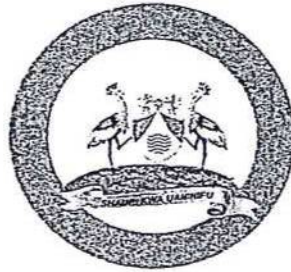


COUNTY GOVERNMENT OF NAIROBI CITY



Notice of motion
given by Leader
& majority on
7/11/2017

NAIROBI CITY COUNTY ASSEMBLY
SECOND ASSEMBLY—FIRST SESSION

Atengy
etc
7/11/2017

REPORT

OF THE SELECT
COMMITTEE ON APPOINTMENTS
ON

THE VETTING OF NOMINEES FOR MEMBERS OF THE COUNTY
EXECUTIVE COMMITTEE RESPONSIBLE FOR VARIOUS SECTORS

Approved.
[Signature]
7/11/17

Clerk's Chambers
City Hall Buildings
NAIROBI

NOVEMBER, 2017

1.0. PREFACE	7
2.0. BACKGROUND	
3.0 VETTING OF COUNTY EXECUTIVE COMMITTEE MEMBERS	
NOMINEES.....	10
3.1 Ms. Veska Jepkemboi Kangogo	10
3.2 Mr. Peter Wachira Njuguna	20
3.3 Dr. Hitan Chhagan Majeudia.....	28
3.4 Mr. Allan Esabwa Igambi	31
3.5 Ms. Emmah Mukuhi Muthoni.....	36
3.6 Mr. Danvas Makori.....	40
3.7 Mrs. Janet Muthoni Ouko.....	44
3.8 Mr. Larry Wambua.....	50
3.9 Mr. Charles Kerich.....	52
3.10 Mr. Mohamed Ahmed Dagane.....	60
4.0 COMMITTEE'S OBSERVATIONS & FINDINGS	63
5.0 RECOMMENDATIONS.....	73
ANNEXES.....	74

(i) Annexure (1)–Clearance Certificates

- 1) Kenya Revenue Authority
- 2) Higher Education Loans Board
- 3) Ethics and Anti-Corruption Commission

(ii) Annexure (2)

- 1) Minutes

(iii) Annexure (3) – Curricula Vitae

- 1) Ms. VeskaJepkemboiKangogo
- 2) Arch. Peter WachiraNjuguna
- 3) Dr. HitanChhaganMajevdia
- 4) Mr. Allan IgambiEsabwa
- 5) Ms. EmmahMukuhiMuthoni
- 6) Mr. DanvasMakori
- 7) Ms. Janet Ouko
- 8) Mr. Larry Wambua
- 9) Mr. Charles Kerich
- 10) Mr. Mohammed Ahmed Dagane

(iv) Annexure (4) – Correspondences

- 1) Higher Education Loans Board
- 2) Ethics and Anti-Corruption Commission

1.0. PREFACE

1.1. Committee Mandate

Hon. Speaker,

The Select Committee on Appointments is established under Standing Order No. 196, and its mandate amongst others, as outlined under Standing Order 196 (4) includes “*to consider, for approval by the County Assembly, appointments under Articles 179(2) (Members of County Executive Committee).*”

1.2 Committee Membership

Hon. Speaker,

The Committee on Appointments was constituted by the Assembly on 4th October, 2017 comprising of the following Members:-

- 1) Hon. Beatrice Elachi, MCA - Speaker (Chairperson)
- 2) Hon. Abdi Ibrahim Hassan, MCA - Leader of the Majority party
- 3) Hon. Elias OtienoOkumu, MCA - Leader of the Minority party
- 4) Hon. Chege Mwaura, MCA
- 5) Hon. Millicent WambuiMugadi, MCA
- 6) Hon. Peter Wanyoike, MCA
- 7) Hon. Peter M. Warutere, MCA
- 8) Hon. Emily OndejeOduor, MCA
- 9) Hon. Peter Imwatok, MCA
- 10) Hon. David NjilithiaMberia, MCA

1.3 Message from His Excellency the Governor

Hon. Speaker,

Pursuant to Article 179(2) (b) of the Constitution and Section 35 of the County Governments Act, 2012, **H.E. the Governor, Hon. Mbuvi Gideon Kioko Mike Sonko** vide a letter dated 5th October, 2017 forwarded to the Speaker of the Nairobi City County Assembly, the names of the following ten (10) nominees for vetting by the Select Committee on Appointments and consideration for approval by the County Assembly for appointment as County Executive Committee Members responsible for the various Sectors as follows:-

NO	NAME OF NOMINEE	SECTOR
1.	Ms. Veska Jepkemboi Kangogo	Finance and Economic Planning
2.	Arch. Peter Wachira Njuguna	Lands, Urban Renewal and Housing
3.	Dr. Hitan Chhagan Majeudia	Health Services
4.	Mr. Allan Igambi Esabwa	Commerce, Tourism and Cooperatives
5.	Ms. Emmah Mukuhi Muthoni	Environment, Water, Energy and Natural Resources
6.	Mr. Danvas Makori	Agriculture, Livestock Development, Fisheries and Forestry
7.	Ms. Janet Ouko	Education, Youth, Gender, Sports, Culture and Social Services
8.	Mr. Larry Wambua	Devolution, Public Service and Administration
9.	Mr. Charles Kerich	ICT and E-Government
10.	Mohammed Ahmed Dagane	Roads, Infrastructure and Transport

1.4 Committal to Committee on Appointments

Hon. Speaker,

Pursuant to Standing Order 43(1), the Honorable Speaker informed the Assembly on 5th October, 2017 that she had received the notification of the nominations. The notification of nominations was therefore referred to the Select Committee on Appointments on 5th October, 2017 for vetting and reporting to the Assembly within 21 days in accordance with Section 9(1) of the Public Appointments (County Assemblies Approval) Act, 2017 (*hereinafter referred to as "the Act"*).

Subsequently, the Clerk of the County Assembly placed an advertisement in the in the local dailies, specifically the Standard Newspaper and the Star Newspaper on Friday 6th October, 2017, inviting the public to submit memoranda by way of written statements on oath (sworn affidavits) on the suitability or otherwise of the nominees in conformity with Section 7(10) of the Act.

1.5 Committee Meetings

Hon. Speaker,

All the nominees appeared before the Committee on Monday 23rd and Tuesday 24th October, 2017 and were vetted in accordance with the provisions of the Constitution, Public Appointments (County Assemblies Approval) Act, 2017, and the County Assembly Standing Orders on their suitability for appointment to the position of County Executive Committee Members. In total, the Committee held five sittings in consideration of this matter.

1.6 Acknowledgement

Hon. Speaker,

May I take this opportunity to thank Members of the Committee for their input and valuable contributions during the deliberations and vetting exercise. The Committee also takes this opportunity to thank the Offices of the Speaker and of the Clerk of the County Assembly for the logistical support accorded to it during the vetting exercise. The Committee is grateful to the staff of the County Assembly attached to the Committee for their services rendered to the Committee. Their efforts and input made the work of the Committee and the production of this Report possible. The Committee is also grateful to the media for their coverage of the proceedings of the Committee, thus enhancing accountability and transparency of the vetting exercise.

Finally, on behalf of the Select Committee on Appointments, it is my pleasure and duty to present to the Assembly, the Committee's Report on the vetting of the ten (10) nominees for appointment to the position of County Executive Committee Member to the Assembly for adoption pursuant to the Standing Orders of the County Assembly and other enabling provisions of the Law.

Thank you.

Signed



Hon. Beatrice Elachi, MCA
(Chairperson)

Select Committee on Appointments

Dated this 7 day of 2017

2.1 Establishment of the Select Committee on Appointments

The Select Committee on Appointments is one of the Select Committees established under Standing Order No. 196 with the mandate to consider, for approval by the County Assembly, appointments under Articles 179(2) of the Constitution and Section 35 of the County Governments Act, 2012, (*Members of County Executive Committees*). The said Article and Section require H.E. the Governor of Nairobi City County, Hon. Mbuvi Gideon Kioko Mike Sonkoto nominate and with the approval of the County Assembly, appoint County Executive Committee Members.

Additionally, Section 10(1) of the Public Appointments (County Assemblies Approval) Act, 2017 (No. 5 of 2017) provides thus:-

“Where the nomination of a candidate is rejected by a County Assembly, the appointing authority may submit to the relevant County Assembly the name of another candidate, and the procedure for approval specified in this Act shall apply accordingly.”

2.2 Appointment process of the County Executive Committee Member Nominees

Section 35 of the County Governments Act, 2012, and Article 179(2) (b) of the Constitution provide for the Governor’s power to appoint Members of the County Executive Committee, with the approval of the Assembly, from among persons who are not members of the County Assembly.

A letter from the Office of the Governor dated 5th October, 2017, addressed to the Speaker of the County Assembly indicated that pursuant to the provisions of Article 179 (2) of the Constitution and Section 35 of the County Governments Act, 2012, H.E. the Governor, Hon. Mbuvi Gideon Kioko Mike Sonko had nominated ten (10) nominees to be considered for approval by the County Assembly for appointment as County Executive Committee Members of the ten Sectors.

On Thursday, 5thOctober, 2017, the Honourable Speaker in a Message to the Assembly informed the Assembly that her office had received the names of the ten (10) nominees, and directed that the names and curriculum vitae of the said nominees be referred to the Select Committee on Appointments for vetting and reporting to the Assembly pursuant to Standing Order 196 and Section 10 (1) of the Public Appointments (County Assemblies Approval) Act, 2017(No. 5 of 2017).

2.3 Notification to the Public

Section 7(4) and (5) of the Public Appointments (County Assemblies Approval) Act, 2017 respectively provides that-, *“any person may, prior to the approval hearing and by a written statement on oath, provide the Clerk with evidence contesting the suitability of a candidate to hold the office to which the candidate has been nominated”* and *“the committee shall, by notice in at least one newspaper of national circulation, notify the public of the time and place for holding an approval hearing at least seven days prior to the hearing”*.

Pursuant to the above provisions of the law, the Clerk of the County Assembly placed an advertisement in the in the local dailies, specifically the Standard Newspaper and the Star Newspaper on Friday 6thOctober, 2017 inviting the public to submit memoranda by way of written statements on oath (sworn affidavits) on the suitability or otherwise of the nominees. At the close of business on Monday 16th October, 2017, no memoranda contesting the suitability of the nominees had been received from the public. Recommendations were however received from various persons and institutions recommending the nominee for the Health Sector.

In accordance with the provisions of Article 118 of the Constitution and section 7(4) of the Public Appointments (County Assemblies Approval) Act, the general public was also notified in the local dailies by the Clerk of the County Assembly of the intention of the Committee on Appointments to conduct the vetting and approval hearing of the nominees on Wednesday, 18th and Thursday, 19th October, 2017. A corrigendum notification was further issued through the Standard Newspaper on Tuesday, 17thOctober, 2017 notifying candidates and the general public that the approval hearings would be conducted on Monday, 23rd and Tuesday, 24th October, 2017.

2.4 Clearance Requirements

To ensure compliance with the provisions of Chapter 6 of the Constitution, the nominees be asked to submit their clearance status with the following institutions for the vetting exercise –

- a) Kenya Revenue Authority (KRA)
- b) Criminal Investigation Department (CID)
- c) Higher Education Loans Board (HELB)
- d) Credit Reference Bureau (CRB) and
- e) The Ethics and Anti-Corruption Commission (EACC)

The clearance by the foregoing institutions was primarily meant to provide information about the nominees on: -

- a) Matters touching on integrity;
- b) Tax compliance;
- c) Loan repayments; and
- d) Presence or absence of criminal records.

The Committee accordingly wrote to the Higher Education Loans Board (HELB) vide a letter Ref. NBI/CA/75/AO/2017 dated October, 16th, 2017 and the Ethics and Anti-Corruption Commission(EACC) vide a letter Ref. NBI/CA/EACC/114/AO/2017 dated October, 16th2017 to verify the clearance status of the nominees. The HELB responded via letter Ref. HELB/RR/112009/V/61 dated 18th October, 2017 confirming that nine (9) out of the ten (10) nominees had cleared their loan obligations with the Board and hence were cleared (see annexure11). One (1) nominee, Ms. Janet Ouko, is currently repaying her loan with the Board and was found to be compliant in meeting her obligations towards the Board.

