



COUNTY GOVERNMENT OF NAIROBI CITY

THIRD ASSEMBLY – (FIRST SESSION)

NAIROBI CITY COUNTY ASSEMBLY

VOTES AND PROCEEDINGS

TUESDAY, 13TH DECEMBER 2022 AT 2.30 PM.

1. The Assembly assembled at five minutes to Three O'clock.
2. The Proceedings were opened with Prayer

QUORUM OF THE ASSEMBLY

The Speaker having confirmed that there was Quorum, called the Assembly to Order.

3. COMMUNICATION FROM THE CHAIR:-

The following communications were issued:-

I. VISITING GUESTS FROM MAKONGENI WARD

“Hon. Members I have received a notification from the honorable Majority Leader that we have guests at the public gallery:-

- a) Madam Evelyn Chantel
- b) Brenda Mary
- c) Emily Melel
- d) Dorcas Wanjiku
- e) Rossieta Mukongo
- f) Linet Owino.

Those are members from Makongeni Ward who have come to show solidarity with the Majority Leader in the House and to confirm whether indeed he is an active Member in the House.”

**II. NOMINATION FOR PERSONS FOR APPROVAL BY THE
COUNTY ASSEMBLY FOR APPOINTMENT AS CHIEF
OFFICERS**

“Honorable Members, Standing Order No 45 (1) relating to Messages from the Governor provides that: *The Speaker shall read to the County Assembly*

any message from the Governor or the Senator of the County delivered to the Speaker for communication to the County Assembly. In this regard, honorable Members, I wish to report that on Thursday 8th December 2022 at the rise of the County Assembly, I received a message from His Excellency the Governor Sakaja Arthur Johnson, CBS, vide a letter reference Legal Notice 438/2022, dated 2nd December 2022.

Honorable Members, the message regards the nomination of persons for appointment as chief officers for various sectors and sub-sectors. Accordingly, Hon. Members, I now wish to convey the message. Honorable Members, pursuant to Section 45 of the County Government Act, 2012, his Excellency the Governor has nominated and forwarded the names of the following persons to this Assembly for vetting, approval and appointment as chief officers for various departments. Nominee Sector/ Subsector:-

1. Priscilla Mahinda - Office of the Governor
2. Asha Abdi - Finance
3. Winnie Gathangu - Economic Planning
4. Wilson Njoroge Gakuya - Revenue Administration
5. John Murungi Lintari - ICT infrastructure
6. Victor Otieno Ogolla - Digital Economy and startups
7. Tirus Wainaina Njoroge - Smart Nairobi
8. Ahmed Mohammed Abdi - ECD and Vocational training
9. Oscar Mufunga Igaida - Youth, talent and sports
10. George Mutiso Musembi - Social services
11. Boniface Karimbi Nyamu - Mobility
12. Geoffrey Kimutai Tirop - Works
13. Lucky Ogutu Okudo - Energy and Lighting
14. Cecilia Wangari Koigu - Lands
15. Patrick Analo Akivianga - Urban Development and Planning
16. Marion Nyawera Rono - Housing, urban planning
17. Janet Omollo Opieta - Public service
18. Justus Gathenge - Burrows and sub county administration
19. Tony Michael Kimani - Security and compliance
20. Bramuel Wesangula Simiyu - Disaster Management and coordination
21. Zipporah Njeri Mwangi - Business and opportunities
22. Elizabeth Njeri Njau - Markets and trade
23. Godfrey Akumali Atiel - Cooperatives
24. Ibrahim Otieno Nyakach Environment

25. Collins Omondi Kamol Food, agriculture and natural resources
26. Oscar Omoke Water and sewerage
27. Geoffrey Omoke Mosiara Health facilities
28. Tom Machira Nyakaba Public Health
29. Irene Njeri Mochoki Medical services
30. Bernard Buluma Kulokhoma Wellness, nutrition, school feeding
31. Lydia Wambui Maitha Public participation, citizen engagement and services
32. Clement Rapudo Sijenyei City, Culture, Arts and Tourism
33. Maryam Dubow Dahir Gender and Inclusivity

