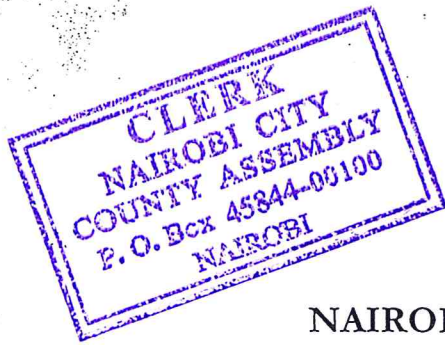


by Hon. Osman Adow
COUNTY GOVERNMENT OF NAIROBI CITY



Approved
PCA Chair
02/05/2018

NAIROBI CITY COUNTY ASSEMBLY
SECOND ASSEMBLY-SECOND SESSION

Paper
Laid on
02/05/2018

REPORT
OF THE SECTORAL
COMMITTEE ON ENERGY, INFORMATION, COMMUNICATION AND
TECHNOLOGY
ON

THE VETTING OF CHIEF OFFICER NOMINEE FOR ICT AND
INFRASTRUCTURE DEPARTMENT

Approved
2/5/2018
[Signature]

Clerk's Chambers
City Hall Buildings
NAIROBI

APRIL, 2018

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 - 2) Mr. Peter Makokha Mukenya
- (iv) **Annexure (4) – Correspondences**
 - 1) Ethics and Anti-Corruption Commission

REFACE

1. Committee Mandate

Hon. Speaker,

The Sectoral Committee on Energy, Information, Communication and Technology is one of the Committees of the Nairobi City County Assembly established under Standing Order 203 (1) whose mandate, pursuant to the Standing Order 203 (6) is to, among others:-

- a) investigate, inquire into, and report on all matters relating to the mandate, management, activities, administration, operations and estimates of the assigned departments;*
- b) study the programmes and policy objectives of departments and the effectiveness of the implementation;*
- c) study and review all county legislation referred to it;*
- d) study, assess and analyze the relative success of the departments as measured by the results obtained as compared with its stated objectives;*
- e) investigate and inquire into all matters relating to the assigned departments as they may deem necessary, and as may be referred to them by the County Assembly;*
- f) vet and report on all appointments where the Constitution or any law requires the County Assembly to approve, except those under Standing Order 185(Committee on Appointments); and*
- g) Make reports and recommendations to the County Assembly*

The Committee is also mandated to deal with all matters related to County electricity and gas reticulation and energy regulation, communication, information, broadcasting and Information Communications Technology (ICT) management

1.2 Committee Membership

Hon. Speaker,

The Committee on Energy, Information, Communication and Technology was constituted by the Assembly on Wednesday 4th March, 2018 comprising of the following Members:-

- | | |
|------------------------------------|------------------|
| 1. Hon. Osman Adow, MCA | Chairperson |
| 2. Hon. James Mwangi, MCA | Vice Chairperson |
| 3. Hon. Alvin Olando Palapala, MCA | |

4. Hon. Herman Azangu, MCA
5. Hon. Catherine Apiyo Okoth, MCA
6. Hon. Doris Kanario, MCA
7. Hon. Fuad Hussein Mohamed, MCA
8. Hon. Fredrick Onyango Okeyo, MCA
9. Hon. Hassan Abdikadir, MCA
10. Hon. Joyce Muthoni, MCA
11. Hon. Kennedy Omondi Obuya, MCA
12. Hon. Joseph Mwangi Komu, MCA
13. Hon. Antony Ngaruiya, MCA
14. Hon. Cecilia Ayot, MCA
15. Hon. Mbugua Kabiru, MCA
16. Hon. Muthami Grace, MCA
17. Hon., Mwangi Njihia, MCA
18. Hon. Fredrick Omondi, MCA
19. Hon. Wanjiru Kariuki, MCA

1.3 Message from His Excellency the Governor

Hon. Speaker,

Pursuant to Article 179(2) (b) of the Constitution and Section 45 (a) and (b) of the County Governments Act, 2012, H.E. the Governor, Hon. Mbuvi Gideon Kioko Mike Sonko vide a letter dated 5th April, 2018 forwarded to the Speaker of the Nairobi City County Assembly, the names of Mr. Aaron Kibet Komingoi and Me. Peter Makokha Mukenya for vetting and approval by the County Assembly for appointment as Chief Officers responsible for the E-Government, ICT and Infrastructure departments as follows:-