The EACC responded vide a letter Ref. EACC.7/10/5 VOL.IV (173) dated 30th October, 2017. The Commission cleared nine (9) candidates and requested for additional information on one candidate (see annexure 12).

3.0 VETTING OF COUNTY EXECUTIVE COMMITTEE MEMBERS NOMINEES

In conducting the vetting process, the Select Committee on Appointments examined the nominees against the following criteria, amongst others, as set out in the Public Appointments (County Assemblies Approval) Act No. 5 of 2017–

- (i.) Academic qualifications.
- (ii.) Employment record
- (iii.) Professional associations.
- (iv.) Potential conflict of interest.
- (v.) Knowledge of the relevant subject.
- (vi.) Overall suitability for the position.
- (vii.) Tax compliance.
- (viii.) Integrity.

During its Sittings held on Monday, 23rd October, 2017 and Tuesday, 24th October, 2017 at Charter Hall, Assembly Precincts, City Hall Buildings from 9:00am, the Committee conducted face to face interviews of the nominees. The minutes of the vetting proceedings are attached to this report.

3.1 APPEARANCE BEFORE THE COMMITTEE BY MS. VESKA JEPKEMBOI KANGOGO- COUNTY EXECUTIVE COMMITTEE MEMBER NOMINEE FOR THE FINANCE AND ECONOMIC PLANNING SECTOR

The County Executive Committee Member nominee for the Finance and Economic Planning Sector, Ms. Veska Jepkemboi Kangogo, appeared before the Committee on Monday, 23rd October, 2017 at 9.00am and was informed by the Chairperson that in line with the provisions of the Public Appointments (County Assemblies Approval) Act No. 5 of 2017 the Committee invited submissions from the Public on her suitability or otherwise for appointment to Public office, but none had been received by close of business on 16th October, 2017.

While under oath, she proceeded to inform the Committee as follows:-

A. With respect to self-introduction, knowledge, experience and qualification, the nominee informed the committee that she was born on 19th February 1976 and;

- a) She is currently the Vice-Chairperson, Nairobi County Public Service Board.
- b) She is currently pursuing a PhD in Leadership and Governance from Jomo Kenyatta University of Agriculture and Technology.
- c) She holds a Masters in Business Administration (Strategic Management) from the Kenya Methodist University.
- d) The nominee also holds a Bachelor of Education from Kenyatta University.
- e) Attended other professional courses at various institutions, as well as seminars and workshops.
- f) Attended various other professional courses and attained Certificates in building competencies from KASNEB, Human Resource Management and is a member of the following professional associations and Board Membership;
 - (i) CPSK (KASNEB)
 - (ii) IHRM
 - (iii) Board Member – St. Thomas Secondary School, Kapchorwa
- g) The nominee previously worked as a Corporate Affairs and marketing Manager and Human Resource and Administration Manager, Local Authorities Provident Fund (LAPFUND) between 2008– 2011 and 2005-2008 respectively and Human Resources Officer, Kenya Broadcasting Corporation (KBC) between 2000 – 2005.

B. In response to questions put to her by Members of the Committee, Ms. VeskaJepkemboiKangogostated as follows:-

I. With respect to her suitability for the Position Nominated -

The nominee stated as follows –

That She:

- a. Had very good training in Public Finance management –won awards e.g. in KASNEB, Cost Accounting as Best Candidate.
- b. Has done CPS and MBA, noted as crucial to understanding her duties under the Sector.
- c. Served as Corporate affairs manager of LAP fund, where she headed large portfolio – responsible for budgeting activities in the marketing department and ensuring compliance with statutory and regulatory frameworks around finances. Combined portfolio then was about Kshs3 billion.
- d. Served in various finance committees at the County –currently sits as Chairperson of Finance and HR committee of NairobiCityCounty – develops budget for personnel emoluments –about 60 per cent of the budget.
- e. Served as Director in various capacities where financial management experience was essential.
- f. Noted position calls for policy expertise – facilitating department to have sound financial management system as per the Constitution.
- g. Overall, experience and technical knowledge demonstrated will suffice in position nominated.

II. Why she applied for the position nominated -

The nominee informed the committee as follows –

- a. She has served in the Nairobi City County government, for the fourth year now, and has been part of a team that has strived to ensure the County Government has the right team for delivery on its mandate.

- b. Participated in appointments of employees from various cadres and therefore has an idea of what capacity needs are necessary for takeoff of the County.
- c. Expressed her concern that public institutions not yet at a level where they can give value for money to citizens.
- d. Noted that from her experience in local authorities and now Counties, there is opportunity for making things better.
- e. Promised to establish mechanisms for prudent management of financial resources.
- f. Observed that the position of County Executive Committee Member for Finance and Economic planning is the right docket for achieving the foregoing.
- g. She will strive to make the County accountable for its plans and actions by focusing programs and budgets on things that generate value for money for Nairobi residents.

III. Regarding navigating the relationship between herself and Members of the County Assembly if appointed-

The nominee stated that she -

- a. Recognizes that as CEC member she will be part of the County Executive, responsible for policy and day to day administration of the County Finance Sector.
- b. Recognizes the vital role the County Assembly plays – i.e. relationship between herself as CEC Member and County Assembly will be understood from the mandate drawn from the County Governments Act and conducting herself in a professional manner, using her expertise to develop a close working relationship with the Assembly
- c. That partnership and collaboration with the Assembly through the relevant Sector committee of the Assembly will be key, being the Select Committee on Finance, Budget and Appropriations.

- d. Reiterated her commitment to work closely with all Sector Committees of the Assembly – being in charge of planning for all of Sectors.
- e. Proposed to establish close networks with the leadership of the County Assembly, while respecting the separation of powers.
- f. Undertake structured meetings and timely response and reporting lines to ensure smoother communication between the Assembly and her Sector.
- g. Will generally cultivate a close working relationship with the Assembly generally and all stakeholders, based on cordiality and open communications channel despite conflicts that may arise from time to time.

IV. With respect to relations with her counterpart at National level to ensure both County and National Government respect their constitutional mandates and deliver services to “wananchi”–

The nominee stated as follows –

- a. That the Constitution envisages seamless working between levels of Government in their coordination and cooperation.
- b. Noted that she will work closely with National Treasury, The Senate, the Controller of Budget, Kenya National Audit Office, the Commission on Revenue Allocation and any other institutions which expect services from the County.
- c. The Constitution through Schedule Four delineates mandates, and some of the derivative services from those mandates are shared.
- d. Policy direction from National Government, e.g. Treasury circulars will remain crucial in guiding the County budgeting process.
- e. Work closely with stakeholders to ensure efficient flow of resources to avoid pitfalls such as delays in disbursements and salary fallouts.
- f. That a cordial working relationship with National government will be key to getting necessary support.
- g. Lamented that poor communications and lack of consistent reporting were at the root of challenges with performance in the last County Government.

h. Most importantly, the Intergovernmental Relations Technical Committee (IGTRC) at the County and various National government desks will be relied on to ensure smooth working relationship.

V. **With respect to legislative support she sees as priority in her docket which she would want the Assembly to consider going forward -**

The nominee noted that -

- a. She will respect the role of the County Assembly to oversight, make laws and approve policy and plans.
- b. She looks forward to other County Governments coming to benchmark on how the Assembly has exercised its legislative role in terms of output at the end of the five years and how the executive has undertaken implementation.
- c. She will undertake a gap analysis of operations – and whether each operation requires a law.
- d. Where an existing Statute, for instance the PFM Act, 2012, outlines clear requirements to be followed in undertaking certain functions, she will enforce those requirements and ensure compliance.
- e. It would be premature to comment on the whole range of the Department’s legislative needs at this point having not done a gap analysis on what needs doing and when.
- f. If there are matters which require legislation, she will look at the gaps and seek support accordingly from the Assembly.
- g. The Assembly to insist on compliance and oversight to ensure the County Executive complies with all enabling laws and frameworks on public finance management.

VI. With respect to structuring of oversight process to avoid conflicts between the Assemblies, the Senate and the Courts –

She noted that -

- a. Budgeting is a major challenge – with delays in preparation, consideration and passage resulting in other consequences which affect service delivery.
- b. With a new County government in place, different priorities will be given preference – which means the budget will need relooking.
- c. Compliance to statutory requirements in budgeting process in terms of timelines will eliminate most of the challenges to the budget process.
- d. Involving all stakeholders in the process will help avoid public participation hiccups and unnecessary legal challenges.
- e. Above all, communication and reporting remain key to running a seamless budget process from start to implementation and reporting.

VII. With respect to key revenue streams the County has and how she plans to cushion them to get the best of those streams – maximizing output -

Nominee informed the Committee that -

- a. The County currently gets funding from three main sources, namely CRA, Conditional Grants and local/internal revenue collections.
- b. It is important to take cognizance of how much revenue the County has – taking in totality what each source of revenue brings in, which she summed up to about Kshs.30 billion against a budget of Kshs.35 billion.
- c. There is need for resourcefulness in meeting the budgetary funding gap.
- d. Major sources of revenue locally include rates, services e.g. parking, permits such as business and regulatory permits, reimbursements on free maternity care etc.
- e. On enhancing allocations, the nominee noted that she looks forward to a day when the National government will increase disbursements based on effectiveness of uptake and compliance with PFM framework, as opposed to strictly the CRA formula.

- i. Putting in place structures that support good governance and accountability will attract support from donors on specific sectors and programs.
- g. There is need to map out the County's revenue base to understand maximum revenues that can be obtained from all revenue streams.
- h. First priority will be for the County government to identify what is due to it and then decentralize revenue collection – for instance, why is parking still a centralized service?
- i. She will be setting targets for revenue collectors after decentralization to avoid having situations where accountants sit at City Hall while revenue is collected haphazardly in the sub counties.
- j. After mapping and identifying capacity – automation of revenue collection will become key in improving efficiencies.
- k. Noted that it's pointless to establish structures which the County has no control over – decentralization key to improving efficiencies in all facets of governance.
- l. Despite market surveys by the Public Procurement Oversight Authority (PPOA), the County still buys goods at exaggerated costs – a situation that has been key to rampant wastage of public resources.

VIII. Background and the requirement to have served in related position for five years, and how that ties up with how she plans to meet challenges bedeviling the Sector –

The nominee stated as follows -

- a. That she is alive to the challenges facing the County, having worked at the County over the last four years.
- b. First, the nominee proposed restructuring of the County Treasury, noting the difficulties experienced over the last four years in understanding the structuring of the Finance Department.
- c. Observed that without clear structures in the Finance Department, it will be impossible to know who does what and undertake proper oversight.

- d. Noted that the defunct City Councils were structured to pay bills – no one cared to know revenue streams or what amounts were received from each, what are the priorities, strategic planning amongst others. Consequently, the need for proper structuring to delineate functions clearly will be key to support efficient management of the finance docket.
- e. Closely related to the foregoing will be to get the right people for the job, which will need innovative thinking.
- f. Noted that attitude change will be a major obstacle to overcome – but must be done nonetheless.
- g. The nominee further observed that she will institute performance targets – noted as key to improving efficiencies and rooting out corruption and bureaucratic challenges.
- h. She will similarly put in place efficient systems to monitor expenditure and payments – as well as the institution of checks and controls in the processing of payment and compliance with procedures.
- i. Important also to develop Departmental standard operating procedures.
- j. Above all, she will lead from the front in changing prevailing injurious attitudes to service delivery and performance management.
- k. On the wage Bill, observed that it is too early to recommend drastic measures to deal with the huge wage bill.
- l. However, innovative measures are needed to deal with redundancy in the County's workforce.
- m. Development of packages for employees willing to retire is key, and sourcing of finances to undertake the same equality important.

IX. With respect to Challenges she expects to meet in the docket, and how she will address them –

The nominee noted thus -

- a. Key challenge is the expectation from both the citizenry and the new County Government administration on the Department.

