



COUNTY GOVERNMENT OF NAIROBI CITY

FIRST ASSEMBLY – (SECOND SESSION)

NAIROBI CITY COUNTY ASSEMBLY

VOTES AND PROCEEDINGS

TUESDAY, MARCH 4, 2014

1. The Assembly assembled at forty five minutes past Two O'clock.
2. The Proceedings were opened with a word of Prayer
3. **COMMUNICATION FROM THE CHAIR**

The Speaker conveyed the following Communication –

Hon. Members, we want to welcome the Hon. Deputy Speaker of the County Assembly of Nairobi and the Hon. Members who just came in from a very successful tour on duty in the United States of America, Colorado Denver City.

Hon. Members, there was an item that was raised on the issue of suspension of Hon. Charles Thuo Wakarindi MCA Dandora area III Ward. The final communication will be done tomorrow 2:30 pm. Hon. Members, there have been issues of very serious nature raised in regard to the Hon. Members of this House and as from tomorrow 2:30 p.m. the Sergeant-At-Arms is under instruction that no drinks will be allowed to this Hon. House unless provided for by the Sergeant-At-Arms or members of the staff of the Clerk. I don't want to go into details, but I want to give a straight warning; straight warning. The consequences that will follow; don't be surprised, there could be an election in your Ward because I will send you out for eight consecutive days.

We can all of us enjoy in our own style. You have time to enjoy but not inside this House. Members, if what I am saying--- you know what I am saying--- if it went out to through those cameras we'll be a House of shame. We'll be a House of shame and there is no champion in this House. There is no champion.

You'll be champion in your home and you'll be champion when you are doing elections but in this House it is a House of dignity.

I want to thank you Members. I was very much touched that the Hon. --- I want to mention in name, Hon. Nyangala Jackline took all her time to prepare matters to do with Bills in this County. I want to thank you and I want to ask other Members that whatever assignment you are given, get it, go sit down, do all that it takes so that we can play a role in improving the lives of the Nairobians.

For the other Members who contribute to this House, it is going to be seen. Wait until we get into that House, the chamber, the cameras will be there. Members, the wananchi will know whether they voted for you or send you to sleep or they sent you to work. Once again, I want to thank you most sincerely.

Thank you, Hon. Members.

4. NOTICE OF MOTION - (Hon. Peter Imwatok)

THAT, aware that the Transition Authority under Legal Notice No. 177 provided for the transfer of the county transport function including county roads, mechanical and transport equipment and public road transport to county governments; concerned that this function is yet to be transferred despite Nairobi City County's compliance with all the pre-requirements and having 37 certified engineers; noting that the Fourth Schedule of the Constitution (2010) supports the devolvement of this function, this Assembly resolves that the Transition Authority should immediately undertake all the necessary measures to ensure the transfer of the county transport function to the Nairobi City County Government.

5. STATEMENT PURSUANT TO STANDING ORDER 41(2)(C)

The following Members sought Statements –

- i. The Hon. Kamau Thuo requested a statement from the Chairperson of the Sectoral Committee on Labour and Social Welfare regarding the advertisement of the position of Director of Human Resource Management by the Nairobi County Public Service Board. The chairperson was asked to inquire into and report on:-
 - a) reasons for re-advertisement of the position of the Director of Human Resource Management;
 - b) table a list of all applicants and the shortlisted applicants for the above mentioned post;

- c) table a list of all appointments done by the Public Service Board since inception;
- ii. The Hon. Hashim Kamau requested a statement from the Chairperson of the Sectoral Committee on Transport and Public Works regarding the state of elevators (lifts) in City Hall Annex. The chairperson was asked to inquire into and report on:-
- a. Whether the Executive in charge is aware of the state of these elevators; and
 - b. What corrective measures have been put in place to comply with the Constitution (2010), building regulations and avert a disaster.
- iii. The Hon. Wilson Ochola requested a statement from the Chairperson of the sectoral Committee on Culture and Community Service regarding the manpower of the Nairobi City County Fire Station and its branches. The Chairperson was asked to inquire and report on:-
- a. the number and qualification of staff working in the fire station and its branches;
 - b. possibility of recruiting new members and specifically from the National Youth Service and promotion of current staff's on merit;
 - c. if the members working in the fire station are insured and have medical assistance or clinic within their premises, to handle first aid and other emergencies to the staff;
 - d. possibility of having stake holders like Kenya Red Cross to be stationed within the station, that will work towards addressing disaster management and first aid when necessary;

6. PAPERS LAID

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

- i. Debt Management Strategy Paper for the Financial Year 2014/2015*
- ii. Fiscal Strategy Paper for the Financial Year 2014/2015*

(Leader of the Majority Party)

The speaker directed that the Fiscal Strategy Paper for the Financial Year 2014/2015 be scrutinized by the sectoral committees and make recommendations to the Budget and Appropriations Committee before it tables a report within 7 days

7. SUSPENSION OF A MEMBER

- i. Hon. Benson Amutavi was asked by the Speaker to withdraw from the precincts of the Assembly for the remainder of the day's sitting under Standing Order number 104(2)(a) for dressing inappropriately.

- ii. Hon. Mike Guoro was asked by the Speaker to withdraw from the precincts of the Assembly for the remainder of the day's sitting for interrupting the proceedings of the Assembly under Standing Order number 79(4)

8. THE NAIROBI CITY COUNTY BETTING, LOTTERIES AND GAMING BILL (ASSEMBLY BILL NO.1 OF 2014)

(Second Reading)

The Chairperson of the Sectoral Committee on Culture and Community Services requested for extension of time by two (2) weeks before order for second reading is made. The Speaker allowed the request.

9. THE NAIROBI CITY COUNTY ALCOHOLIC DRINKS CONTROL AND LICENSING BILL (ASSEMBLY BILL NO. 2 OF 2014)

(Second Reading)

The Chairperson of the Sectoral Committee on Culture and Community Services requested for extension of time by two (2) weeks before order for second reading is made. The Speaker allowed the request.

10. MOTION- INCREASE IN NUMBER OF STREET CHILDREN/FAMILIES

Motion made and question proposed: –

THAT, aware that of late there has been an increase in the number of street children/families within the Nairobi City Central Business District, greatly affecting business in the City Centre; further aware that this problem had turned into a social nightmare with more street children are now extorting money from innocent pedestrians and motorists through intimidation and threats of use of human waste, this Assembly urges the County Government to move with speed and address this issue.

(Resumption of debate interrupted on 26th February, 2014 at 2.30pm)

Debate arising;

Mover called upon to reply

Question put and agreed to;

And the time being Thirty one minutes past four o'clock, the speaker interrupted the proceedings and adjourned the Assembly without question put pursuant to the Standing Orders.

- 11. ASSEMBLY ROSE** - at thirty one minutes past four o'clock

M E M O R A N D U M

The Speaker will take the Chair on
Wednesday, March 5th, 2014 at 2.30p.m