



NAIROBI CITY COUNTY ASSEMBLY

OFFICIAL REPORT

First County Assembly – Fifth Session

Wednesday 29th March, 2017

The House met at 2.30 p.m.

(Hon. Speaker (Mr. Alex Ole Magelo) in the Chair)

PRAYER

Hon. Speaker: Serjeant-At-Arms, please ring the bell for ten minutes.

(Quorum bell rung)

Hon. Speaker: Order, Hon. Members! You are good citizens. Can we proceed, we now have a quorum.

COMMUNICATION FROM THE CHAIR

VISITING DELEGATION FROM KAMPALA CAPITAL CITY AUTHORITY

Hon. Speaker: Hon. Members, with us this afternoon is delegation from Kampala Capital City Authority. I wish to take this opportunity to sincerely welcome the following;

1. Hon. Reuben Kamoga, Clerk to the Kampala Capital City Authority,

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2. Mr. Astrid Haas, Senior Economist from Kampala Capital City Authority and
3. Mr. Patrick Musoke, Deputy Director for Strategy.

Hon. Members, may I once again welcome our guests and wish them a lovely stay in Nairobi City. Thank you.

Order, Hon. Members!

STATEMENTS

Hon. Speaker: Hon. Diana Kapeen requested for a Statement from the Chairperson of the Sectoral Committee on Planning and Housing regarding the closure of estate access gate by Umma University in South C. Hon. Maurice Gari.

Hon. Member for Nairobi West Ward (Mr. Maurice Gari): Thank you, Mr. Speaker. The Member requested me to request the Statement on her behalf.

CLOSURE OF ESTATE ACCESS GATE BY UMMA UNIVERSITY

Mr. Speaker, pursuant to Standing Order 41 (2) (c), I wish to request for a Statement from the Chairperson of the Sectoral Committee on Planning and Housing regarding the closure of estate access gate by Umma University in South C.

Mr. Speaker, Umma University has unilaterally closed a crucial estate access path without consulting residents of the said estate yet it does not have relevant written authority from the County Government for the said closure of the access path.

Hon. Speaker, in the Statement, the Chairperson---

(Phone rings)

Hon. Speaker: Order! The Serjeant-At-Arm, can you find out whose phone is that so that I can ask the Member to kindly leave.

Hon. Maurice Gari: The Chairperson should inquire into and report on;

- i.* Whether the said closure was approved by the County Government and evidence of such authority given to Umma University
- ii.* Measures that the County Government has put in place to ensure residents retain easy access to their houses in light of the closure
- iii.* Measures that the County Government has taken to prevent arbitrary closure of access path and routes to the estate and across the City by the City developers.

Thank you.

Hon. Speaker: Thank you. Hon. Ochar.

Hon. Member for Korogocho Ward (Mr. Maxwell Ochar): Thank you, Mr. Speaker. By close of business next week, that is on Thursday, we shall bring the response here.

Hon. Speaker: Thank you very much, Hon. Ochar, so next week on Thursday at 2.30 p.m. Hon. Members, under Order No. 7, the following responses to Statement will be given. Hon. Kimondo, please!

The Chairperson of Sectoral Committee on Trade Tourism and Co-operation will give a response to Statement requested by Hon. Samuel Nyang'wara regarding the United Nation Conference of Trade Development (UNCTAD) held in Nairobi on 17th to 22nd July 2016.

The Chairperson of Sectoral Committee on Labour and Social Welfare will give a response to Statement requested by Hon. George Ochola regarding the shortage of Ambulance drivers within the County; and

The Chairperson of Sectorial Committee on Labour Social welfare will give a response to Statement requested by Hon. Nyangwara regarding the medical cover for the County Government staff. Is there any response that is ready?

Hon. Member for Kayole South Ward (Ms. Elizabeth Manyala): Thank you, Mr. Speaker, on Wednesday 16th March, 2016 Hon. Ochola rose on the floor of the House Pursuant to-- am sorry I have two statements that I am supposed to respond to, so I gave the wrong one.

MEDICAL COVER FOR COUNTY GOVERNMENT STAFF

On Thursday 28th July 2016, Hon. Samuel Nyangwara MCA, rose on the floor of the Assembly Pursuant to Standing Order No. 41 (2) (c) and requested the Chairperson of Sectoral Committee on Labour and Social Welfare for a Statement regarding the Medical cover for County Government staff.

