



NAIROBI CITY COUNTY ASSEMBLY

OFFICIAL REPORT

Second County Assembly – Second Session

Thursday 3rd May, 2018

The House met at 10.00 a.m.

[Hon. Deputy Speaker (Mr. John Kamangu Nyumu) in the Chair]

PRAYER

QUORUM

Hon. Deputy Speaker: I understand we don't have quorum. The Sergeant-at-Arms to ring bell for 10 minutes.

(Quorum bell was rung for 10 minutes)

We now have quorum. Clerk, proceed.

PAPERS

Hon. Abdi Hassan: Thank you Mr. Speaker, pursuant to Standing Order 191(6) I beg to lay the following paper on the table of the Assembly today Thursday 3rd May 2018, the Third Report of the select committee on Appointment on the vetting of nominee for Member of the County Executive Committee responsible for Finance.

Pursuant to Standing Order 191(6) I beg to lay the following paper on the table of the Assembly today Thursday 3rd May 2018, the Fourth Report of Select Committee on Appointment on vetting of the nominee for the Office of County Attorney. Thank you.

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Pursuant to Public Finance Management Act 2012 I beg to lay the following paper on the table of the Assembly today Thursday 3rd May 2018, the Nairobi City County 3rd Quarter Consolidated Fiscal statement and report for the financial year 2017/2018.

NOTICES OF MOTION

Hon. Deputy Speaker: Hon. Mberia please respect this office. Just go back and respect the Chair.

(Hon. Mberia walked out, returned and bowed to the Mace)

Hon. Abdi Hassan: Hon. Speaker I beg to give notice of the following Motion that this Assembly adopts the Third Report of the Select Committee on Appointment on the vetting of nominee for Member of the County Executive Committee responsible for Finance laid on the Table of this Assembly today Thursday 3rd May 2018.

I also want to beg to give notice of the following Motion, that the assembly adopts the Fourth Report of Select Committee on Appointment on vetting of the nominee for the Office of County Attorney laid on the Table of the Assembly today Thursday 3rd May 2018.

MOTION

ADOPTION OF REPORTS ON VETTING OF NOMINEES TO POSITION OF CHIEF OFFICERS

1. CHIEF OFFICER, DEVOLUTION AND SUB COUNTY ADMINISTRATION

Hon. Moses Ogeto: Thank you Mr. Speaker. I beg to give notice of the following Motion that this Assembly adopts the report of Sectoral Committee on Justice and Legal Affairs on the vetting of nominee to the position of Chief Officer responsible to Devolution and Sub-County Administration laid on the Table of this Assembly.

As Hon. Members are aware on Tuesday 10th April 2018 the Hon. Speaker in a message informed the Assembly that the office had received the names of nominees for chief officers in 10 sectors to be considered for approval by the County Assembly.

The Governor directed that the names and curriculum vitae of the said nominees be referred to the relevant sectoral committees for vetting and reporting pursuant to section 1 of the Public Appointment County Assembly Approval Act of 2017.

The name of Jairus Musumba was committed to the Sectoral Committee of Justice and Legal Affairs for the vetting and reporting to the Assembly pursuant to Standing Order 45 (1)(a) (b) of the County Government Act of 2012.

Upon the nominee curriculum vitae and information received from the clearance entities, the Committee observed as follows:

- a) The nominee satisfied the requirements of chapter 6 of the Constitution on leadership and integrity under section 35 (3) (c) of the County Government Act of 2012. In that the nominee

has been cleared by the Ethics and Anti-corruption Commission, Director of Criminal Investigation, Kenya Revenue Authority, HELB and Credit Reference Bureau.

- b) The nominee has not been charged in the court of law.
- c) The nominee did not exhibit a potential conflict of interest.

The nominee exhibited impressive knowledge of topic, legal issues touching on devolution and Sub-County administration and has the requisite abilities, qualifications and experience.