Honorable Members, Standing Order No. 48 of our Standing Orders, read together with Section 7 of the Public Appointments County Assembly Act, 2017 provides and I quote; *Upon receipt of notification of nomination for appointment to an office under the Constitution or any other legislation required to be approved by the County Assembly, the nomination shall stand committed to the relevant sectoral committees of the county assembly for consideration.*

Accordingly, honorable Members, I now commit the nominees to the relevant sectoral committees for consideration. Due to the urgency of this matter, the committees are directed to hold their approval hearings on 22nd December 2022 and thereafter table their reports as soon as may be practicable to the House for consideration. I thank you Honorable Members for listening to the Chair. Clerk, you may proceed.

III. INVITATION BY THE GOVERNOR FOR A SPECIAL MEAL AND WISHING MEMBERS MERRY CHRISTMAS AND HAPPY NEW YEAR

“Honorable Members, you are aware that nature has provided that we proceed for holiday; we do not control the Roman Calendar and it has given specifications that we are now in December holiday, so we are forced to oblige it. The Governor made a communication through the Office of the Speaker that he wants to have a special meal with honorable Members before you proceed to your various destinations. It will be at River Side Drive residence on 22nd December 2022 at a time that will be communicated later in the week. So, if you have got other plans, you can reschedule or you can think otherwise. From the Chair of the Assembly, I just want to wish you Merry Christmas and Happy New Year.”

4. PAPERS LAID: -

The following papers were laid on the Table of the Assembly: -

- i. THE 1ST REPORT OF THE SECTORAL COMMITTEE ON WATER AND SANITATION ON THE COMMITTEE'S INDUCTION WORKSHOP HELD FROM 24TH TO 27TH NOVEMBER 2022 IN MOMBASA COUNTY.**

(The Chairperson, Sectoral Committee on Water and Sanitation)

- ii. THE 1ST REPORT OF THE SECTORAL COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES ON THE COMMITTEE'S INDUCTION WORKSHOP HELD FROM 17TH TO 20TH NOVEMBER 2022 IN MOMBASA COUNTY.**

(The Chairperson, Sectoral Committee on Environment and Natural Resources)

- iii. THE 1ST REPORT OF THE SECTORAL COMMITTEE ON CHILDREN EARLY CHILDHOOD EDUCATION AND VOCATIONAL TRAINING ON THE COMMITTEE'S INDUCTION WORKSHOP HELD FROM 17TH TO 20TH NOVEMBER 2022 IN MOMBASA COUNTY.**

(The Chairperson, Sectoral Committee Children Early Childhood Education and Vocational Training)

5. *MOTION – STRATEGIES AND PROGRAMMES ON CLIMATE CHANGE WITHIN THE COUNTY.

THAT, aware that Article 42 of the Constitution of Kenya, 2010 provides for the right to a clean and healthy environment for every Kenyan, which includes the right to have the environment protected for the benefit of the present and future generations; **FURTHER AWARE** that climate change is a complex social and scientific issue which is characterized by uncertainty and is a global nightmare with consequences that are already quite visible across the globe; cognizant that Article 12 of the Paris Agreement espouses the enhancement of climate change education, training, public awareness, public participation and public access to information; **NOTING THAT** climate change education explores mitigation and adaptation at both local and global level, critical, creative thinking and capacity building that will enable youth to engage with the information, inquire, understand, ask critical questions and take what they determine to be appropriate actions in response to climate change; **CONCERNED THAT** human activities have substantially been increasing the atmospheric concentrations of greenhouse

gases, this in turn enhances the greenhouse effect that will result in additional warming of the Earth's surface and atmosphere and may adversely affect natural ecosystems and humankind acknowledging that the Climate Change Act 2016 provides that the County Government shall, in performance of its function, integrate and main stream climate change actions, intervention and duties set out in the Act and the National Climate Change Action Plan into various Sectors. The County Government in development, updating and approval of County Integrated Development Plan and County Sectoral Plans mainstream implementation of National Climate Change Action Plan, taking into account National and County Priorities; further acknowledging that paragraph 10 of the Fourth Schedule to the Constitution of Kenya 2010 provides that the County Government is to implement specific national government policies on natural resources and environmental conservation, now therefore the County Assembly urges the County Executive to:-

