



## NAIROBI CITY COUNTY ASSEMBLY

### OFFICIAL REPORT

#### Third County Assembly – Third Session

Wednesday 26<sup>th</sup> June 2024

The House met at 3.30 p.m.

*[The Speaker (Hon. Kennedy Ng'ondi) in the Chair]*

#### PRAYER

**Hon. Speaker:** Hon. Members, you may be seated.

#### QUORUM

**Hon. Speaker:** Hon. Members, the attention of the Chair has been notified that there is quorum to transact the Business of the day. Clerk, you can proceed.

#### COMMUNICATION FROM THE CHAIR

##### STATE OF THE COUNTY ASSEMBLY

**Hon. Speaker:** Good afternoon, Hon. Members. Allow me to welcome you back for the afternoon session, and thank you for attending the morning session, for those who managed to come. I want to make an informal communication from the Chair in regards to the happenings of last week – the state of our County. We have been taken aback to issue the correct and clear position of the state of the County Assembly of Nairobi because of the forensic audit. There are crime scene officers who are still reviewing the CCTV footages on the activities around City Hall and the entire Nairobi.

Hon. Members, I am sorry for the late attendance of the plenary. Our administration is working away from the normal operation location as the work station was destroyed, and we don't have our laptops and computers because some of them were completely burned down. Even printing the Order Papers alone has taken us so much time; more than one hour because they were not programmed.

I want to allocate 10 to 15 minutes for the Hon. Members to give the state of the County in your own way and observations, and the way forward. We will start with the leadership and then the Members of the County Assembly, especially the Member for the Central Business District (CBD), Hon. Kwenya. Hon. Majority Leader, please proceed. Hon. Kwenya, you can proceed, where are you seated?

**Hon. John Kwenya:** Thank you Mr. Speaker for this chance...

**Hon. Speaker:** Just remind the Majority Leader, he is privileged to serve within your area of jurisdiction. Hon. Majority Leader please, you are allowed.

**Hon. Peter Imwatok:** Hon. Speaker, I don't know where my card is. I am guided by the emeritus the Mayor, that every ward here is equal and the Gen Z issue cuts across. The complaint was, we cannot specialize this issue to the CBD ward. It is a Nairobi issue and every Member should be allowed to deliberate. I take my position as the Leader of Majority to speak first. My counterpart will speak second because we speak on behalf of formidable parties.

**Hon. Speaker:** Permission granted Majority Leader, you may proceed.

**Hon. Peter Imwatok:** Thank you Hon. Speaker. Hon. Members as I said in the morning my apologies especially to our mothers and my sisters in the House. Yesterday I received a call from Hon. Joyce Lugonzo and was crying for help and I had to call the youth from my party to come and try to evacuate our Hon. Members. I salute those youths who we sometimes we disregard. Hon. Speaker, I also bear witness the evacuation of the Speaker from the Assembly precinct was aided by our youths led by Vinnie *ama* 'Madevu' from the streets of Nairobi.

Hon. Speaker, allow me to say this, we are known as millennials for those who were born from 1980 and above, and now we have Generation Z and another generation coming up known as Generation Alpha. In all my life while fighting for democracy, I have demonstrated election after election until now that I have white hair. I have been on the streets and the last time was early this year.

Hon. Speaker, we may talk of the bad that this demonstration has brought but we must also look at the positivity in it. I am so delighted that very soon I will be handling the mantel to the next demonstration to demonstrate on my behalf.

*(Applause)*

Hon. Speaker, for the first time in our history we have seen a young girl leaving her father at home to come to defend her future. This is the best generation ever that I have witnessed when I am still having energy in my knees.

*(Applause)*

Hon. Speaker, as I continue it is encouraging that peoples power under Article 1, speaker can be listened by the mighty and by all. Hon. Speaker I was in your office before you went out with my Whip who is not able to attend the chambers because of the accident. Yesterday, Hon. Ogeto had to be carried by the Chair Budget on his back to safety. Hon. Chair Budget, that is brotherhood, I was not there but I know Hon. Jera or Hon. Lawi or Hon. Oyugi, Hon. Dabur

could have done that. Our brother Ogeto was yesterday carried by a brother's back to the car. Chair Budget, that is fatherhood because Hon. Ogeto is almost your son.

*(Applause)*

Hon. Speaker, as I was coming here we have just seen the news that H.E the President has returned the Finance Bill back to Parliament with a memorandum.

*(Applause)*

In this country the power of the people can subdue any power. I am aware that the National Parliament is the most useless Parliament on earth.

*(Applause)*

This is the most useless Parliament on the face of the earth. Let me repeat this – and the cameras can take this; it is the most useless Parliament ever in the history of Kenya. H.E the President we appreciate you, show these idiots they don't know what they are doing in that House. We cannot have Parliament that is passing laws when our kids are being shot on the streets even at the precincts of Parliament.

Bodies were lying outside Parliament and a person elected by the people of Kenya under Article 1 to express their sovereignty is voting while our kids are dying. Shame on you Parliament of Kenya!

*(Applause)*

Hon. Speaker, we don't speak here because of our parties, we speak because some of us we have kids almost the age of these kids. Somebody cannot clap and say that they are being financed by illuminati, you are the first illuminati. Shame on you Members of Parliament!

*(Applause)*

Hon. Speaker, as a country the former President has shown patriotism, our leader the next AU Leader has shown patriotism by giving guidance to a nation when it is needed. This country needs dialogue, understanding and a listening ear. As a House I must applaud us, we have never acted according to party lines. We look at things on merits or as they are.

Hon. Speaker, I have a question to these Hon. Members of the National Parliament: for how long will you behave as if you do not have your own heads? Are these parliamentarians aware that they are supposed also to guide the President at times? Hon. Members, I want to tell you without fear of contradiction that after the Chair of Budget had presented the report this morning, we called our Governor for a meeting as the leadership. We asked him questions as the Governor of the city, what is the position of the city? Hon. Kwenya was not there but the leadership we have held a very intensive meeting with H.E Governor. What is the position of the city on the demonstrations?

The Governor is very exclusive – that we must have a dialogue. We must listen to each other and as we listen to each other, let us not pass blame. We must accept, including me, that we have failed this young generation.

*(Applause)*

Hon. Speaker, after failing them we should not kill them. Just because I have failed this generation I should not have the guts to kill them. Assume that Imwatok was killed in 1997 when I foiled Jimmy Orenge for the first time at Shauri Moyo Grounds, who could be the Majority Leader today? Somebody else could be there but my mother could not be proud of me today because I would be in the grave.

Hon. Speaker we must accept from the County Government to the National Government that we failed our generation, let us not fail other people's generations.

**Hon. Speaker:** Time out Hon. Majority Leader.

**Hon. Peter Imwatok:** Hon. Speaker I can talk and talk but I must implore and applaud this generation. Keep on the fight, *aluta continua!* This country belongs to you and no one—

Hon. Speaker, I am ashamed of this Parliament. Let me say this; the National Parliament is a shroud; it is a combination of idiots. You cannot have a sitting to ask the President to deploy the Kenya Defense Forces to our kids.

*(Applause)*

Hon. Speaker I came from the Western this morning, I left Kisumu at 6.50 a.m. In western in Teso land the Uganda government has invaded our border, that is where the KDF should be not at City Hall. We cannot keep quiet when the parliament sits to consider the deployment of KDF to our kids; we can't keep quiet. Either way, we will join the kids in the streets.