NO	NAME OF NOMINEE	SECTOR
1.	Aaron Kibet Komingoi	ICT and Infrastructure
2.	Peter M. Mukenya	E-Government

1.4 Committal to Committee on Energy and ICT

Hon. Speaker,

Pursuant to Standing Order 43(1), on 10th April, 2018 the Honorable Speaker informed the Assembly that she had received the notification of the nominations. The notification of two (2) nominations for the position of E-Government, ICT and Infrastructure were therefore referred to the Sectoral Committee on Energy and ICT 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 Daily Nation Newspaper and the Standard Newspaper on Wednesday 11th April, 2018, 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 Thursday 19th April 2018 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 Chief Officer. In total, the Committee held five Sittings in consideration of this matter.

1.6 Acknowledgement

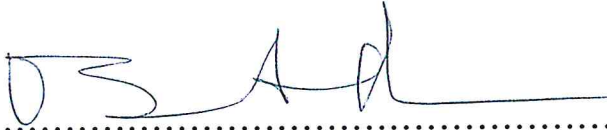
Hon. Speaker,

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 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 Sectoral Committee on Energy and ICT, it is my pleasure and duty to present to the Assembly, the Committee's Report on the vetting of the two (2) nominees for appointment to the position of Chief Officer for adoption pursuant to the Standing Orders of the County Assembly and other enabling provisions of the Law.

Thank you.

Signed 

Hon. Osman Adow, MCA
(Chairperson)
Sectoral Committee on Energy and ICT

Dated this 2 day of May 2018

3. BACKGROUND

1 Mandate of the Sectoral Committee on Energy and ICT

The Sectoral Committee on Energy and ICT is one of the Committees established under Standing Order No. 203 and is mandated amongst others to vet and report on appointments under Section 45 of the County Governments Act, 2012, (*County Chief Officers*). The said Section requires H.E. the Governor of Nairobi City County, Hon. Mbuvi Gideon Kioko Mike Sonko to nominate persons recommended by the County Public Service Board and with the approval of the County Assembly, appoint County Chief Officers.

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 Chief Officer Nominees

Section 45 of the County Governments Act, 2012, provides for the Governor’s power to appoint County Chief Officers, with the approval of the Assembly.

A letter from the Office of the Governor dated 5th April, 2018, addressed to the Speaker of the County Assembly indicated that pursuant to the provisions of Section 45 of the County Governments Act, 2012, H.E. the Governor, Hon. Mbuvi Gideon Kioko Mike Sonko had nominated two nominees to be considered for approval by the County Assembly for appointment as Chief Officers of the E-Government, ICT and Infrastructure departments.

On Tuesday, 10th April, 2018, the Honourable Speaker in a Message to the Assembly informed the Assembly that her office had received the names of the nominees, and directed that the names and curriculum vitae of the said nominees be referred to the relevant Sectoral Committees for vetting and reporting to the Assembly pursuant to Standing Order 203 (6) (f) 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 (5) and 10 of the Public Appointments (County Assemblies Approval) Act, 2017 respectively provides that- *“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”* and *“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”*.

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 Daily Nation Newspaper and Standard Newspaper on Wednesday 11th April, 2018 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 April, 2018, no memoranda contesting the suitability of the nominees had been received from the public.

In accordance with the provisions of Article 196 of the Constitution and section 7(5) 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 Energy and ICT to conduct the vetting and approval hearing of the nominees on Thursday, 19th April, 2018.

2.4 Clearance Requirements

To ensure compliance with the provisions of Chapter 6 of the Constitution, the nominees were 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)

ne 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 nominees had clearance certificates from Higher Education Loans Board (HELB), Ethics and Anti-Corruption Commission (EACC), Tax compliance, Criminal Investigation Department and from Credit Reference Bureau. (See annexure1)

3.0 VETTING OF CHIEF OFFICERS NOMINEES

In conducting the vetting process, the Sectoral Committee on Energy and ICT 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 Thursday, 19th April, 2018, at 10.00am, at the Members Lounge, Assembly Precincts, City Hall Buildings, the Committee conducted face to face interview of the for the ICT and Infrastructure nominee and at 11.30 am for the E-Government nominee respectively. The minutes of the vetting proceedings are attached to this report.

