



COUNTY GOVERNMENT OF NAIROBI CITY

FIRST ASSEMBLY – (FOURTH SESSION)

NAIROBI CITY COUNTY ASSEMBLY

VOTES AND PROCEEDINGS

WEDNESDAY, MARCH 9, 2016 AT 2.30 PM

1. The Assembly assembled at Thirty Minutes past Two O'clock.
2. The Proceedings were opened with Prayer.

QUORUM OF THE ASSEMBLY

The Speaker having confirmed that there was no Quorum caused the Bell to be rung for Ten minutes.

There being a Quorum at the expiry of the ten minutes, the Speaker called the Assembly to order.

3. COMMUNICATION FROM THE CHAIR:-

The Speaker conveyed the following communication;

“Honorable Members,

The County Assembly passed the Nairobi City County Public Participation Bill, 2015 (Assembly Bill No. 11 of 2015) on 2nd December, 2015 and forwarded to the office of the Governor for assent on 9th January, 2016.

Subsequently, Hon. Members, the Chair is in receipt of a Memorandum from H.E. the Nairobi County Governor on his refusal to assent the Nairobi City County Public Participation Bill, 2015 pursuant to Section 24(2) (b) of the County Governments Act, 2012. However, the said Memorandum is undated, and therefore raises serious questions when

determining whether the Refusal to assent is within the legally prescribed timelines.

Hon. Members, in light of the foregoing, the Chair wishes to inform the Assembly on the receipt of the Memorandum from the Governor for consideration by the Assembly and approval/refusal pursuant to Section 24 (3) of the County Governments Act, 2012.

Hon. Members, in view of the foregoing, I will give further directions tomorrow on the admissibility or otherwise of the said memorandum.

Thank you.”

4. PAPERS LAID:-

The following paper was laid on the Table of the Assembly:-

THE REPORT OF THE SELECTION COMMITTEE ON THE RECONSTITUTION OF ASSEMBLY COMMITTEES AND CONSIDERATION OF CHANGES IN COMMITTEES' MEMBERSHIP

(Chairperson, Selection Committee)

5. STATEMENTS PURSUANT TO STANDING ORDER 41(2)(c)

Pursuant to Standing Order 41 (2) (c) the following Member requested for a Statement:-

- a) Hon. Elkana Mauti requested for a statement from the Chairperson of the Select Committee on Wards Development Fund regarding the amendments of Ward Development Fund Act 2014.

Pursuant to the provisions of Standing Order 41 (2) (c) the following responses to Statements were given:-

- a) Response to Statement requested by Hon. Jacqueline Nyangala from the Chairperson of the Sectoral Committee on Planning and Housing regarding the cordoning off and destruction of the pavement used by the public along an office building that has been completed along Riverside Drive by Estelle Construction Ltd and is up for rent;

- b) Response to Statement requested by Hon. Kennedy Oduru from the Chairperson of the Sectoral Committee on Planning and Housing regarding the allocation of land for public utilities in Lucky Summer Ward; and
- c) Response to statement requested by Hon. Peter Warutere from the Chairperson of the Sectoral Committee on Justice and Legal Affairs regarding the total pending claims for legal fees and decretal amounts estimated to be in excess of 5 billion in Nairobi City County.

6. PROCEDURAL MOTION – APPROVAL OF THE APPOINTMENT OF THE MEMBERS NOMINATED BY THE COMMITTEE ON SELECTION TO BE MEMBERS OF THE SELECT COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC ACCOUNTS AND PUBLIC INVESTMENT

Motion made and Question proposed;

THAT, pursuant to the provision of Standing Order No. 153 (2), this Assembly approves the appointment of the following Members nominated by the Committee on Selection to be Members of the following respective Committees.

A) SELECT COMMITTEE ON BUDGET AND APPROPRIATIONS

1. The Hon. Michael Ogada, MCA
2. The Hon. Herman Azangu, MCA
3. The Hon. Caroline Muga, MCA
4. The Hon. George Ochola, MCA
5. The Hon. Hellen Katangie, MCA
6. The Hon. Jane Muasya, MCA
7. The Hon. Magdalene Mbogori, MCA
8. The Hon. Fredrick Obenge, MCA
9. The Hon. Peter Isuha, MCA
10. The Hon. Catherine Akoth, MCA
11. The Hon. Osman Adow Ibrahim, MCA
12. The Hon. Jackson Kiama Gikanda, MCA
13. The Hon. Kenneth Thugi Muroki, MCA
14. The Hon. David Njoroge Kairo, MCA
15. The Hon. Isaac Ngige, MCA
16. The Hon. Ngaruiya Chege, MCA
17. The Hon. Samuel Irungu, MCA
18. The Hon. Benedette Wangui, MCA
19. The Hon. Victoria Alali, MCA

