



## NAIROBI CITY COUNTY ASSEMBLY

### OFFICIAL REPORT

#### Second County Assembly – Second Session

Thursday 19<sup>th</sup> April, 2018

The House met at 2.30 p.m.

*(Hon. Speaker (Ms. Beatrice Elachi) in the Chair)*

PRAYERS

QUORUM

*(Quorum bell was rang)*

#### COMMUNICATION FROM THE CHAIR

**Hon. Speaker:** Hon. Members, I have the following communication to make on the Nairobi City County Emergency Fund regulations. Hon. Members, you will recall that on Tuesday 27<sup>th</sup> March 2018, the Nairobi City County Emergency Fund regulations 2017 were tabled before the Assembly and subsequently committed to the Select Committee on County Delegated Legislation and the Select Committee on County Finance Budget and Appropriations for consideration.

Hon. Members, subsequent to the tabling it has since come to the attention of the chair that the regulations forwarded to the Assembly for consideration as tabled on Tuesday 27<sup>h</sup> March 2018 are the same as those earlier forwarded to the Assembly as tabled on 27<sup>th</sup> September 2016. Hon. Members, the Select Committee on County Delegated Legislation dispensed with the regulations as forwarded in 2016 by a report tabled on the floor of the Assembly and adopted on Thursday 23<sup>rd</sup> February 2017. A letter from the Clerk forwarding the said resolutions is on record.

Equally a record of those proceedings as enumerated above can be obtained from the Assembly's Hansard. Hon. Members, consequently and following from the foregoing, the Assembly considers that it has properly dispensed with the Nairobi City County Emergency Fund Regulations 2017. Accordingly Hon. Members, the County Executive Committee Member for Finance and Economic Planning is advised to

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immediately proceed with the gazettment of the regulations and their operationalization. However, should the County Executive wish to amend the regulations they are at liberty to forward any such proposed amendments to the County Assembly for further consideration. Thank you.

### NOTICES OF MOTION

**Hon. Speaker:** Hon. Malde Parklands.

**Hon. Jayendra Malde:** Thank you Madam Speaker. Notice of Motion of task force on reforms of the City inspectorate. Madam Speaker, I beg to give notice of the following Motion; that aware that this article 176 (2) the Constitution provides that the County Government shall decentralize its function and provision of its services to the extent that it is efficient and practicable to do so. Further aware that article 175 (b) of the Constitution on the principles of the devolved Government provides that the County Government shall have reliable sources of revenue to enable them govern and deliver services effectively. Noting that for a long period of time, the management of the City Inspectorate has been met with a number of challenges with regards to institutional and structural arrangements such as understaffing, poor quality of services, inadequate service facilities, insecurity, health and safety of the personnel. Appreciating that the new County administration has all the willingness to reform the Inspectorate Department as enumerated by the Governor on various occasions and through budgetary provisions for retaining and recruitment of competent personnel. Regretting that despite the foregoing efforts of other interventions including the consideration and passage of the Nairobi City County---

**Hon. Speaker:** Order Hon. Ayo! You know the rules of the House. You have to go back to the bar and bow. Proceed Hon. Malde. Sorry for the interruptions.

**Hon. Jayendra Malde:** Since the passage of Nairobi City County Inspectorate Service Act 2017 not much has changed in the wake of anticipated change for lack of implementation of proposals for reforms. Recognizing that as a result of such systematic and institutional challenges, the City Inspectorate staff establishment has developed poor attitude towards their work, characterized by the frequent violent confrontation between City *askaris* and the hawkers and the harassment of the general citizens resulting in a general lack of public trust with the department. Concerned that despite the violent confrontation with the public and loss of lives on both ends, conflicts still persists and no tangible solution realized from the department on how he plans to fix it and the challenges it faces necessitating enforcement strategies. Observing that one of the major revenue streams for the Nairobi County Government is through the business establishment in the City with the potential to contribute immensely to the City's kitty through levies and daily taxes as well as create job opportunities if the Inspectorate Department can be reengineered to regain public trust and ensure seamless working. Keeping in mind that Nairobi is the capital City of Kenya and gateway of both domestic and foreign direct investment, conferences and the seat of the National Government as well as diplomatic City whose image often times has suffered battering arising out of the action of County *askaris* or commonly known as *kanjo*.

Therefore, this Assembly resolves that the County Executive establishes a multi-agency taskforce consisting of the following members;

1. County secretary as Chairperson
2. Chairperson – County Public Service Board
3. Nominees from the County Public Service Management Department
4. Nominee from the office of the Inspector General of Police
5. Nominees from the office of the County Attorney
6. Nominee from the Department of Finance and Economic Planning
7. Nominee qualified as a security consultant to be sourced by the County Secretary from amongst qualified persons
8. Nominees from two registered business associations in Nairobi City County

With the following terms of reference namely:

1. Review existing policies and institutional structures of the Inspectorate Department and to recommend comprehensive reforms that would enhance effectiveness, professionalism and accountability in the Inspectorate Service Department and propose changes where necessary;
2. Review the terms of service of the City Inspectorate staff establishment and propose measures to improve service delivery and the image of department;
3. Review the policy and legal framework establishing the Inspectorate Service Department including the framework proposed under the recently elected Nairobi City County Inspectorate Services Act 2017 and proposed changes where necessary; and
4. Report of the County Assembly with a comprehensive report within three months from the date of establishment of the task force.

Thank you Madam Speaker.

## STATEMENTS

**Hon. Speaker:** Hon. Members, before we do the statements. I want us to go back to petitions. We have a public petition pursuant to Standing Orders 207 by Mukuru Kwa Njenga Ward residents. In the petition, they say, we the undersigned citizens of Kenya who are residents of Nairobi City County draw the attention of Nairobi City County Assembly to the following. That aware that the Constitution of Kenya under article 37 section 15 and 88 of the County Government Act 2012 provide the right for citizens to petition the authorities or the County Government on any matter. That whereas us residents of Nairobi City County residing in Mukuru Kwa njenga Ward, we wish to express our concern regarding the dilapidated infrastructure, environmental degradation, unfavourable local trading environment and lack of basic social services within Mukuru Kwa njenga Ward. That whereas the County Government is responsible for environmental conservation especially refuses, maintenance of local infrastructure especially County roads, control of local trade and provision of social services such as social halls and early childhood development and ECD center's. That whereas despite the efforts being put in place by the County Government to provide the aforementioned service the Ward still faces serious challenges of inconsistent garbage

collection, open sewers, encroachment of road reserves, public spaces, lack of public market, lack of water, poorly managed public toilets, grabbing of the only available social hall and overcrowded ECD center's. Whereas aforementioned services are recognized under the Constitution of Kenya as being among the basic rights to be enjoyed by all citizens.

Now our humble petitioners pray that the Nairobi City County Assembly intervenes and ensures that the County Executive reclaims public spaces within Mukuru Kwa Njenga Ward and construct a public market for small scale traders and allocate sites for construction of motorcycle taxis, bodaboda operators to operate from. Ensure that there is consistent garbage collection, all sewer lines are operational and there is steady supply for clean water for Mukuru Kwa Njenga Ward residents. Ensure that all County roads in the Ward are repaired and upgraded to bitumen standards. Encroachment of road reserves is prohibited. Feeder roads are opened to allow easy access of vehicles providing emergency services and reclaim the social hall allocated to a private developer at Imara Daima. Also establish additional ECD centres.

Hon. Members, this is a petition that cuts across three committees and therefore we will place into the Committee of Transport, Environment and Water. You will have to sit together, listen to the petitioners and follow the Standing Orders and the Constitution and bring back a report to the House. Let us see how we can help the residents of Mukuru Kwa Njenga Ward.