3.1 APPEARANCE BEFORE THE COMMITTEE BY MR. AARON K KOMINGOI- CHIEF OFFICER NOMINEE FOR THE ICT INFRASTRUCTURE DEPARTMENT

The Chief Officer nominee for the ICT and Infrastructure Department, Mr. Aaron Kibet Komingoi, appeared before the Committee on Thursday, 19th April, 2018 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 had invited submissions from the Public on his suitability or otherwise for appointment to Public office, and none had been received by close of business on Monday 16th April, 2018.

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

- A. With respect to self-introduction, knowledge, experience and qualification, the nominee informed the committee that;**
- a) He was born on 4th February 1980;
 - b) He is currently a superintendent Quantity Surveyor at the State Department of Public Works;
 - c) He is currently pursuing a PhD in Project Management;
 - d) He holds a Masters of Business Administration (Strategic Management) from the University of Nairobi;
 - e) The nominee also holds a Bachelor of Arts in Building Economics from University of Nairobi;
 - f) He has attained Certificates in Project Management Essential from KIA, Fidic Contract Course from the Chartered Institute of Arbitrators and is a member of the following professional associations;
 - (i) Institute of Quantity Surveyors of Kenya
 - (ii) Board of Registered of Architects and Quantity Surveyors
 - g) Has covered several ICT courses while pursuing his Bachelor of Arts; and
 - h) The nominee previously worked as a Quantity Surveyor at the Ministry of Public Works between 2005– 2010 and 2003-2004 respectively in the same ministry as an intern.

- b. He noted there is redundancy of technology that can be address sensitizing the staff and Members of the Committee on the technology used or introduced and therefore discussion on when to implement.
- c. Security is a challenge stating that information and data can be hacked or lost and therefore staff and all stakeholders should be trained on how to keep information safe and carry out trainings on the same.

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

The nominee stated that he will generally cultivate a close working relationship with the CEC, staff, Members of the Assembly generally and all stakeholders based on cordiality and an open communications channel, he will be a team player and will be available at all times.

IV. With respect to legislative support he sees as priority in his docket which he would want the Assembly to consider going forward -

The nominee noted that -

- a. He will respect the role of the County Assembly to oversight, make laws and approve policy and plans.
- b. If there are matters which require legislation, he will look at the gaps and seek support accordingly from the Assembly.
- c. He identified ICT related laws such as Cyber Security, Access to information Act, and the Vision 2030 which is earmarked to ICT that have been passed by the National Assembly to demonstrate that his knowledge about some of the legislative laws and policies.

V. With respect to solutions that will help in improving the County web portal that is to be interactive, informative and transactional –

He noted that-

- a. Need to identify existing gaps in the County Government web portal and fill them up with the require information
- b. The Web portal should be interactive with the public

In response to questions put to him by Members of the Committee, Mr. Aaron Kibet Komingoi stated as follows:-

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

The nominee stated as follows –

That he:

- a. Has 15 years of experience in building industry and training in Contract management, Project Management and infrastructure;
- b. Served in building industries where he has interacted with ICT engineers and gathered knowledge in multidisciplinary approach towards ICT services such as access control, installation and management of CCTV, installation of PABX and telephoning and many other ICT related issues;
- c. Has experience in Contract management where he has managed, initiated, monitored, evaluated and implemented contracts successfully.
- d. Bring in interdisciplinary complementarity from the ICT knowledge that he got in his Bachelors and Masters degrees to give ICT solutions

II. Why he applied for the position nominated -

The nominee observed that;

- a. That he has capacity to undertake the task given his experience in the building industry of 15 years is the right docket for achieving the foregoing in terms of the ICT infrastructure; and
- b. He has desire to serve the people of Nairobi.
- c. To build himself with the expertise that he has acquired

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

The nominee stated that –

- a. ICT as an interdisciplinary function cross cuts in every sector. Therefore, it is challenging to know exactly what each department is doing with regards to ICT. He indicated that the issue can be addressed by involving the staff to give updates on the ICT related activities being carried out in each department.

and infrastructure and decongestion of Nairobi by having an intelligent system that can be used to manage it. He mentioned that H. E the Governor had suggested to introduce cameras to the City to monitor the state of traffic and promised that if given the job, he will make a judgement when he sees the framework set and then make advice on its operations.

X. With respect to dealing with Pressure from family and friends–

- a. The 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 and if there is an interest, he will disclose.
- b. The nominee pointed out that he had previously worked as a mobilizer for Jubilee Party but ceased working with them and that he will serve residents equally irrespective of political affiliation, tribe, race or gender without fear or favor, malice or prejudice.