We thank the President, the former President and our Party Leader for listening to the millions of Kenyan citizens who are saying that this Finance Bill was a mistake, a problem and a shame to our country.

Hon. Speaker as I sit, I want to urge the House let us not discuss who win or who losses; the winner is that innocent kid who is studying at the university with a bullet in his head, he has lost it---

**Hon. Speaker:** Thank you Hon. Majority Leader.

**Hon. Peter Imwatok:** Hon. Speaker thank you for yesterday and I hope that you are safe. I pray and applaud two Members of this House. Please allow me Mr. Speaker, thanks Hon. Chair for Water for donating two minutes. This institution including the Executive was saved by three men yesterday. Let me tell you in life; 'do unto others what you would like them do to you'.

There is a young man that who was fired by the Executive about four months ago, was been thrown out of office; Tony Kimani. I am not a Kikuyu; I am a Teso.

*(Applause)*

At the Speaker's office – you were there Mr. Speaker, we said that the only man who respects leaders is Tony Kimani. We implored the Governor to return this Kimani to office; yesterday the Governor deployed him to come and save the Executive from ashes. He stood before all the kids and said; "I am the Chief Officer in charge of Security, you cannot burn down City Hall".

Another simple person who sits at the corner, Hon. Sospeter---

*(Applause)*

Hon. Speaker as much as we were to pass the supplementary budget, we could not be here without Hon. Sospeter because he stood firm and saved our mothers yesterday.

*(Applause)*

Hon. Speaker I am imploring you according to international practices, have medallions for these kind of people. The Clerk should do this as a norm; when somebody has performed exemplary like saving Hon. Joyce Lugonzo, he should be given a medallion.

*(Applause)*

Hon. Speaker the third person who I saw with his arm – let us not speak about that because the Sergeant-at-Arms were not there because all our fire arms were taken from the assembly. Hon. Rek saved our lives yesterday.

*(Applause)*

A man taking a jerry can to pour water to save the assembly. Sometimes it is good to go forward and come back; Hon. Rek, this assembly owes you.

*(Applause)*

Hon. Speaker, we believe that as we pass this budget, let the Speaker and the Clerk do something to these three Hon. Members. As I sign out Hon. Speaker, I also salute you for being so patient with us yesterday in the assembly. For some people they could have been somewhere but the Speaker was in the assembly yesterday, I salute you too Hon. Speaker.

**Hon. Speaker:** Thank you.

**Hon. Peter Imwatok:** Thank you and God bless you and Generation Z.

*(Applause)*

**Hon. Speaker:** Hon. Minority Leader, you have something?

**Hon. Anthony Karanja:** Hon. Speaker, I don't think that I have something to say. Thank you.

**Hon. Speaker:** Thank you. Any member?

**Hon. Emily Oduor:** Thank you Hon. Speaker. First, I stand here as a very proud mother of Gen Z. Proudly my children were on the streets and I never stopped them. Members of this County Assembly, let me tell you one thing; some of you were born just the other day. People

who fought for multi-party democracy in this country died, properties were destroyed, women lost their children in the university, people died in the streets. When I hear people in this assembly saying that they are destroying people's properties, you will never have change anywhere in the world without riots, no revolution will ever take place.

I stand here and support them a 100%. My children were out there without being urged; they were out there. At one point I was consulting my friend Hon. Lily Kideda and her children were also in the streets. Mothers here have children who are brave enough. We were worried and at one point I heard that my children were at Afya Centre, next time I heard they were somewhere and I had no clue where to find them.

I stand here as a very strong person and I would like to encourage parents who are here. Please let us not raise cowards---

**Hon. Speaker:** Thank you Hon. Member. The last one from hon. Kwenya. We do not have much time; we are ready to proceed with the assembly. Hon. Kwenya and Hon. Mwaura in under two minutes please.

**Hon. John Kwenya:** Thank you for this opportunity. Hon. members, having listened to our Majority Leader and the Members who have spoken before me, it is indeed true that we need a revolution in this country. But I also look at the harm and the desperation of getting that revolution.

When you walk in town today and see the harm and the destruction that has been done to our businesses, it is wanting. I would pray that as people who are seated here today, that we can save the businesses of the people who are looking upon us to save their businesses and their lives. The Nairobi City County Assembly can make a difference in the way that things are going to be handled in the future. Any time that there are demonstrations in Kenya, the ward that is usually destroyed is the CBD.

If you look at the way money has been allocated to the lower part of the CBD and the way we have created a conducive environment for people to do business in town, it is really discouraging that people may leave town for the malls or estates where they can do their businesses peacefully.

Mr. Speaker I would prefer that in future we look for policies that will help us protect our businesses. Right now our people are not secure, they fear even opening their businesses today.

Indeed, it is good that we are looking for these changes in our country, but as we do so, we should think about people who have taken loans, people who are doing their business peacefully. Do they have confidence while doing their businesses? Until when, Mr. Speaker, will they get confidence to do business peacefully and security for their businesses?

Mr. Speaker because of those who died yesterday in our city, can we have a moment of silence in respect of their businesses and those who lost their lives? Please allow us Mr. Speaker to have a moment of silence in honour for those people who lost their lives.

**Hon. Speaker:** Thank you, noted. Hon. Chege Mwaura the last one, please under two minutes. Hon. Fiunifiu please you will have to bear with us, we have a lot of businesses to transact today.

**Hon. Chege Mwaura:** Thank you Hon. Speaker for catching your eye. I want very quickly to make two points. First, Mr. Speaker it is very difficult to speak the truth to the power. Sometimes when I look at my contemporary leader Mheshimiwa Kiragu, I sympathize with him because you have to balance between leading government and sometimes speaking your own heart.

Having said that Mr. Speaker, I am happy that I have caught your eye in two or three minutes. Mr. Speaker the chamber sitting yesterday – I want to call us into a retrospection even as we argue about the National Government and things that are happening outside there, we also need to look at ourselves. May be our sitting looked like an insensitivity when things are happening outside there and we seemed to transact our business as if nothing was happening. We need to rethink about that.

Mr. Speaker we also need to improve our internal security within City Hall so that these measures can be taken a step further---

**Hon. Speaker:** Hon. Chege if I may remind you, the national Parliament has a police station within its precincts.

**Hon. Chege Mwaura:** And there is nothing stopping us having a police station within City Hall if that is what is going to guarantee security around it. That is why I am saying that we look at it objectively so that we improve in future not now.

Mr. Speaker as we applaud our Members as the Leader of Majority recommended, we also need to applaud the staff. Some of them have gotten a brunt including my former clerk in the PAC Committee, Josephine Kamau who lost a car and many other who have lost personal items. May be we need to look into how better we can improve the security here and what else we ought to do as a county to ensure that we are able to respond to these issues very quickly.

**Hon. Speaker:** Thank you Hon. Chege.

**Hon. Chege Mwaura:** Finally, Hon. Speaker, let us also be cognizant of the issues that are happening around and see what stand we are going to take so that every time we make a move it also goes in tandem with what the city is talking about. I beg to rest my case.