The nominee informed the Committee that if appointed he will:

- a) Leverage his networks in the private sector and try to secure finance from the donors for projects and sectors to ameliorate some of the challenges in so doing;
- b) Create good working relationship with the national government and seamless public delivery;
- c) Draft civic education Bill which will give the department legal basis to reach the public and mobilize within the statute;
- d) Strive to promote cordial working relationship to ensure delivery of the mandate;
- e) Act professionally within the confine of the law dealing with pressures; and
- f) Formulate annual work plans and activities for each and every level.

Hon. Speaker the Committee found the nominee is suitable for the appointment of Chief Officer responsible for Devolution and Sub-County Administration. Having met those constitutional and statutory requirements. The Committee therefore recommends that pursuant to section 45 (1) (a) (b) of the County government act 2012 section 9 of Public Appointments (County Assembly Act 2017), Standing Order 203 the Committee recommends that this Assembly approves Mr. Jairus Musumba for the appointment by H.E the Governor as Chief Officer of Devolution and Sub -County Administration.

Hon. Speaker I urge Members to support this report. I call upon Hon. Samora to second this Motion.

Hon. Samora Wacira: I stand to second the report.

(Question proposed)

Hon. Elias Okumu: Thank you Mr. Speaker. It takes you too long to adjust because maybe age is catching up with you. All in all, you are our Speaker. Mr. Speaker, I can see the mood of the House and the Committee has already approved the person. Even if other Members are going to discuss, they are going to discuss what they don't know. So, let us just adopt the reports because they are so many. So, let us just call the mover to reply.

Hon. Moses Ogeto: Thank you Mr. Speaker. As my Leader of Minority has said, looking at the mood of the House, we need to deal with these reports. I want to thank the House for trusting us, as members of Legal Affairs Committee. We brought a report which no one is objecting. So, I beg to reply.

(Question put and agreed to)

Hon. Deputy Speaker: Next. Trade?

2. CHIEF OFFICER, TRADE AND INDUSTRIALIZATION AND COOPERATIVE DEVELOPMENT AND TOURISM

Hon. Charles Thuo: Thank you Mr. Speaker. Hon. Speaker, I beg to move that, this Assembly Adopts the Report of the Sectoral Committee on Trade, Tourism and Cooperatives on the Vetting of Nominee for Chief Officer for Commerce, Trade and Industrialization and Nominee for Chief Officer for Cooperative Development and Tourism Departments, Laid on the Table of the Assembly On Wednesday, 2nd May, 2018.

Hon. Speaker, as Hon. Members are aware, on Tuesday, 10th April, 2018 the Honorable Speaker in a message to the Assembly informed the Assembly that her office had received the names of the nominees to be considered for approval by the Governor 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 Section 10 (1) of the Public Appointments (Public Appointments (County Assemblies Approval) Act. No. 5 of 2017 and Standing Order 203 (6) (f).

Hon. Speaker, the names of Mr. Fredrick Nzioki Kamunzyu and Mr. Paul Machira Gichohi were committed to the Sectoral Committee on Trade, Tourism and Cooperatives for vetting and reporting to the Assembly pursuant to Section 45 (1) (a) and (b) of the County Government Act, 2012.

Hon. Speaker, the Committee invited memoranda from the public on the suitability or otherwise of the nominees. The nominees also sought clearance from EACC, HELB, the CID and Credit Reference Bureau (CRB)

The Committee on 17th April 2018 held vetting interviews at Members Lounge.

Hon. Speaker, upon consideration of the nominees Curriculum vitae and the information received from the clearance entities, the Committee observed as follows:-

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. All the nominees exhibited impressive knowledge of topical and legal issues touching on the respective dockets and have the requisite abilities, qualifications and experience.