- b. Perceptions of inability to provide services and financial deficits affecting salaries key challenges to reinventing the City.
- c. As County Executive Committee Member for Finance, innovation is necessary to deal with underfunding. An efficient service delivery model will be key.
- d. Similarly, integrity is a major challenge and the perceptions the public sector has. Noted that a desire to do the right things will guide her in overcoming the serious technical and operational challenges that face the County.
- e. A major challenge to overcome will also be culture and attitude change amongst County staff. Observed that sacrifices will have to be made to ensure a culture and attitude change at an institutional level across the County Government ranks.

X. With respect to her Net worth, and whether it is her individual net worth or in conjunction with her husband -

The nominee observed that the net worth declared is collective of her family's overall wealth.

XI. Whether in her employment at KBC she demonstrated an adherence to ethics and integrity – presently under Chapter Six of the Constitution -

- a. The nominee observed that she stood out at KBC when the institution had serious debt crisis and couldn't afford to pay salaries.
- b. She facilitated the development of an effective payroll – under IPPD – and in collaboration with Citibank, the payroll was automated resulting in huge cost savings.

XII. With respect to the transfer of Mariakani Estate to LAP Fund irregularly -

The nominee informed the Committee as follows –

- a. That the issue was before the County Assembly’s Select Committee on Public Accounts.
- b. That she hasn’t gone through the specifics of the matter – but will be looking to know more about the transfer and find structured ways to go about addressing the matter if any irregularities were committed in the transaction.

XIII. With respect to Conflicts of interest having worked with LAP Fund and now County Government –

- a. Nominee noted that she ceased working with LAP fund and has no personal interest other than her retirement benefits which have been deferred.

3.2 APPEARANCE BEFORE THE COMMITTEE BY MR. PETER WACHIRA NJUGUNA – EXECUTIVE COMMITTEE MEMBER NOMINEE FOR LANDS, URBAN RENEWAL AND HOUSING SECTOR

Mr. Peter WachiraNjuguna appeared before the Committee on Monday, 23rd October, 2017 at 10.00am and after introductions, he was informed by the Chairperson that in line with the provisions of the Public Appointments (County Assemblies Approval) Act No. 5 of 2017, the Committee invited Memoranda from the Public on his suitability or otherwise for appointment to public office, but none was received.

While under oath, he proceeded to inform the Committee as follows:-

A. Regarding self-introduction, knowledge, experience and qualification, the nominee informed the committee that he was born on 18th February 1971 and;

- a. He is currently working as a managing Partner with Studio Partners Group.
- b. He holds a Master of Business Administration (MBA) from the United States International University (2010) and a Bachelor of Architecture from the University of Nairobi (1996).
- c. Attended other professional courses at various institutions, as well as seminars and workshops.
- d. He's a member of the following professional associations;
 - (i) Architectural Association of Kenya (AAK); and
 - (ii) Board of Registration of Architects and Quantity Surveyors (BORAQS).
- e. The nominee previously worked as a Managing Director at National Housing Corporation (NHC) (2012 - 2014) and Managing Partner with Studio Partners from 2000-2012.

B. In response to questions put to him by Members of the Committee, Mr. Peter Wachira Njuguna stated as follows:-

I. With respect to his suitability for the position nominated -

The nominee observed as follows –

- a) The training he has accumulated over the years equips him with the necessary skills to serve in the Department nominated.
- b) Has lived and worked in the city and been involved in the housing sector for a long time.
- c) At the National Housing Corporation (NHC) the nominee spearheaded the development of key housing policies and project roll outs via Public Private Participation mechanisms to provide social housing.
- d) He spearheaded some of the biggest project roll outs at NHC in the time he served as head of the institution.

- e) Achieved highest profitability at NHC in its 64 year history while there, estimated at about Kshs.1 billion.
- f) Understands land matters in Nairobi and the challenges that come with the same.
- g) Made a bid for technology in development of affordable housing. Towards that end, nominee stated that he initialized production of EPS Panels at NHC.
- h) Worked on securing financing for housing projects – development of unique solutions.
- i) He has training on urban planning and therefore understands the urban renewal concept and ways to recover land for the County government.
- j) Understands solutions to urban renewal to provide proper housing for residents, including modalities to work with affected residents while engaging in land recovery.
- k) Appreciates that as a first step, the County Government will have to deal with land titles by mapping out through an inventory, all land owned by the city and provision of titles to private land owners.

II. Why he applied for the position nominated -

The nominee informed the committee as follows –

- a) His training as an architect and involvement in leadership at various levels related to the planning and housing sector provided his biggest motivation for applying for the position nominated.
- b) The County government needs someone like him with a combination of his skills to deliver on the docket nominated.

III. With respect to matters regarding the infill in Madaraka Estate -

The nominee informed the committee as follows –

- a) That the Madaraka Estate was originally a swamp
- b) He completed the infill project at Madaraka while at NHC

- c) That the defunct Nairobi City Council had debts owed to NHC – accordingly surrendered the Madaraka property to NHC as lien for the debt when County Governments came in 2013.
- d) NHC exploited full value of the property by developing infills, done through construction of additional housing under the design, build and transfer model.
- e) That the Project met a lot of resistance from local area leadership but solutions were worked out and completion achieved.

IV. Navigating the relationship between himself and Members of the County Assembly if appointed -

The nominee informed the Committee that he will strive to promote cordial working relations to ensure delivery on his mandate and the Assembly's expectations and mandates.

V. With respect to how he will relate with his counterpart at National level to ensure both County and National Government respect their constitutional mandates and deliver services to wananchi -

The nominee observed as follows –

- a) That the relationship between levels of government is clearly defined in Inter Governmental Relations Act, 2012.
- b) There is need to collaborate with Cabinet Secretary at National level on matters of planning and housing.
- c) He will create a good working relationship with the National Government for the good of the public in seamless public service delivery.

VI. Legislative support he sees as priority in the nominated docket which he would want the Assembly to consider going forward-

The nominee noted that –

- a) He has reviewed the County Integrated Development Plan (CIDP) and believes legislative issues might arise from the Medium Term Plan to be prepared under the new County Government.
- b) The new five year plan will show what legislative agenda needs to be dealt with in the sector.
- c) The Department will need support from the County Assembly to ensure proper mapping and titling of land across the City.

VII. Regarding the structuring of oversight process to avoid conflicts between the Assemblies, the Senate and the Courts –

The nominee observed that -

- a. It will be driven by the medium term plan to be developed by the County Government.
- b. Public participation is key to avoiding conflicts in planning and budgeting.
- c. There is need for the public to appreciate the budget processes and revenue raising mechanisms.
- d. Public ownership of the budget process is key to sorting out conflicts in budget process.
- e. There is need to adopt and promote a bottom up approach to budget and budget making.

VIII. With respect to ability to drive the Agenda for the Architects to have meaningful engagement in construction industry to avoid quacks and the challenges posed to industry -

The nominee stated that -

- a) The biggest challenge with the Construction industry in Nairobi is the difficulty in getting rid of quacks.

- b) The Architectural Association of Kenya and other affiliates have been concerned about the quacks.
- c) The Market has been going to the quacks, and the Department of Planning has been approving the quack buildings disguised as genuine by faked architect's signatures and stamps.
- d) Further, implementation of construction projects has not been properly monitored.
- e) There is need to strengthen enforcement to ensure compliance is strictly enforced to protect human life and end the crisis of collapsed buildings once and for all.

IX. With respect to the role of CECM Planning and the challenges the department currently faces in terms of corruption and bureaucratic ineptitude -

The nominee stated that –

- a) A lot of effort has been made to automate approval processes for construction projects.
- b) Corruption in the Planning Department remains a major challenge.
- c) Additional steps in construction approvals which require applicants to move from one department to the other, for instance to the fire department, create opportunities for corruption. Accordingly, there is need to bring all approval services under one roof.
- d) Requests by developers seeking additional development beyond zoning levels must be balanced against the interest for growth and control of developments not within the planning documents.
- e) Removing barriers to various engagements between the County and players in the Construction sector can play a big role in removing enticements which result in corruption.

X. Regarding his role in the Ngara Housing project and the controversy thereof –

The nominee informed the Committee that the Ngara Housing Project was handled by the Ministry of Housing and not the NHC when he was head of the institution. He therefore had no direct role in the project.

XI. With respect to dealing with Pressure from family and friends and if the nominee runs any charitable activities –

Nominee observed that he would act professionally and within the confines of the law in dealing with pressures. Accordingly, he will rely on due procedure in dealing with friends should such arise.

XII. Refurbishment of old County housing and development of proper housing for informal areas–

The nominee informed the Committee as follows -

- a) That his first priority will be to relook and promote urban renewal as a way to deal with dilapidated housing.
- b) Urban renewal for informal settlements will have to be dealt with delicately to avoid fall outs. Important to note that some old County housing forms part of the heritage of the City.
- c) Development will therefore have to be done humanely – not to deny those currently occupying the old county housing the opportunity to own the new development.
- d) On informal housing, the city needs to work on it – 50 per cent of city leaves in informal settlements.
- e) Attention to be given to providing decent affordable housing to informal dwellers over the coming five years if appointed.
- f) Reiterated that support of the National Government key in fixing the informal settlement problem.
- g) Conceded that urban renewal is an ecosystem of issues which must be dealt with through both short term and long term planning.

- h) Understanding informal housing value chain key to dealing with challenge.
- i) Finding crucial to transforming the city in urban renewal.

XIII. Demonstrated adherence to ethics and integrity – presently under Chapter Six of the Constitution -

The nominee stated as follows -

- a) He has always been guided by integrity values throughout his life.
- b) Aware that big interests follow big appointments – but that he has managed to wade through his career in the public service at NHC by abiding to the Standards of integrity per the Constitution and enabling laws.
- c) During his tenure, he managed to reduce corruption to its lowest levels at the NHC.
- d) He maintained a hard stance against graft at the NHC, which might have caused his removal from agency.

XIV. With respect to his Source of Income, net worth and whether he is corrupt-

The nominee informed the Committee as follows –

- a) His net wealth keeps fluctuating with time and the economy since it's tied up in shares in various entities.
- b) That the value of his shares in companies has diminished given the state of the economy.
- c) The net asset value he forwarded to the Committee is in proportion to what he owns in various entities.

3.3 APPEARANCE BEFORE THE COMMITTEE BY DR. HITAN CHHAGAN MAJEVDIA - COUNTY EXECUTIVE COMMITTEE MEMBER NOMINEE FOR HEALTH SERVICES SECTOR

The County Executive Committee Member nominee for the Department of Health Services, Dr. Hitan Chhagan Majevdia, appeared before the Committee on Monday, 23rd October, 2017 at 11.00am and was informed by the Chairperson that in line with the provisions of the Public Appointments (County Assemblies Approval) Act No. 5 of 2017, the Committee invited submissions from the Public on his suitability or otherwise for appointment to Public office, but none had been received by close of business on 16th October, 2017.

While under oath, he proceeded to inform the Committee as follows:-:

- A. Regarding self-introduction, knowledge, experience and qualification, the nominee informed the committee that he was born on 7th March 1966 and;**
- a) He is currently the owner and a Managing Director at Biopharma Limited.
 - b) He holds a Masters in Strategic Management from the Brunswick University.
 - c) The nominee also holds a Bachelor of Science.
 - d) He is a member of the following professional affiliations;
 - I) KAM
 - ii) KNCCI
 - iii) FKPM
 - iv) Patron – Nairobi University Pharmacy Association
 - e) He built Biopharma Limited Company from a retail pharmacy in the early 90s to a full- fledged pharmaceutical manufacturing facility that it is today.
 - f) The nominee previously worked as the owner and a Managing Director, St. Claire Estates Malindi, owner and a Managing Director, Minazini Resorts Ltd Malindi.

B. In response to questions put to him by Members of the Committee, Dr. Hitan Chhagan Majevdia stated as follows:-

I. With respect to discrepancies with the nominee's name –

The nominee clarified as follows -

- a) That his full name couldn't fit on the National ID and therefore he had to use three names.
- b) Affidavit supplied to support his identity as contained in the documents.
- c) Observed that Affidavit is in support of his being a doctor and his qualifications and not identity.