*(Applause)*

**Hon. Speaker:** Thank you.

## PAPER

### REPORT ON CONSIDERATION OF SUPPLEMENTARY II BUDGET ESTIMATES FOR NAIROBI CITY GOVERNMENT AND ASSEMBLY FOR FY 2023-2024

**Hon. Wilfred Odalo:** Hon. Speaker, pursuant to the provision of Standing Order No. 196, I beg to lay the following Paper on the Table of this Assembly, today, Wednesday 26<sup>th</sup> June 2024:

The report of the Select Committee on County Finance, Budget and Appropriations on the consideration of the Supplementary II Budget Estimates for the Nairobi City Government and the County Assembly for the financial year 2023-2024

*(The Paper was laid on the Table)*

**Hon. Speaker:** Thank you. I have been notified that it is a budget report and so it is not committed to the Committee.

### NOTICE OF MOTION

#### ADOPTION OF REPORT ON CONSIDERATION OF SUPPLEMENTARY II BUDGET ESTIMATES FOR NAIROBI CITY GOVERNMENT AND ASSEMBLY FOR FY 2023-2024

**Hon. Speaker:** Chair of Budget Committee, please.

**Hon. Wilfred Odalo:** Thank you, Hon. Speaker. I beg to give notice of the following Motion:

THAT, this Assembly adopts the report of the Select Committee on County Finance, Budget and Appropriations on the consideration of the Supplementary II Budget Estimates for Nairobi City Government and the County Assembly for the financial year 2023-2024, laid on the Table of the Assembly, today, Wednesday 26<sup>th</sup> June 2024.

### MOTION

#### ADOPTION OF REPORT ON CONSIDERATION OF SUPPLEMENTARY II BUDGET ESTIMATES FOR NAIROBI CITY GOVERNMENT AND ASSEMBLY FOR FY 2023-2024

**Hon. Wilfred Odalo:** Thank you, Hon. Speaker. Today, I must appreciate that even the sitting arrangement of the Assembly means that Members are very serious of the issue. You can see even the PAC chair seated patiently waiting to deliberate on the issue.

Hon. Speaker, if you allow me, I want to alert Members that after all this, the CEC Member for Finance will pronounce the Estimates. We are here until 6 p.m., and we will be guided by the Standing Orders.

Hon. Speaker, I beg to move:

THAT, this Assembly adopts the 20<sup>th</sup> report of the Select Committee on County Finance, Budget and Appropriations on the consideration of the Supplementary II Budget Estimates for the Nairobi City Government and the County Assembly for the financial year 2023-2024.

Mr. Speaker, Sir, Members can recall awhile back the County Assembly adopted the report of the Select Committee on County Finance, Budget and Appropriations on the Supplementary I Budget Estimates which had some issues. Until now, it has not been uploaded.



This second Supplementary Budget is to address the issues which were raised by the Controller of Budget and many other agencies.

The County Government face a bottlenecks that made it impossible to fully roll out positive things that would have been realized from the approved budget. This force the County Executive to go back to the drawing board to come up with a new supplementary budget that address the issue raised including submission from the office of the controller of the budget.

The supplementary budget estimates have therefore by and large provided cure to the challenges that were faced.

Hon. Speaker having reviewed the submitted supplementary two estimate for financial year 2023 the budget committee is convinced that the proposed adjustments and reallocation are well intentioned and therefore request for the Hon Members to support them.

Hon. Speaker in conclusion, I pursuant to provision section 113, 135,154 of the Public Finance Management Act 2012 and Standing Order number 234, The select committee on County Finance Budget and Appropriation recommends that this county Assembly adapts the 20<sup>th</sup> report of the select committee on County finance Budget and Appropriation on the second supplementary Budget estimate for the Nairobi City County government and the County Assembly for the financial year 2024.

Having read the moving note, Members you can recall that there was an issue of uploading the supplementary. So the supplementary two which is in your portals and have been shared address the issues, so passing this will mean that we will have the supplementary one uploaded and supplementary two uploaded as well. I call upon my vice chair to second the Motion.

**Hon. Emily Oduor:** Thank you Hon. Speaker, I stand to second the Motion and urge all the Members to support this Motion. With those few remarks I second.

**Hon. Speaker:** Thank you honorable Members.

*(Question proposed)*

**Hon Speaker:** Should I call the mover to reply.

**Hon. Members:** Yes.

**Hon. Speaker:** The mover of the Motion kindly reply.

**Hon. Wilfred Odalo:** Thank you, Hon. Speaker. Let me take this opportunity to thank Members and the patience that is being observed, today is our day as budget team. Thank you, I beg to reply.

*(Question put and agreed to)*

**Hon. Speaker:** Hon. Members in the sequence of the business and Standing Order 43, I direct that we alter the sequence of the business as it appears in the Order Paper. We have a lot of business to transact but I am made to understand some of documentation are not through and has

not found the way to their plenary. I so direct that we skip, as we defer this matters for later consideration, to order number 17 on the Procedural Motion, Hon. Majority leader. Clerk!

### PROCEDURAL MOTION

#### RESOLUTION TO ALTER THE ASSEMBLY CALENDAR

#### AND ADJOURN UNTIL 23<sup>RD</sup> JULY 2023

**Hon. Peter Imwatok:** Hon. Speaker, and the honorable House allow me to, as guided by the Speaker, to go to order no.17 - the Procedural Motion. Pursuant to provision of Standing Order no.31(4) this Assembly resolves to alter the County Assembly calendar and adjourn until Tuesday 23<sup>rd</sup> July 2024 at 2:30 p.m. (Regular Session).

Hon. Speaker for avoidance of doubt coupled with what I spoke before when you gave us latitude to discuss what bedeviled our country and more important our city, is no longer a secret that out of yesterday's event - as we can listen, this Assembly is Assembly that its carpet, for those who demonstrate like us know how curtains behave and how carpets behave with teargas and more importantly this is a crime scene. As we are speaking the Director of Criminal Investigation through the Speaker's office has identified the County Assembly of Nairobi as a crime scene. But out of benevolence to the spirit of the people of Nairobi we have asked the security agencies to allow us to be able to execute this importance Motions because the budget, if not executed between now and Friday then it becomes an issue because our wards...

*(A Member consulted the Speaker)*

**Hon. Speaker:** Hon. Majority Leader just hold on briefly. It is not in the best practice to expose Members of the County Assembly in their way of contributing towards the state of this County. Now one of the Hon. Members has just found it right to put the Assembly on Tiktok and now it is already out there with a lot of comments.

Hon. Fiunifiu please you didn't have the discretion of the Speaker to cover live Members as they contribute in the plenary. For such, Sergent-At-Arms kindly proceed and escort the Hon. Member out of the plenary for a record of seven sittings.

*(Hon. Kamau Fiunifiu was escorted  
out of the House by Seargent-at-Arms)*

**Hon. Speaker:** Kindly Majority Leader proceed.

**Hon. Peter Imwatok:** Hon. Speaker, I was contributing to this particular Motion...Let's forgive our Hon. Member who is also a member of Gen Z. The Speaker has given direction; no one should contradict that.

**Hon. Speaker:** Hon. Majority Leader please you see what is happening in the country. We have account of those Members of Parliament whose houses have been burnt out of their actions. So I don't think we should allow an unaccredited media houses to cover the proceedings of this Assembly without the permission of the Speaker, because we have accredited media

personality; they know and they understand where to end and where to begin, what to give for consumption of the public and what not to give out there. They have the privilege to filter all the information they gather here. Kindly please.