Hon. Speaker, Mr. Fredrick Nzioki Kamunzyu, the nominee for the position of the Chief Officer for Commerce, Trade and Industrialization informed the Committee that-

- a. The nominee committed to ensure growth of trade in the City.
- b. He will initiate legislative support from the County Assembly on digitalization and industrialization to have a legal framework to operate within.
- c. he will strive to have revenue collection digitized and will harmonize revenue collection laws both at the County and the National levels

Mr. Paul Machira Gichohi, the nominee for the position of the Chief Officer for Cooperative Development and Tourism informed the Committee that-

- a. He will ensure a transformed City by ensuring local tourism through programs such as weekend tour buses, encourage establishment of consumer cooperatives for the County to link them to producer Counties; and ensure food security by reorganizing food supply and distribution
- b. He will spearhead a good working relationship between the two Arms of the County Government to ensure openness in implementation of budget.

Hon. Speaker, the Committee found the two nominees suitable for appointment as Chief Officers having met both Constitutional and the statutory requirements.

Hon. Speaker, the Committee therefore recommends that:-

Pursuant to Article 179(2) (b) of the Constitution, Section 45 of the County Governments Act, 2012, Section 9 of the Public Appointments (County Assemblies Approval) Act, 2017, and Standing Order No. 203 (f) 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. Fredrick Nzioki Kamunzyu - Chief Officer, Commerce, Trade and Industrialization
- 2) Mr. Paul Machira Gichohi - Chief Officer, Cooperative Development and Tourism

Mr. Speaker, I urge Members to support this report and as I move I call upon Hon. Emily Oduor to second. Thank you Mr. Speaker.

Hon. Emily Oduor: Thank you Mr. Speaker sir. I stand to support. These two gentlemen really went through difficulties trying to answer our questions. You know, the biggest problem in the County is trade. We have hawkers and other problems within the City and we actually interviewed them vigorously and they showed that they are able to deliver. Actually, this Committee continued with the interview for close to four hours because we wanted to get somebody who could manage the menace of the hawkers and other problems we have in the Trade Sector. So, I stand here to second. Thank you.

(Question proposed)

Hon. Herman Azangu: Thank you Mr. Speaker sir. I ask you to request the mover to reply

Hon. Deputy Speaker: The mover.

Hon. Charles Thuo: Thank you Mr. Speaker sir. I wish to notify Members that the command of the English language is never a measure of intelligence. It is a language just like kikuyu and should never be used to measure anyone's intelligence. Mr. Speaker, I am glad that Members seem to agree with us and like the Minority Leader said, committees have sat, debated and looked into these people and if they have found them suitable then it is only fair that the House agrees with the works of the committees. Therefore Mr. Speaker without much ado, I ask Members to support our report so that we can continue our work. Thank you Mr. Speaker sir.

(Question put and agreed to)

3. CHIEF OFFICER, WATER, SANITATION AND ENERGY

Hon. Deputy Speaker: Water

Hon. Paul Kados: Thank you Hon. Speaker. I beg to move the following Motion; that this Assembly adopts the report of the Sectorial Committee on Water and Sanitation on the vetting of nominee of County Chief Officer responsible for water, Sanitation and Energy laid on the table of this Assembly on Wednesday 2nd May 2018.

Hon. Speaker, pursuant to section 45 (1) a and b of the County Government Act 2012, His Excellency the Governor forwarded to the Assembly the name of one Mr. Mohammed Abdirahman for vetting and approval for appointment as Chief Officer responsible for Water, Sanitation and Energy Sector. Pursuant to Standing Order 43 (1) Hon Speaker informed the Assembly on 10th April 2018 that she had received the notification of the nomination and committed the same to the Sectorial Committee on Water and Sanitation for vetting and reporting in accordance with the Public Appointments County Assemblies Act 2017.

Hon. Speaker, the nominee appeared before the committee on 19th April 2018 and was vetted in accordance with the provision of the Constitution, Public Appointments County Assemblies Approval Act 2017 and the Assembly Standing Orders on his suitability for appointment to the said position.