## STATEMENTS

**Hon. Speaker:** Hon. David Ayoj.

**Hon. David Ayoj:** Thank you madam Speaker. I wish to make the following statement. Pursuant to Standing Order 45 (2C), I wish to request for a statement from the Chairperson of the Sectoral Committee on Children, Early Childhood Education and Vocational Training regarding the office of the Governor's scholarship established under the former County Government administration and funded by the Governor's office. Hon. Speaker, the establishment of the scholarship was meant to alleviate the suffering of the bright but vulnerable children from across the County. It identified excellent but needy students and was intended to provide support through secondary schooling and tertiary/university education.

Hon. Speaker, its abrupt stoppage under the new County administration has occasioned untold suffering for poor parents whose children had benefitted from the scholarship and who now find themselves stuck.

Hon. Speaker, in the statement the Chairperson should inquire into and report on:

1. Status of children still in school under the scholarship who are now suffering due to its abrupt stoppage;
2. Measures put in place to safeguard the interest of the beneficiaries of the scholarship by the new County administration; and
3. Whether there are any plans to continue with the scholarship given its critical nature and the need it served.

Hon. Speaker, pursuant to Standing Order 45 (2c), I wish to request for a statement from the Chairperson of the Sectoral Committee on Health Services regarding dispensaries closing on weekends where needed mostly in low income neighborhoods in Nairobi County.

**Hon. Speaker:** Just a minute Hon. Ayo. Let me first dispense off with the first statement for the Chair education.

**Hon Millicent Mugadi:** Let him give us two weeks to get back to him and the Assembly.

**Hon. Speaker:** Hon. Ayo.

**Hon. David Ayo:** Most obliged.

**Hon. Speaker:** Proceed.

**Hon. David Ayo:** Thank you Madam Speaker. Pursuant to Standing Order 45 (2c), I wish to request for a statement from the Chairperson of the Sectoral Committee on Health Services regarding dispensaries closing on weekends where needed mostly in low income neighborhoods in Nairobi County. Hon. Speaker, dispensaries are vital in the society since they dispense medication, medical supplies and dental treatment. Most dispensaries in Nairobi County close on weekends and especially in low income neighborhoods where they are needed. This has led to may suffering when in the real sense they should be open 24 hours. In case of emergencies, the residents have no access to basic emergency health services leading to needles deaths.

Hon. Speaker, in the statement the Chairperson should inquire into and report on:

1. The status of operations of all dispensaries across the City and whether it is procedural to close on weekends; and
2. Steps put in place to operationalize them 24 hours.

**Hon. Speaker:** Chair Health.

**Hon. Anita Thumbi:** Mr. Chair is not around. I kindly request the Member to give us at least two weeks to respond. Thank you.

**Hon. Speaker:** Thank you Hon. Anita. Who is the Vice Chair of that Committee?

**Hon. Anita Thumbi:** He is also not around Madam Speaker. Sorry, Gikonyo is around.

**Hon. Speaker:** Leader, you need to bring your team so that we know who the Chair is and who the Vice is so that when none is around we assist. Like now Members are taking the courage to assist which I think is a good thing. Thank you Anita. Two weeks?

**Hon. Anita Thumbi:** Yes Madam Speaker.

**Hon. Speaker:** Leader!

**Hon. Abdi Hassan:** Much obliged Madam Speaker. I will take care of that.

**Hon. Speaker:** Hon. Herman, do you have a statement? Hon. Ayo, are you okay?

**Hon. David Ayo:** Madam Speaker, I am sure the Hon. Member will take the matter seriously as it is a matter touching on the health of the people. I believe two weeks is enough time for them to give a full answer. I still have another statement to make though.

**Hon. Speaker:** Let Hon. Herman proceed then we come back to you.

**Hon. Herman Azangu:** Thank you Madam Speaker. Pursuant to Standing Order 45 (2c), I wish to request for a statement from the Chairperson of the Sectoral Committee on Transport, Water and Public Works regarding the construction of bridge on a missing link from Enterprise road through the slums of Mkuru Kwa Yaba to Aoko road. Madam Speaker residents of Kayaba slums are facing a myriad of

challenges when crossing Ngong River during the rainy season as the river overflows over the bridge. The bridge has been rendered impassable due to the ongoing rains which have led to flooding by the rivers.

Hon. Speaker, in the statement the Chairperson should inquire into and report on:

1. Reasons for delay in constructing the missing link road connecting Enterprise road and Aoko road; and
2. Whether the County Executive has plans to repair the bridge and by when.

Thank you Madam Speaker.

**Hon. Speaker:** Chair Transport James Mwangi

**Hon. James Mwangi:** Thank you Madam Speaker. Two weeks

**Hon. Speaker:** Herman, are you okay with that?

**Hon. Herman Azangu:** Agreed Madam Speaker.

**Hon. Speaker:** Proceed Hon. Ayo.

**Hon. David Ayo:** Madam Speaker, I wish to request for a statement. Pursuant to Standing Order 45 (2c), I wish to request for a statement from the Chairperson of the Sectoral Committee on Labour and Social Services regarding officers in acting capacity for more than six months. Hon. Speaker, there has been concerns raised over how long someone can serve in an acting capacity in public service. We have seen public officials hold on to their positions for what appears to be an indefinite time pending substantive appointment. Hon. Speaker, human resource best practice gives acting heads six months during which time the appointing authority should put a mechanism for a competitive recruitment in place.

Hon. Speaker, in the statement the Chairperson should inquire into and report on:

1. Status of all officers in acting capacity in the County Executive and their deployments;
2. Whether the County Executive plans to confirm the affected officers in their positions and if not, when will the positions be filled substantively; and
3. List all confirmed officers who were previously in acting capacity and how long they have acted before confirmation.

Thank you Madam Speaker.

**Hon. Speaker:** Thank you. Chair, Labour.

**Hon. Peter Gitau:** Madam Speaker, we beg to be given two weeks to respond.

**Hon. Speaker:** Hon. Ayo.

**Hon. David Ayo:** I am most obliged, Madam Speaker. Thank you.

**Hon. Speaker:** Also, Chair, Labour, as you bring in your answers I hope we will have also cleared and ensured that there is no one acting anymore. We have responses of some of the statements. Hon. David Mbithi had requested a statement about poor drainage systems in parts of the County and specifically Viwandani Ward. Chair, Transport do you have the response? Hon. James Mwangi.

**Hon. James Mwangi:** Yes, Madam Speaker.

**Hon. Speaker:** Proceed.

**Hon. James Mwangi:** Thank you. Madam Speaker, the Hon. Member was invited to the Committee and he was satisfied with this is the statement. Madam Speaker, on 15<sup>th</sup> March, 2018 Hon. David Mbithi rose on the floor of the Assembly pursuant to Standing Order 45(2) and requested the Chairperson of the

Sectoral Committee on Transport and Public Works for a statement regarding the poor drainage system in part of the County and especially Viwandani area. In the statement the Member requested that the Chairperson should enquire into and report on:

1. What resources are available to the County Government that can help increase the response on the problem of flooding on roads; and
2. Whether the County Government can share the available resources with the local residents through youth groups so that the most vulnerable communities have the capacity to meet the challenges of the flooding.

Madam Speaker, the Committee wrote to the County Executive Committee Member responsible for Public Works, Roads and Transport on 20<sup>th</sup> March 2018 inviting him to a meeting of the Committee on 21<sup>st</sup> March 2018. The purpose of the meeting was to enable the CEC Member to furnish the Committee with the response to the statement requested by the Member. In this regard, Madam Speaker, I wish to report to the Assembly the following

#### **(1). Poor drainage system along Lunga Lunga Road in Viwandani area**

Madam Speaker, the Committee was informed that Lunga Lunga Road is under the Kenya Urban Roads Authority (KURA) which is a National Government institution is responsible for the maintenance. However, Madam Speaker, the County has already contacted KURA in regards to the said road as a result of the ongoing long rains.