**Hon. Speaker:** Yes, Hon. Jera

**Hon. Samson Ooko:** Mr. Speaker, just to inform the House that the same way you have put it, as we were going through Tiktok some of the members of public are saying they are coming here and some are criticizing the Speaker. You know most of the people are not as learned as you are. Some of them believe that this is the National Assembly and saying that they are coming, with a lot of insults. Therefore, for Members who have seen the Speaker throwing out our Member, they should know how serious this thing is. It is a dangerous to our lives. When you hear members of that public saying that they are going to come here or pouring insults, it is delicate and dangerous. Thank you Speaker for taking action immediately.

**Hon. Speaker:** Thank you, Hon. Majority Leader please proceed.

**Hon. Majority Leader:** Hon. Speaker I am guided and on behalf of my Member I also apologize and supporter number one of Gen Z.

**Hon. Speaker:** What is it Hon. Kago?

**Hon. Samuel Kago:** If what the Hon. Member is saying that they are on their way coming is true, are we safe?

*(Laughter)*

**Hon. Speaker:** Hon. Member you are very safe. I can only guarantee your safety through the premises and within a specific period of time between now and 6 p.m. Hon. Majority leader please be brief.

**Hon. Peter Imwatok:** Hon. Speaker can I approach your chair?

**Hon. Speaker:** Yes, thank you.

*(Hon. Peter Imwatok consulted the Speaker)*

**Hon. Majority Leader:** Hon. Speaker I am guided after approaching your chair. Members I was saying that as we are all aware, this place is defined as a crime scene. What happened to the national Parliament, which to me was not a very bad thing they have gone for a recess to allow the Speaker of the Parliament to do some cleansing. This place also needs some cleansing. I will say that we are blessed that our security agency never felled any young man or any woman here. We pray that the Speaker and the Clerk will have a way on how to clean the Speakers office and my office too which is inhabitable. You can see there are pieces of glass all over. At least two weeks can be enough to return the Assembly back to normalcy. Hon. Speaker I ask my counterpart support to second.

**Hon. Speaker:** Hon. Minority Leader we are in order 17 and you have been requested to second the Motion.

**Hon. Anthony Karanja:** Thank you Hon. Speaker, I beg to second and agree with the Majority Leader that we need some time off to go cool off the heels of Nairobi. I want to believe that Nairobi suffers the most every time there is a demonstration and it is now evident that the County Assembly has suffered. This has never happened before since 1935. We have walked with you and we have seen glasses that were broken which were put here in 1935. So I second and I support.

**Hon. Speaker:** Thank you Hon. Members; Hon. Majority Leader get seated please, Chair Budget

*(Question proposed)*

**Hon. Speaker:** Hon. Nasra

**Hon. Nasra Nanda:** Thank you Hon. Speaker, however I think this was an error. Thank you.

**Hon. Speaker:** Hon. Member Mary Wanjiru

**Hon. Jane Wanjiru:** Hon. Speaker, I am just concerned and if I am wrong you can correct me. I was thinking, as my colleagues are saying, yesterday we saved each other so we are friends. I was thinking the easiest thing would have been to tell Fiu to delete that Tiktok and we don't have to punish him because he has never done it before as support Gen Z.

**Hon. Speaker:** Thank you, Hon. Themendu, kindly proceed.

**Hon. Jeremiah Themendu:** Thank you Hon. Speaker for giving me this chance to say something on the same. I think I am supporting the adjournment of the Assembly and I want to comment on a few things that Majority Leader mentioned here. I think it is high time on how Republic gave the youth a chance by conducting a dialogue with them because dialogue has proved to be the tool or a very important thing to solve a problem of our country.

What happened yesterday is unfortunate because I never thought that those young men and women - I mean our children - would come and invade the Assembly. What we should see and look, and what I observed is that when you see someone somewhere and see their head shaved, prepare your head because they are coming to you.

Hon. Members I think it is good time to come up with another plan and make sure we are our brother's keepers in this Assembly because I heard that our Hon. Members from Roysambu Ward is mentioned as hero because he assisted some of sisters here yesterday.

*(Applause)*

And also it was good that even some youths prevented more damages in this Assembly, because as we have seen the Senate, we could see a lot of damage. I think everything shall be okay before we come in July. Hon. Speaker I also commend you because you were here yesterday and I did not see you running like Hon. Members of National Assembly so I think you were safe. Thank you so much, and as we go on a short recess I wish all the Hon. Members success. Thank you.

**Hon. Speaker:** Hon. Majiwa

**Hon. Geoffrey Majiwa:** Thank you Hon. Speaker. I want to support the fact that we need to get a short recess and reflect on the happenings of the country. It is so important that we get a break so that you as the chairman of the Assembly Service Board should look around and really confirm and convince yourself whether Members are safe within the premise of this Assembly. Because as much as we have applauded some of our Members who did a good job yesterday in evacuating fellow Members it is important to note that according to the way those young women and men entered the Assembly, Members are not safe. As we were seated here deliberating we realized, as we walked out outside there, they were already inside and started vandalizing things so that tells you the safety of Members is really not guaranteed.

That is something as the Chairman of the Assembly Board you need to look into and I think the safety of the Members should come first because they can never be a legislature when safety is not there. We should really make sure that movement in and out, all the accesses and exit of this place must be governed and must be managed well, so that there is no event happens when we are inside and get stuck here.

Hon. Speaker what happened in Parliament yesterday you saw Members of Parliament were evacuated through a tunnel that was built the other day. If it were not for that tunnel we would be talking a different story now. But you can imagine us here, we were just saved by just a few Members who were brave enough.

If they entered here and cornered us inside here what would we be talking about right now. So *Bwana* Speaker it is important, this entrance here and all the entrances for this Assembly must really be things that we can be sure the safety of movement in and out of members while we are inside here conducting our business. When we are inside here we didn't know what was happening outside there. This place was built in a manner that even a gunshot from outside is not easy to hit. We can be here and probably people are being massacred outside there, and in case you go outside you can end being trapped. My plea to you Mr. Speaker is that, together with your Board please take care of us and make sure we are safe, because times are bad, things have changed, the country has been taken back by the owners, we no longer have it and we don't know what is next. Thank you Mr. Speaker

**Hon. Speaker:** Thank you. Hon. Petit.

**Hon. Paul Ndung'u:** I don't want to be quoted.

**Hon. Speaker:** You don't want to be quoted. Okay Hon. Member proceed.

**Hon. Anthony Karanja:** Hon. Speaker we have a lot of business to do today and I would request that we have about three documents that we need to pass today which are very important. I beg that we skip straight into them because the chairman of Budget may become tired and fatigued to do what is supposed to do today.

**Hon. Speaker:** I am afraid why we had to defer the business in sequence of the Order Paper is because we are waiting for the Appropriation Bill from the Government printer, because they have not given us the number.

**Hon. Anthony Karanja:** Okay I understand Hon. Speaker. But I guess the the way the 'Worship the Mayor' is going he knows that if the Kenyan Parliament is not easy to defend. Hon.

Speaker we hope that you will do a good job and you will be able to do what is necessary for this House. However, we should take this as a lesson and not wait for them to come, because we will have taken off very quickly before they even come. In case we ever be in a situation where we are facing the Gen Z, we will not be anywhere near here. Thank you.

**Hon. Speaker:** Hon. Members by the leave of chair, I direct that the sitting be suspended for a record of thirty minutes under Standing Order No.1. as you refresh yourself a bit. You will have to lower the mace then we get back here at exactly 5 p.m. Thank you Hon. Members we adjourn for thirty minutes.