B) SELECT COMMITTEE ON PUBLIC INVESTMENTS

1. The Hon. Beatrice Kwamboka, MCA
2. The Hon. Alexander Mulatya, MCA

3. The Hon. Kingsley Odida, MCA
4. The Hon. Dan Oria Odhiambo, MCA
5. The Hon. Joash Omwenga, MCA
6. The Hon. Ahmed Adam, MCA
7. The Hon. Emmaculate Musya, MCA
8. The Hon. Peter Imwatok, MCA
9. The Hon. Nelson Masiga, MCA
10. The Hon. Alfred Ambani, MCA
11. The Hon. Charles Wakarindi, MCA
12. The Hon. Peter Migwi, MCA
13. The Hon. Kenneth Irungu Mwangi, MCA
14. The Hon. Millicent Mugadi, MCA
15. The Hon. Peter Wahinya Njau, MCA
16. The Hon. Stephen KamauThuo, MCA
17. The Hon. Martin K. Mungai, MCA
18. The Hon. Mark Ndung'u, MCA
19. The Hon. Janet Kimondo, MCA

C) SELECT COMMITTEE ON PUBLIC ACCOUNTS

1. The Hon. Dan Mutiso, MCA
2. The Hon. Maurice Gari, MCA
3. The Hon. Moses Ogeto, MCA
4. The Hon. Rose Ogonda, MCA
5. The Hon. Maurice Akuk, MCA
6. The Hon. Oscar Lore, MCA
7. The Hon. Asha Sosso, MCA
8. The Hon. Peter Owera, MCA
9. The Hon. David Mberia, MCA
10. The Hon. Shadrack Juma, MCA
11. The Hon. Robert Mbatia, MCA
12. The Hon. Martin Mugo Kanyi, MCA
13. The Hon. Stephen Murathi Kambi, MCA
14. The Hon. Njuguna Mwangi, MCA
15. The Hon. Martin Waweru Gichuhi, MCA
16. The Hon. Jackson Mwangi Ngare, MCA
17. The Hon. Andrew Mbau, MCA
18. The Hon. Julius Mwaniki, MCA
19. The Hon. Tabitha Juma, MCA

(Chairperson, Select Committee on Selection)

Debate ensued;

Mover replied;

Question put and Agreed to.

7. MOTION - ADOPTION OF THE REPORT OF SELECT COMMITTEE ON APPOINTMENTS ON THE VETTING OF THE NOMINEE FOR THE COUNTY EXECUTIVE COMMITTEE MEMBER RESPONSIBLE FOR ENVIRONMENT, WATER, ENERGY AND SANITATION SECTOR

Motion made and Question proposed;

THAT, this Assembly adopts THE REPORT OF SELECT COMMITTEE ON APPOINTMENTS ON THE VETTING OF THE NOMINEE FOR THE COUNTY EXECUTIVE COMMITTEE MEMBER RESPONSIBLE FOR ENVIRONMENT, WATER, ENERGY AND SANITATION SECTOR, laid on the Table of the Assembly on Tuesday 8th March, 2016.

(Chairperson, Select Committee on Appointments)

Debate ensued;

Mover replied;

Question put and Agreed to.

8. MOTION - ADOPTION OF THE REPORT OF THE SECTORAL COMMITTEE ON AGRICULTURE, ENVIRONMENT AND NATURAL RESOURCES ON THE STATUS OF WASTE MANAGEMENT WITHIN NAIROBI CITY COUNTY

Mover on the floor;

THAT, this Assembly adopts THE REPORT OF THE SECTORAL COMMITTEE ON AGRICULTURE, ENVIRONMENT AND NATURAL RESOURCES ON THE STATUS OF WASTE MANAGEMENT WITHIN NAIROBI CITY COUNTY, laid on the Table of the Assembly on Wednesday 10th February, 2016.

(Hon. Alexander Mulatya, MCA)

QUORUM OF THE ASSEMBLY

And the Speaker having confirmed that there was no Quorum caused the Division Bell to be rung;

And there being **no** Quorum after expiry of ten minutes;

And the time being five minutes to five O'clock, the Speaker interrupted the proceedings and adjourned the Assembly without Question put pursuant to the Standing Orders.

9. ASSEMBLY ROSE - at fifty five minutes past Four O'clock.

MEMORANDUM

The Speaker will take the Chair on
Thursday, March 10, 2016 at 2.30p.m