#### **(2). Sharing of the available resources with the local residents**

Madam Speaker, in regards to the sharing of the available resources with the youth to meet the challenges of flooding, the Committee was informed that the sector was undertaking works in the County on specific roads. It will engage the youth in the Wards and in this regard a request has been made to the Authority in order for the County Public Service Board to hire through the office of the County Secretary.

Madam Speaker, the Committee takes this chance to assure the House that maintenance and construction work will be evident in their Ward especially because the Assembly gave the Executive authority to spend the remainder of this financial year through the passing of the Supplementary Estimate 2017/2018 on 28<sup>th</sup> March, 2018. Madam Speaker, a copy of the detailed response has been given to Hon. David Mbithi who requested the statement and further copies hereby are attached to this report. Madam Speaker, I beg to lay this response. Thank you.

**Hon. Speaker:** Thank you, Chair. Hon. David Mbithi.

**Hon. David Mbithi:** Thank you, Madam Speaker. I am pleased with the report which I have received from the Committee and their response was good, they contacted KURA and they responded well on the ground. Thank you.

**Hon. Speaker:** There is also a response from the Chairperson of Finance.

**Hon. Robert Mbatia:** Thank you, Madam Speaker. I rise to respond to a statement by Hon. Jared Akama. Madam Speaker, on Thursday 29<sup>th</sup> March, 2018 the Hon. Jared Akama, MCA was on the floor of the Assembly pursuant to Standing Order...

**Hon. Speaker:** Is Hon. Jared in the House?

**Hon. Robert Mbatia:** I saw him.

**Hon. Speaker:** He walked out?

**Hon. Robert Mbatia:** Can I proceed?

**Hon. Speaker:** He is not in the House. You can pass until the day he will want to be in the House.

**Hon. Robert Mbatia:** Madam Speaker, just in case on that other day you are mentioning I will not be around?

**Hon. Speaker:** No, it is okay. You can give any member because at least you have the answers and it is the member now... And I want to tell the Hon. Members walking out that we are just about to enter a very serious session where I know the Chair of Budget will now be giving us the report on the Fiscal Strategy Paper, so you have to await for that and we have an adjournment also.

**Hon. Robert Mbatia:** Thank you, Madam. I am most obliged.

**Hon. Speaker:** So you will tell Hon. Jared the response was there and well, we have surpassed that. When you are serious with business you stay and wait. Is there anyone standing in for Peter Warutere, Chair Health? None. Hon. Mbugua Kabiro, are you standing in for someone?

**Hon. Mbugua Kabiro:** No, I had been given a response to his statement, I don't know if I will be allowed to ...

**Hon. Speaker:** Which Committee?

**Hon. Mbugua Kabiro:** Labour.

**Hon. Speaker:** On what?

**Hon. Mbugua Kabiro:** The dismissal of a few employees of the County Assembly.

**Hon. Speaker:** It was requested by which Member?

**Hon. Mbugua Kabiro:** By Hon. Peter Warutere.

**Hon. Speaker:** Since he is not in the House we cannot proceed.

**Hon. Mbugua Kabiro:** Thank you.

**Hon. Speaker:** Next Order.

## BILL

SPORTS MANAGEMENT AMENDMENT BILL, ASSEMBLY BILL NO.2 OF 2018

First Reading

## MOTION

**Hon. Robert Mbatia:** Thank you, Madam Speaker...

**Hon. Osman Adow:** Point of Order, Madam Speaker. I was waiting for a statement, I don't know why he did not stand up.



**Hon. Speaker:** Since I have proceeded, we have already done order number 8 and 9 so it will be read next time. Sometimes when it is not on the sheet it is good to always put it in. When you don't key in I will not know that there is also... I saw you and I thought you were on a Point of Order and I decided not to.

**Hon. Osman Adow:** *(Inaudible)*

**Hon. Speaker:** Hon. Osman, you know this is not Eastleigh where you answer like that. You are a fine student of Starehe Boys, always remember Dr. Griffin's values. So, we will proceed, Hon. Njihia, you will do it next time we have already moved to Order number 9, proceed Chair.

**Hon. Robert Mbatia:** Thank you, Madam Speaker. I beg to move that this County Assembly adopts the report of the Select Committee on Finance, Budget and Appropriation on the Nairobi City County Fiscal Strategy Paper and the Nairobi City County Debt Management Strategy Paper for the financial year 2018/19 over the medium term. Madam Speaker, today I will be brief, I promise.

Madam Speaker, the papers were presented to the County Assembly at a time when the Committee was engaged in the process of scrutinizing the County Marshall Plan for the coming five years. Cognizant of the fact that provisions of section 104 of the County Government Act 2012 read together with the provisions of Section 125 of the PFM Act, 2012 require that planning precedes budgeting. The Budget Committee resolved to defer the consideration of these papers awaiting the approval of the County Integrated Development Plan and the Annual Development Plan. Madam Speaker, the Committee wishes to assure this Assembly that it remains committed with abiding to the timelines provided in law and the unique challenges we face this year as a result of the general elections should not be misconstrued as precedent setting.

Madam Speaker, the Debt Management Strategy Paper for the financial year 2018 indicates that at the end of the financial year 2016/17 the total stock of County debt stood at 56.52 billion. The reported figures represent an increase by about 7 billion from the amount reported as at 30<sup>th</sup> June, 2016. Madam Speaker, in the financial year 2018/19 the County budget has been proposed for downwards revision to KSh.33.57 billion composed of KShs.22.95 billion for recurrent and KSh.10.12 billion for development expenditure. Further and as part of the above allocations the County Treasury has proposed to allocate KSh.80 million for emergency fund and Ksh.13.833 billion as employee costs including Ksh.500 million for voluntary early retirement (VER).

Madam Speaker, to ensure that the County sector ceilings are realistic and within the most achievable envelope, the Committee would be making recommendations on the same to this House for adoption. The Committee after extensive deliberation with various stakeholders on the prevailing realities has taken a conscience decision to deny some of the requests from the Sectoral Committees. Madam Speaker, here are our recommendations. In addition to the recommendations contained in other parts of this report the Committee recommends that the Assembly resolves as follows:

1. On policy measures, that in line with the provisions of the Nairobi City County Alcoholic Drinks Control and Liquor Licensing Act 2014 a separate vote be created in the estimates indicating the intake and the outflows from the Liquor Fund;
2. That under the health sector the programme on County referral hospitals be split into 4 hospitals for easy tracking and oversights of incomes and expenditures of the 4 County health facilities;
3. That in line with the provision of Section 109 of the PFM Act 2012, the County Treasury develops and presents to this County Assembly for approval a legislative proposal exempting County health facilities from sweeping their revenues into the County Revenue Fund;
4. That in compliance with provisions of Section 107(2c) and Regulations Section 25(1)(b) the Assembly resolves that the County continues implementing the freeze on employment. On replacement of employees leaving the service we leave it to natural attrition and the continuous retirement as approved by the CFSP for the financial year 2016/17. The County maintains the freeze on any additional employment over the medium term and that any specialized employment requirements shall be subject to budgetary provisions as approved by this County Assembly;
5. That the County Treasury avails the specific projects and programmes for all sectors while tabling the estimates for the financial year 2018/19. Madam Speaker, as a policy matter we also resolved that the County implements and finalizes the incomplete projects from the previous financial years;
6. We also resolved that the Public Service Management develops a policy to guide voluntary early retirement and the same be presented to the County Assembly for consideration;
7. We also resolved that the Legal Affairs Department develops a policy regarding decree on toll fees and that the same be presented to this County Assembly for consideration. We also resolved that in line with provisions of Section 148 of the PFM Act, the County Executive Committee Member for Finance decentralizes all financial accounting and procurement functions of all the departments of the County Government;
8. That going forward all sectors should endeavor to utilize all amounts set aside for development and if sectors are unable to absorb the amounts allocated to them, then their budgets be reduced by the amounts unspent in the subsequent budget years; and
9. Madam Speaker, we also resolved that the CEC Finance to come up with proper policies to regulate commitments to merge quarterly commitments to revenues for each quarter and that measures initiated to ensure that actual expenditure on wages and salaries reduces gradually to 35% by financial year 2020/21 be implemented.