II. Suitability for the position nominated -

The nominee observed that he has capacity to undertake the task given his experience in the medical field of over 25 years. .

III. Why he applied for the position nominated –

The nominee informed the committee that he has been in the medical field for 25 years, and has gained immense experience and skills that motivated him to apply for a position in the public service.

IV. Navigating the relationship between himself and Members of the County Assembly if appointed –

The nominee informed the Committee that he will work to cultivate a working relationship with Assembly. His department will have to work closely with the Assembly to avoid unnecessary antagonism that often times affect service delivery.

V. With respect to how he will relate with his counterpart at National level to ensure both County and National Government respect their constitutional mandates and deliver services to wananchi –

The nominee informed the committee that both levels of government are obligated by the Constitution to work in tandem. That County Governments ought to work to align policies with the policies of the National Government in managing the affairs of the health department.

VI. What legislative support he sees as priority in his docket which he would want the Assembly to consider going forward –

The nominee observed that there is already robust law regulating the Health Sector. Policy options abound, which merely require implementation. Noted that challenges bedeviling the sector will need the Assembly and Executive to work together to develop solutions.

VII. With respect to pressure from family and charitable activities

The Nominee stated that

- a) He will deal professionally with pressure from friends and family and will dedicate himself to service. He reiterated that his interest in public service is not motivated by financial gain.
- b) On charitable contributions, the nominee stated that he has done numerous charitable works and documents available to show. He had similarly sponsored several students for university education.

VIII. Challenges he expects to meet in the docket, and how he will address them –

The nominee noted thus –

- a) That the sector has numerous challenges, chief being insufficient financing, lack of equipment and staff crisis, particularly the nurses' strike.
- b) He will leverage his networks in the Private Sector to try secure financing from donors for projects in the health sector and ameliorate some of the challenges in so doing.
- c) On staff crisis, with regard to the nurses' strike, the nominee committed to seek harmonized pay packages for nurses from both levels of government by engaging stakeholders to sit and solve the crisis.

- IX. Regarding source(s) of Income, net worth, and whether it is his true net worth -**
- a) The nominee reiterated that what was forwarded to the Committee reflects a true position of his net worth.
 - b) He runs a pharmaceutical company with 150 employees and other investments in the hospitality industry.
- X. With respect to corruption and bribery and how he has fought it -**
- Nominee informed the Committee that he has always dealt with demands for bribes steadfastly from inspectors and other parties. That he has never engaged in any corrupt practices and has always acted professionally.
- XI. Whether NHIF can be made available for the poor, and what residents can expect from the nominee on provision of health services -**
- a) The nominee observed that donor aid remains crucial to taking care of the poor of Nairobi who can't access the NHIF given the funding inadequacies at the health department.
 - b) That the upgrading of dispensaries is necessary to improving health care across the informal and low income settlements.
 - c) On expectations, residents should expect a leader who leads by example, is ready to perform and do good for the city.

3.4 APPEARANCE BEFORE THE COMMITTEE BY MR. ALLAN ESABWA IGAMBI – EXECUTIVE COMMITTEE MEMBER NOMINEE FOR COMMERCE, TOURISM AND COOPERATIVES SECTOR.

Mr. Allan Esabwa Igambi appeared before the Committee on Monday, 23rd October, 2017 at 12.00pm and after introductions, he was informed by the Chairperson that in line with the provisions of the Public Appointments (County Assemblies Approval)

Act No. 5 of 2017, the Committee had invited Memoranda from the Public on his suitability or otherwise for appointment to public office, but none was received.

While under oath, he proceeded to inform the Committee as follows:-

A. Regarding self-introduction, knowledge, experience and qualification, the nominee informed the committee that he was born on 18th February 1971 and;

- a. He is currently working as a General Manger at Nairobi Safari Club.
- b. He holds a Master of BScinHospitality and Tourism Management from Kenyatta University (2010-2014) and a Diploma in Hotel Management from the Kenya Utalii College (1994-1998).
- c. He's a member of;
 - (i) Skal Club of Kenya and
 - (ii) Charge D'Mission
- d. The nominee previously worked as a Deputy General Manager in charge of Rooms Division at Nairobi Serena Hotel (October 2011–July 2015), General Manager at Quality Hotel in Juba (September 2009- September 2010), Deputy General Manager at Kampala Serena Hotel (April 2009- August 2009 and Deputy General Manager at Serena Beach Resort and Spa from January 2007- March 2009.
- e. The nominee also worked as a Food and Beverage Manager at Serena Beach Resort and Spa (August 2005- December 2006), Rooms Division Manager at Serena Beach Resort and Spa (October 2002- July 2005), Front Office Manager at Nairobi Serena Hotel (August 1999- September 2002) and Assistant Lodge Manager at Serena Mountain from November 1998- July 1999.

B. In response to questions put to him by Members of the Committee, Mr. Allan Esabwa Igambi stated as follows:-

I. Suitability for the position nominated -

The nominee informed the Committee that he has gained sufficient managerial experience necessary for undertaking the tasks of the Sector he has been nominated to. The skills gained from his experience makes him suitably qualified for the position nominated.

II. Why he applied for the position nominated -

The nominee informed the committee that he has always wanted to work in the public service to serve the public. That he grew up in the city and has always wanted to make a difference.

III. Navigating the relationship between himself and Members of the County Assembly if appointed -

The nominee informed the Committee as follows -

- a) He will cultivate a working relationship with Assembly that derives value for the public.
- b) He will ensure the department works closely with the Assembly in delivery of its mandates.
- c) A cordial working relationship will ensure the department gains as much as it can from the Assembly.

IV. Regarding challenges faced by small scale traders and creating a better environment for them -

The nominee observed thus –

- a) That short term and long term strategies are necessary to address issues of hawkers.
- b) This will include putting in place a legal framework to delineate areas in the City where small scale traders can trade their wares.
- c) That he will be proposing a review of the licensing framework, with a view to allowing small scale traders pay affordable monthly fees.

V. What Nairobi should expect if he is appointed -

The nominee committed to give the City his best, increasing tourism, trade environment for SMEs and a total dedication to service delivery.

VI. With respect to Salary Differences Between Current Employment and CECM Position -

The nominee noted that he did not apply for the position for financial gain. That he sees it as an opportunity to serve the public, having been in the private sector most of his career life.

VII. How he will relate with his counterpart at National level to ensure both County and National Government respect their constitutional mandates and deliver services to wananchi -

The nominee observed that he will endear mutual working relations with the National Government for the benefit of all residents of the City.

VIII. With respect to structuring of oversight process to avoid conflicts between the Assemblies, the Senate and the Courts –

Nominee observed that institutions of government need to promote understanding and proper coordination to sort out budget challenges.

IX. With respect to lack of awards despite his long standing career-

The nominee observed that all the awards he received in his career were given to units he worked with, not individuals.

X. Regarding pressure from family and charitable activities

Nominee reiterated that he will deal professionally with pressure from friends and family. He affirmed that he will dedicate himself to service and not money making or running favors.

XI. With respect to Challenges he expects to meet in the docket, and how he will address them –

- a) Nominee noted that security remains the biggest challenge to the Tourism sector in the City.

- b) He observed the difficulty the City has with perceptions, mainly fueled by international media and alarmist reporting over incidences of insecurity across the city, however minor.
- c) That he will engage stakeholders from across the divide and tourism and trade landscape to find ways to solve challenges to the Sector.

XII. Regarding sources of Income, net worth, and whether it's a true reflection of his worth-

- a) The nominee confirmed that what is given on the record is a true reflection of his net worth.
- b) He clarified that he does not own the Nairobi safari club, but is employed and the amount entered as Kshs.10 million is merely what he earned from the organization over the period he has worked for them.
- c) Accordingly, investments and his net worth pegged at Kshs.40 million.

XIII. With respect to Chapter Six of the Constitution and integrity, corruption and bribery and how he has fought it

The nominee informed the committee as follows –

- a) That he has always been guided by integrity and good faith in his work.
- b) That he had stood firm against the Inspectorate services department of the Mombasa County when he was Managing Director at Serena Mombasa, against regular demands for bribes from him and his employees.
- c) That he similarly stood firm against demands for bribes from the Motor Vehicle Inspection Services Departments during inspections of his employer's cars at Serena Hotel, Mombasa.

3.5 APPEARANCE BEFORE THE COMMITTEE BY MS. EMMAH MUKUHI MUTHONI - COUNTY EXECUTIVE COMMITTEE MEMBER NOMINEE FOR THE ENVIRONMENT, WATER, ENERGY AND NATURAL RESOURCES SECTOR

The County Executive Committee Member nominee for the Environment, Water, Energy and Natural Resources Sector, Ms. EmmahMukuhi Muthoni , appeared before the Committee on Monday, 23rd October, 2017 at 1.00pmand was informed by the Chairperson that in line with the provisions of the Public Appointments (County Assemblies Approval) Act No. 5 of 2017 the Committee invited submissions from the Public on her suitability or otherwise for appointment to Public office, but none had been received by close of business on 16th October, 2017.

While under oath, she proceeded to inform the Committee as follows;

A. Regarding self-introduction, knowledge, experience and qualification, the nominee informed the committee that she was born on 12th July 1983 and;

- a) She is a flight attendant at Kenya Airways.
- b) She holds a Bachelor in Business Administration from Jomo Kenyatta University of Agriculture and Technology.
- c) The nominee also holds a Diploma in IATA/UFTAA from Air Travel & Related Studies Centre and a Certificate in Airline Cabin Crew from Pride Centre, Kenya Airways.
- d) Attained Certificates in Customer Service, Travel and Tourism Foundation from Air Travel & Related Studies Centre.
- h) The nominee previously worked as an Assistant Finance Controller at Toddy Civil Engineering Company between December 2010-October 2011 and an intern with Kenya Airways between October 2011– June 2013.

B. In response to questions put to hereby Members of the Committee, Ms. Emmah Mukuhi Muthoni stated as follows:-

I. With respect to career progression, from Administrative Assistant at Toddy Construction to intern at Pride Center -

The nominee informed the Committee that she voluntarily left Toddy Construction to pursue her dream of becoming a flight attendant with the Kenya Airways. The move meant that she had to start as an intern at the Pride Center.

II. Suitability for the position nominated and why she applied for the position -

The nominee observed as follows –

- a. That she applied for the position out of an interest to make a change in the department and the lives of residents of the City.
- b. That whereas she may not have worked in a related area – she has the motivation and the courage to successfully steer the Sector to greater heights.
- c. She will work with a team of experts to guide her in decision making to ensure she delivers to the betterment of the city.

III. Navigating the relationship between herself and Members of the County Assembly if appointed -

The nominee informed the Committee that she is not related to any Member of the County Assembly. That she will work towards creating synergies and developing a symbiotic relationship between her department and the County Assembly.

IV. How she will relate with her counterpart at National level to ensure both County and National Government respect their constitutional mandates and deliver services to wananchi -

The nominee noted that she will implement National policy directions strictly to ensure the County benefits as much as possible from areas of synergy between the County and National government.

V. With respect to structuring of oversight process to avoid conflicts between the Assemblies, the Senate and the Courts –

She observed that key to streamlining the working of government entities will be to make sure procurement plans are followed to the letter and public resources properly used. That she will enforce regulations to make sure public funds are utilized prudently.

VI. Whether she has ever worked in a related area and why she should be given this docket

- a) The nominee informed the committee that she has not worked in any related Sector prior to her application.
- b) However, she noted that regardless, her interest at heart is to fix the challenges that bedevil Nairobi in the sector she has been nominated and her experience gives her the skills necessary to work with experts to effectively run the sector.

VII. What steps she will take to ensure the city has clean streets and provision of water -

The nominee observed as follows –

- a) That the task ahead of her is hard but surmountable – that the laws in place will help guide how to go about ensuring the City is clean.
- b) Noted that insufficient water supply poses a challenge to city – currently the city cannot meet the demand for water.
- c) That long and short term solutions are necessary e.g. drilling of boreholes, fixing leakages and spillage, water harvesting, property owners be required to install roof harvesters to mention but a few.