Hon. Speaker, the Committee considered the nominee filled questionnaires, CV and oral submission and made the following observations;

- a) Mr. Mohammed Abdi Abdirahman for Chief Officer Water and Sanitation. He holds a Bachelor's Degree in Business Administration and Human Resource Management. He is also a member of this County Assembly. He was qualified as per the advertisement of the County Public Service Board as a public legislature. He also had an understanding of the sector. He also committed to disciplined implementation of the sector plan using the resources allocated to the sector in order to ensure Nairobi residents have access to clean and safe water.
- b) In qualities in line with article 41 (d) of the Constitution of Kenya 2010, he also committed to work closely with the County Assembly to deliver services needed by the people.

Hon. Elias Otieno: Point of Order Mr. Speaker

Hon. Paul Kados: Further, he committed to adhere to the Constitution---

Hon. Elias Otieno: Engineer, I am on a Point of Order. Mr. Speaker, we do not want to take too much time. Let him give the Committee's recommendations rather than the history that we do not want. We know those people and we know how they came in so let him read so that we pass and go to the next Motion.

(Applause)

Hon. Deputy Speaker: Let me guide you here. Let us give the Chair time.

Hon. Paul Kados: Hon. Speaker, he also committed to work closely with the County Assembly to better deliver services needed by the people. Further, he committed to adhere to the Constitution principles guiding working of public officers, promote integrity as well as avoid conflict of interest.

The nominee satisfied the requirements of chapter 6 of the Constitution of Kenya on leadership and integrity and the requirements of Public Appointments County Assemblies Approval Act 2017. Having

considered the filled questionnaire of the nominee and the oral submission in accordance to the Constitution and relevant laws, the Committee found the nominee suitable for appointment to the position.

Therefore Hon. Speaker, the Committee urges this House to approve the nominee as the Committee confirmed his suitability to hold the said position during the vetting. I urge my deputy Leah to second the Motion

Hon. Leah Supuko: Mr. Speaker sir, I stand to second the Motion.

(Question proposed)

Hon. Peter Imwatok: Thank you *Bwana Spika* for the opportunity. Allow me to support the Motion, aware that I am a Member of the Water and Sanitation Committee and more so I stand to support this Motion as a Member of Makongeni Kaloleni Mbotela Ward and by extension a Member of this County Assembly. I want to acknowledge the importance of being an MCA in Nairobi County. The Chief Officer involved here served with us in the same House. He was a member of the same Committee, same Assembly and was a member of this County.

Therefore Mr. Speaker I stand here proudly saying that it is not the end of the road whether you are nominated or elected.

Abdi has proved the point that beyond being elected or nominated in one way or the other you can serve this County in another capacity. That puts it in perspective for me that I can be a CS one day in this County. If a simple young man who used to sit on the other corner could now be the Chief Officer in charge of a full sector it makes us proud as MCAs.

Therefore, I want to urge all of us including the Chair of Trade, Cooperative Affairs that it is not the end of the day, you may go far. As MCAs but one day we can come back as County Secretaries, Governors, Senators and that is the way to go. Therefore, it is a precedent already set that in the second phase of this Assembly one of our own is now the Chief Officer. I beg to support, *viva, viva* Abdi. Thank you.

Hon. Deputy Speaker: Ibrahim *ama ni* Abraham?

Hon. Abraham Njihia: Hon. Speaker, thank you for catching my eye. I beg to move the following Motion that this Assembly adopts the report... *(Members conversing)*

Hon. Peter Imwatok: Speaker, I was urging the Mover to reply to.

Hon. Deputy Speaker: Hon. Kados.

Hon. Paul Kados: Thank you, Mr. Speaker. I bow to the Hon. Members for accepting to support the work of this Committee in its effort to ensure that the Water Sector of this County is indeed working as per the promise of His Excellency the Governor. Thank you, Mr. Speaker.

Hon. Deputy Speaker: Thank you. I put the question.

(Question put and agreed to)

Hon. Deputy Speaker: Next.

4. CHIEF OFFICERS, E-GOVERNMENT AND ICT

Hon. Deputy Speaker: ICT, Energy and ICT.