On expenditure ceilings, Madam Speaker we resolves as follows, that the ceilings for the two arms of Government be set as follows; The County Assembly KSh.2.177 billion consisting of 592 million for development and Ksh.1.585 billion for recurrent expenditures. For the County Executive we resolved that

KSh.31.71 billion consisting of Ksh.9.85 billion for development and Ksh.21.86 billion for recurrent expenditures. That the budget ceilings for the various sectors be reduced as follows under the respective programmes. The budget ceiling for both development and recurrent expenditure for the Office of the Governor and the Deputy Governor be reduced by KSh.605 million.

The budget ceilings for both development and recurrent expenditure for the finance and economic planning sector be reduced by KSh. 765 million. That the recurrent budget ceiling for the following sub-programmes under education, youth affairs, sports and social services sector be reduces as indicated. Early childhood development centers by KSh.20 million, Youth empowerment and promotion by KSh.10 million and social welfare and care for the aged by KSh.15 million. That the budget for the various sectors be rationalized to provide for the following priority;

1. Under the Agriculture, Livestock and Fisheries sector KSh.100 million for the purchase of land for holding wandering animals that are becoming a menace in the County.
2. Additional KSh.150 million for the development expenses under the Agriculture, Livestock and Fisheries sector.
3. Additional KSh.800 million be allocated to the Transport and Infrastructure sector that is KSh.450 million for construction of roads and KSh.150 million for drainage and KSh.150 million for maintenance of street lighting and KSh.50 million for maintenance of motor vehicles and machineries. An additional KSh.244 million for Ward based water projects under the water sector. KSh. 400 million be allocated from development to recurrent expenditure under the public health to cater for purchase of pharmaceuticals and non-pharmaceuticals and other non-medical supplies.
4. Additional KSh. 200 million for the development projects under education, youth affairs, sports and social services sector for development of sports and an additional KSh. 171 million for solid waste management projects under the Environment and Natural Resource Center.
5. That the expected bank balances for the financial year 2017/18 be included in the budget estimates for the financial year 2018/19. That the schedules 1 and 2 attached to this report form the basis for the financial year 2018/19.

Madam Speaker, on the medium debt management strategy, that the Assembly approves the debt management strategies underpinning the 2018 County Fiscal Strategy Paper and the budget estimates for the financial year 2018/19 and that the same remains binding for the next 2 financial years.

Madam Speaker, in conclusion and pursuant to provisions of Section 117(6), Section 123 of the Public Management Act and Standing Order 221(7) the County Finance Budget and Appropriation Committee recommends that this County Assembly adopts the Nairobi City County Fiscal Strategy paper...

**Hon. Speaker:** Hon. Mbatia, just one second. Chair, Transport, you go to the back and bow. He is learning, he is a Chairperson and he is in the process of learning many things. Proceed, Chairperson.

**Hon. Robert Mbatia:** Thank you, Madam Speaker. The County Finance Budget and Appropriation Committee recommends that this County Assembly adopts the Nairobi City County Fiscal Strategy Paper for the financial year 2018/19 and the Nairobi City County Debt Management Strategy Paper for the financial year 2018/19 and for the members, Madam Speaker, on the back of the report that they have

there is a schedule that will be a guidance on the ceilings. Madam Speaker, I beg my Hon. Vice Chair to second me. Thank you, Madam Speaker.

**Hon. Speaker:** Hon. Karani.

**Hon. Jeremiah Karani:** Thank you, Madam Speaker. I stand to second my Chairperson and I would also like to highlight what is contained in this Fiscal Strategy Paper. Madam Speaker, by adopting this report we are saying that in terms of the health sector, the health facilities have been encountering challenges and what we are saying is that the process of allowing them to spend funds at the source will be enabled. Madam Speaker, we need to make sure that when we sweep funds to Central Bank it is a long process and health facilities use oxygen and things that are very essential for life support. Madam Speaker, by supporting this report we are saying that that problem will be sorted out.

Again, Madam Speaker, what has been emphasized and it is important for the members in this House to note that we have ongoing projects and they have been budgeted. This money, Madam Speaker, will be incorporated in the next financial budget, it will not lapse at the close of the financial year. Madam Speaker, last but not least, the way we have been budgeting we have been Balkanizing the budget. If it is roads we say we have 450 million for the roads, we will demand that they bring the estimates by 30<sup>th</sup> of April and that they list which roads and they provide financial disclosure so that Members from this House and from their respective Wards are able to know that this road will be done at this location and at what cost. With these few remarks, Madam Speaker, I beg to second. Thank you.

*(Question proposed)*

**Hon. Speaker:** Hon. Kimemia.

**Hon. Antony Gathumbi:** I stand to support the fiscal paper, but I have some questions that I wanted to understand. There is a freeze here that is being proposed by the paper on matters of employment yet members of this House are waiting to have some people employed in the Inspectorate Department. That is a concern I wanted to know how far it goes to be implemented.

Also, I want to point out, for example in the Agricultural sector, there is an issue of absorption of funds. When money is allocated to that sector and it is not absorbed well, the reasons they say is bureaucracy. At times procurement processes are long. I am supporting the document but with those few concerns, I wish the Chairman would address them. Thank you very much.

**Hon. Speaker:** Hon. Michael Ogada.

**Hon. Michael Ogada:** Thank you very much, Madam Speaker. First of all, I want to take this opportunity to congratulate our Chairman. He is quite hardworking and equal to the task.

Secondly, it is a good beginning, looking at the document that has been produced. We have been doing the budget year in year out and one thing we came to realize is that we always have a supplementary budget because we are not able to achieve as they appear in the estimates. For the first time, you can realize that the budget ceilings have been reduced to a reasonable figure. When you look at the Supplementary Budget that we passed recently, it was around Ksh.33 billion which means that is the realistic figure that is supposed to be within this County. When you look at the budget that has been read by our Chair, the figure is around Ksh.33.5 billion which is almost the same figure. So, that is the ideal

figure that we are supposed to be having and I am really impressed by that. We have realized we are not able to hit Kshs36 billion which has been the norm.

The other thing is that, for the first time we are going to have a surplus in terms of revenue collection vis-à-vis the expenditure. What you have given us as what they anticipate to collect is around Ksh.36 billion against a budget of Ksh.33.5 billion. It is the first time and if it comes to fruition, then definitely this will be the first County that is going to have a surplus in a budget which is not easy but we really thank God that if it is going to be that, then we will be happy as a County.

What we need to encourage as a Committee is the issue that the Chair raised about issues of employment. It has been one of our traditions that whenever we are reading budget estimates, we have been freezing employment but that has always been on paper. We read it so but when we leave we realize that actually the policies are not obeyed. This has made our expenditure in terms of salaries and wages to come to around 44.7%. This is against the requirement which is supposed to be maximum of 35%. It is upon this House to make sure we put our feet down so that we allow or we make sure the County puts proper policies that are going to help us to reduce the salaries and wages to required threshold of 35%. It will be quite impressive.

The other thing that I really need to look at--- maybe I could put this to my senior, the Majority Leader--- we always do these budgets but if we don't put our feet down as an Assembly, we will only be reading papers. That is why people keep complaining that the former regime was not able to achieve much in terms of development. They do beautiful papers but when you go to the ground, you will not realize the papers which were done were not implemented. Now, we have hyped the revenue increment all over the place that we have been collecting money. I am excited because I have billion shillings in the account as I talk now but when I look at facts, I have realized that by the end of March we were able to hit a target of Ksh.7.8 billion against 19 billion that was anticipated to be collected. Definitely that is an indicator that we have not even reached 40%.

