



**COUNTY GOVERNMENT OF NAIROBI CITY**

**FIRST ASSEMBLY – (SECOND SESSION)**

**NAIROBI CITY COUNTY ASSEMBLY**

**VOTES AND PROCEEDINGS**

**TUESDAY, APRIL 1, 2014**

1. The House assembled at Five minutes past Three O'clock.
2. The Proceedings were opened with Prayer.
3. **MESSAGE FROM H.E. THE GOVERNOR**

The Speaker conveyed the following Message from the Governor –

**“Hon. Members,**

Standing Order 39(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 Hon. Members, I wish to report that I have received a Message today, 1st April, 2014, from the Governor vide a letter dated 28th March, 2014.

Hon. Members,

The Message regards the Governor’s request for approval by the County Assembly of a Loan Facility pursuant to Article 212 (b) of the Constitution. You will recall that on the 11th of March, 2014, the Chair conveyed a similar Message to the Assembly from the Governor regarding a request for approval of a Loan Facility pursuant to Article 212 (b) of the Constitution, submitted vide a letter dated 26th February, 2014. The Governor now wishes us to disregard the earlier message and conveys a new request as follows.

Hon. Members, I now wish to convey the following Message.

**REQUEST FOR APPROVAL BY THE COUNTY ASSEMBLY OF A LOAN FACILITY PURSUANT TO ARTICLE 212 (B) OF THE CONSTITUTION.**

Nairobi City County passed its Appropriation Act, 2013, which was assented to by the Governor on 28th June, 2013. The Total amount appropriated was Kshs. 25, 225, 181, 329. As at February 2013 we however had not realized our internal revenue targets to fund this budget as collections stood at Kshs 6, 317, 135, 000 against a target of Kshs. 8,387,464,000. Furthermore when the appropriation was done, costing of the devolved functions including salaries of staff was never factored in the budget.

In the current financial year, the total expenditure was estimated at Kshs. 25.2 billion out of which Kshs. 7.6 billion (30%) was to be spend on capital and development expenditure. Debt Repayment is expected to take Kshs. 2.7 billion (11%) and the other recurrent expenditure Kshs. 14.9 billion (59%). The deficit realized from internal revenue collection has therefore impacted negatively on the development expenditure.

It is on this premise that we request the County Assembly to Approve the Executive to take a facility of Kshs 652, 977, 934 at the most competitive rates from any of the Commercial banks to fund some of the development expenditure that have had to be abandoned due to this financial strain.

Pursuant to Article 212 (b) of the Constitution of Kenya (2010), the County Executive requests that Nairobi City County Assembly approves the loan as indicated in this letter.

We also by issue of this letter request that you disregard the earlier request of Kshs. 4 billion that was made by my letter to you dated 26th February, 2014.

Thank you!"

**4. STATEMENT PURSUANT TO STANDING ORDER 41(2C)**

The following requests for Statements were made pursuant to Standing Order 41 (2)(c) –

1. Request for Statement by Hon. Samuel Kagiri Mwangi from the Chairperson of Sectoral Committee on Labor and Social Welfare regarding the contracting of Creative Consolidated; a private cleaning services company contracted by the County Government.

2. Request for Statement by Hon. George Njoroge Maina from the Chairperson of the Sectoral Committee on Delegated Legislation regarding the opening of a bank account for the Nairobi City County Ward Development Fund pursuant to section 15 of the Act.
3. Request for Statement by Hon. Nelson Masiga from the Chairperson of the Sectoral Committees on Planning and Housing and Agriculture, Environment and Natural Resources regarding the dumping of earth soil on roads and pathways by private developers.
4. Request for Statement by Hon. Peter Gichohi from the Chairperson of the Sectoral Committee on Labour and Social Welfare regarding the closure of the Department of Housing Development and Slum Upgrading Site and Scheme Services by officers from the City Inspectorate.

## **5. PROCEDURAL MOTION**

Motion made and Question proposed -

**THAT**, notwithstanding the provisions of Standing Order number 117; this Assembly resolves to reduce the publication period of the Nairobi County Assembly Ward Development Fund Amendment Bill (Assembly Bill number 4 of 2014) from 14 days to one day.

*(Leader of the Minority Party)*

Debate arising;

Mover called to reply;

Question put and *agreed to*

## **6. NAIROBI CITY COUNTY ASSEMBLY WARDS DEVELOPMENT FUND AMENDMENT BILL (ASSEMBLY BILL NUMBER 4 OF 2014).**

Order for First Reading read;

Bill read a First Time;

**7. PROCEDURAL MOTION -**

Motion made and Question proposed -

**THAT**, notwithstanding the provisions of Standing Order number 27(1); the Assembly resolves that there will be a sitting of the County Assembly on Wednesday 2nd April, 2014 at 10.30 a.m.

*(Leader of the Majority Party)*

Debate arising;

Mover replied;

Question put and *agreed to*

Order No. 9 was deferred to the following week on the request by the mover of the motion.

And there being no other business, the Speaker adjourned the Assembly at thirty minutes past Four O'clock without Question put pursuant to the Standing Orders.

**8. ASSEMBLY ROSE** - at thirty minutes past Four O'clock.

—  
**MEMORANDUM**

The Speaker will take the Chair on  
Wednesday, April 2, 2014 at 10.30 am

--X--