Hon. Osman Adow: Thank you, Mr. Speaker. Hon. Speaker I beg to move that the Assembly adopts the report of the Sectoral Committee on Energy and Information Communication and Technology and the vetting of the nominees for the Chief Officer for the E-Government and the nominee for the Chief Officers for ICT and Technology departments laid on the Table of the Assembly on Wednesday 2nd May 2018.

Hon. Speaker, as the Hon. Members are aware, on Tuesday 10th April 2018 the Hon. Speaker in a message to the Assembly informed the Assembly that her office had received the names of nominees to be considered for approval of the Governor and directed that the names and the resumes of the said nominees be referred to the relevant Sectoral Committees for vetting and reporting to the Assembly pursuant to Section 10, public appointments County Assemblies Approved Act number 5 of 2017 and Standing Orders 203(6)(f).

Hon. Speaker, the names of Mr. Aron Kibet Komingoi and Mr. Peter Makoha Mkenya were committed to the Sectoral Committee on Energy and ICT for vetting and reporting to the Assembly pursuant to Section 45 1(a) and (b) of the Government Act 2012. Hon. Speaker, the Committee invited memoranda from the public on the suitability or otherwise of the nominees and the nominees also sought clearance from the EACC, HELB, the CID and the CRB.

The Committee on 19th April, 2018 held vetting interviews at the Members lounge and Hon. Speaker upon consideration of the nominees resumes and the information received from clearance entities, the Committee observed as follows; both nominees satisfy the requirements of Chapter 6 of the Constitution of Kenya and leadership and integrity which is a requirement under Section 35(3) (c) of the County Government Act 2012.

That the nominees have been cleared by the Ethics and Anti-Corruption Commission (EACC), Director or Criminal Investigation(CID), Kenya Revenue Authority(KRA), Higher Education Loans Board (HELB) and the Credit Reference Bureau(CRB). The nominees have not been charged in a court of law, the nominees do not exhibit potential conflict of interest. Both nominees exhibited impressive knowledge of topical and legal issues touching on the respective dockets and have the requisite abilities and qualifications and experience.

Hon. Speaker, Aron Kibet Komingoi, the nominee for the position of the Chief Officer for ICT and Infrastructure informed the Committee that he will work as expected and ensure that he delivers the services under his docket by getting clear functions, roles and responsibilities and he looks forwards to see Nairobi services devolved to the residents and ensure that they can access the services anytime. He was familiar with the Vision 2030 and will put efforts to align the pillars of the President and the Governors manifesto to achieve the set goals.

Mr. Peter Makokha Mkenya, the nominee for the position of the Chief Officer for E-Government informed the Committee that service delivery for the County Government are documented on what to do on every quarter and financial year. Therefore, he will ensure that the services are delivered as documented. He will strive to ensure the Governors manifesto is achieved and implemented as aligned in the CIBP and the ICT and E-Government Sector. Hon. Speaker, the Committee found the two nominees suitable for appointment as Chief Officers having met both constitutional and statutory requirements.

Hon. Speaker, the Committee therefore recommends that pursuant to Article 179(2) (b) of the Constitution, Section 45 of the County Government Act 2012, Section 9 of the Public Appointment County Assemblies Approval Act 2027, Standing Orders number 203(f) of the Nairobi City County Assembly, the Committee recommends that the Assembly approves the following two nominees for the appointments by his Excellency the Governor as Chief Officers in their respective sectors as follows:

- a) Evan Kibet Komingoi, Chief Officer, ICT and Infrastructure
- b) Peter Makokha Mukenya, Chief Officer, e-Government

Mr. Speaker, I urge members to support this report. I call upon Ngaruiya to second.

Hon. Antony Mburu: Thank you, Hon. Speaker, I stand to second the Motion.

(Question proposed)

Hon. Deputy Speaker: The mover to reply.

Hon. Osman Adow: Thank you, Mr. Speaker, I beg to reply.

(Question put and agreed to)

5. CHIEF OFFICERS, LANDS, URBAN PLANNING AND RENEWAL, HOUSING AND PROJECT MANAGEMENT

Hon. Deputy Speaker: Planning and Housing.

