



**COUNTY GOVERNMENT OF NAIROBI CITY**

**SECOND ASSEMBLY – (SECOND SESSION)**

**NAIROBI CITY COUNTY ASSEMBLY**

**VOTES AND PROCEEDINGS**

**TUESDAY, FEBRUARY 13, 2018 AT 2.30 P.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 Hon. Speaker conveyed the following communication;

**- WELCOME FROM THE LONG RECESS AND BUSINESS AHEAD**

**“Honorable Members,** I have the following Communication to make –

**Honorable Members,** welcome back from the long recess and festive season. I trust you all had a wonderful and fruitful break together with your families and electorates. I also want to believe that you all commenced the year well. It's good to have you all back.

**Honorable Members,** today, we resume our sittings for the Second Session of the Second Assembly of the Nairobi City County Assembly with a number of businesses ahead.

**-CONSIDERATION OF THE COUNTY INTEGRATED DEVELOPMENT PLAN -CIDP**

**Honorable Members,** as you may be aware, the County Integrated Development Plan for Nairobi City County has been forwarded by the County Executive Committee Member in charge of Planning and shall be subsequently tabled in the house pursuant to the provisions of Section 126 of the Public Finance Management Act, 2012. The County Integrated Development Plan contains; the strategic priorities and plans for the medium term, details of the programs to be delivered together with the allocated budgets therein, payments to be made on behalf of the County Government, description of the significant capital developments among others.

**Hon. Members,** County Integrated Development Plan is a very essential document, it guides all Key development in the County for the next Five years, hence it is prudent that an intensive scrutiny on the document is conducted by Members with necessary recommendations to ensure relevant projects and programs are well prioritized and budgeted for.

- CONSIDERATION OF THE COUNTY FISCAL STRATEGY PAPER – CFSP

**Honorable Members,** also to remind you, the Assembly will be considering the County Fiscal Strategy Paper which is required to be submitted to the County Assembly by the County Executive Committee for approval as provided for in Section 117 (1) of the Public Finance Management Act, 2012.

**Honorable Members,** the County Fiscal Strategy Paper is the County's strategy document for Budget preparation that provides the link between the overall policies as identified in the County Integrated Development Plan – CIDP and which includes the Financial Outlook with respect to County Government revenues, expenditure and borrowing for the coming financial year, and for the medium term as indicated in Section 117 (4) of the Public Finance Management Act, 2012.

VETTING OF THE CHIEF OFFICERS BY THE SECTORAL COMMITTEES

Last but not the least, **Honorable Members,** you are all aware that, one of the functions of the Sectoral Committee is to vet and report on all the appointments where the constitution or any law requires the County Assembly to approve, except those under Standing Order no. 196 (*Committee on Appointment*).

**Honorable Members,** in that regard, the Assembly is yet to receive nominees for the positions of Chief Officers for vetting and as such, directions on the same shall be issued once the Assembly receives the names.

**Honorable Members,** you are therefore encouraged to continue working with diligence you have exhibited in executing your mandate for the benefit of Nairobi residence.

I thank you Honorable Members.”

**4. PAPERS LAID:-**

The following paper was laid on the Table of the Assembly;

- a) REPORT OF THE COMMISSION ON REVENUE ALLOCATION ON RESOURCE SHARING

(Hon. Abdi I. Hassan, MCA – Majority Leader)

**5. NOTICE OF MOTION – (Hon. Osman Adow, MCA)**

**THAT**, aware that streets and roads in the County have from the past been named after distinguished individuals who have played outstanding contribution to our today's society, FURTHER AWARE that in renaming of public roads after such great and legendary contributors, it bestows honor and gratitude for their deeds; NOTING the great contributions of the late Dr. Geoffrey William Griffin (1933– 2005) who was the founder of Starehe Boys Centre and School (1959), founding Director of the National Youth Service – NYS (between 1964 and 1988) and not forgetting his dedication in improving the lives of youth in the Country by educating tens of thousands through sponsorship; CONCERNED that such heroes haven't had such recognition for the great work and role they played, this Assembly urges the Nairobi City County Government to rename the current Ring Road Ngara to be "Dr. G.W Griffin Road" in recognition of his efforts and great contributions to the County and Country at large.

**6. NOTICE OF MOTION – (Hon. Anthony Kiragu, MCA)**

Hon. Speaker, pursuant to the provision of Standing Order 34, I wish to seek leave that the House adjourns to discuss on the harassment and security of Members of the County Assembly precisely the Sectoral Committee on Transport and Public Work in execution of their mandate.

Hon. Speaker, the former Kamukunji mp, Hon. Simon Mbugua, currently associating with the Office of the Governor has in a number of occasions been threatening Members while executing their duties. Recently, Hon. Speaker, Mr. Simon Mbugua has also been using goons to threaten Members as was the case with Hon. Peter Warutere, MCA for Roysambu Ward and Member of the Transport Committee.

Hon. Speaker, recently, while Hon. Peter Warutere was leaving the Assembly precincts, he was followed by a number of suspicious looking people who confronted and told him; "usipoacha kupiga symo, tutahakikisha hio Bunge hautakanyanga"

Hon. Speaker, also during recent Committee Workshop in Mombasa with H.E. the Governor, Mr. Simon Mbugua was spotted insulting the nominated County Executive Member in charge of Water and exchanging insulting words with the County Officers.