Majority Leader, when some pronouncements are made, as a House, we need to scrutinize the papers and we try to put as much effort as possible so that we are able to save the City of Nairobi. We must put enough efforts to ensure that revenues collected are true reflection of what is being said in the social media. If we continue praising and looking at the social media and think we are operating, we are not developing Nairobi through social media. We need to develop Nairobi. That is my position and that is to the leadership of this House. I also appeal to my Chair of Budget that we need to put stringent measures that are going to help us to increase revenue collections.

There was a day my senior said some former regimes didn't perform well, I was in agreement with him but I told him let us wait and see if I will be with him, but up to date I am not with him. You can say the former regime was not performing but I can convince you that several suppliers were being paid, they also used to release bursaries. But now you are performing and not doing any of these. My senior I will still come back to you so that you can convince me that you are doing it better. The financial year has not ended. Let us put more efforts to ensure that we develop Nairobi and we make everybody proud. Thank you a lot, Madam Speaker.

**Hon. Speaker:** Thank you. Hon. Ariviza.

**Hon. Mary Mwami:** Thank you, Madam Speaker. I stand to support this budget proposal. However, as my colleague has just spoken, I think what we are putting on paper, if we don't follow it up with action, we will be receiving very sad reflection of Nairobi. As I stood here to deliver my maiden speech, I said I am a Nairobiian. And last Tuesday, I met one of the old ladies in my church who said that Nairobi has lost its glory. Every time I keep meeting people, they will say the same. Politicking aside, I met a hawker in the street and told her why she can't move a little, she didn't know I was an MCA. She told me Sonko is my friend. People don't have to do wrong things for us to support them. We have to make this City the green City in the sun by will and action. The reason why I am saying this is because when I scrutinized the previous budget, this particular one and the supplementary that we passed, they look very good but what action is being taken?

We need to be very sure that the officers are doing their job well. If we remove competent officers and put our friends and tribesmen who will in the process run Nairobi further down. We must put competent people as long as they are Kenyans in those positions and bring friends. I am saying this because we have come from vetting. We are only vetting one person; you wonder how will this person be able to do anything at all. Somebody doesn't know what debit side is and credit side in finance. I am not in finance but I know that. When I get my statement from the bank I know that. We are supposed to approve and we were not given two choices. How can we run this City with people who cannot give us real accounts?

We want to make Nairobi great City but it cannot be made when we are putting people whom we can tell they were brought in for some other reasons---

**Hon. Speaker:** Order, Hon. Mary! You have left the subject matter that we were debating---

**Hon. Mary Mwami:** It is quite ok, Madam Speaker.

**Hon. Speaker:** You are now on a report that we have not even finished writing as a Committee. It will be unfair for your Committee also. That is a subject for the day you will bring your nominee but not today. We are talking about budget---

**Hon. Mary Mwami:** Let me continue, Madam Speaker. Let it be left aside but it is kind of related. If we are going to perform as Nairobiians, we must have important people in positions who know what they are doing. I support it---

**Hon. Speaker:** Hon. Osman, are you on a Point of Order?

**Hon. Osman Adow:** I was waiting for her to say whether she supports or opposes but now if she says she has said she is supporting. Now I am okay.

**Hon. Mary Mwami:** I am supporting but I am saying these papers are very good but we don't want them to gather dust on the shelves. We need action. In schools, for instance, early childhood children should feel the effect of the money we have put in that section. We also want the old people to feel it. While we are doing this, members in the Budget Committee must make sure that this money is kind of devolved to the various sections so that the CEC Member in charge of a particular section has got the money that is allocated here. Otherwise when it is centralized, you find that the money is never allocated to the various sections. So, we keep pushing everything forward because you don't have the money.

I am supporting this but structures must be put in place so that the various Committees together with the CECs have the monies that have been allocated for particular groups. Thank you, Madam Speaker.

**Hon. Speaker:** Thank you, Mary. Hon. Jared Akama.

**Hon. Jared Akama:** Thank you very much, Madam Speaker, I rise to support this proposed budget. I would like to give a reason why I support. As a great believer of farmers in this country and especially in this County, I am little bit excited because I can see there is an adjustment in that sector in terms of their budget. I want farmers to know that we believe in them and the effort they are putting in terms of feeding this County.

Having said that, Madam Speaker, I would like to recommend to this Budget Committee that in future, and especially as a Member of Agriculture Committee, I would not like to see a sector like ICT and Public Communication surpassing development in terms of allocating Ksh.200 million but allocating less on feeding the people. That is something they should note because we want farmers of this County to be taken seriously.

I want to support but this is a great House---

*(Hon. Karani rose on a Point of Order)*

**Hon. Speaker:** Hon. Karani, what is the Point of Order?

**Hon. Patrick Karani:** Madam Speaker, when you rise to support, you support in totality or you reject. This is an Honorable House and it is a House of principles. Thank you.

**Hon. Jared Akama:** Madam Speaker, I am informing the Member that this is a House of debate. You are allowed to critique because we are not dwarfs when it comes to scrutinizing a paper and debating. I don't want to argue much but what I was saying is that this is a great House.

If you can allow me, a few days ago, we lost a hero and therefore I think it is important that we acknowledge a hero by the name Kenneth Matiba. I want to believe that this House will join in solidarity in terms of bidding farewell to that great hero. Thank you, Madam Speaker. Just to eliminate that doubt, I support the document because if I don't support it today, I don't want to see Agriculture Budget being sliced in the future. I want to see the trend in terms of increasing the budget. Thank you.

**Hon. Speaker:** Thank you very much and thank you for the eulogy of the late Matiba. Hon. Mbugua Kabiru.

**Hon. Mbugua Kabiru:** Thank you very much, Madam Speaker, I also rise to support the document. While we were going through the previous year's supplementary budget, one striking concern that I saw was the development vote which ideally the spending was at 4%. I have seen development has been given Ksh.10 billion, which is very commendable but my concern to the Government is that, even as we pass this, they should endeavor to at least absorb most of this Ksh.10 billion on development. Mostly, this recurrent does not bring new services to Nairobi residents but the development vote is where we are looking at to see whether the County is developing new avenues like employment and other opportunities. So, I support the document and wish that when we are discussing the next one, the absorption rate for the development vote should be very high. Thank you very much.

**Hon. Speaker:** Thank you. Hon. Pius Mwaura Mbono.

**Hon. Pius Mwaura Mbono:** Thank you, Madam Speaker, I also rise to support the document. It is actually so nice. Being a Christian, I want to remind Members that we live by faith. That means we have a lot of faith with our Governor and the Executive. I was a Member of the last Assembly and it is true that some documents are still gathering dust in the store but this time round, being the Deputy Chair of Implementation, I want to give hope to the Assembly that the Executive are going to fix the gaps. I personally had a talk with the Governor this week and I told him that I have fear that the Executive may not achieve much. I told him to allow us to whip the Executive and he told me that he will make sure that the Committee works, so do your part. I gave the blessings to the Committee by making sure that the Executive works. Mine is to give assurance that we are going to whip the Executive and this document will be achieved at least 80%. Thank you, Madam Speaker.

**Hon. Speaker:** Thank you, Chair. Hon. Mellab.

**Hon. Mellab Lumalah:** Thank you, Madam Speaker. My sincere condolence goes to the fallen hero's family and the entire country. I would like to take this opportunity to congratulate the Committee for the work they have done. Dealing with budget for the whole County is not a joke. I was expecting them to push us to two or three weeks to come but they have done a good job. I stand here to support the budget.