Antony Karanja: Thank you, Hon. Speaker. I beg to move the following Motion: THAT, this Assembly adopts the report of the Sectoral Committee on Planning and Housing on the vetting of nominees for posts of Chief Officer responsible for Lands, Urban Planning and Urban Renewal, Housing and Project Management laid on the table of the Assembly on Wednesday, 2nd May 2018.

Hon. Speaker, pursuant to Section 45 (1) (a) and (b) of the County Government Act, 2012, His Excellency the Governor forwarded to the Assembly the names of Mr. Stephen Gathuita Mwangi, Mr. Justus Mwendwa Gathenge and Ms. Pauline Nyambura Kahiga for vetting and approval for appointment as Chief Officers responsible for Lands, Urban Planning and Urban Renewal, Housing and Project Management respectively.

Pursuant to Standing Order 43 (1), the Hon. Speaker informed the Assembly on 10th April 2018 that she had received the notification of the nominations and committed the same to the Sectoral Committee for vetting and reporting in accordance with the Public Appointments.

Hon. Speaker, the Committee considered the nominees' filled questionnaires, CV and oral submissions and made the following report:

The Committee recommends that this Assembly approves the following nominees for appointment by His Excellency the Governor as Chief Officers responsible for Lands, Urban Planning and Urban Renewal, Housing and Project Management, namely, Mr. Stephen Gathuita Mwangi (Lands), Mr. Justus Mwendwa

Gathenge (Urban Planning) and Ms. Pauline Nyambura Kahiga (Urban Renewal, Housing and Project Management).

Mr. Speaker, I would like to ask my colleague, Hon. Ruth Ndumi to second this Motion.

Hon. Ruth Maingi: Thank you, Mr. Speaker, I stand to second the Motion.

(Question proposed)

Hon. Peter Imwatok: Mr. Speaker, guided by your wisdom, the Chair has read the report approving the three Chief Officers. I am particular on the Chief Officer, Mr. Stephen SG. As much as I support the report, I have my reservations on the said name. It is in public domain about three months ago, the entire department was closed by His Excellency the Governor on issues which were touching on integrity. Entire sector were sent home. The question that this House will want clarification from the Chair---

Hon. Elias Otieno: Point of Order, Mr. Speaker.

Hon. Abdi Hassan: I think the Member is questioning the intelligence of the Committee. This Committee represents this House and they have gone through all the said issues pertaining to the integrity, qualification and all aspects needed in the vetting. I think the Member is out of order for saying that because the Governor sent the all department home, then the integrity of Mwangi should be questioned.

Antony Karanja: Thank you, Hon. Speaker. I would want to inform our able Minority Whip that he actually had an opportunity to present an affidavit or a concern to the Committee which he did not. I believe it is in bad taste to bring any issue about this report here.

(Applause)

Hon. Elias Otieno: Mr. Speaker, these are the things that I don't like, that is the reason why I said clearly the Committee did their work. And this busy body who is sitting next to me, we are not going to tolerate everybody because you just open your mouth to talk. Mr. Speaker, my friend--- Mr. Speaker I am on a Point of Order and also this card is not yours, it is for Hon. Obuya. So Mr. Obuya take your card because it is being used to bring very dirty things here.

Mr. Speaker the Committee has done its work, let us move very first. Just call the mover to reply. This busy body is going to take a lot of time because we are going to have another session at 2 p.m., Mr. Speaker. Let us just move fast, if we can just recommend the adoption of all the reports and then we go.

(Applause)

Hon. Deputy Speaker: The mover to reply.

Hon. Anthony Karanja: Thank you Hon. Speaker and I want to thank this Assembly in advance for honoring the Governor's request; the same Governor who had actually closed the department is the same one who has opened and forwarded the names. I beg to reply.