Hon. Speaker, it is not clear under which capacity is Mr. Simon Mbugua associating with the County Government of Nairobi. Hon. Speaker, his unbecoming behavior is affecting service delivery in the County and cause unnecessary friction in the County Executive. His interest is indeed not clear.

**7. STATEMENT**

The Chairperson of the Select Committee on Public Accounts sought the following intervention from the Speaker;

**“Hon. Speaker,**

I rise to seek your intervention regarding the constitutional timelines with respect to the business before the Public Accounts Committee.

**Hon. Speaker,**

As you are aware Article 229 (8) of the Constitution provides that *“within **three months** after receiving the report of the Auditor General, Parliament or the County Assembly shall debate and consider the report and take appropriate action”*.

**Hon. Speaker,**

As you are further aware, the report of the Auditor General on the Financial Statements of Nairobi City County Assembly for the year ended 30<sup>th</sup> June, 2016 and the Report of the Auditor General on the Financial Statements of the Nairobi City County Executive for the year ended 30<sup>th</sup> June, 2016 were tabled on Thursday 7<sup>th</sup> November, 2017 and thereafter committed to the PAC for consideration and reporting.

**Hon. Speaker,**

My Committee was supposed to have concluded the consideration of the two reports and tabled its reports before 7<sup>th</sup> February, 2018 which is within the three months’ timelines set by the Constitution. However, **Madam Speaker**, as you are aware, during a better part of October and November last year we were undergoing transition both in the Assembly and Executive and Committees were still being constituted with Members undergoing induction. In addition, most of the Committee work was affected by the long December recess, as such, the Committee was not able to dispense with the two reports within the required time lines.

**Hon. Speaker,**

I therefore wish to seek your indulgence and allow us one more months i.e. until March 22<sup>nd</sup> 2018 to enable us conclude consideration of the two audit reports and subsequently table our reports.

The request was granted;

**8. MOTION – APPROVAL OF MEMBERS NOMINATED TO THE ASSEMBLY BUSINESS COMMITTEE**

**Motion made and Question proposed;**

**THAT**, pursuant to the provisions of Standing Order 163(1), this Assembly approves the appointment of the following Members to the Select Committee on Assembly Business in addition to those specified under paragraphs (a), (b), (c), (d), (e) and (f): -

1. The Hon. Beatrice Elachi, MCA – Speaker and Chairperson.

2. The Hon. John Kamangu, MCA – Deputy Speaker and Vice Chairperson.
3. The Hon. Hassan I. Abdi, MCA – Leader of the Majority Party.
4. The Hon. Elias O. Okumu, MCA – Leader of the Minority Party.
5. The Hon. Chege Mwaura, MCA – Majority Party Whip.
6. The Hon. Peter Imwatok, MCA – Minority Party Whip.
7. The Hon. James K. Kariuki, MCA.
8. The Hon. Waithera Chege, MCA.
9. The Hon. Millicent Mugadi, MCA.
10. The Hon. Patricia Musyimi, MCA
11. The Hon. Anthony Kiragu, MCA.
12. The Hon. Peter Warutere, MCA.
13. The Hon. John Kamau, MCA.
14. The Hon. Wilfred Odalo, MCA.
15. The Hon. Rose A. Ogonda, MCA.
16. The Hon. Moses Ogeto, MCA.
17. The Hon. Michael Ogada, MCA.
18. The Hon. Mary Alivisa, MCA.
19. The Hon. Osman Khalif Abdi, MCA.

*(Hon. Abdi I. Hassan, MCA – Majority Leader)*

Debate Ensued;

Question put and **Agreed to;**

## **9. MOTION – ADJOURNMENT ON THE COUNTY IMPORTANCE**

### **Motion made and Question proposed;**

“Hon. Speaker, pursuant to the provision of Standing Order 34, I wish to seek leave that the House adjourns to discuss on the harassment and security of Members of the County Assembly precisely the Sectoral Committee on Transport and Public Work in execution of their mandate.

Hon. Speaker, the former Kamukunji mp, Hon. Simon Mbugua, currently associating with the Office of the Governor has in a number of occasions been threatening Members while executing their duties. Recently, Hon. Speaker, Mr. Simon Mbugua has also been using goons to threaten Members as was the case with Hon. Peter Warutere, MCA for Roysambu Ward and Member of the Transport Committee.

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Hon. Speaker, it is not clear under which capacity is Mr. Simon Mbugua associating with the County Government of Nairobi. Hon. Speaker, his unbecoming behavior is affecting service delivery in the County and cause unnecessary friction in the County Executive. His interest is indeed not clear.

*(Hon. Anthony Karanja Kiragu, MCA)*

Debate ensued;

And the time being five minutes past Four O'clock, the Hon. Speaker adjourned the Assembly without Question put pursuant to the Standing Orders.

**10. ASSEMBLY ROSE** - at five minutes past Four O'clock.

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**M E M O R A N D U M**

The Speaker will take the Chair on  
Wednesday, February 14<sup>th</sup>, 2018

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