Budget is a very fundamental thing in every institution and the thing that I would like to say is that actualizing the budget is the key thing not only in papers as someone has said and the digits. Being a member of Implementation Committee, I will also stand firm to follow up on some of the allocations that have been done so that we see the results of what it will bring out. Thirdly is the timing, we might have the budget and then the budget comes towards the end. I don't know if it will be helping us.

As the entire Committee also it is your duty plus the other implementation team to follow up and make sure that what you have given us should not just go down the drain. Then I would also like to appreciate the new Members like me, we have learnt a lot in the Committee of Finance and Budget, the way you go around putting together the budget of each and every sector of the County. I also believe as I support this and through the education I have gained and lessons, next time I will be pushing in small allocation for the Nominated Members and hope most of you will stand to support it. I support the budget. Thank you, Madam Speaker.

**Hon. Speaker:** Thank you Hon. Mellab. Hon. Osman.

**Hon. Osman Adow:** Thank you Madam Speaker. I also rise to support the Motion. One important factor that the Committee recommended is that the funds should be disbursed to all sectors. Otherwise we would go back to the vicious cycle that we went through the last five years. I would urge the Executive to implement that so that we don't have to go back to the old ways of doing things which did not work. If it is centralized we know that it is not going to work, so this should be disbursed to all sectors and when they get their money then they become accountable and they would be able to do a good job.

I would like to also talk about the issue of the ICT, it is the only sector in this County that is geared towards enhancement of revenue collection. It is the only one that helps and ensures that we can get more revenue if we improve on our ICT and that also reduces waste and theft, so it actually helps to invest a lot more into that sector and that is why I do support this budget that was well done and we congratulate our



Chair who really worked tirelessly and all the Committee members to come up with this document. Thank you.

**Hon. Jeremiah Themendu:** Thank you, Madam Speaker. I rise to support the Motion. It is good for us and the agenda which we had promised the electorates are going to be achieved because of the same. I also support the proposal they gave to the Executive to institute reforms in the procurement process. The procurement process is very slow and stalls some of the projects which have been approved. For example, we have about two and a half months without County vehicles having fuel and if we ask we are told that the process is going on and the projects in our Wards are stalled.

I would like to say, I think now that everything shall move with speed because we are in the process of getting County Secretary and also we have the Chief Officers and they are going to help a lot. For now, I beg to support the Motion.

**Hon. Jane Muasya:** Thank you Madam Speaker. I think most of the things have been said and when I look at the Members here, I know all of you I support this Motion. However, I support this Strategy paper of the budget, why? Because all the sectors are included, meaning I don't think there is any sector which has not been given more money than the other one. My request is only that, the money we are given we should be responsible for that money. Meaning, don't be given the money and when you go and do this or that you return the money at the end of the year.

We are given the money to work with it. Like now in Education, we need bursaries, we need our sponsorship for our children. We want that money to be given to the needy children so that by the end of the year we don't come here and say we return this amount of money because of a,b,c,d. And if we do that, we shall be seen that we are doing a good job as Nairobians. I stand to support. Thank you.

**Hon. Speaker:** Lastly Hon. Njihia.

**Hon. Abraham Njihia:** Thank you Hon. Speaker. I rise to support and I can see this mid-term budget is broad-based and I think everything is catered. I can see the mood of the House is positive and I think Hon. Speaker, it is the high time that you call the mover to reply, based on the mood of the House. Thank you Hon. Speaker, I support.

**Hon. Speaker:** Hon. Njihia, why didn't you just stand on the Standing Order and you know you are not supposed to speak on the same before you--- so now you speak on it and say the mood of the House. There is a clear Standing Order when you want to stop debate and it is always good to stand and you read the Standing Order and that is how I also put the question to the Members to give me permission to stop. I can't just call the mover to reply but we are just about to end and I can see Hon. David Ayo.

**Hon. David Ayo:** Thank you Madam Speaker for giving me this opportunity to ventilate my issues regarding the budget. First and foremost, I stand to support the Motion by actually putting forward the following. Before I do that I would like to thank our able Chairman Mr. Mbatia, I am very sure in the committee we have very competent members like Hon. Ogada and I am very sure being conversant with the matters regarding budget and finance, I am convinced that we stand a better chance of actually improving our County, Nairobi.

I would want to say this; yes we have a wonderful budget, yes we proposed a wonderful budget, but the problem is about procurement and in essence you realize that after some time we return all the

money back to the Treasury. Why? Because of poor and timely procurement mode. I would like also to say thank you looking at the allocation in Agriculture, I have a problem in my Ward, where I come from, we have so many animals loitering around and they are untamed to an extent that they actually pose a lot of danger to my people. In fact the other day, last week but one, I had one of the residents in my Ward who had been bitten by these loitering dogs. So thank you very much for allocating some money that is a 100 million just to ensure that you have a place to ensure that these animals are tamed that actually pose a lot of danger to our people in the City.

I can as well see that you have also considered Justice and Legal Committee whereby you will increase the budget with one billion and indeed it is true. This is a sector that deserves enough funding. Thank you very much Hon. Chair for a job well done. Looking into Culture, I can see as well, you have considered the Youth and you have also factored in the issue of stadia and you have actually increased the allocation. So to me see---

**Hon. Speaker:** What is it? Does the Member want to be informed?

**Hon. Member:** *(inaudible)* ....in his area has livestock. I don't know since when the wild dogs have been referred as livestock. He is praising the Budget Committee for allocating funds to the livestock to take care of the wild dogs in his area. I don't know whether I am right or wrong, I never knew that wild dogs are also categorized as livestock.

**Hon. Speaker:** Hon. Ayoj may be it is a slip of language or you can substantiate what you were saying. You can elaborate on it. Dogs are also domestic animals, so can you elaborate what you were saying as you finalize.

Wait first Hon. Mary, we are still on a Point of Information. I just want Hon. Ayoj to elaborate on what he was saying. Proceed, Hon. Ayoj.

**Hon. David Ayoj:** Thank you Hon. Speaker. I can say wandering animals, so which are they?

*(Laughter)*

**Hon. Speaker:** Hon. Mary, are you on a Point of Order?

**Hon. Mary Mwami:** I want to inform my Hon. Member that dogs, cats and these others are called domestic animals and then we have the wild animals that live in the bush. But I am also hoping that the County Assembly will not be getting hold of the Masai cows. It has happened in the past and some of us were quite disappointed because the Nairobi name comes from a Masai name that means "a place of cool waters"---

**Hon. Speaker:** Hon. Mary, are you anticipating debate or are you informing us about domestic animals?

**Hon. Mary Mwami:** I was bringing in also the cows, so I am hoping that what has been put there is what—

**Hon. Speaker:** So you are informing us about the cows? Hon. Ayoj proceed, we want to finish this debate.

**Hon. David Ayoj:** Hon. Speaker, all of us are learning so I appreciate. Thank you.

Hon. Speaker, I would also commend a job well done on transport. Indeed we need more funds on our roads. So, there is some improvement in terms of the allocation. At the same time, as I finish, I also

commend a wonderful job done on Health; we actually need to ensure that our Health clinics and dispensaries are working. Therefore, there is need to even increase the allocation. Otherwise, I support. Thank you very much.

**Hon. Speaker:** Lastly Hon. Matista.

**Hon. Rose Matista:** Thank you madam speaker. I rise to support the document. First I want to thank all the members who sit in that Committee, they have done a great job because the document will make activities happen in the *mashinani* and improve County development. I stand to support.

*(Applause)*

**Hon. Speaker:** The mover, to reply.

**Hon. Robert Mbatia:** Thank you Madam Speaker. I rise to reply and also first and foremost to thank the Members of this House for the support, I was very keen and I realize that nobody rose to object which is very commendable and I appreciate on behalf of the Finance and Budget Committee. I also want to appreciate and thank your office for the support you have given us especially the Budget office, Madam Speaker. Our Fiscal Analysts have been active all through and I know you are aware that during the preparation of this document that the Members have agreed that it is a wonderful document; we also had some challenges of security.

