vide two letters both dated 30th October, 2014.

Hon. Members,

The Messages regard the **nomination of Dr. Bernard Maina Mungeny**o as the **Chief Officer, Agriculture, Livestock Development and Fisheries, and the nomination of Dr. Bernard N. Muia** as a **Member of the County Executive Committee responsible for Health Services respectively.**

Hon. Members, I now wish to convey the following Messages -

1. NOMINATION OF DR. BERNARD MAINA MUNGENYO AS THE CHIEF OFFICER, AGRICULTURE, LIVESTOCK DEVELOPMENT AND FISHERIES

As you are aware, Article 45(1)(a) of the County Government Act provides that Chief Officer shall be appointed by the Governor with the approval of the County Assembly, from among persons who are competitively sourced and recommended by the Public Service Board.

Pursuant to provisions of Article 45 (1)(a) of the County Government Act, I hereby nominate Dr. Bernard Maina Mungeny

o as the Chief Officer, Agriculture, Livestock Development and Fisheries, Nairobi City County.

This is therefore to request the Assembly to approve the said Dr. Bernard Maina Mungeny

o as the Chief Officer responsible for Agriculture, Livestock Development and Fisheries, Nairobi City County.

2. NOMINATION OF DR. BERNARD N. MUIA AS A MEMBER OF THE COUNTY EXECUTIVE COMMITTEE RESPONSIBLE FOR HEALTH SERVICES

As you are aware, Article 179(2)(b) of the Constitution provides that Members of the County Executive Committee shall be appointed by the

county governor, with the approval of the County Assembly, from among persons who are not Members of the Assembly.

Pursuant to provisions of Article 179(2)(b) of the Constitution and Section 35 of the County Government Act, I hereby nominate Dr. Bernard N. Muia as a Member of the Nairobi City County Executive Committee, responsible for Health Services.

This is therefore to request the Assembly to approve the said Dr. Bernard N. Muia as a Member of the Nairobi City County Executive Committee responsible for Health Services.

Thank you!

Hon. Members, I now direct that the relevant Sectoral Committee proceed with the vetting of the said nominee for Chief Officer responsible for Agriculture, Livestock Development and Fisheries; and the Select Committee on Appointments proceed with the vetting of the said nominee for Member of the Nairobi City County Executive Committee responsible for Health Services.

Thank you.”

5. NOTICES OF MOTION – (Hon. Ronald Milare (Chairman- Culture and Community Services Committee))

That aware that the functions of public entertainment and public amenities including liquor controlling, county recreation facilities, sports activities and facilities are vested to County Governments pursuant to paragraph 4 of part two of the fourth schedule of the Constitution.

Further aware that the National Government has banned weekend and holiday tuition on schools, concerned that millions of school children are on holiday without any recreational facilities available to them, making them vulnerable to unintended exposure including drugs and alcohol abuse, noting that over two million Kenyans are susceptible to alcohol and drugs, used and poorly disposed alcoholic drinks containers are principal source of alcohol abuse by youth.

Acknowledging that the national government has several agencies including National Authority for Campaign against Drug Abuse (NACADA) which is designated to coordinate implementation of various regulatory mechanisms, this Assembly urges the County Government to;

- i. In conjunction with NACADA, parents, teachers and well-wishers to immediately prepare affordable holiday camps for school children and educational within the County and ensure facilitation and security.
- ii. To institute collection and appropriate disposal measures of all used alcoholic drinks containers

6. NOTICE OF MOTION – (Hon. Abdi I. Hassan, Leader of Minority Party)

That aware that the Nairobi City County Assembly calendar for second session culminate on 4th December 2014 and third session commence on 10th February 2015, further aware that state of development in the county is wanting as evidenced by state of worsening county infrastructure across the city, deeply concerned that the appending business for development of the county such as statements and bills, noting that the county assembly has important role to play in the development of the county, this assembly resolves to alter its calendar pursuant to standing order 24 by extending its sitting to 11th December 2014 and third session to commence on 13th January 2015.

7. STATEMENTS PURSUANT TO STANDING ORDERS 80 AND 41 (2) (C)

Pursuant to Standing Order 80, the Hon. Tabitha Ndigirigi made a personal statement regarding the allocated parking space

Pursuant to the provisions of Standing Order 41(2) (c) the following Members sought Statements–

- i. The Special Elect Member (Ms. Leah Mumo) from the Chairperson of the Sectoral Committee on Justice and Legal Affairs regarding the harassment of boda boda operating in the City Centre by the inspectorate officers;
- ii. The Special Elect Member (Ms. Leah Mumo) from the Chairperson of the Sectoral Committees on Justice and Legal Affairs and Trade, Tourism and Cooperatives regarding corruption by the County Revenue collection;
- iii. The Member for Kahawa West (Mr. Ngaruiya Chege) from the Chairpersons of the Sectoral Committee on Agriculture, Environment and Natural Resources regarding the disposal of garbage by the Farmers Choice Ltd;
- iv. The Member for Eastleigh North (Mr. Osman Adow) from the Chairperson of the Sectoral Committee on Labour and Social Welfare regarding payment of health workers at Pumwani Hospital; and
- v. The Member for Eastleigh North (Mr. Osman Adow) from the Chairperson of the Sectoral Committee on Trade, Tourism and Cooperatives regarding the use of roads by hawkers in Eastleigh area

8. THE NAIROBI CITY COUNTY PETITION TO COUNTY ASSEMBLY (PROCEDURE) BILL, 2014(ASSEMBLY BILL NO 12 OF 2014)

The Bill was read for the first time

9. THE NAIROBI CITY COUNTY PLASTIC CARRIER BAGS CONTROL BILL,2014 (ASSEMBLY BILL NO. 6 OF 2014)

The Bill was withdrawn by the Hon. Peter Warutere

10. ASSEMBLY ROSE - at Five O'clock.

MEMORANDUM

The Speaker will take the Chair on
Wednesday, December 3rd, 2014 at 2.30p.m

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