XI. 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 and in his 15 years of working no issues have been raised or pointed on indiscipline issues
- b. That he is straight forward and open and ready to embrace any ideas presented to him
- c. That he is aware of cartels that have been mentioned and mentioned that to deal with the cartels he will identify the loopholes that led to creation of the behavior, expose them and look for way forward and will have to collaborate with the Committee.

XII. With respect to what residents of Nairobi expect from him should this Assembly approve his nomination

The nominee stated that

- c. The Web portal should have applications that can be downloaded on mobile phones and computers.

VI. With respect to how he understands the Integrated City Revenue Management System (ICRMS) which is a core application to automate the County's business processes and give any ideas on how to implement the system in the County

- a. The nominee explained that ICRMS involves the data Centre where the public can access data, in case of disaster or when recovering the data, and an avenue used for revenue collection. The data should identify all the services offered by the County Government. He further expounded that the system should be intelligent and one that ensures that all services are put together to enable make decisions.
- b. He showed his knowledge about Jambo pay system as an online payment gateway that allows users to securely make payments for services rendered by the County.

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

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. He pointed out that his major priority is to ensure that the Governor's manifesto is achieved.

VIII. With respect to his Net worth -

The nominee observed that the net worth of 18 million declared is overall wealth that he has accumulated for the 15 years he has worked.

IX. With respect to knowledge in the Governors Manifesto –

Nominee noted that he is conversant with the Governor's manifesto and that ICT infrastructure cuts across all of them and was ready to align them and deliver in regard to ICT services. He picked on devolution of services which is major function of ICT

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

I. Suitability for the position nominated -

- a. 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 are from his experience while he was the Chief Officer of Agriculture, Irrigation and Corporative as well as the Chief Office of Trade, Energy and Industrialization in Bungoma County.
- b. He pointed out he will deliver if nominated like he did in his previous employment and gave one achievement that he took pride in, that Agriculture, Irrigation and Corporative Department in the County Government of Bungoma was rated as the best performing during his tenure as the Chief Officer. The audit was carried out by Price Water Coopers.
- c. The nominee stated that he has basic knowledge of computer operations

Why he applied for the position nominated and not in Bungoma County-

- a. The nominee informed the committee that he has always wanted to work in the Nairobi County to serve the public and that he knew that he is capable and equal to the task.
- b. He confirmed that the Nairobi county Government advertised for the Chief Officer Jobs before the Bungoma County and that he wanted a change.

II. 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.
He acknowledged that he was once a councillor and therefore has the know-how of handling the Members of the Assembly.

- a. He will work as expected and ensure he delivers the services to the resident under his docket by getting clear functions, roles and responsibilities.
- b. Looks forward to see Nairobi Services devolved to the residents and ensure they can access the services at any time
- c. He stated that he was familiar with the 2030 Vision and will put effort to align the pillars of the President and Governor's manifesto to achieve the set goals

Therefore, the Committee found the nominee suitable for appointment as Chief Officer of ICT and Infrastructure having met both the Constitutional and the statutory requirements.

3.2 APPEARANCE BEFORE THE COMMITTEE BY MR. PETER MAKOKHA MUKENYA – CHIEF OFFICER NOMINEE FOR E-GOVERNMENT DEPARTMENT

Mr. Peter M. Mukenya appeared before the Committee on Thursday, 19th April, 2018 at 11.30am 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, and none had been received.

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

C. With respect to self-introduction, knowledge, experience and qualification, the nominee informed the committee that;

- a. He was born on 23rd September 1969;
- b. He has worked as a Chief Officer in Bungoma County Government;
- c. He holds a Bachelor of Arts Degree from the University of Nairobi;
- d. He has a Certificate in Computer packages
- e. The nominee previously worked as Counselor at County Council of Bungoma, Commercial Trainer with Argmark Kenya, District Trade Development Officer in Lugari District, and Elegeyo Marakwet District and as a research assistant

III. Regarding pressure from family

Nominee reiterated that he will deal professionally with pressure from friends and family. He affirmed that he will dedicate himself to service.

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

- a) Nominee noted that running the website remains the biggest challenge to the E-Government department. He observed the difficulty of collecting and documenting all the information from other sectors and uploading the data on time.
- b) He explained that he will engage stakeholders, staff and the Committee to find ways to solve challenges facing the Sector.

V. 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) Accordingly, investments and his net worth pegged at Kshs.12 million.