(Question put and agreed to)

6. CHIEF OFFICER, DISASTER MANAGEMENT AND COORDINATION

Hon. Abraham Njihia: Thank you Hon. Speaker. First of all I beg to apologize for the earlier hitch. Hon. Speaker, I beg to move the following Motion; THAT this Assembly adopts the report of the Sectoral Committee of Culture and Community Services on the vetting of nominee of Chief Officer responsible for Disaster Management and Coordination sub-sector laid on the table of the Assembly today Wednesday 2nd May 2018.

Hon. Speaker, pursuant to Section 51 (a & b) of the County Government Act 2012, H.E the Governor forwarded to the Assembly the name of one Mrs. Ann Kananu Mwenda for vetting and approval for appointment as the Chief Officer responsible for Disaster Management and Coordination. Pursuant to Standing Order 43 (1), the Hon. Speaker informed the Assembly on 19th April 2018 that he had received the notification of the nomination and committed the same to the Sectoral Committee on Culture and Community Services for vetting and reporting in accordance with the Public Appointments County Assemblies' Approval Act 2017.

Hon. Speaker, the nominee appeared before the Committee on Thursday 19th of April 2018 and was vetted in accordance with the provisions of the constitution, Public Appointments County Assemblies' Approval Act 2017 and the County Assemblies' Standing Orders suitability for appointment to the position of the Chief Officer responsible for Disaster Management and Coordination.

Hon. Speaker, the Committee having considered the nominee, filled the questionnaire, Curriculum Vitae and having heard her oral submissions during the vetting exercise made the following observations:

1. That she hold a Bachelor of Science in criminology and Security Management Forensic and Criminal Investigations from the Dedan Kimathi University
2. She has served at Kenya Airports Authority as a Security Supervisor for the past 13 years and has been the part of the team that has strived to ensure that disaster crisis is managed well and the organization is well prepared to mitigate any disaster and breach of security. Noted from her experience at the Kenya a\Airports Authority, there is an opportunity for handling and mitigating disaster management data.
3. She mentioned that she would work closely with the Members of the County Assembly to ensure that all the 85 Wards are well equipped to mitigate disaster crisis, ensure that communities undertake awareness programmes in matters relating to fire, flats and collapse of buildings, that a cordial work relationship with subordinate staff will be key in ensuring that *mwananchi* get first and timely response to disaster.
4. She further mentioned that she will perform a situational analysis and understand the current status of the implementation of the said Act, perform an audit and understand the vulnerable areas for disaster like fire and floods.
5. Ensure adequate planning and mitigation measures to ensure that there is full implementation of the Act. The Nominee Hon. Speaker, satisfied 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 Government Act 2012 in that the nominee meets the requirements of Section 45 (1a) of Public Appointments County Assemblies' Approval Act 2017.

Mr. Speaker sir, pursuant to Section 45 (1a & b) of the County Government Act 2012 Section 9 of the Public Appointments County Assemblies' Approval Act 2017 and Standing Order No. 203 (6f) of the Nairobi City County Assembly Standing Orders, the Committee recommends that this Assembly approves the nominee for appointment by H.E the Governor as the Chief officer responsible for Disaster Management and Coordination in the respective sector as follows;

One Mrs. Ann Kananu Mwenda, Disaster management and Coordination and Hon. Speaker I call upon Hon. Kennedy Oyugi, to second this Motion. Thank you.

Hon. Kennedy Oyugi: Thank you Mr. Speaker. I second the appointment of Ann Kananu Mwenda. Thank you.

(Question proposed)

Hon. Elias Otieno: Mr. Speaker, if I can see the mood of the House, just call the mover to reply.

Hon. Deputy Speaker: The mover to reply.

Hon. Abraham Njihia: Hon. Speaker, I want to thank the Members of this Assembly and based on this nominee, I can see us going places. Thank you.

(Question put and agreed to)

7. CHIEF OFFICERS, PUBLIC SERVICE MANAGEMENT, YOUTH AND SPORTS

Hon. Deputy Speaker: Chairperson of Labour!