*(Question put and agreed to that the House adjourn for 30 minutes)*

*(The House adjourned for 30 minutes)*

*(The House resumed)*

RESOLUTION TO EXTEND SITTING TIME  
PURSUANT TO STANDING ORDER 33(3)

**Hon. Peter Imwatok:** Hon Speaker, pursuant to Stanmding Order 33(3) I beg to move that we extend today's sitting time beyond the normal time until we conclude this business because in terms of law the CEC Finance shall pronounce on the budget today. Hon. Members I beg to ask my counterpart to second the same.

**Hon. Anthony Karanja:** Thank you Hon. Speaker. I beg to second, I understand that the Assembly is governed by law and it has a time and we have very important business in front of us and it is only fair that we extend time so that we are able to achieve what we want to do today.

As we all know that we are coming to the end of financial year and it is important that we expend the business that is before us today so that we don't need to be here tomorrow based on yesterday experience, and for the sake that we move for recess as earlier approved by this Assembly. Thank you.

*(Question proposed)*

**Hon. Speaker:** Yes, Hon. Heho, kindly proceed.

**Hon. Carrington Heho:** Mr. Speaker, on a point of indulgence first. You see Mr. Speaker we have been on a major recess and actually economically we have backed with issues. Recently we have been bedeviled with the issues of pending bills and owing to the fact that the supplementary budget has been passed today I would seek for indulgence for us at least to speak with our Majority Leaders for five minutes before we seek the extension of the House.

**Hon. Speaker:** Hon. Members the question has been proposed and seconded we are in the debate. You are either for the extension of the period of time to transact the business within the day. Kindly switch on your mic. Proceed

**Hon. Carrington Heho:** Mr. Speaker, I rise to oppose the said question owing to the fact we have been bedeviled with pending bills. We just passed the alternative supplementary budget and owing to the fact that we will be going for recess where by some of us will not be receiving our committee allowances which we have not received in the last quarter. So before Mr. Speaker

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we seek for extension I would ask for a *kamukunji* for the House to speak with their leadership before we seek an extension of the Assembly.

**Hon. Speaker:** I think it should actually be clear why the Leader of Majority has requested for the extension of the hour of business. It has got nothing to do with the pending bills, Hon. Members. Yes, Majority Leader!

**Hon. Peter Imwatak:** When I was moving the reduction of the publication period I said in my statement that we have two transactions to do and so far, Member, we have not approved the supplementary budget. I just want to inform the Member I'm very ready and keen if you can walk to my side so we have a discussion, *daktari*, engineer. Thank you engineer

**Hon. Speaker:** Hon. Members its quite disturbing that a Member can be in the House and is not in line with the proceedings. We have not passed the supplementary budget yet, we are not yet there and that's why we are seeking the extension of the hour of proceedings. Just hold your horses, Hon. Member, until such a time when you will vote against but you need to consult. Clerk please let's proceed.

*(Question put and agreed to)*

I hope we have a lot of lighting and I would request the Sergeant- at- arms to beef up the security because we will be here for some time. Let's proceed, clerk.

## PROCEDURAL MOTIONS

### REDUCTION OF PUBLICATION PERIOD

**Hon. Speaker:** Hon. Members we are on order number 13. Hon. Members the chairperson for Budget and Appropriation committee kindly proceed.

**Hon. Wilfred Odalo:** Thank you Hon. Speaker. Sorry Members thanks a lot for being patient. Pursuant to provision of Standing Order number 131 this assembly resolved to reduce the publication period of Nairobi City County Appropriation Bill 2014 Assembly bill 2 of 2024 from seven days to one day. I call upon Hon. Waiguru Kanyi to second the Motion.

**Hon. Speaker:** Hon. Member, move to the front

**Hon. Jane Kanyi:** Thank you chairman I raise to second the Motion

*(Question proposed)*

**Hon. Speaker:** Hon. Member I call upon the mover to reply

**Hon. Wilfred Odalo:** Thank you members for considering that. I beg to reply

*(Question put and agreed to)*

## BILL

### *First Reading*

### THE NAIROBI CITY COUNTY APPROPRIATION BILL 2024

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## ASSEMBLY BILL NUMBER 2 OF 2024

[A Bill for an Act of Nairobi City County Assembly to authorize the issue of a sum of money out of the County Revenue Fund and its application towards the service of the year ending on 30<sup>th</sup> of June 2025 and to appropriate that sum voted on account by the Nairobi City County Assembly for certain public services and purposes]

*Second Reading*

## THE NAIROBI CITY COUNTY APPROPRIATION BILL 2024

## ASSEMBLY BILL NUMBER 2 OF 2024

**Hon. Speaker:** Chair please proceed

**Hon. Wilfred Odalo:** Thank you Hon. Speaker. I beg to move that the Nairobi City County Appropriation Bill be read a Second Time.

**Hon. Speaker:** Kindly call Hon. Kiragu to second.

**Hon. Anthony Karanja:** Hon. Speaker I beg to second.

**Hon. Speaker:** Thank you.

*(Question proposed)*

**Hon. Wilfred Odalo:** Thank you Hon. Members, I beg to reply

*(Question put and agreed to)*

*(The Bill was read a Second Time and committed to a Committee of the whole House)*

**COMMITTEE OF THE WHOLE HOUSE**

*(Order for the Committee read)*

*[Mr. Speaker left the Chair]*

IN THE COMMITTEE

*[Mr. Chairman, Hon. Kados Kiguathi, took the Chair]*

## THE NAIROBI CITY COUNTY APPROPRIATION BILL 2024

## ASSEMBLY BILL NUMBER 2 OF 2024

**Hon. Chairman:** Thank you Members you may be seated.

Hon. Members we are now in the Committee of the whole Assembly to consider the Nairobi City County Appropriation Bill 2024 Assembly Bill number 2 of 2024 and we shall start with clause 2.

*Clause 2*



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

Clause 3

*(Question that Clause 3 be part of the Bill proposed)*  
*(Question put and agreed to)*

Schedule

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

Title

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

Clause 1

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

**Hon. Wilfred Odalo:** Hon. Chair I beg to move that this committee do report to the Assembly its consideration of the Nairobi City County Appropriation Bill 2024, Assembly Bill number 2 of 2024 and its approval thereof without amendments.

*(Question proposed)*

*(Question put and agreed to)*

*(The House resumed)*

*(Mr. Speaker in the Chair))*

#### **REPORT AND THIRD READING**

**Hon. Speaker:** Hon. Members you may be seated.

**Hon. Chairman:** Hon. Speaker I beg to report that the Committee of the whole Assembly has considered the Nairobi City County Appropriation Bill 2024, Assembly Bill number 2 of 2024 and approved the same without amendments.

**Hon. Wilfred Odalo:** Hon. Speaker I beg to move that the Assembly do agree with the committee in the said report.

*(Question proposed)*

*(Question put and agreed to)*

**Hon. Wilfred Odalo:** Hon. Speaker I beg to move that the Nairobi City County Appropriation Bill 2024 Assembly Bill 2 of 2024 be now read a Third Time.

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*(Question proposed)*

**Hon. Peter Imwatok:** Hon. Speaker I think it is very important for us to appreciate what you are doing here. The law requires us to pass budget in appropriation that allows the executive, from 1<sup>st</sup> of July 2024, to withdraw from our exchequer accounts whatever expense they want.