Madam Speaker, in the midst of those challenges, we still came up with this document, so I want to thank the Members for owning it. And also the Hon. Members of the Finance, Budget and Appropriation Committee who burnt the midnight oil to get this wonderful document, Madam Speaker. I will note that there are two ladies; one, who recently got a baby and never missed any session and also one who has an ill relative who at every one time attended the meetings *(Applause)* so I want to appreciate that for their selfless work that they have given the people of Nairobi.

Madam Speaker, as I reply, I would also like to probably clarify on some concerns that Members have raised; one is the issue of the freeze and I believe that my able member Hon. Ogada has clarified why the freeze, it is a requirement that we the wage bill should at least be 35% and at the moment we are at 44%. That is why in the budget we have factored in voluntary early retirement to allow those that wish to leave such that we get a fresh and young workforce. We have also given a window Madam Speaker to allow for employment but it must be factored and must be taken through the budgetary requirements, so it is not a total freeze, Madam Speaker. But if any sector would require to hire, they need to justify and tell us where they have factored it in this budget.

Madam Speaker, there was also a concern on the issue of the low absorption and I would like to tell the Members that there is on policy we have factored and we have mentioned that the PFM Act Section 148 must be adhered to. This allows the CEC Member for Finance to appoint and to designate Accounting Officer for every sector and we agreed that we shall never pass even the budget estimates, the Appropriations Bill will never be passed until the anticipated new members of the Executive that are being absorbed take charge, we must be assured that they have been designated as Accounting Officers and they have the letters and they have been given a free hand to operate in their sectors, Madam Speaker. That would ease on the matters of low adsorption because every sector will be allowed to have their

priorities and this will be from a point of need procurement and even paying the sectors will be undertaking all that Madam Speaker.

On the issue of ICT getting slightly more, this is a support service Madam Speaker, even those very cows that wander all around there, we need to map them out and we need ICT to do all that. That is why we gave them slightly more and even ICT is key to revenue enhancement. Madam Speaker as I wind up on this, Hon. Mary mentioned about the document gathering dust, actually I really have the same concern as much as I don't agree with her much but today I agree with her. That we have a wonderful document yes, but for it to be implemented Madam Speaker, we need to get revenue and this cannot be over stated more than the general concerns of the Members of this House.

From yesterday the Senate allocated us in the Bill that is yet to be finalized, about 15.7 billion. From our budget estimates and the ceilings here, already our budget is about 33.8 billion, that means that we need to have local revenue collection of about 18.1 billion. So we will need efforts from every member of this House and mostly from the Executive, we need goodwill to realize this because this is a huge task Madam Speaker.

I also want to say that we have been able to...the requirement is that we have at least 30% of the budget should be put on developments. Madam Speaker I would like to report to this House that we have a 68% capping of recurrent expenditure and a 32% capping of development expenditure which is very commendable and I would like to request that now because we are taking it to the sectors, let the sectors even oversight and continuously report to this House. Madam Speaker, I beg to reply.

*(Question put and agreed to)*

**Hon. Speaker:** Go to Order No. 11 first. Majority Leader.

### MOTION

**Hon. Abdi Hassan:** Thank you Madam Speaker. That pursuant to the provision of Standing Order no. 28 (2), this Assembly resolves to alter the County Assembly calendar and adjourn until Wednesday 2<sup>nd</sup> May 2018.

Madam Speaker, the reason for this adjustment is to give Members ample time to go and participate in the upcoming devolution conference in Kakamega. The devolution conference, which is to happen next week, is a very important forum for this Assembly and because of that, we need to adjust our calendar.

Madam Speaker, I want my good friend and senior colleague, *Mheshimiwa* Herman Azangu to second this Motion. Thank you.

**Hon. Herman Azangu:** Thank you Madam Speaker. I stand to second the alteration of the calendar as the Majority Leader has said.

*(Question proposed)*

**Hon. Speaker:** Mary, do you want to speak on it?

**Hon. Mary Mwami:** Thank you Madam Speaker. My parents come from Vihiga. Where we live now is Kakamega and it is a very beautiful place. I want to take this great opportunity to welcome you to Kakamega. That is the place you will enjoy well-cooked ugali. I want to assure you in addition to that you will have a very good chicken, well-cooked, and when you come back, don't worry, we shall go to the gym.

So, you are most welcome to Kakamega. We are looking forward to having you and hosting you. God bless you as you come.

**Hon. Speaker:** Hon. Mbatia.

**Hon. Robert Mbatia:** Madam Speaker, I also rise to support and to welcome the Members of Nairobi County to the beautiful county of Kakamega where I also come from. Madam Speaker, after Vihiga, as you go down to the town, there is an area called Shinyalu, specific town called Khaega, I welcome them there. *Karibuni sana*.

**Hon. Speaker:** Hon. Obuya Kennedy.

**Hon. Kennedy Obuya:** Thank you Madam Speaker. I rise to support. Having been privileged to be a resident of Kisumu, I know accommodation is going to be a challenge within Kakamega as a town. I know majority of Members are going to reside in Kisumu. I welcome you to Kisumu city.

**Hon. Speaker:** What is the Point of Order, Mary?

**Hon. Mary Mwami:** Madam Speaker, Hon. Okumu just said that he is a resident of Kisumu. I think he hasn't been to Kakamega recently. It is so developed. We have one of the best places for you to live in. The Kakamega forest is a place you will go for your---

**Hon. Speaker:** What was the Point of Order Mary?

**Hon. Mary Mwami:** There is a lot of residential places where he will live. So he should not divert people to Kisumu. There are several hotels and other places where people will live. The Kakamega people are also welcoming. We are welcoming many of you into our homes. Welcome.

**Hon. Kennedy Obuya:** Thank you. My big sister, Hon. Mary, thank you so much. We will visit your home. Just like you said, Kakamega is developed, we all agree. And from the development, we can access the availability of accommodation sites on the internet. We have properly confirmed that they are fully booked. On that note, I welcome Members to Kisumu County. Hon. Members, there have been incidences before, on conferences like this from the previous years, I advise that we carry the name of Nairobi City County high. We behave ourselves well while we are in Kisumu and Kakamega. Thank you Madam Speaker.

**Hon. Speaker:** Hon. Emily Oduor.

**Hon. Emily Oduor:** Thank you Madam Speaker. I stand to support. And my request is one. As we move down there, we must be very careful because not everyone that is going there is a Member of the County Assemblies. We are going to have those people who know the MCAs are going to be there. Some people are travelling from as far as Mombasa to go and do something with our men there in Kakamega. So, I ask everyone to be very careful. Secondly, I am a bit concerned about the arrangements that have been done for security because I feel that we should all know where each of us stays so that in case of emergency we will know what to do---

**Hon. Speaker:** Yes, Hon. Robert.

**Hon. Robert Mbatia:** I think nobody is complaining that those beautiful ladies will be joining us. So, I wonder who is the complainant. Probably Madam Oduor can clarify that. Who is complaining?

**Hon. Speaker:** Hon. Emily.

**Hon. Emily Oduor:** Thank you Chairman. I am not complaining. I am just letting you to know that they will be coming. So, you better prepare your pockets. But on a serious note, I think we should all be each other's keeper. In case of anything, please call the next person so that we don't find ourselves into problems while we are there.

I have made some reservation for a hotel in Kisumu. We still have for two more people just in case somebody doesn't have a place to stay. It is called Royal Milimani Hotel. They have done a reservation for the ladies but we still have two more spaces. So, just in case you miss a place to stay, let us know so that we can join the ladies. So far, we are only ladies but if any man wants to come, you have to apply in advance and through our group so that we can welcome you there. Otherwise, I support and looking forward to meeting all of you in Kakamega. Thank you Madam Speaker.