- d) Observed that long term solutions include dam building and planting of trees to avoid silting.
- e) The nominee proposed that the City inaugurate a Clean Day, on a regular interval, where MCAs and other stakeholders can join residents for cleaning various areas of the City.
- f) Garbage recycling key to long term strategy – reduce, reuse, recycle.
- g) Proper monitoring of companies sub-contracted for garbage collections to ensure proper collections’ from estates across the City will also is essential to achieving a clean city status.

VIII. Regarding her general understanding of the Sector she has been nominated for -

The Committee sought to find out the nominee’s general understanding of the Sector she has been nominated to – she responded as follows –

- a) On the issue of riparian land in Nairobi and the challenges thereto – the nominated noted that she is yet to familiarize herself with riparian land and the challenges attendant to the subject in question.
- b) On the question of her understanding of EIA (Environmental Impact Assessment), the nominee noted that she had not familiarized herself with the subject, and could not comment authoritatively at the moment.
- c) However, in her defense, the nominee informed the Committee that regardless of the foregoing she will work with a team of experts and always consult to ensure she performs her work effectively.
- d) On whether she will be running to experts for everything, the nominee noted that she will provide policy direction and only consult experts where necessary.

IX. What she will do for residents to feel she can transform the garbage sector into a viable economic sector -

The nominee made the following remarks -

- a) She will encourage garbage separation, and promote a recycling culture – noted as reduce, reuse and recycle.
- b) That she will first begin by exploring mechanisms to deal with cartels that have hindered the clean-up of the city with their choking hold on the sector.
- c) She will explore mechanisms for Public Private Partnership that works and is affordable for the County.
- d) On water crisis and mitigation, the nominee similarly observed that first will be to deal with water cartels.
- e) There are plans to supply water to City residents at least four times a week directly as proposed by the Governor to avoid the choke hold cartels have on the provision of the essential service given shortage in supply.
- f) She will also encourage residents to recycle and reuse water – best practice for water conservation.

3.6 APPEARANCE BEFORE THE COMMITTEE BY MR. DANVAS MAKORI – EXECUTIVE COMMITTEE MEMBER NOMINEE FOR AGRICULTURE, LIVESTOCK DEVELOPMENT & FISHERIES SECTOR

Mr. Danvas Makori appeared before the Committee on Tuesday, October, 24th2017 at 9:00am and after introductions, he was informed by the Chairperson that in line with the provisions of the Public Appointments (County Assemblies Approval) Act No. 5 of 2017, the Committee invited Memoranda from the Public on his suitability or otherwise for appointment to public office, but none was received.

A. Regarding self-introduction, knowledge, experience and qualification, the nominee informed the Committee that he was born on 18th June 1981 and;

- a. He is currently the Director – Service Delivery Unit and an aide to the Governor, Nairobi City County.
- b. He holds a Doctor of Theology (PhD) from the International Christian University (2012), Master of Arts in Biblical Theology from the International Christian University (2009) and a Bachelor of Arts in Theology from the Jameson Christian College (2007).
- c. The nominee also holds a Diploma in Practical Ministry from Word of Life (2003).
- d. The nominee is also a partner at Bridge Consulting LLP.
- e. The nominee previously worked as a Senior Pastor at River of Life (2012 - 2016); Chief Officer of New Creation Logistics (August 2007– October 2014); Vice-President of Global Logistics (2011 - 2013); Assistant Pastor at Trinity Episcopal Church(2009 - 2011); and a Youth Pastor at Abundant Life Worship Ministries (2004-2006).

B. In response to questions put to him by Members of the Committee, Mr. Danvas Makori stated as follows:-

I. With respect to suitability for the position nominated and why he applied for the position -

The nominee submitted as follows –

- a) That his training up to doctoral level has opened up his mind to be able to hold any leadership position irrespective of the professional background. He also expects to be supported by technocrats within the Department.
- b) That as a CEC Member his role will be providing policy directions to the Sector and advising the Governor. Having served in the delivery

unit of the County Government, he understands the operations and challenges facing all Sectors of the County Government.

II. Regarding the relevance of his education to the position nominated -

The nominee informed the Committee that his post graduate education taught him managerial roles and coordination.

III. Why he applied for the position he is nominated to-

The nominee informed the committee that his desire was to be a public servant, wanted to make a difference and deliver services to residents of Nairobi. He added that having worked in the Service Delivery Unit he knew the challenges in the Sector and would get the job done effectively.

IV. With regard to his general understanding of the Sector he has been nominated to and any legislative support the sector requires-

The nominee observed as follows –

- a) That the Sector is responsible for food security within the County since it's in charge of all food being consumed by city residents whether produced in the County or brought in from other counties especially food sold in the local markets.
- b) That having served in the previous regime under the service delivery unit, he noted that the Sector lacked visibility and was not well funded thus it could not have had an impact. In addition, the Sector lacks qualified staff to deliver on their roles and that most of the existing personnel are approaching the retirement age. It's therefore important that the Sector embarks on recruiting of qualified staff as an exit plan for those who are almost retiring is put in place.
- c) That there is need to improve on food handling and processing especially meat so that to prevent contamination of human food and thus reduce infections.
- d) That farmers within the County lack extension services hence the low productivity witnessed.

- e) The Sector needs to operationalize the Nairobi City County Urban Agriculture Promotion and Regulation Act, 2015 passed by the County Assembly so that persons engaged in agricultural activities can be supported.
- f) That if appointed to the position he will seek support of the County Assembly to pass a law banning agricultural activities along rivers until they are cleaned to avoid production of food that is contaminated and can adversely affect human life.
- g) That the Sector needs aggressive recruiting of qualified staff.

V. Navigating relationship between himself and the County Assembly if appointed -

The nominee informed the Committee that the Constitution and the County Governments Act already provide a framework on how the Executive should relate with the Assembly. He will use the structures established to ensure that he cooperates with Members for proper service delivery.

VI. How he will relate with his counterpart at National level to ensure both County and National Government respect their constitutional mandates and deliver services to wananchi –

The nominee submitted as follows –

- a) That his current role in the county service delivery unit requires engaging the National Government and therefore he has been able to appreciate the need for partnership and cooperation with the National Government since the County is the Capital City of Kenya.
- b) That in accordance with the Fourth Schedule to the Constitution, agriculture is a concurrent function between the National and the County Government and therefore it's imperative for the County Government to engage the National Government on policy and legislative matters that affect the Sector.
- c) That there are challenges affecting agricultural services such as veterinary services with regard to meat inspection where whereas the inspection is done by the County staff, the revenue goes to the National Government.

This will require a collaborative approach between the National Government and the County government so that the County Government can benefit from the revenue and improve service delivery.

VII. With respect to structuring of oversight process to avoid conflicts between the Assemblies, the Senate and the Courts –

The nominee observed that each arm and level of government ought to perform its oversight as prescribed by the Constitution without encroaching on the purview of the other.

VIII. Regarding his integrity and community service –

The nominee informed that he is a person of high integrity and is currently involved in community service work both in Nairobi and Kitui Counties.

3.7 APPEARANCE BEFORE THE COMMITTEE BY MRS. JANET MUTHONI OUKO - COUNTY EXECUTIVE COMMITTEE MEMBER NOMINEE FOR THE OF EDUCATION, YOUTH, GENDER, SPORTS, CULTURE AND SOCIAL SERVICES SECTOR

The County Executive Committee Member nominee for the Department of Education, Youth, Gender, Sports, Culture and Social Services Sector, Mrs. Janet Muthoni Ouko, appeared before the Committee on Tuesday, 24th October, 2017 at 10.00am and was informed by the Chairperson that in line with the provisions of the Public Appointments (County Assemblies Approval) Act No. 5 of 2017 the Committee invited submissions from the Public on her suitability or otherwise for appointment to Public office, but none had been received by close of business on 16th October, 2017.

While under oath, she proceeded to inform the Committee as follows:-

A. Regarding self-introduction, knowledge, experience and qualification, the nominee informed the committee that she was born on 14th January 1980 and;

a) She is currently the National Coordinator and Chief Executive Officer,

- b) She is an ongoing student of a Master Degree in Arts, Project Management, monitoring and Evaluation at Kenyatta University.
- c) The nominee holds a Bachelor of Business Management from Moi University.
- d) The nominee previously worked as a Program Officer for Eastern Africa, Africa Network Campaign on Education For All (ANCEFA) between 2009– December 2011, Executive Director and Programmes Manager at Elimu Impact from 2008- February 2009 and February 2008 March 2007 respectively.
- e) The nominee also worked as a Trainer of Trainers at Kenya Elections Domestic Observation Forum from June 2007- November 2007 and as a Field Development Officer at Rongai Leaders of Today between 2003 – 2004.

B. In response to questions put to her by Members of the Committee, Ms. Janet Muthoni Ouko stated as follows:-

I. Suitability for the position nominated and why she applied for the position –

The nominee submitted that –

- a) She has worked with civil society organizations aimed at advocating for education for all in Kenya and across Africa for a better part of her career and she is passionate about the advancement of young people and children.
- b) She has been instrumental in advocating for the reduction of cost of education paving way for policies such as free education for both primary and secondary education.
- c) She was the vice chair of a taskforce established by the County Government that proposed radical measures aimed at ensuring that every child attains the right to education. One of the measures proposed/adopted was the issuance of a Personal Identification Number

(PIN) for each child so that they can be monitored as they progress with their education.

d) That she has both qualities of public engagement (political/activist) and professional skills that are key for a CEC Member destined to deliver.

II. Regarding her general understanding of the Sector and challenges affecting the Sector–

The nominee observed as follows –

- a) That she is aware that every child is entitled to ECD education, however, not all children in Nairobi City County are enrolled in ECD centres since there are few ECD centres to cater for the existing population.
- b) That the existing ECD centres are not well furnished/equipped due to lack of resources. However, there are partners who are willing to support the County Government hence if appointed to the position she would network and partner with individuals/organizations who are willing to support the ECD centres.
- c) That even though education is not fully devolved, the existing challenges facing schools require the County Government to partner with the National Government so that they can support both primary and secondary schools so that children especially from less fortunate backgrounds can access quality education.
- d) That she would also be advocating for support of children with special needs.
- e) That she will put in place affirmative action for the youth and ensure that they are involved in decision making. In addition, she will ensure that the youth are availed with education opportunities and are provided with technical education.

III. Navigating the relationship between herself and the County Assembly if appointed –

The nominee informed the Committee that:-

- a) The relationship between the County Assembly and the County Executive is already defined in law. However, she would build a good working relationship with Members of the County Assembly since being the technocrat; she will have to propose laws to be enacted by the Assembly so that she can deliver on her mandate.
- b) That in order to fully deliver she would need political goodwill of the Assembly. Similarly, since both the Executive and the Assembly need each other in order to attain service delivery for the residents which is the overriding objective, their relationship would be a symbiotic one.

IV. Whether there is any legislative support to be prioritized for the Sector

-

The nominee submitted that if approved, she will be proposing a legislation that shall obligate the County Government to provide education for all children especially ECD within the County. This will in turn attract support from the national government through the capitation granting

V. How she will relate with her counterpart at National level to ensure both County and National Government respect their constitutional mandates and deliver services to wananchi –

The nominee informed that:-

- a) The Constitution envisages a situation whereby the National and the County Governments complement each other especially on education matters. The National Government is technically and resourcefully endowed to assist the County Governments thus it is in the interest of the County Governments that they engage and cooperate with the national government.
- b) If approved she would forge a good working relationship with the National Government for policy and other support. To achieve this,

she would put in place a proper communication mechanism with the National Government.

VI. With respect to structuring of oversight process to avoid conflicts between the Assemblies, the Senate and the Courts –

The nominee observed that there is need to sensitize the judiciary on how to adjudicate matters affecting counties so that public good can be safeguarded. She gave an example where court orders have been used by land grabbers to proceed to hold on land meant for schools and other public utilities within counties. She opined that Courts and other institutions should not be used to subvert justice. She proposed that there should be proper dialogue among the oversight institutions for the welfare of the people.

VII. Regarding her integrity–

The nominee affirmed that she is of high integrity and upholds professional conduct in her work.

