



COUNTY GOVERNMENT OF NAIROBI CITY

FIRST ASSEMBLY – (FIFTH SESSION)

NAIROBI CITY COUNTY ASSEMBLY

VOTES AND PROCEEDINGS

THURSDAY, JUNE 29, 2017 AT 2.30P.M

1. The Assembly assembled at Thirty minutes past Two O'clock.
2. The Proceedings were opened with Prayer.
3. **COMMUNICATION from the Chair;**

The Speaker conveyed the following communication;

- ADJOURNMENT OF THE FIRST COUNTY ASSEMBLY

“Hon. Members, today Thursday 29th June, 2017, marks the last sitting of the First County Assembly of Nairobi City in line with the Assembly Calendar for the Fifth Session adopted early this year.

Hon. Members, it would be remiss if today’s sitting adjourns without the Chair taking this early opportunity to wish all of you the very best of luck in your endeavors as we close the Fifth and final Session of the First County Assembly of Nairobi City County.

Hon. Members, we have truly travelled a chequered path over the last four and half years of this Assembly’s existence. You will recall that at its establishment following the General Elections of March, 2013, the Assembly began from essentially nothing, and through sheer hard work, planning and commitment, transformed itself to what it is today.

Indeed **Hon. Members,** we leave this Assembly an accomplished lot. It is my firm belief that we have bequeathed the second Assembly a legacy upon which to build on and a firm footing upon which to commence the next Session. From challenges with infrastructure, to properly established Committee rooms and a state-of-the-art Assembly Chamber that can now seat 137 Members of County Assembly, 69 persons at the Speaker’s gallery as well as 48 persons in the public gallery, to provision of offices for staff and facilities for Members.

Hon. Members, I must thank you most sincerely for tirelessly growing your capacity to execute your mandates throughout the first assembly's term and for embarking on that task with the zeal we have witnessed over the last four and half years. Through your untiring efforts, the Assembly has considered a total of 352 Motions, including Motions for adoption of Reports, 16 Petitions, 45 Bills, processed 326 Papers Laid and handled 331 Statements since 2013. We have earned ourselves the distinction of being the only County Assembly to pass as many laws as we have over the term of the First Assembly. Indeed, not even the Senate of the Republic of Kenya has passed that many laws over its First Term.

Specifically, **Hon. Members**, the Speaker was encouraged by the robust engagement undertaken by Members on crucial day to day issues that affect residents through Statements, the most popular avenue for legislative oversight and representation amongst Members.

It is my prayer that the second Assembly will pick the mantle from where we leave it today, and not just continue with the good work we have done, but leave the Assembly better than we do today.

Hon. Members, I wish to thank you most sincerely for your cooperation, friendship, collegiality and commitment to service. The very best as you embark on your campaigns for the upcoming elections, and the very best as well for those of you embarking on other endeavors in life.

God bless you. God bless Kenya.

I thank you.”

4. PAPERS LAID:-

The following papers were laid on the Table of the Assembly;

- i. THE REPORT OF THE SELECT COMMITTEE ON IMPLEMENTATION OF THE MEETING WITH THE COUNTERPART COMMITTEE OF THE COUNTY ASSEMBLY OF MOMBASA HELD ON 30TH AND 31ST MARCH, 2017 AT MOMBASA COUNTY ASSEMBLY PRECINCTS;
- ii. THE REPORT OF THE SELECT COMMITTEE ON WARD DEVELOPMENT FUND ON THE TAKING STOCK OF THE PROGRESS MADE BY THE COMMITTEE FOR THE LAST FOUR YEARS AHEAD OF THE IMPENDING CONCLUSION OF THE FIRST ASSEMBLY
(Chairperson, Select Committee on Implementation)
- iii. THE REPORT OF THE LIAISON COMMITTEE ON THE CONSIDERATION OF THE BI-ANNUAL PROGRES REPORTS OF ALL COMMITTEES FOR THE PERIOD JUNE TO DECEMBER, 2016

- iv. THE REPORT OF THE LIAISON COMMITTEE ON THE CONSIDERATION OF PROGRESS REPORTS OF ALL COMMITTEES FOR THE PERIOD 2013-2017

(Chairperson of Committees)

5. NOTICE OF MOTION – (Hon. Osman Adow)

THAT, aware that Article 43 (1) (f) of the Constitution of Kenya (2010) states that every person has the right to education; further aware that the County Government has been funding students from informal settlements through bursary cheques issued to the Members of the County Assembly each year since 2013; concerned that the County Executive has delayed the issuance of bursary cheques for this year, which has locked most students from the informal settlements in the County Government as school fees, this Assembly adjourns pursuant to Standing Order 30 to discuss the delay by the County Executive to issue bursary cheques to students who depend on them as a matter of definite County importance.