Hon. Speaker I am so much delighted as a Member of this House that Hon. Members do all the best to make sure the assembly runs but there is only one thing to ask the executive which is that Members deserve respect from the executive. Most complaints have come to my office concerning accounting officers who happens to be the chief officer. 70% to 80% do not respect our respective chairs, vice chairs or committee Members.

Hon. Speaker after the passing of this Appropriation Bill I beg that as a leadership of this House go before His Excellency the Governor as an entire House to have a conversation between us and the executive.

*(Applause)*

Hon. Speaker it is now about 20 months plus since we were sworn. It is time we know each other; let's not run away from the responsibility that now we don't know which officer respects who or which officer does not respect who; we know each other.

Hon. Speaker I dare say also in this House that we also ask permission from His Excellency the Governor to run on those Chief Officers and those CECs who think that after this House has vetted them they are now bigger than thou. This House remains a supreme one that makes decisions. There is no government without two arms – that is security and exchequer. We have our security in the county inspectorate and then we have the money.

Hon. Speaker the wisdom of our constitution did not envision any way in time that whatever or whoever is Executive Member be able to withdraw even a shilling without the authority of this Assembly. Members, as you walk out of that door you must remember your cardinal duty on behalf of the people of Nairobi. That cess collected, any money that the county government of Nairobi is collecting...

Hon. Speaker, there is no extra allowance that these Members are going to be paid today because of extending this sitting until the end of business but the allowance you are giving back to our people who voted us.

Those CECs who think they can be bigger than us please think again and this one I am going to ask the Governor with a lot of humility please give us our due respect, especially accounting officers.

Hon. Speaker looking at our Appropriation Bill; this is the Bill I believe with the additional sh. 1.6 billion - and my counterpart will correct me if am wrong - from our sharable amount with a progressive revenue collection that we are envisioning through the passing of other Bills that are coming in this house by next week.

I am sure as I said before we had a conclusive comprehensive 30 minutes' discussion with His Excellency this afternoon. And we agreed what to do, how we want Assembly to

operate, how we want to get more resources so that every ward can be developed equally in Nairobi and Nairobi gets what it deserves.

Hon. Speaker I dare say once again that honestly let this money be put into proper use. The Committee of Budget and Appropriation - its Chair, Vice Chair and the Members - please we want you also to go through how this budget is absorbed every quarter. Is it in tandem with what we did, is it respecting the sanctity of Lawi's ward? Does it give credit why Kaende can stay here until midnight to make sure the law is passed?

Hon. Chair and the entire Committee we applaud you for second budget running and two supplementary budget running without a hitch in this House and we give all we could to the executive, it is time the executive also gives us what we want.

To the Clerk of the assembly and the Assembly Speaker I know we have an increment in terms of the sharable amount from the CRA and the Senate. Hon. Speaker it's not too much to ask for our welfare. Hon. Speaker I plead with you, with the entire Board, to consider that beyond 8<sup>th</sup> August this year we will be left with only two years to exit. Our welfare is not too much to ask, on behalf of this Hon. Members.

Lastly, Speaker, allow me also to appreciate the fact that this House is a House of debate, not a House of monologue and we must appreciate all the Members who are getting the gist of the assembly as quickly; I could not imagine. Let's keep up the spirit, Hon. Members, and please we have no time. You are from UDA or AZIMIO but we have no that time. We have time for members of the public of Nairobi.

In the raft of legislation brought before this Assembly there are issues we will address and there are issues we have to make a decision here irrespective of our tribes. If my fellow Teso tribesman is a Chief Officer who does not respect [Hon] Kiragu because Kiragu, Minority Leader, is kikuyu we should deal with that officer, we should deal with him and this is also a challenge to the Chairs. I want you to use this word for my cabinet; you must stand out.

If your Chief Officer does not give your Committee the respect you deserve deal with the issue first at the Committee level before it reaches to the leadership; stand out, don't keep quiet as Members suffer under the same Chief Officer. We have this people [Chief Officers] on this floor and this floor can fire them. I say as it is because I have seen this carpet firing the mighty of the mightiest. Hon. Speaker sometimes people look at you because you can quote the Bible from the book of Genesis to the book of Revelation and I like to say every human being under the sun has two faces. I dare say to the Chief Officers and the CECs under the sun that even the sun of Mumbi had two faces. Don't dare us too much.

There are Chief Officers, even when the Speaker calls them to his office, they take a century to appear before the Speaker. There are Chief Officers, even when the Leader of Majority calls them, they say they are very busy. A time has come after this Appropriation Bill you will account for every signature you put in your office.

Hon. Speaker I dare say - and I respect the Head of Treasury and the CFO but I must confess this: somebody may not have worked for the county government of Nairobi but walks out of treasury with millions of money in terms of oxygen. This should come to an end. Our

suppliers have done work, our contractors in our wards have done business, our ward developments projects have been done but somebody goes to a hotel, manufacture documents, presents to the county and gets paid millions of money yet I have not paid my clinic in Makongeni which has been done.

Hon. Chair and the entire treasury what you have done so far that before any pending bill is paid by the Head of for Treasury or the CFO, accounting officer of the sector must validate that an accountant so that we don't arrest Asha for what she has not done; we don't arrest Martha for what she has not done. Let us arrest that Chief Officer who tells Asha and Martha that this payment is valid for payment while she knows it's not a payment.

Hon. Speaker we support treasury on this. We must stop this issue of oxygen. As I pen down let me appreciate the entire House, the entire leadership of the UDA side; we have been together in this journey, let's walk it one more time this year but it is not business as usual especially for executive. Chairman I still call on you not to fear. A Chief Officer who does not respect you, Munga - why should you entertain him, why should we beg a Chief Officer you have employed? Bring a Motion we censor we and move on. Chairman of Transport stop crying. Bring that officer next week here, we give a go ahead and move because as leaders let us not run away from this responsibility. We can pretend that we leave Johnson Sakaja to do all this but he might also be overwhelmed because there are some people who think I must be a Kikuyu to be appointed a CEC; I must be a Teso to be appointed a CEC; I have to be so and so to be appointed a Chief Officer. My Party Leader says that after your appointment, whether you passed through the window or the door, you have arrived for the law.

Hon. Speaker I pen off now by urging Members to be vigilant on this budget. This year financial budget, Speaker, allow me to say this before I pen down it is so horrible and respectively I want to mention my sister whom I worship with, the Controller of Budget one 'Doctor' Margaret Nyakango. It is not just, it is not good, when the law is very clear that this Assembly has a role to pass a budget, send to the Governor to assent it into law and then transmit what we have sent to relevant bodies to do what they are supposed to do.

Hon. Speaker in a nutshell our power is being abused by other national offices. Because the law, Hon. Speaker, requires what William Ruto has done today as the President of Kenya, that if as the President or a Governor are not agreeable on the law that the Assembly has passed or Parliament has passed, return it back to the sender. You do not refuse to implement it.

Hon. Speaker, this year 2023-2024, Nairobi people are going to fail on project implementation, we are going onto debts unpaid bills just because for the last two months nothing has moved in the County Government of Nairobi.

Hon. Members, I dare say again, we have made history before for those who came after us, we have made history before the only Assembly to close Central Bank of the Republic of Kenya was Nairobi County Assembly. Sometimes my way is not good the way people think, but when I decide to employ my way it works. I dare say it reaches a point we will go to 'Doctor' Nyakango my sister a Seventh - day Adventist like me to demand justice for the people of Nairobi.