3.8 APPEARANCE BEFORE THE COMMITTEE BY MR. LARRY WAMBUA - COUNTY EXECUTIVE COMMITTEE MEMBER NOMINEE FOR THE OF DEVOLUTION, PUBLIC SERVICE AND ADMINISTRATION SECTOR.

The County Executive Committee Member nominee for the Devolution, Public Service and Administration Sector, Mr. Larry Wambua appeared before the Committee on Tuesday, 24th October, 2017 at 11.00am and was informed by the Chairperson that in line with the provisions of the Public Appointments (County Assemblies Approval) Act No. 5 of 2017 the Committee invited submissions from the Public on his suitability or otherwise for appointment to Public office, but none had been received by close of business on 16th October, 2017.

While under oath, he proceeded to inform the Committee as follows:-

A. Regarding self-introduction, knowledge, experience and qualification, the nominee informed the committee that he was born on 23rd March 1965 and;

- a) The nominee holds a Bachelor of Laws from the University of Nairobi and a Diploma from the Kenya School of Law.
- b) The nominee previously worked as a County Executive Committee Member for the Department of Tourism, Culture, Sports, Cooperative Development and Marketing from 2016-2017, Department of Public Service, Labor, ICT, Cooperative Development and Marketing from 2015-2016 and the Department of Agriculture, Livestock, Fisheries, Cooperative Development and Marketing from 2013-2015 at Machakos County Government.
- c) The nominee also worked as a Managing Partner at Wambua & Co. Advocates from March 1991- 2013 and as a Chairman, Law Society of Kenya (LSK), (Southern Kenya Branch) from 2005-2011.
- d) The nominee is a member of the following professional associations and Board Membership;
 - Law Society of Kenya (LSK)
 - Board Member – Machakos Technical Training Institute (MTTI).

B. In response to questions put to him by Members of the Committee, Mr. Larry Wambua stated as follows:-

I. With respect to his suitability for the position nominated and why he applied for the position –

The nominee submitted that –

- a) As a lawyer and having successfully served as a CEC Member in Machakos County he is capable to serve as a CEC Member in Nairobi City County and specifically in the position he had been nominated to.
- b) Nairobi City County provides a more challenging opportunity that he is ready to serve in compared to Machakos County.

- c) In Machakos County he succeeded in programmes he oversaw for instance, under the Agriculture sector where he was in charge, he introduced subsidy programmes that increased food production thus guaranteeing food security within Machakos County.

II. Regarding his general understanding of the Sector and the structural changes that he intends to institute in the County's Public Service for efficient service delivery–

The nominee submitted that –

- a) He will advocate for further devolution of services to the sub-county and ward levels so that citizens can access services at the lowest level of administration.
- b) That he will establish service delivery centres fashioned on the “hudumacentre” concept so that citizens can easily access services from the County Government.
- c) That on the issue of ghost workers, he will adopt a strategy employed by the Machakos County Government where staff data was electronically captured and staff were to log in at their work stations.
- d) That if approved, he will embark on retraining County Askaris so that they can understand the current legal and constitutional demands with regard to their services.
- e) He will advocate for an early retirement programme for the aging workforce through a consultative approach and in turn employ qualified staff.

III. Navigating the relationship between himself and the County Assembly if appointed –

The nominee informed that as a person he likes consultation and cooperation and therefore being the CEC Member for devolution, public service and administration, he would consult Members on matters affecting their wards.

IV. Whether there is any legislative support to be prioritized for the Sector

The nominee submitted that currently he didn't have a particular legislative proposal/requirement but in future he would be proposing a review of by-laws particularly by-laws that hinder communities from engaging in improving their neighborhoods.

V. How he will relate with his counterpart at National level to ensure both County and National Government respect their constitutional mandates and deliver services to wananchi –

The nominee submitted that-

- a) The law establishes mechanism of corporation and relationship between the national government and the county government. He cited the CEC Forum as one of the mechanism of relating between the County Government and the Ministry of Devolution.
- b) That he will respect and support a cordial relationship between the national government and the County Government through the existing mechanism.

VI. With respect to structuring of oversight process to avoid conflicts between the Assemblies, the Senate and the Courts –

The nominee submitted that in his view, the County Assembly is well placed to conduct oversight since it's the one responsible for formulating the budget. The Senate may not be in a position to conduct effective oversight on County Governments.

VII. Regarding his integrity–

The nominee submitted that:-

- a) He is a person of high integrity and that during his tenure as a CEC Member in Machakos County and while practicing as a lawyer he was never involved in any corrupt dealings.
- b) While serving as a CEC Member in Machakos he dismantled corruption cartels especially in the procurement process.

3.9 APPEARANCE BEFORE THE COMMITTEE BY MR. CHARLES KERICH - COUNTY EXECUTIVE COMMITTEE MEMBER NOMINEE FOR THE OF ICT AND E- GOVERNMENT SECTOR

The County Executive Committee Member nominee for ICT and E-Government Sector, Mr. Charles Korogen Kerich, appeared before the Committee on Tuesday, 24th October, 2017 at 12.00pm and was informed by the Chairperson that in line with the provisions of the Public Appointments (County Assemblies Approval) Act No. 5 of 2017 the Committee invited submissions from the Public on his suitability or otherwise for appointment to Public office, but none had been received by close of business on 16th October, 2017.

While under oath, he proceeded to inform the Committee as follows:-

A. Regarding self-introduction, knowledge, experience and qualification, the nominee informed the committee that he was born on 23rd December 1974 and;

- a) He is currently the Chairman, Media Council of Kenya and the Head of Content, Radio Africa Group and Editor, The Star Newspaper.
- b) He is an ongoing student of a Master's Degree in International Studies at University of Nairobi.
- c) He holds a Bachelor in Business Administration, Communications from Daystar University and a Diploma in Journalism from Kenya Institute of Mass Communication (KIMC), Nairobi.
- d) The nominee is a member of the Kenya Editors Guild.
- e) The nominee previously worked as a Deputy Editor and News Editor, The Star from December 2011-January 2014, Group News Editor from 2009-2011 and News Editor, at Radio Africa Limited, Nairobi between March 2008–December 2008.
- f) The nominee also worked with Royal Media Services as an Associate Editor, Radio between October 2007- February 2008, as the Head of News, Hot 96 FM

from July 2006- October 2007. He also worked as the Deputy Head of News, Kiss FM, Radio Africa Limited between September 2000- June 2006.

- g) He also worked as a Writer/Editor, East & Central Africa Journal at Central Africa News Agency between June 1999- September 2000, as a Reporter at Evening Sky Business Africa between January 1998- May 1999 and as Reporter with Kenya Times from September 1996-January 1998.

B. In response to questions put to him by Members of the Committee, Mr. Charles Korgoren Kerich stated as follows:-

I. Regarding Suitability for position nominated -

The nominee informed the Committee as follows -

- a) That he has what it takes to bring positive change to the City, having years of experience in management and leadership which he will bring to benefit of the County.
- b) He will be a dedicated servant of the people and a firm leader of the team he will be in charge of, demonstrable from his long spanning career life.
- c) He shares in the Governor's vision and believes his nomination was out of his professionalism.
- d) He is not looking for the job to mark time and go away after five years – he is committed to make a difference.

II. With respect to the Relationship between Executive and Assembly -

The nominee informed the committee as follows -

- a) That he recognizes that MCAs are elected representatives – people have expectations on them.
- b) If appointed as CECM, he will create a symbiotic relationship needed to work for the people of Nairobi.
- c) That he will endeavor to cooperate and facilitate the oversight role of the County Assembly.

III. Whether he has the temperament to undertake the task he has been nominated -

The nominee assured the Committee that he is capable and equal to the task. That he has always performed his duties with diligence and courage.

IV. With respect to allegations of being a politician's journalist and whether he has been biased in his career -

The nominee noted as follows –

- a. He is not a member of any political party and his political choices as a citizen have never affected his professional life.
- b. That he has maintained his position for over 20 years of his career in journalism, including at Radio Africa by being professional.
- c. Observed that it is difficult to align himself with a political party seeing as he has received complaints from the two leading political outfits blaming him of bias.
- d. However, the nominee noted that he believes in the Governor's manifesto and supports it.

V. Regarding assurance that he will serve all residents fairly and equally despite their political affiliations -

- a) The nominee reiterated that he has been professional in his career and will continue to act so if given the opportunity.
- b) That he will serve residents equally irrespective of political affiliation, tribe, race or gender without fear or favor, malice or prejudice.
- c) That no one will be treated in a manner not deserving of respect for any reason.

VI. With respect to source of income, net worth -

The nominee informed the Committee as follows -

- a) That his Gross salary as of last employment at Radio Africa was

Kshs790,000/-, with a Honorarium of Kshs720,000/- per year.

b) That his net is true as on record, estimated at Kshs.35 million.

VII. Regarding his motivations for leaving his current lucrative employment for comparably low pay as CECM -

The nominee stated that -

- a) He has worked in the private sector for 20 years and believes he can apply that experience to public service.
- b) He is not motivated by money and if that were his motivation, he could have easily negotiated with his current employer for a raise.
- c) Whatever he makes will meet his monthly requirements sufficiently.

VIII. Measures to enhance proper revenue collections in the County, keeping in mind challenges with Jambo Pay -

The nominee noted as follows –

- a) That Jambo Pay was a good initiative, despite its challenges.
- b) That Jambo Pay only deals with possibly 14 revenue streams of revenue out of the 100 plus streams.
- c) That he is aware Jambo Pay has since been given additional streams of revenue to collect.
- d) Observed that it may not be possible for one organization such as Jambo Pay to collect revenue from all streams.
- e) That the County may have to relook the Jambo Pay contract to see how best to go about addressing the issues with the system.
- f) Observed that digitization is key to improving efficiencies in revenue collections from all streams.
- g) In order to prevent duplication, it will be essential that all departments channel their digitization needs under one roof – the ICT department.

IX. How he will create vibrant public participation in the County -

The nominee observed as follows –

- a) For the public to participate efficiently, it is crucial that they know what is going on to have the right questions to ask.
- b) The Ward Development Fund is a key plank of efficiency of MCAs and avenue for meaningful public participation in County projects at the ward level.
- c) Further devolution necessary for public participation to make sense.
- d) There no point for residents in the sub counties coming to City Hall for services.
- e) Innovative ways needed to devolve service delivery – for instance mobile payments for services etc.
- f) The Department will play a key role in encouraging public participating at levels of government.
- g) Introduction of digital platforms necessary to meet the service delivery needs of the growing population faster and efficiently.
- h) He will facilitate the Assembly to conduct public participation whenever called upon as necessary.

X. On when he last filed his returns and the trueness of his net worth from filed returns -

The nominee stated that his last tax returns were filed in June, 2017. Current status valid and what is on record before committee as declared is the true position.

XI. With respect to Legislative support needed from the ICT Committee and support for the Committee to understand what his sector does -

The nominee stated that –

- a) First he will begin by availing himself should the Committee ever require him to participate in anything related to the mandates of the sector.

- b) A review of the PWC audit of ICT system in County reveals a lot that can be done to enhance efficiencies.
- c) The creation of the data center is very crucial to making information available for all citizens.
- d) He will endeavor to always engage Members of the Committee in all plans and projects in the sector.
- e) The Sector will need the ICT Committee's support to make City Hall ICT compliant.

XII. Challenges he expects to meet and how he will solve them -

The nominee informed the Committee as follows –

- a) Challenges are many but surmountable, from budgetary constraints, availability of funds and staff capacity.
- b) To deal with financing challenges, the department will prioritize projects with bigger impacts.
- c) Digitization which is currently ongoing, including the World Bank Data Centre initiative, which did not conclude for whatever reason – need to be restarted.
- d) Understands the challenges of the average Nairobi resident – will work to make sure residents get value for money.
- e) That ICT services will be self-evident – service interaction between Nairobi and County Government to be easy and seamless.
- f) The centralization of services at City Hall poses a major challenge. The County needs further decentralization to mitigate this challenge. That it should be possible for residents to enjoy services from wherever they are across the City.
- g) That resistance will also be a key challenge – there will always be people who benefit from chaos.
- h) Use of a proper Biometric System essential to dealing with idlers who create additional bureaucratic bottlenecks to service delivery. Biometrics will also help weed out ghost workers.
- i) Noted that the challenge is to have the courage to overcome the expected resistance.