VI. 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 and to approval of various policies

VII. How he will relate with his counterparts, CEC/Staff and respect their mandates and deliver services to wananchi –

The nominee submitted that-

- a) That he will respect and support a cordial relationship and encourage team work.

VIII. With respect to structuring of oversight process to avoid conflicts between the Assembly and the executive –

The nominee submitted that in his view, the parties involved should adhere to constitutional provisions and relevant acts that guide them.

IX. Regarding internet security–

The nominee stated that he will facilitate the internet security function by ensure the software has been approved before procuring.

X. 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) He confirmed that he had vied for a MCA seat on a Ford Kenya ticket but lost. He therefore stated that no one will be treated in a manner not deserving of respect and that he will serve residents equally irrespective of political affiliation.

XI. Regarding improvement of E-Government Index –

The nominee stated that appropriate resources should be set aside to support the Development Index. A mapping should be done of how internet services are used and make sure the public is able to use the E-services to the county.

XII. Regarding County e-government strategies and policies that he sees as priority in the County which Assembly can consider

The nominee indicated that he will build on the current infrastructure, bring everyone on board and expand on what is available.

XIII. Regarding solutions that will help in building and maintaining a secure and reliable unified communication infrastructure

The nominee stated that the unified communication should be simple to enable everyone to use the service

XIV. Regarding the access to online Communication

The nominee stated that this can be done by;

- a. Bringing all departments on board and consolidating important information in

the website

- b. Creating awareness to the public on the County website and ensuring that it is interactive

XV. Regarding one of the critical challenges facing counties in budget preparation, approval by the assemblies and oversight.

The nominee mentioned that the executive must be work within timelines and within the budget and that the Members of the Committee should hold the Chief Officer and the CEC accountable

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

The nominee submitted that: he is a person of high integrity and that during his tenure as a Chief Officer in Bungoma County he was never involved in any corrupt dealings.

XVII. With respect to what residents of Nairobi can expect from him should this Assembly approve his nomination

The nominee stated that-

- a. Service delivery for County Governments are documented on what to do in every quarter and financial year. Therefore he will ensure that services are delivered as documented.
- b. He will strive to ensure the Governor's manifest is achieved and implemented as aligned in the CIDP of the Sector.

The Committee found the nominee suitable and qualified for appointment as the Chief Officer for the E-Government Department.

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. 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 nominees met the requirements of Section 35(3) (d) since they exhibited impressive knowledge of topical issues touching on the respective dockets and have the requisite abilities, qualifications and experience.

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

4.2 MR. AARON KIBET KOMINGOI- CHIEF OFFICER NOMINEE FOR THE ICT AND INFRASTRUCTURE DEPARTMENT

- a. He is currently pursuing a PhD in Project Management;
- b. He holds a Masters of Business Administration (Strategic Management) from the University of Nairobi;
- c. Holds a Bachelor of Arts in Building Economics from University of Nairobi;
- d. He has attained Certificates in Project Management Essential from KIA,

NAIROBI CITY COUNTY ASSEMBLY

ENERGY & ICT COMMITTEE

DATE: 2ND May 2018

TIME: 12.00pm

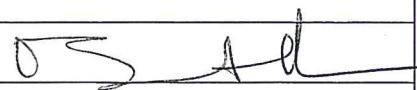

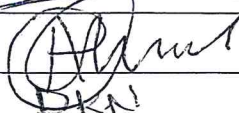

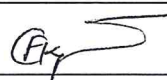
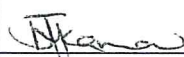
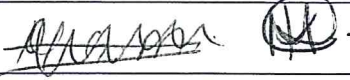

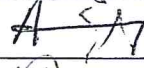
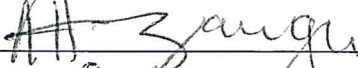

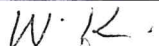

VENUE: Charter Hall

S/NO	NAME	SIGN
1	Osman Adow	OS Ad
2	FREDRICK OKEIO	FO
3	Nancy Muthami	N.M.M.
4	Mbugua Kabiro	MK
5	FUAD HUSSEIN MOHAMMED	FHM
6	Catherine Okoth	CO
7	Alvin OLANDO	AO
8	JOYCE MUTHAMI KAMAU	JMK
9	Anthony Ngoronyoh	AN
10	Mwangi Njilia	MN
11	Herman Azangwa	HA
12	DORIS KANARID	DKN
13	Hassan Abdikedi Mohamed	HAM
14	Cecilia Nyot	CN
15	Wangari Karuki	WK
16		
17		
18		
19		