*(Applause)*

She is a Seventh – Day Adventist like me. But when Pumwani mothers are suffering without medicine, when my clinic in Kaloleni has no medicine, just because someone somewhere and also it is not right. There are members in this County Assembly who pretend they know Nyakango more than everyone. There are Members in this County Assembly who are telling the Clerk and the Speaker and the Executive give us money to go and give the Controller of Budget for us to get what we want. Shame on you!

*(Applause)*

And I dare you next time I am mentioning your name. I need to have a substantive motion to mention your name. You know yourself. There is this notorious Member in this County Assembly who is too bigger than every member of the County Assembly.

**Hon. Speaker:** Hon. Members it is not procedural to...

**Hon. Peter Imwatok:** Hon. Speaker I was just giving a warning as the Leader of the Majority. I will not be called for meetings where I am told ‘Leader of Majority you know one of your Members pretends to know Nyakango so much, to know Controller of Budget so much that for you to get what from COB he needs such a money to do’. That is nonsense! Sorry Hon. Speaker. You know him now? If you know people beyond this County Assembly why can’t you go and work with them? Go get employed there.

Hon. Speaker that is extortion; I do not know what EACC is working on. EACC nowadays is busy looking for imprests *ya mtu hakusign, sijui* what, there are people who are supposed to be arrested. If the independence office is an office of brokerage, who will save us now? I dare say this is wrong. I am in a possession of a letter from COB giving demands to the County Government of Nairobi either to pay a supplier sh. 700 million or they do not approve anything. When did COB turn to a debt collector?

Hon. Speaker, as much as we are passing this thing, we are not going to put things under the carpet. When did COB turn out to be a debt collector; that Nairobi City County Government, if you do not pay so and so sh. 750 million for a debt you owe to him; we will not pay you. If our own people will not say, I will say. Where the principal was only sh. 30 million. I dare say I will ask my sister my fellow SDA Doctor Nyakango ‘when did COB turned out to be a debt collector’. If you read the COB Act it is very clear. Hon. Speaker I pen down.

*(Applause)*

**Hon. Speaker:** Hon. Members my screen is clear, an indication that there is no more contribution on the Motion, I therefore have the pleasure to put the question.

*(Question put and agreed to)*

## PROCEDURAL MOTION

## REDUCTION OF PUBLICATION PERIOD

**Hon. Speaker:** The Chairperson Committee on County Finance, Budget Appropriations please.

**Hon. Wilfred Odalo:** Thank you Hon. Speaker, let me arrange my things but as I arrange, Hon. Speaker allow me to bring to the attention of this Assembly and the leadership that Hon. Redson Otieno has only one committee. So the Selection Committee Chair we humbly request you to do the necessary so that as we applaud him on work he did yesterday, we also do the necessary and he regain one of the chairpersons because it was just an inch. So Hon. Redson keep calm the leadership will work on it.

*(Applause)*

Hon. Speaker, I am being informed by Majority Leader that he is proposing that Redson to be the Chairman of Budget. So *(laughing)* so Redson that is a sign that good things are coming. Thank you my brother and we actually solved our issues amicably.

Hon. Speaker that pursuant to provision of Standing Order no. 131, this Assembly resolves to reduce, am I there? To reduce the publication period of the Nairobi City County Supplementary Two Appropriation Bill 2024 Assembly Bill no. 3 of 2024 from 7 days to 1 day.

I now call, okay I call Hon. Kiragu to second the Motion.

**Hon. Anthony Karanja:** Hon. Speaker I second and I would also like to back what the Majority Leader has said and as you can see Redson is joining the big party soon, so he is very fit for that position. So I second.

*(Question proposed)*

**Hon. Speaker:** The mover can proceed and reply.

**Hon. Wilfred Odalo:** Thank you Members we are almost to Canaan and thanks for being patient until this time. I beg to reply.

*(Question put and agreed to)*

**BILL***Second Reading*

**Hon. Wilfred Odalo:** Hon. Speaker, I beg to move that the Nairobi City County Assembly Supplementary Two Appropriation Bill 2024 be read the Second Time.

**Hon. Speaker:** Proceed and call out the seconder.

**Hon. Wilfred Odalo:** I mentioned Hon. Majiwa who is a permanent friend of Budget committee to second this Motion.

**Hon. Speaker:** Hon. Majiwa Proceed.

**Hon. Geoffrey Majiwa:** Thank you Hon. Speaker, I second the Motion.

**Hon. Speaker:** Thank you.

*(Question proposed)*

The mover to proceed and reply.

**Hon. Wilfred Odalo:** Thank you, Hon. Speaker. I beg to reply.

*Question put and agreed to)*

### COMMITTEE OF THE WHOLE HOUSE

*(Order of Committee read)*

*(Mr. Speaker left the Chair)*

IN THE COMMITTEE

*[Mr. Chairman (Hon. Paul Kados) took the Chair]*

NAIROBI CITY COUNTY ASSEMBLY

SUPPLEMENTARY II APPROPRIATION BILL 2024, ASSEMBLY BILL NO. 3

**Hon. Chairman:** Hon Members you may be seated.

Hon. Members we are now in the Committee of the whole Assembly to consider the Nairobi City County Supplementary II Appropriation Bill 2024, Assembly Bill no. 3 of 2024 and we start the bill with clause 2.

*Clause 2*

*(Question that clause 2 be part of the bill)*

*(Question put and agreed to)*

*Clause 3*

*(Question that clause 3 be part of the bill)*

*(Question put and agreed to)*

*The Schedule*

*((Question that schedule be part of the bill)*

*(Question put and agreed to)*

*The Title*

*(Question that title be part of the bill)*

*(Question put and agreed to)*

*Clause 1*

*(Question that clause 1 be part of the bill)*

*(Question put and agreed to)*

**Hon. Chairman:** Mover

**Hon. Wilfred Odalo:** Thank you. Hon. Chair I beg to move that the committee do report to the Assembly its consideration of the Nairobi City Supplementary II Appropriation Bill 2024, Assembly Bill no. 3 of 2024 and its approval thereof without amendment.

*(Questioned proposed)*

*(Question put and agreed to)*

*(The House resumed)*

*[Hon. Speaker (Mr. Kennedy Ng'ondi) in the Chair]*

### REPORT AND THIRD READING

**Hon. Speaker:** Hon. Members you may be seated.

**Hon. Chairman:** Thank you Hon. Speaker, I beg to report that the Committee of the Whole Assembly has considered the Nairobi City County Supplementary II Appropriation Bill 2024, Assembly Bill no. 3 of 2024 and approved the same without Amendment.

**Hon. Wilfred Odalo:** Hon Speaker I beg to move that this Assembly do agree with the committee in the said report.

*(Question proposed)*

*(Question put and agreed to)*

**Hon. Speaker:** Mover

**Hon. Wilfred Odalo:** Hon. Speaker it seems like this is my last time that I will actually be talking on the issue of August House so allow me to put the few things to record. Okay I am being advised to move fast.

Hon. Speaker I beg to move that Nairobi City County Supplementary II Appropriation Bill 2024, Assembly Bill no. 3 of 2024 be now read for the third time.

Now, Hon. Speaker after having done that, allow me to congratulate the Members of the Budget Committee and if you allow me, Hon. Speaker, some may not know them. Starting with my vice, they can just stand where they are if you allow me.