He further asked the Chairperson to inquire into and report on:-

- i. The name of the company awarded the contract and insurance cover that it has offered to the County Government staff;
- ii. The current status of the contract and the period of operation;
- iii. The dependents of Members of staff covered and list of hospitals offering the health services; and
- iv. Measures that have been taken by the County Executive to recover money from the institutions contracted to give health services and fail to offer the services as required.

Mr. Speaker sir, the Committee wrote to the Chief Officer Public Service Management on 1st August, 2016 requesting to be furnished with a written response on the Statement requested by the Hon. Member and I wish to report as follows:

1. That the name of the company awarded the contract and the insurance cover that it has offered to the County Government Staff

Mr. Speaker sir, the Committee was informed that AAR Insurance Kenya Limited secured a two year contract for the Management of the County's medical insurance, through the provision of comprehensive medical insurance cover for all the Members of staff.

2. The current status of the Contract and period of operation

Mr. Speaker sir, I wish to state that the Committee was informed that the contract had just been renewed for one more year effective from 1st July, 2016 to 30th July, 2017.

3. The dependents of the members of staff covered and a list of hospitals offering the said services.

Mr. Speaker sir, I wish to inform the Member that the Committee was informed that the Medical scheme covers the member as the principal plus five dependents; that is principal member, spouse and four dependent's being children under the age of 24 years. A list of hospitals and services provided is attached here for his kind perusal. Hon. Nyangwara, this has also been loaded in our tablets so kindly refer to it there as appendix one.

4. Measures taken by the County Executive to recover money from the institutions contracted to give health services and fail to offer the services as required.

Mr. Speaker, the Committee was informed that the Nairobi County Government has a contract with AAR Insurance Kenya Limited and as such, has constituted a joint quality assurance committee consisting of County Health Finance Union and Public Service Management representation to appraise, supervise and provide cheques and balances on the quality of Health care being provided by the same. A copy of the response is also attached and forwarded to our i-Pads for his kind perusal. Thank you, Mr. Speaker.

Hon. Speaker: Thank you very much, Hon. Manyala for the response. Is Hon. Nyang'wara satisfied? Can we proceed? Is Hon. George Ochola in? Hon. Nyang'wara is also not in. Let us proceed to Order No. 8.

**THE NAIROBI CITY COUNTY SUPPLEMENTARY APPROPRIATIONS BILL 2017; ASSEMBLY BILL
NO. 5 OF 2017.**

(Second Reading)

Hon. Member for Embakasi Ward (Mr. Micheal Ogada): Thank you very much, Mr. Speaker. I beg to move that the Nairobi City County Supplementary Appropriations Bill, Bill No.5 of 2017 be read a second time.

Mr. Speaker sir, the County Assembly on Wednesday 15th March, 2017 approved the report of the Budget Committee on the supplementary estimates for the financial year 2016/2017. To ensure the approved figures are properly anchored in law, this Appropriations Bill has been submitted to give legal basis for the utilization of funds and the Budget Committee has scrutinized the submitted Bill and confirmed that the Bill contains the figures as were approved.

Mr. Speaker sir, the Appropriations Bill requires us to allow the Public Service Board to spend to a tune of Ksh. 85 million and the Governor's office be allowed to spend Ksh. 5.5. Billion.

The ICT be allowed to spend about Ksh.304 million. The Finance and Economic Planning be allowed to spend Ksh.2.93 billion. The Health Sector be allowed to spend Ksh.5.3 billion. The Urban Planning be allowed to spend Ksh.314 million. Public Works sector to spend Ksh.1.35 billion. The Education, Youth Affairs be allowed to spend Ksh.1.65 billion. Trade Sector be allowed to spend Ksh.600 million. Public Service Management to spend 1.54 billion. Agriculture and Livestock to spend Ksh. 384 million. The County Assembly to spend Ksh. 1.5 billion. Water and environment Sector to spend Ksh. 1.87 billion and urban renewal to spend Ksh. 192 million. The Ward Development Secretariat to spend Ksh. 31 million. That is coming to a total of Ksh. 23.5 billion.