Hon. Peter Wanyoike: Thank you, Hon. Speaker, I beg to move the following Motion that, this Assembly adopts the report of the Select Committee on Labour and Social Welfare on the vetting of the nominees for County Chief Officers responsible for Public Service Management Sector and Youth and Sports Sector laid on the table of the Assembly on Wednesday, 2nd May, 2018.

Hon. Speaker, the nominees appeared before the Committee on Tuesday the 17th April, 2018 and were vetted in accordance of provisions of the Constitution, Public Appointment Act, 2017, and the County Assembly Standing Orders on their suitability for the appointment for the position of Chief Officers.

In conducting the vetting process the Sectoral Committee on Labour and Social Welfare examined the nominee against the following criteria, among others, as set out in the Public Appointments (County Assemblies Approval) Act 5 of 2017 as follows: Academic qualifications, Employment record, Professional Associations, Potential Conflict of Interest, and Knowledge of the relevant subject, Overall suitability for the position, Tax compliance and Integrity.

Hon. Speaker, the Committee has considered the nominees' filed questionnaire pursuant to section 7 of Public appointments Act 2017, their Curriculum Vitae and having heard their oral submission during the vetting exercises made the following observation: on their suitability for the appointment of Chief Officer responsible for Public Service Management Sector and Youth and Sports Sector.

- (1) The nominees satisfy the requirements of Chapter 6 of the Constitution of Kenya on leadership and integrity which is required under section 35 (3) (c) of the County Government Act 2012. In that:-
 - (a) The nominees have been cleared by the Ethics and Anticorruption Commission (EACC), Directorate of Criminal Investigation (DCI), Kenya Revenue Authority (KRA), Higher Education Loans Board (HELB) and the Credit Revenue Bureau (CRB).
 - (b) The nominees have not been charged in any Court of Law.
 - (c) The nominees do not exhibit a potential conflict of interest.
- (2) The nominees meet the requirements of section 45 (1) (a) of the Appointment Act, 2017 since they:
 - a) Exhibited impressive knowledge of topical issues touching on the docket nominated to and have requisite abilities, qualification, and experience.
 - b) They were competently sourced and recommended by the County Public Service Board.

Hon. Speaker, pursuant to section 45 (1) (a) and (b) and the County Government Act, 2012, section 9 of Public Appointment Act, 2017 and Standing Order 203(6) (f) of the Nairobi County Assembly County Standing Order, the Committee recommends:

That this Assembly approves the following two nominees for appointment by His Excellency the Governor Hon. Mbuvi Gideon Kioko Mike Sonko as the County Chief officers responsible for Public Service Management Sector and Youth Sports Sector respectively:-

- | | | |
|----------------------------------|---|---------------------------|
| (1) Mr. Simon Leboo Morintat | - | Public Service Management |
| (2) Mr. Abdimutalib Ibrahim Mude | - | Youth and Sports Sector |

Hon. Speaker, I call upon Hon. Jared Akama to second.

Hon. Jared Akama: Thank you, Hon. Speaker, just a correction from my able Chairman that, I am called Jared and not Jered. Having said that, I rise to second this Motion, this is because if you look at Leboo, he brings age and experience and when you look at Mude Ibrahim, he brings youth and ideas. So basically what I am saying is that I am seconding. Thank you, very much.

(Question proposed)

Hon. Peter Wanyoike: Thank you, Hon. Speaker, I want to take this opportunity to thank the Committee of Labour and Social Welfare for the good work they have done and also this Assembly for approving these two nominees. Thank you very much.

(Question put and agreed to)

ADJOURNMENT

Hon. Deputy Speaker: There is going to be a House Business Committee meeting immediately after this. We shall be having a House Business Committee before we have our second session, which will be in the afternoon. Also, remember we have another session in the afternoon and we expect everyone to be around so that we can go through whatever will be in the House. Remember also we are going to recess and we have to transact those businesses today. So avail yourself at 2.30 p.m.

Hon. Members, there being no other business the House stands adjourned until 2.30 p.m.

(House rose at 11.57 a.m.)