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

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

- i) Statement requested by Hon. Hashim Kamau regarding the 120 acres of land purchased for Kshs. 283 million in Mavoko for Cemetery purposes;
- ii) Statement requested by Hon. Ronald Milare regarding the grabbing of public land meant to house critically needed fire stations across the City;
- iii) Statement requested by Hon. Wilson Ochola regarding the grabbing of land LR No. 7879/25;
- iv) Statement requested by Hon. Tabitha Ndigirigi regarding the grabbed plot LR No. 37/386 opposite Nairobi West Hospital; and
- v) Statement requested by Hon. Alexander Mulatya regarding the grabbing of part of the Land hosting Embakasi Girls Secondary which is a public land

7. MOTION – ADOPTION OF THE REPORT OF THE SELECT COMMITTEE ON PROCEDURE AND RULES ON THE AMENDMENTS TO THE NAIROBI CITY COUNTY ASSEMBLY STANDING ORDERS

Motion made and Question propose:-

THAT, this Assembly adopts **THE REPORT OF THE SELECT COMMITTEE ON PROCEDURE AND RULES ON THE AMENDMENTS TO THE NAIROBI CITY COUNTY ASSEMBLY STANDING ORDERS**, laid on the Table of the Assembly on Tuesday, 27th June, 2017.

(Hon. Kennedy Ng'ondi, MCA – Chairperson of Committees)

Debate ensued;
Mover replied;
Question put and agreed to.

8. MOTION – ADOPTION OF THE REPORT OF THE SELECT COMMITTEE ON DELEGATED LEGISLATION ON THE CONSIDERATION OF THE PUBLIC FINANCE MANAGEMENT ACT (NAIROBI CITY COUNTY ASSEMBLY CAR LOAN AND MORTGAGE SCHEME FUND) REGULATIONS, 2017.

Motion made and Question proposed:-

THAT, this Assembly adopts **THE REPORT OF THE SELECT COMMITTEE ON DELEGATED LEGISLATION ON THE CONSIDERATION OF THE PUBLIC FINANCE MANAGEMENT ACT (NAIROBI CITY COUNTY ASSEMBLY CAR LOAN AND MORTGAGE SCHEME FUND) REGULATIONS, 2017**; laid on the Table of the Assembly on Wednesday 28th June, 2017.

(Chairperson, Select Committee on Delegated Legislation)

Debate ensued;
Mover replied;
Question put and agreed to.

9. MOTION – VOTE ON ACCOUNT FOR THE FINANCIAL YEAR 2017/18

Motion made and Question proposed;

THAT, pursuant to the provisions of Section 134 of the Public Finance Management Act, 2012 the withdrawal from the County Revenue Fund of the sum of **Kshs. 17,954,090,400** made up in the manner set out in the Vote of Account Schedule laid before the County Assembly, be authorized for the purpose of meeting expenditure necessary to carry on the services of the Nairobi City County Government and County Assembly during the financial year ending on the **30th June 2018** until such a time as the Appropriations Act for the financial year 2017/18 comes into operation.

(Vice-Chairperson, Select Committee on Finance, Budget & Appropriations)

Debate ensued;
Mover replied;
Question put and agreed to.

10. MOTION - ADOPTION OF THE REPORT OF THE SECTORAL COMMITTEE ON TRANSPORT, ROADS AND PUBLIC WORKS ON THE CONSIDERATION OF THE SESSIONAL PAPER NO.1 OF 2017 ON THE NON-MOTORIZED POLICY

Motion made and Question proposed:-

THAT, this Assembly adopts **THE REPORT OF THE SECTORAL COMMITTEE ON TRANSPORT, ROADS AND PUBLIC WORKS ON THE CONSIDERATION OF THE SESSIONAL PAPER NO.1 OF 2017 ON THE NON-MOTORIZED POLICY**; laid on the Table of the Assembly on Wednesday 28th June, 2017.

(Chairperson, Sectoral Committee on Transport, Roads and Public Works)

Debate ensued;
Mover replied;

11. MOTION - ADJOURNMENT OF THE ASSEMBLY

Motion made and Question proposed:-

THAT, pursuant to the provisions of Standing Order 25 (3), this Assembly do adjourn sine die.

And there being no other business and the time being thirty four minutes past five O'clock, the Speaker adjourned the Assembly without question put pursuant to the Standing Orders.

12. ASSEMBLY ROSE - at thirty four Minutes past Five O'clock.