**Hon. Speaker:** Hon. James Mwangi.

**Hon. James Mwangi:** Madam Speaker, I have issues with the Hon. Members from Western. Some of them are not willing to accommodate us since the hotels are fully occupied. So, we may ask the Members who come from western to accommodate us. I was talking to Hon. Ayoj and he declined to accommodate me.

**Hon. Speaker:** Hon. Ouma Ndonji.

**Hon. Joseph Ndonji:** Madam Speaker, I support. I also happen to come from a place close to that area and I know accommodation in Kakamega might be a challenge but I can give them some accommodation in Mumias. I have some property in Mumias which happens to be a hotel. They are welcome. Thank you.

**Hon. Speaker:** Hon. Mellab.

**Hon. Mellab Lumalah:** Thank you Madam Speaker. I welcome everyone to Kakamega. It is a very warm town and has friendly people. Nothing much will happen and especially on morals. We really guard our morals because it is a community with a culture. So, men who are coming there have to really watch themselves. You don't just get involved in activities that might bring shame to you. Same to women. Security wise, I believe this is a national issue and a national event such as this will be secure. The whole country and the government have worked on the security issue. It has been beefed up. Also our governor is not sleeping. He is also good in that. I also want to urge our friend from Kisumu to let Kakamega economy be boosted this time around. Even if you are going to sleep in a small room, as long as it is giving you the comfort you want. There is a time for Kisumu Devolution conference. We are always there. So, don't try to convince our people to leave Kakamega because we still have enough space. Personally I will be hosting more than 10 ladies in our home. So, we also encourage other people who have homes to do the same. If you are missing, you let us know. You will find life very cheap houses there. I want you to have good health when you come there just be friendly. Let us all network. We are going to form a *WhatsApp* group of Kakamega. If you are interested, you just drop your contact. I stand to support.

**Hon. Speaker:** Hon. Naftali Mathenge.

**Hon. Naftali Mathenge:** Thank you Madam Speaker. Thank you Hon. Members from that side for welcoming us. You are forgetting to tell us about the distance from Kisumu to Kakamega, from Mumias to Kakamega. It is good to tell us so that we be prepared. Thank you.

**Hon. Speaker:** Hon. Ayoj.

**Hon. David Ayoj:** Thank you Madam Speaker. First, I support the Motion by trying to convince our brothers and sisters that is a Kakamega affair. We want the whole of this 200 million to be spent in Kakamega. This is a Kakamega affair. You are not going to be fair to us by saying some of us go to Kisumu and others to go where. We have enough accommodation for you. We have been discussing with my Chairman, of Transport Committee, and we have actually plans to ensure that some of us have a place to sleep. And I am telling you that we have very wonderful means for you. Some of you have never tasted

*ingokho*. We would also want you to walk around, spend money in Western Province. You can even go to Malaba. You can go to Ekaimosi. Come to Vihiga, a place called Majengo. You can even come to Hamisi. Let us make sure we spend the period in Kakamega and ensure that the coins that have been allocated to that place remain in Kakamega. With those few remarks, I beg to support. Thank you.

**Hon. Speaker:** Hon. Rose Matista.

**Hon. Rose Matista:** Thank you Madam Speaker. I am assuring all Hon. Members that we are there in Kakamega to welcome you. We will host you. You should not be worried. Anyone who is worried should come to me. I said the same when I was in Mombasa. You will enjoy a lot. We have bullfighting. We have the crying stone. Have you ever seen a crying stone? It is there in Kakamega. So, you will enjoy yourselves. Welcome to Kakamega.

**Hon. Speaker:** Hon. Mbugua.

**Hon. Mbugua Kabiru:** Madam Speaker, almost a half of the House now comes from Kakamega, which is a good thing. We accept the invitation to your homes. We will surely come and eat what you have to offer. Kakamega is 359 kilometers from Nairobi. I know Members will have different modes of travel. Some will go by air, others will go by road. Some will decide to run to Kakamega. My caution to the Hon. Members is that, lately there has been a lot of road accidents and carnages that is happening all over. I think my advice is for you to travel while you can see. Do not go late at night or very early in the morning before sunrise. I just caution you to be careful on the roads and we will see you in Kakamega. Thank you very much.

**Hon. Speaker:** Lastly, Hon. Jeremiah Karani Themendu.

**Hon. Jeremiah Themendu:** Okay. Thank you Madam Speaker. I rise to support the Motion. I think it shall be good for us to visit Kakamega. It is on the way to Busia or Kisumu. For now we shall interact with the others. We have some issues which are affecting us as a whole country. I think we shall deliberate on things like Ward Development Fund which undergoing challenges, and also individual matters. So, I support.

**Hon. Speaker:** Mover.

**Hon. Abdi Hassan:** Thank you Madam Speaker. I want to take this opportunity to thank the Members who hail from Kakamega and as my good friend, Obuya, has said that Kakamega has no facility to accommodate all the 47 County Assembly Members. If you go online, it is a fact. I don't know if Hon. Ayoj wants to put us in a room which we see in the social media where some of the Luhya people do their nasty things. Madam Speaker, these are Honorable Members and need decent accommodation. And we are asking Members from Kakamega to try and invest more in hotel facilities so that when such big conferences happen in Kakamega, people feel they are in a good county. If you come to Isiolo, which is a very small county compared to Kakamega, you will have beautiful facilities to accommodate huge population.

Madam Speaker, I want to register my heartfelt condolences to our hero, Hon. Ken Matiba. We stand with his family and we ask the government to compensate this hero and apologize for the torture which he underwent. It is a very sad affair that we start recognizing our heroes and heroines when they die. It is a very shameful act when we stand to praise someone when he is in his coffin. Why are you praising him when he cannot hear what you are saying? He was auctioned because he fought for multiparty democracy in this country. Those people who auctioned him want to now lead this country come 2022. We

want to put them on notice that the people who are fond of torturing others will not get chance to lead this country by the will of God.

I know some of our Members are good in appetite, I don't want to delve in to what type of appetite but they should be very careful. We have dangerous people who are waiting for these Honorable Members to come to Kakamega so that they can pounce on them. We have vultures waiting for them and they should be very careful. We need these people to come back to Nairobi while they are in one piece. We don't want to get some people in pieces. As my good friend, Mbugua, has said, the role heading to Narork is a very dangerous one. Members should look for an alternative road so that we come back safe. With those few remarks, I beg ton reply. Thank you.

*(Question put and agreed to)*

**Hon. Speaker:** Hon. Members, the Motion for Silas will be pushed back to the House Business Committee so that it can be allocated again into the Order Paper. I also want to inform the Members of PDU, that when we come back, I request Hon. Magembe and Hon. Eunice to give us a letter that stipulates the ideology of your party and tell us which side of the House you support so that we are able to allocate committees properly in the right way. The law does not allow a Member to be in both sides in a committee. It contravenes what the political party act says. So I would request the Members to ensure they bring us a letter from their party so that we know exactly what ideologies they believe in. that way, the leadership will be able to ensure you get your committees properly.

Hon. Members, I want to also wish you well as you go Kakamega. We welcome you. It is a devolution conference. I am hoping we will be able to understand the themes that are being proposed by the Executive. You are the ones who approve money for them to spend in those conferences and everything. It is time they also appreciate that without the County Assembly, they can never move anything within their counties. Therefore, I hope we shall find few sessions for the county assemblies to also speak on the same.

### ADJOURNMENT

Hon. Members, let us adjourn. I also want to wish you a blessed Labour Day, which will come on the 1<sup>st</sup> of May. There being no other business, this House stands adjourned until the 2nd of May, at 2.30 p.m.

*(House rose at 5:00 p.m.)*