- j) Another challenge might be capacity amongst staff – lack of continuous training – undertake skill set analysis to know status and see who needs assistance to better perform their functions.
- k) Space is also a challenge – City Hall cannot afford to have tenants when staff have no place to sit – assembly support need to find ways to get additional space.
- l) Proposed that some services be moved to sub-counties to create space – for instance moving services to County Social Halls so offices can operate from there.
- m) Biggest challenge will be to house all ICT related issues under one roof – Assembly support needed to ensure all budgets for ICT related activities are housed under ICT department to avoid duplication, for instance the use of IFMIS to piggy back on creating efficiencies and remove delays in payments and bureaucratic corruption.

XIII. Regarding assurance that he will deliver ICT services that are up to date and improve efficiencies in service delivery -

Nominee observed as follows-

- a) He is committed to work towards improving efficiencies in the ICT sector and across County departments.
- b) He would create up to date services by bringing all ICT related services under one roof for ease of implementation of digitization.
- c) Successful digitization will help weed out corruption and bureaucratic inefficiencies and thus improve service delivery.

XIV. What changes he will make compared to what was there before -

The nominee stated as follows –

- a) That it is important to deal with culture and attitudes from day one – the two determine whether the institution succeeds or fails.
- b) Lethargy amongst employees remains a big challenge to proper and efficient service delivery to the public.

- c) The ability to hold people to account will be crucial to changing culture and attitudes – for instance the use of biometrics to monitor employees. Leveraging ICT for proper management of the County human resources will be essential.

XV. With respect to digitization of markets and proper management for efficiencies and increased revenue collections - particularly measures he will put in place -

The nominee informed the Committee as follows –

- a) That markets can bring in increased revenue immediately if the right systems are put in place.
- b) That the first step is to map out the markets – part of an effort to recover some markets from cartels which have taken over some markets.
- c) He will make payment for services easy and convenient for traders in the markets to avoid conflicts with inspectors, observing that it is unfair to harass small scale market traders if they are not being properly facilitated in the markets.
- d) In the alternative, he proposed that the County make it punitive for people who cheat the system and refuse to pay rates of charges.
- e) There is need to improve current systems on payments, for instance management of parking.
- f) That digitization should enable the County track and trace cheats who don't pay parking fees – use of RFID should enable county track vehicles that cheat on fees.
- g) Find ways to digitize revenue collection not just for markets, but even for “boda bodas” who often times add to the chaos – proper regulation important.

3.10 APPEARANCE BEFORE THE COMMITTEE BY MR. MOHAMED AHMED DAGANE – EXECUTIVE COMMITTEE MEMBER NOMINEE FOR ROADS, INFRASTRUCTURE AND TRANSPORT SECTOR

Mr. Mohamed Ahmed Dagane appeared before the Committee on Tuesday, 24th October, 2017 at 1.00pm and after introductions, he was informed by the Chairperson that in line with the provisions of the Public Appointments (Parliamentary Approval) Act 2011, the Committee invited Memoranda from the Public on his suitability or otherwise for appointment to public office, but none was received.

While under oath, he proceeded to inform the Committee as follows:-

A. Regarding self-introduction, knowledge, experience and qualification, the nominee informed the committee that he was born on 15th January 1980 and;

- a) He is currently the Programs Coordinator, RACIDA.
- b) He holds a Master of Arts in Governance and Ethics from Mount Kenya University (2016).
- c) The nominee also holds Bachelor of Science, Mass Communication from Islamic University, Uganda (2001).
- d) Attended other professional courses at various institutions, as well as seminars and workshops.
- e) The nominee previously worked as a Social Protection Rights Coordinator at Help Age International (2008 - 2010); Project Manager at Norwegian Church Aid (2007 -2008); and Logistics Officer, Consortium of Cooperating Partners (COCOP) (2006-2007).

B. In response to questions put to him by Members of the Committee, Mr. Mohamed Ahmed Dagane stated as follows:-

I. Regarding suitability for the position nominated and why he applied for the position –

The nominee submitted that –

- a) That despite not being an engineer or possessing academic qualifications related to transport and public works, the position he has been nominated to shall be a managerial position where he will be required to provide strategic leadership. He would rely on the technocrats within the Sector for technical advice. He will also continue doing thorough background research in the area.
- b) That he has lived in Nairobi City County entire of his life and therefore he understands the challenges affecting Nairobi especially on transport and infrastructure.
- c) That he has worked with local and international organizations providing humanitarian support hence he has the requisite experience.

II. With respect to his general understanding of the Sector and how to address challenges affecting the Sector–

The nominee submitted that –

- a) In order to address transport challenges particularly traffic congestion in the County, he will advocate for the employment of more traffic marshals to control traffic flow.
- b) He will support the introduction of high capacity public transport buses in order to eliminate the low capacity matatus which contribute to traffic congestion. This will be done through a structured process by giving incentives to Matatu owners who will in turn acquire the high capacity buses.
- c) He will work towards expanding the Central Business District (CBD) to the neighboring areas of Upper Hill and Eastleigh so that to remove pressure and congestion in the current CBD.
- d) He will initiate the provision of traffic signs and ensure that traffic lights are fully operation in order to aid in traffic flow
- e) He will address the Matatu menace and the upsurge of motorcycles within the CBD by putting in place strict rules.

- f) He will ensure that roads that are in poor condition are renovated and contractors who are yet to be paid their dues are paid.

III. Navigating relationship between himself and the County Assembly if appointed -

The nominee informed the Committee that he will be expecting the County Assembly to oversight his work and he will be submitting himself to that oversight. He will also cultivate a collaborative approach with the County Assembly and engage Members on the projects/programs he will be undertaking.

IV. Whether there is any legislative support to be prioritized for the Sector -

The nominee submitted that he will be expecting the support of the Assembly to approve various policies on proper management of public transport.

V. How he will relate with his counterpart at National level to ensure both County and National Government respect their constitutional mandates and deliver services to wananchi –

The nominee informed that he will closely work with the national government since the Sectors functions cannot be dispensed without the full support of the national government.

VI. On his integrity, expected salary cut and conflict of interest–

The nominee submitted that:-

- a. He is not corrupt and that he will not be compromised by family or friend relationships/interests while discharging his functions.
- b. He is fully aware that if appointed, he will be expected to cut his income since the CEC Member's position attracts a low salary compared to his current earnings. However, he is motivated by his desire to serve the public rather than income from the position.
- c. That he didn't falsify his academic certificates and that they are a true reflection of his performance. Most of his education both from local institutions and international institutions was supported through scholarships.

4.0 COMMITTEE'S OBSERVATIONS AND FINDINGS

The Committee having considered the nominees curriculum vitae and heard their oral submissions during the vetting exercise made the following observations and findings.

4.1 General Observations

The Committee having considered the nominees' filled Questionnaires pursuant to the Public Appointments (County Assemblies Approval) Act, 2017, their Curricula Vitae and having heard their oral submissions during the vetting exercise made the following observations:

THAT: -

1. All the nominees satisfy the requirements of Chapter Six of the Constitution of Kenya on leadership and integrity which is a requirement under section 35(3)(c) of the County Governments Act, 2012 in that:-
 - a) The nominees have been cleared by the Ethics and Anti-Corruption Commission (EACC), Directorate of Criminal Investigations (DCI), Kenya Revenue Authority (KRA), Higher Education Loans Board (HELB) and the Credit Reference Bureau (CRB).
 - b) The nominees have not been charged in a Court of Law.
 - c) The nominees do not exhibit a potential conflict of interest.
2. The entire nomination list meets the requirements of the provisions of Section 35(2) of the County Governments Act, 2012 in that:-
 - a) It takes into account the Constitutional principle of gender balance such that out of the ten (10) nominees, three (3) are female while seven (7) are male.
 - b) There is representation of the minorities, marginalized groups and communities within Nairobi City County; and
 - c) Upholds the community and cultural diversity within Nairobi City County.

3. All the nominees meets the requirements of Section 35(3)(d) since they exhibited impressive knowledge of topical and legal issues touching on the respective dockets and have the requisite abilities, qualifications and experience. Therefore, the Committee found ALL the nominees suitable for appointment as Members of the County Executive Committee having met both the Constitutional and the statutory requirements.

A summary of the Committee's specific observations for each nominee is highlighted as follows:-

4.2 MS. VESKA JEPKEMBOI KANGOGO - NOMINEE FOR THE FINANCE AND ECONOMIC PLANNING SECTOR.

- a) She is currently the Vice-Chairperson, Nairobi County Public Service Board.
- b) Currently pursuing a PhD in Leadership and Governance from Jomo Kenyatta University of Agriculture and Technology.
- c) She holds a Master's in Business Administration (Strategic Management) from the Kenya Methodist University.
- d) The nominee also holds a Bachelor of Education from Kenyatta University.
- e) Attended other professional courses at various institutions, as well as seminars and workshops.
- f) Attended various other professional courses and attained Certificates in building competencies from KASNEB, Human Resource Management and is a member of the following professional associations and Board Membership;
 - (i) CPSK (KASNEB)
 - (ii) HRM
 - (iii) Board Member – St. Thomas Secondary School, Kapchorwa
- g) The nominee previously worked as a Corporate Affairs and marketing Manager and Human Resource and Administration Manager, Local Authorities Provident Fund (LAPFUND) between 2008– 2011 and 2005-2008 respectively and Human Resources Officer, Kenya Broadcasting Corporation (KBC) between 2000 – 2005.

- h) She has never been charged in a Court of Law, has no potential conflict of interest, and has fully complied with her tax obligation and other relevant clearances from state agencies as required.
- i) She has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution which deals with conduct of state officers that are adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry.
- j) **The Committee found the nominee suitable and qualified for appointment as the County Executive Committee Member for the Finance and Economic Planning Sector.**

4.2 **ARCH. PETER WACHIRA NJUGUNA - NOMINEE FOR THE LANDS, URBAN RENEWAL AND HOUSING SECTOR.**

- a) He is currently working as a managing Partner with Studio Partners Group.
- b) He holds a Master of Business Administration (MBA) from the United States International University (2010) and a Bachelor of Architecture from the University of Nairobi (1996).
- c) Attended other professional courses at various institutions, as well as seminars and workshops.
- d) He's a member of the following professional associations;
 - (i) Architectural Association of Kenya (AAK); and
 - (ii) Board of Registration of Architects and Quantity Surveyors (BORAQS).
- e) The nominee previously worked as a Managing Director at National Housing Corporation (NHC) (2012 - 2014) and Managing Partner with Studio Partners from 2000-2012.
- f) He has never been charged in a Court of Law, has no potential conflict of interest, and has fully complied with his tax obligation and other relevant clearances from state agencies as required.
- g) He has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution which deals with conduct of state officers that are adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry.
- h) **The Committee found the nominee suitable and qualified for appointment as the County Executive Committee Member for the Lands, Urban Renewal and Housing Sector.**

4.3 DR. HITAN CHHGAN MAJEVDIA - NOMINEE FOR THE HEALTH SERVICES SECTOR.

- a) He is currently the owner and a Managing Director at Biopharma Limited.
- b) He holds a Masters in Strategic Management from the Brunswick University.
- c) The nominee also holds a Bachelor of Science.
- d) He is a member of the following professional affiliations;
 - i) KAM
 - ii) KNCCI
 - iii) FKPM
 - iv) Patron – Nairobi University Pharmacy Association
- e) He built Biopharma Limited Company from a retail pharmacy in the early 90s to a full- fledged pharmaceutical manufacturing facility that it is today.
- f) The nominee previously worked as the owner and a Managing Director, St. Claire Estates Malindi, owner and a Managing Director, Minazini Resorts Ltd Malindi.
- g) He has never been charged in a Court of Law, has no potential conflict of interest, and has fully complied with his tax obligation and other relevant clearances from state agencies as required.
- h) He has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution which deals with conduct of state officers that are adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry.
- i) **The Committee found the nominee suitable and qualified for appointment as the County Executive Committee Member for the Health Services Sector.**

4.4 MR. ALLAN IGAMBI ESABWA - NOMINEE FOR THE COMMERCE, TOURISM AND COOPERATIVES SECTOR

- a. He is currently working as a General Manager at Nairobi Safari Club.
- b. He holds a Master of BSc from Kenyatta University (2010-2014) and a Diploma in Hotel Management from the Kenya Utalii College (1994-1998).
- c. He's a member of;

- (i) Skal Club of Kenya and
 - (ii) Charge D’Mission
- d. The nominee previously worked as a Deputy General Manager in charge of Rooms Division at Nairobi Serena Hotel (October 2011 – July 2015), General Manager at Quality Hotel in Juba (September 2009- September 2010), Deputy General Manager at Kampala Serena Hotel (April 2009- August 2009 and Deputy General Manager at Serena Beach Resort and Spa from January 2007- March 2009.
 - e. The nominee also worked as a Food and Beverage Manager at Serena Beach Resort and Spa (August 2005- December 2006), Rooms Division Manager at Serena Beach Resort and Spa (October 2002- July 2005), Front Office Manager at Nairobi Serena Hotel (August 1999- September 2002) and Assistant Lodge Manager at Serena Mountain from November 1998- July 1999.
 - f. He has never been charged in a Court of Law, has no potential conflict of interest, and has fully complied with his tax obligation and other relevant clearances from state agencies as required.
 - g. He has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution which deals with conduct of state officers that are adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry.
 - h. The Committee found the nominee suitable and qualified for appointment as the County Executive Committee Member for Commerce, Tourism and Cooperatives Sector.