Closed at: _____ time: _____ sign: _____

ADOPTION OF THE SECTORAL COMMITTEE ON ENERGY, INFORMATION, COMMUNICATION AND TECHNOLOGY REPORT ON THE VETTING OF THE CHIEF OFFICERS ON E-GOVERNMENT, ICT AND INFRASTRUCTURE

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

No	NAME	SIGN
1.	Hon. Osman Adow, MCA	
2.	Hon. James Mwangi, MCA	
3.	Hon. Catherine Apiyo Okoth, MCA	
4.	Hon. Alvin Olando Palapala, MCA	
5.	Hon. Doris Kanario, MCA	
6.	Hon. Fuad Hussein Mohamed, MCA	
7.	Hon. Fredrick Onyango Okeyo, MCA	
8.	Hon. Hassan Abdikadir, MCA	
9.	Hon. Kennedy Omondi Obuya, MCA	
10.	Hon. Joyce Muthoni, MCA	
11.	Hon. Joseph Mwangi Komu, MCA	
12.	Hon. Mbugua Kabiru, MCA	
13.	Hon. Muthami Grace, MCA	
14.	Hon. Anthony Ngaruiya, MCA	
15.	Hon. Herman Azangu, MCA	
16.	Hon. Cecilia Ayot, MCA	
17.	Hon. Wanjiru Kariuki, MCA	
18.	Hon. Mwangi Njihia, MCA	
19.	Hon. Hassan Abdikadir, MCA	

Fidic Contract Course from the Chartered Institute of Arbitrators and is a member of the following professional associations;

(iii) Institute of Quantity Surveyors of Kenya

(iv) Board of Registered of Architects and Quantity Surveyors

- e. Has covered several ICT courses while pursuing his Bachelor of Arts; and
- f. Previously worked as a Quantity Surveyor 1 at the Ministry of Public Works between 2005– 2010 and 2003-2004 respectively in the same ministry as an intern.
- g. The nominee confirmed that he is a residence of Nairobi and is aware that the general population of Nairobi for day residence is approximately 5-6 million while of night residence is 2-3 million.
- 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.

4.3 MR. PETER MAKOKHA MUKENYA – CHIEF OFFICER NOMINEE FOR E-GOVERNMENT DEPARTMENT

- a. He holds a Bachelor of Arts Degree from the University of Nairobi;
- b. He has a Certificate in Computer packages
- c. The nominee previously worked as a Chief Officer in Bungoma County Government, as Counselor at County Council of Bungoma, Commercial Trainer with Argmark Kenya, District Trade Development Officer in Lugari District, and Elegeyo Marakwet District and as a research assistant
- d. 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.

- e. 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 have adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry.

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 two (2) nominees for appointment by H.E. the Governor as Chief Officers in their respective Sectors as follows:-

- 1) Mr. Aaron Kibet Komingoi - Chief Officer, ICT and Infrastructure
- 2) Mr. Peter Makokha Mukenya - Chief Officer E-Government

MINUTES OF THE 32ND SITTING OF THE NAIROBI CITY COUNTY ASSEMBLY SECTORAL COMMITTEE ON ENERGY AND INFORMATION, COMMUNICATION AND TECHNOLOGY HELD ON MONDAY, 30TH APRIL, 2018 AT CHARTER HALL, ASSEMBLY BUILDINGS AT 12.30 PM

PRESENT

1. Hon. Osman Adow, MCA - Chairperson
2. Hon. James Mwangi, MCA - Vice Chairperson
3. Hon. Anthony Ngaruiya, MCA
4. Hon. Alvin Olando Palapala, MCA
5. Hon. Kennedy Omondi Obuya, MCA
6. Hon. Joseph Mwangi Komu, MCA
7. Hon. Fredrick Okeyo, MCA
8. Hon. Cecilia Ayot, MCA
9. Hon. Mwangi Njihia, MCA
10. Hon. Doris Kanario, MCA
11. Hon. Joyce Muthoni, MCA
12. Hon. Nancy Muthami, MCA
13. Hon. Catherine Apiyo Okoth, MCA
14. Hon. Herman Azangu, MCA
15. Hon. Hassan Abdikadir, MCA
16. Hon. Fuad Hussein Mohamed, MCA