- i. Develop strategies and education programmes on adaptability to climate change within the County;
- ii. Develop a policy on climate change; and
- iii. Implement the National Climate Change Plan across all the Sector in the County

(Hon. Waithera Chege, MCA)

(Motion differed)

6. *MOTION – DEPLOYMENT OF TRAFFIC MARSHALS NEAR SCHOOLS FOR SCHOOL GOING CHILDREN’S SAFETY

THAT, aware that Article 26 (1) of the Constitution of Kenya 2010 provides that every person has the right to life; Further Article 53 (2) of the Constitution states that a child’s best interests are of paramount importance in every matter concerning the child; **CONCERNED THAT** there is increased rate of road accidents involving school going children in Nairobi City County especially in public schools; further concerned that many schools children travel longer distances to access the few available education facilities that are affordable; cognizant of the vulnerability of unaccompanied school children crisscrossing Nairobi highways and busy roads to access the few affordable education institutions endangers their lives; acknowledging that the National Transport and Safety Authority (NTSA) has put in place measures to ensure road safety performance in line with international best practice, this Assembly urges the County Executive to:-

- i. Erect or put bumps and signals along County roads that are near schools and other social amenities to save vulnerable schools children from accidents on roads; and
- ii. Deploy traffic marshals at all zebra crossing lanes on all major roads in Nairobi City to help school children in Nairobi safely cross the road to and from school, on or before the beginning of the new 2023 School calendar.

(Hon. Perpetua Mponjiwa, MCA)

(Motion differed)

7. *MOTION - ESTABLISHMENT OF A FREE PUBLIC EDUCATION RESOURCE CENTRE (MINI-LIBRARY) AT THE NEWLY REFURBISHED UHURU PARK.

THAT, aware that the functions of public entertainment and public amenities including county parks, recreation facilities and sports activities and facilities are vested in County Governments pursuant to paragraph 4 of Part Two of the Fourth schedule to the Constitution of Kenya 2010; noting that Parks and green spaces occupy a critical place in the urban environment, providing opportunity for recreation and wellness, as well as environmental management promotion and sustainability for urban communities; appreciating the rehabilitation of Uhuru Park, Uhuru Gardens, Central Park Jeevanjee Gardens and Hon. Michuki Memorial Park; recognizing that Nairobi residents need to continue accessing the newly refurbished Uhuru Park both for rest and recreation, this Assembly urges the County Executive to establish a public resource centre (mini library) at the newly refurbished Uhuru Park to act as an open source library stocked with reading materials for all age categories, a free area for board games and other appropriate indoor amenities that shall be accessible by all members of the public free-of-charge.

(Hon. Perpetua Mponjiwa, MCA)

(Motion differed)

8. MOTION - ADJOURNMENT IN ACCORDANCE WITH THE ASSEMBLY CALENDAR

Motion made and Question proposed: -

THAT, pursuant to the provisions of Standing Orders 31 (3), this Assembly adjourns until Tuesday, 14th February, 2023, in accordance with the Calendar of the County Assembly (Regular Sessions).

Debate ensued;

Mover replied;

Question put and **Agreed to.**

And the time being Six Minutes to Four O'clock, the Speaker adjourned the Assembly without Question put pursuant to the Standing Orders.

9. ASSEMBLY ROSE - _____ at Six Minutes to Four O'clock.

MEMORANDUM

The Speaker will take the Chair on
Tuesday, 14th February, 2023
at 2.30pm.

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