On development, County Public Service Board to spend about Ksh. 28 million. The Governor's office to spend Ksh. 559 million, but we are going to propose an amendment to that. Information to spend Ksh.150 million. Finance and Economic Planning to spend Ksh.100 million. Health Sector to spend Ksh. 1.1 billion. Urban Planning to spend Ksh. 435 million. Transport Sector to spend about Ksh. 5 billion. Education sector to spend Ksh. 242 million. Trade sector to spend Ksh. 570 million. Public Service Management to spend Ksh. 115 million. Agriculture to spend Ksh. 150 million. The County Assembly to spend Ksh. 209 million on development. Water and Environment sector to spend Ksh. 970 million. Urban renewal to spend Ksh. 188 million. So, the total for development comes to Ksh.11.3 million.

Mr. Speaker sir, I wish to beg Members to support this Bill and give the County the go-ahead to utilize the funds for the completion of development projects and other lines of expenditure before the end of this current Financial Year. Therefore, I beg to ask Hon. Herman Azangu to second this Motion.

Hon. Member for Land Mawe Ward (Mr. Herman Azangu): Mr. Speaker sir, I stand to second the Motion.

(Question that the Bill be read a second time proposed)

Hon. Speaker: I call the mover of the motion to reply

Hon. Michael Ogada: Thank you very much, Mr. Speaker sir, it seems all the Members in the House are in support of the Bill, thank you.

(Question that the Bill be read a second time put and agreed to)

**THE NAIROBI CITY COUNTY SUPPLEMENTARY APPROPRIATION BILL 2017, ASSEMBLY BILL 5 OF
2017**

(Second reading)

COMMITTEE OF THE WHOLE ASSEMBLY

(Order for Committee read)

[Mr. Speaker left the Chair]

IN THE COMMITTEE

[Mr. Chairman (Hon. Ronald Milare) took the Chair]

THE SUPPLEMENTARY APPROPRIATION BILL

Clause 2

(Question that Clause 2 be part of the Bill proposed)

(Question that Clause 2 be part of the Bill put and agreed to)

First Schedule

(Question that First Schedule be part of the Bill proposed)

(Question that First Schedule be part of the Bill put and agreed to)

Second Schedule

(Question that Second Schedule be part of the Bill proposed)

Hon. Michael Ogada: Thank you very much, Mr. Chairman, I move one amendment on schedule 2, in vote D5312 by deleting the supply of Ksh. 559 million and substituting off with supply of Ksh. 569 million, thank you Mr. Chairman.

(Question that the Second Schedule be amended proposed)

(Question that the Second Schedule be amended as proposed put and agreed to)

Title

(Question that Title be part of the Bill proposed)

(Question that the Title be part of the Bill put and agreed to)

Clause 1

(Question that Clause 1 be part of the Bill proposed)

(Question that Clause 1 be part of the Bill put and agreed to)

Hon. Michael Ogada: Thank you very much, Mr. Chairman. I beg to move that the Committee do report to the Assembly its considerations of the Nairobi City County Supplementary Appropriations Bill 2017, Assembly Bill No. 5 of 2017 and its approval thereof with amendments.

(Question that the report of the Nairobi City County Supplementary Appropriations Bill 2017 be approved is put and agreed to)

(Hon. Speaker resumes the Chair)

Hon. Speaker: Hon. Chairperson.

Hon. Ronald Milare: Mr. Speaker sir, I beg to report that the Committee of the Whole Assembly has considered the Nairobi City County Supplementary Appropriations Bill 2017, Assembly Bill No. 5 of 2017 and approved the same with amendments. Mr. Speaker sir, I beg to move that the Assembly do agree with the Committee in the said report.

(Question that the Assembly do agree with the Committee in the said report is proposed)

(Question that the Assembly do agree with the Committee in the said report is put and agreed to)

Hon. Speaker: I call the Mover to proceed.

Hon. Michael Ogada: Thank you, Mr. Speaker sir. I beg to move that the Nairobi City County Supplementary Appropriations Bill 2017, Assembly Bill No. 5 of 2017 be now read a third time.

(Question that the Nairobi City County Supplementary Appropriations Bill 2017, Assembly Bill No. 5 of 2017, be read a third time is proposed)

(Question that the Nairobi City County Supplementary Appropriations Bill 2017, Assembly Bill No. 5 of 2017, be read a third time is put and agreed to)

Hon. Speaker: Very well, Hon. Members, you are good citizens as usual; the Assembly is adjourned until Thursday the 30th March, that is, tomorrow at 2.30 p.m. Thank you.

(The House rose at 3:20 p.m.)