ABSENT

1. Hon. Wanjiru Kariuki, MCA
2. Hon. Mbugua Kabiro, MCA
3. Hon. Fredrick Omondi, MCA

SECRETARIAT

1. Mercy Riunga- Clerk assistant
2. Adam Kibwana – Clerk Assistant

AGENDA

1. Preliminaries
2. Confirmation of minutes of the 30th and 31st sitting of the Committee
3. Consideration and Deliberations of the draft report of vetting of Chief Officers for E-Government, ICT and Infrastructure on Thursday 19th April, 2018
4. Any other Business
5. Adjournment

MIN. 123/E&ICT/APR/2018: PRELIMINARIES

The Chairperson called the meeting to order at 12.30 pm and opened the meeting with a word of prayer. Hon. Anthony Ngaruiya, MCA proposed and Hon. Fredrick Okeyo, MCA seconded that the agenda be adopted.

MIN. 124/E&ICT/APR/2018: CONFIRMATION OF MINUTES OF THE 30TH AND 31ST SITTING OF THE COMMITTEE

- i. Members went through the minutes of the 30th sitting of the Committee meeting. Hon. Catherine Okeyo proposed and Hon. Njihia Mwangi seconded that the minutes be confirmed as true proceedings.
- ii. Members went through the minutes of the 31st sitting of the Committee meeting. Hon. Cecilia Ayot proposed and Hon. Joyce Muthoni seconded that the minutes be confirmed as true proceedings

MIN. NO.125/E&ICT/APR/2018: MATTERS ARISING

There were no matters arising from the minutes.

MIN. NO.126/E&ICT/APR/2018: CONSIDERATION AND DELIBERATIONS OF THE DRAFT REPORT OF VETTING OF CHIEF OFFICERS FOR E-GOVERNMENT, ICT AND INFRASTRUCTURE ON THURSDAY 19TH APRIL, 2018

The Committee observed that:-

1. MR. AARON KIBET KOMINGOI- CHIEF OFFICER NOMINEE FOR THE ICT AND INFRASTRUCTURE DEPARTMENT

- a. Currently is pursuing a PhD in Project Management;
- b. He holds a Masters of Business Administration (Strategic Management) from the University of Nairobi;
- c. Holds a Bachelor of Arts in Building Economics from University of Nairobi;
- d. He has attained Certificates in Project Management Essential from KIA, Fidic Contract Course from the Chartered Institute of Arbitrators and is a member of the following professional associations;
 - (i) Institute of Quantity Surveyors of Kenya

(ii) Board of Registered of Architects and Quantity Surveyors

- e. Has covered several ICT courses while pursuing his Bachelor of Arts;
- f. Previously worked as a Quantity Surveyor 1 at the Ministry of Public Works between 2005– 2010 and 2003-2004 respectively in the same ministry as an intern;
- 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; and
- 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.

The Committee found the nominee suitable and qualified for appointment as the Chief Officer for the ICT and Infrastructure Department.

**2. MR. PETER MAKOKHA MUKENYA – CHIEF OFFICER
NOMINEE FOR E-GOVERNMENT DEPARTMENT**

- a. Holds a Bachelor of Arts Degree from the University of Nairobi;
- b. He has a Certificate in Computer packages;
- c. Previously worked as a Chief Officer in Bungoma County Government, as Counselor at County Council of Bungoma, Commercial Trainer with Argmark Kenya, District Trade Development Officer in Lugari District, and Elegeyo Marakwet District and a research assistant at the National Commission;
- d. 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; and
- e. 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.

The Committee therefore resolved that the two (2) nominees be approved for the position of Chief Officers in their respective departments as follows:-

- 1) Mr. Aaron Kibet Komingoi - Chief Officer, ICT and Infrastructure
- 2) Mr. Peter Makokha Mukenya - Chief Officer E-Government

MIN. NO.127/E&ICT/APR/2018: ANY OTHER BUSINESS


The Committee was notified of the letter from the Chief Officer of Webtribe Limited accepting his invitation by the Energy and ICT Committee for a meeting on 2nd May 2018 at 12.00pm.

MIN. NO.128/E&ICT/APR/2018: ADJOURNMENT

There being no other business, Chairperson the meeting was adjourned at ten minutes past one O'clock. Next meeting will be held on 2nd May 2018 at 11.30am at Charter Hall.

SIGNATURE.....
(Chairperson)

DATE 2/5/18

SECRETARIAT

DATE 2/5/18