4.5 MS. EMMAH MUKUHI MUTHONI - NOMINEE FOR THE ENVIRONMENT, WATER, ENERGY AND NATURAL RESOURCES SECTOR

- a. She is a flight attendant, Kenya Airways.
- b. She holds a Bachelor in Business Administration from Jomo Kenyatta University of Agriculture and Technology.
- c. The nominee also holds a Diploma in IATA/UFTAA from Air Travel & Related Studies Centre and a Certificate in Airline Cabin Crew from Pride Centre, Kenya Airways.
- d. Holds Certificates in Customer Service, Travel and Tourism Foundation

from the Air Travel & Related Studies Centre.

- e. The nominee previously worked as an Assistant Finance Controller at Toddy Civil Engineering Company between December 2010-October 2011 and an intern with Kenya Airways between October 2011– June 2013.
- f. She has never been charged in a Court of Law, has no potential conflict of interest, and has fully complied with her tax obligation and other relevant clearances from state agencies as required.
- g. She has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution which deals with conduct of state officers that are adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry.
- h. **The Committee found the nominee suitable and qualified for appointment as the County Executive Committee Member for the Environment, Water, Energy and Natural Resources Sector.**

4.6 MR. DANVAS MAKORI - NOMINEE FOR THE AGRICULTURE, LIVESTOCK DEVELOPMENT, FISHERIES AND FORESTRY SECTOR

- a. He is currently the Director – Service Delivery Unit and an Aide to the Governor, Nairobi City County Government.
- b. He holds a Doctor of Theology (PhD) from the International Christian University (2012), Master of Arts in Biblical Theology from the International Christian University (2009) and a Bachelor of Arts in Theology from the Jameson Christian College (2007).
- c. The nominee also holds a Diploma in Practical Ministry from Word of Life (2003).
- d. The nominee is also a partner at Bridge Consulting LLP.
- e. The nominee previously worked as a Senior Pastor at River of Life (2012 - 2016); Chief Officer of New Creation Logistics (August 2007 – October 2014); Vice-President of Global Logistics (2011 - 2013); Assistant Pastor at Trinity Episcopal Church (2009 - 2011); and a Youth Pastor at Abundant Life Worship Ministries (2004-2006).
- f. He has never been charged in a Court of Law, has no potential conflict of interest, and has fully complied with his tax obligation and other relevant clearances from state agencies as required.
- g. He has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution which deals with conduct of state officers that are adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry.

h. The Committee found the nominee suitable and qualified for appointment as the County Executive Committee Member for the Agriculture, Livestock Development, Fisheries and Forestry Sector.

4.7 MS. JANET OUKO - NOMINEE FOR THE EDUCATION, YOUTH, GENDER, SPORTS, CULTURE AND SOCIAL SERVICES SECTOR.

- a) She is currently the National Coordinator and Chief Executive Officer, Elimu Yetu Coalition (EYC).
- b) She is an ongoing student of a Master Degree in Arts, Project Management, monitoring and Evaluation at Kenyatta University.
- c) The nominee holds a Bachelor of Business Management from Moi University.
- d) The nominee previously worked as a Program Officer for in Eastern Africa, Africa Network Campaign on Education For All (ANCEFA) between 2009– December 2011, Executive Director and Programmes Manager at Elimu Impact from 2008- February 2009 and February 2008 March 2007 respectively.
- e) The nominee also worked as a Trainer of Trainers at Kenya Elections Domestic Observation Forum from June 2007- November 2007 and as a Field Development Officer at Rongai Leaders of Today between 2003 –2004.
- f) She has never been charged in a Court of Law, has no potential conflict of interest, and has fully complied with her tax obligation and other relevant clearances from state agencies as required.
- g) She has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution which deals with conduct of state officers that are adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry.
- h) The Committee found the nominee suitable and qualified for appointment as the County Executive Committee Member for the Education, Youth, Gender, Sports, Culture and Social Services Sector.

4.8 MR. LARRY WAMBUA - NOMINEE FOR THE DEVOLUTION, PUBLIC SERVICE AND ADMINISTRATION SECTOR

- a) The nominee holds a Bachelor of Laws from the University of Nairobi and a Diploma from the Kenya School of Law.

- b) The nominee previously worked as a County Executive Committee Member for the Department of Tourism, Culture, Sports, Cooperative Development and Marketing from 2016-2017, Department of Public Service, Labor, ICT, Cooperative Development and Marketing from 20158-2016 and the Department of Agriculture, Livestock, Fisheries, Cooperative Development and Marketing from 2013-2015 at Machakos County Government.
- c) The nominee also worked as a Managing Partner at Wambua& Co. Advocates from March 1991- 2013 and as a Chairman, Law Society Of Kenya(LSK), (Southern Kenya Branch) from 2005-2011.
- d) The nominee is a member of the following professional associations and Board Membership;
 - i. Law Society of Kenya (LSK).
 - ii. Board Member – Machakos Technical Training Institute (MTTI).
- e) He has never been charged in a Court of Law, has no potential conflict of interest, and has fully complied with his tax obligation and other relevant clearances from state agencies as required.
- f) He has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution which deals with conduct of state officers that are adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry.
- g) **The Committee found the nominee suitable and qualified for appointment as the County Executive Committee Member for the Devolution, Public Service and Administration Sector.**

4.9 MR. CHARLES KERICH - NOMINEE FOR THE ICT AND E-GOVERNMENT SECTOR

- a) He is currently the Chairman, Media Council of Kenya and the Head of Content, Radio Africa Group and Editor, The Star.
- b) He is an ongoing student of a Master Degree in International Studies at University of Nairobi.
- c) He holds a Bachelor in Business Administration, Communications from Daystar

University and a Diploma in Journalism from Kenya Institute of Mass Communication (KIMC), Nairobi.

- d) The nominee is a member of the Kenya Editors Guild.
- e) The nominee previously worked as a Deputy Editor and News Editor, The Star from December 2011-January 2014, Group News Editor from 2009-2011 and News Editor, at Radio Africa Limited, Nairobi between March 2008–December 2008.
- f) The nominee also worked with Royal Media Services as an Associate Editor, Radio between October 2007- February 2008, as the Head of News, Hot 96 FM from July 2006- October 2007. He also worked as the Deputy Head of News, Kiss FM, Radio Africa Limited between September 2000 - June 2006.
- g) He also worked as a Writer/Editor, East & Central Africa Journal at Central Africa News Agency between June 1999- September 2000, as a Reporter at Evening Sky Business Africa between January 1998- May 1999 and as Reporter with Kenya Times from September 1996-January 1998.
- h) He has never been charged in a Court of Law, has no potential conflict of interest, and has fully complied with his tax obligation and other relevant clearances from state agencies as required.
- i) He has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution which deals with conduct of state officers that are adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry.
- j) The Committee found the nominee suitable and qualified for appointment as the County Executive Committee Member for the ICT and e-Government Sector.**

4.10 MOHAMMED AHMED DAGANE - NOMINEE FOR THE ROADS, INFRASTRUCTURE AND TRANSPORT SECTOR

- a) He is currently the Programs Coordinator, RACIDA.
- b) He holds a Master of Arts in Governance and Ethics from Mount Kenya University (2016).
- c) The nominee also holds Bachelor of Science, Mass Communication from Islamic University, Uganda (2001).
- d) Attended other professional courses at various institutions, as well as seminars and workshops.
- e) The nominee previously worked as a Social Protection Rights Coordinator at Help Age International (2008 - 2010); Project Manager at Norwegian Church Aid (2007 -2008); and Logistics Officer, Consortium of Cooperating Partners (COCOP) (2006-2007).
- f) He has never been charged in a Court of Law, has no potential conflict of interest, and has fully complied with his tax obligation and other relevant clearances from state agencies as required.
- g) He has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution which deals with conduct of state officers that are adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry.
- h) **The Committee found the nominee suitable and qualified for appointment as the County Executive Committee Member for the Roads, Infrastructure and Transport Sector.**

6.0. RECOMMENDATIONS


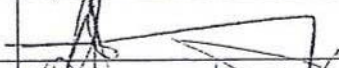

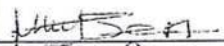
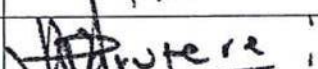
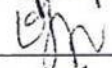
Pursuant to Article 179(2) (b) of the Constitution, Section 35 of the County Governments Act, 2012, Section 9 of the Public Appointments (County Assemblies Approval) Act, 2017, and Standing Order No. 196 (4) of the Nairobi City County Assembly Standing Orders, the Committee recommends:-

THAT, this Assembly approves the following ten (10) nominees for appointment by H.E. the Governor as County Executive Committee Members in their respective Sectors as follows:-

- 1) Ms. Veska Jepkemboi Kangogo - Finance and Economic Planning
- 2) Arch. Peter Wachira Njuguna - Lands, Urban Renewal and Housing
- 3) Dr. Hitan Chhagan Majevdia - Health Services
- 4) Mr. Allan Igambi Esabwa - Commerce, Tourism and Cooperatives
- 5) Ms. Emmah Mukuhi Muthoni - Environment, Water, Energy and Natural Resources
- 6) Dr. Danvas Makori - Agriculture, Livestock Development, Fisheries and Forestry
- 7) Ms. Janet Ouko - Education, Youth, Gender, Sports, Culture and Social Services
- 8) Mr. Larry Wambua - Devolution, Public Service and Administration
- 9) Mr. Charles Kerich - ICT and E-Government
- 10) Mr. Mohammed Ahmed Dagane - Roads, Infrastructure and Transport

ADOPTION OF THE COMMITTEE REPORT ON THE VETTING OF NOMINEES FOR MEMBERS OF THE COUNTY EXECUTIVE COMMITTEE RESPONSIBLE FOR VARIOUS SECTORS.

The following members appended their signatures to signify their agreement with the report:-

No.	NAME	SIGNATURE
1	Hon. Beatrice Elachi, MCA	
2	Hon. Abdi Ibrahim Hassan, MCA	
3	Hon. Elias Otieno Okumu, MCA	
4	Hon. Chege Mwaura, MCA	C.M.
5	Hon. Millicent Wambui Mugadi, MCA	
6	Hon. Peter Wanyoike, MCA	PW
7	Hon. Peter M. Warutere, MCA	
8	Hon. Emily Ondeje Oduor, MCA	
9	Hon. Peter Imwatok, MCA	
10	Hon. David Njilithia Mberia, MCA	