Thank you Hon. Members of the Budget team, this is a great team both in minority whip you can see them. These people they worked tirelessly around the clock to...

**Hon. Speaker:** Hon. Chair I hope you have not displayed the Members so that other Members could see how they are fat and shining. Because they could be eating into the budget.

**Hon. Wilfred Odalo:** No, Speaker they are just committed to do task. Thank you Hon. Members. And Hon. Speaker allow me also to say that one of my Members is hospitalized - Hon. Catherine, she is also a vocal Member and a very passionate Member.

Hon. Speaker allow me also to thank the secretariat, they are up to task. They usually advise us where possible and also your office whenever we request outside the Assembly sitting, you are there for us.



Hon. Speaker allow me to thank the Hon. Majority Leader who usually give us a number of advice on the issues of budget having been here for some time.

Hon. Speaker let me also thank the Chairperson of Liaison who usually attends our meeting and give advisory where needed.

Having aid that Hon. Speaker, as the Chair of Budget, allow me to actually request the leadership of this assembly to take rollcall to know who are there from the start until the end.

*(Applause)*

To take rollcall of...

**Hon. Speaker:** Chairman you are out of order, kindly...

**Hon. Wilfred Odalo:** Okay withdrawn but the message is at home. Hon. Speaker allow me also to relay that we will not have the cocktail today following the situation of the country but we will get a number of communication from the leadership. Thank you Hon. Speaker.

*(Applause)*

**Hon. Speaker:** Thank you. Hon. Leader, the Chair budget at least you have not concluded the business.

**Hon. Wilfred Odalo:** I am done.

**Hon. Speaker:** You are not.

**Hon. Wilfred Odalo:** Even if you want me to repeat, I can do it sir. I started by moving...

**Hon. Speaker:** You have not requested someone to second your...

**Hon. Wilfred Odalo:** Hon. Speaker with this one you just put question sir. Yes, yes

**Hon. Speaker:** Oh yeah thank you, I have seen. Thank you.

*(Question put and agreed to)*

**Hon. Peter Imwatok:** Hon. Speaker

**Hon. Speaker:** Please Majority Leader please. Let us get the Bill to be read for the Third Time. Proceed.

*(The Bill was accordingly read the Third Time and passed)*

**Hon. Speaker:** Hon. Members before we move to the next Order, I would request the House to be upstanding in honour of the departed young souls of our soldiers who were out there to defend our democracy. Let us observe at least a one minute of silence in honour of the departed souls.

*(Members rose to their feet for a one minute of silence)*

**Hon. Speaker:** Thank you Hon. Members you may be seated.

Clerk? Thank you for the information, Majority Leader

Kindly Hon. Members allow me to direct the Chair of the Budget and Appropriation Committee to usher in the CEC member for finance.

Order! Order! Hon. Members please

Hon. Petit do not loosen yourself, we are in the Assembly please.

Serjeant – at – arm can you please find out the whereabouts of the Chair and the CEC member for finance?

**Hon. Peter Imwatok:** Hon. Speaker,

**Hon. Speaker:** The Assembly is in pause mode, Hon. Majority Leader please. Just be silently seated please.

*(The CEC of Finance and Economic Planning Mr. Charles Kerich and his entourage entered the House and took their seats)*

### **PRONOUNCEMENT OF THE BUDGET HIGHLIGHTS AND REVENUE RAISING MEASURES**

**Hon. Speaker:** Hon. Members, I want to bring to your attention the business before the Assembly this evening under Standing Order No. 232 on the pronouncement of the budget highlights and revenue raising measures. In the House, is the CEC Member for Finance and Economic Planning and it is a pleasure to welcome him and his entire team.

At the plenary, I am able to see the County Secretary leading a delegation of the chief officer - compliance, CEC's, directors, CFO Hassan Abdi, Chief Officer Gakuya and Waikenga, kindly do feel at home. It is now my duty to call out the name of the CEC Finance Bwana Kerich. Feel most welcome. Let me now call all to order so that we proceed with the duty of the day.

**Mr. Charles Kerich (CEC- Finance and Economic Planning):** The Honorable Speaker, the Hon. Deputy Speaker, the leadership of the House led by the Majority Leader, Hon. Members, colleagues, good afternoon. Mr. Speaker sir, I wish to start by thanking you for acknowledging the team that we have and point out that due to the prevailing circumstances, we are accompanied only by the County secretary and the directors of the treasury.

As you know, the finance and economic planning has eight directorates and those are the directors that have accompanied us here today. Mr. Speaker, it is indeed a great privilege to present to this Honorable Assembly, the people of Nairobi and Kenyans at large the highlights and revenue raising measures for the financial year 2024/2025.

This is in fulfilment to the provisions of section 132(1) of Public Finance Management Act 2012 and premised on Article 201 of the Constitution of Kenya 2010 on the principles of public finance which amongst others decree that management of public resources shall be done within the realm of openness, accountability, public involvement, equitable society, prudent use of public resources and clarity in financial reporting.

Mr. Speaker, this being the second budget under the leadership of His Excellency Governor Sakaja Arthur Johnson, this budget gives priority to policies and strategies as stipulated in the Governor's manifesto.

Mr. Speaker, allow me to take this opportunity to express my deep appreciation to His Excellency the Governor for the continued support he has accorded me as the CEC Member for Finance and Economic Planning affairs and entrusting me with the privilege of overseeing the management of fiscal policy and the public financial management in the county.

I also wish to extend my sincere gratitude to the County Executive and the Assembly for the wise counsel during the preparation of this budget policy highlights and revenue raising measures that will lay a strong foundation for our socio-economic transformation.

Mr. Speaker, in particular I would like to acknowledge the Chairman of the Finance and Budget committee - the one and only 'Dr.' Wilfred Oluoch Odalo ably assisted by the vice chair Emily Oduor.

Mr. Speaker, allow me to present the fiscal and revenue framework of the financial year 2024/2025 budget and expenditure estimates. I will start with the fiscal framework.

Mr. Speaker, over the years, the county has continued to experience fiscal deficits due to underperformance of own source revenue. The fiscal policy to support the estimates for financial year 2024/2025 is aimed at reversing this trend by focusing on revenue mobilization of own sources of revenue. To this end, the County will operationalize its own revenue authority that is the Nairobi City County Revenue authority in order to address the structural and administrative reforms necessary to achieve the set revenue targets. The county also introduced customer care centers where Nairobians are able to conveniently inquire and pay for the services. On expenditure, the county will undertake reforms to enhance prudent management of the available resources in order to reduce expenditure of non-core activities and create space for development expenditure.

Mr. Speaker as I move to the revenue and expenditure projections for the financial year 2024/2025 the total revenue projections including both National Government transfer grants and own source revenue amounts to Kes. 43.56 billion. Out of this, the projected national transfers amounts to Kes. 22.5 billion which includes grants while the total projected own source revenue amounts to Kes. 20.06billion and hospital FIF of Kes. 1billion.

Mr. Speaker, the total projected expenditures amounts to Kes. 43.56 billion made up of both recurrent and development expenditures; at Kes. 29.3 billion and 14.2 billion respectively. The allocation of development is equivalent to 33% of the total budget which is in line with section 107 of the Public Finance Management Act of 2012 that requires at least 30% be allocated to development.

Mr. Speaker, the revenue and expenditure projections are in accordance with the approved budget ceilings in the approved county Fiscal Strategy Paper of 2024 and moving to the budget highlights, Mr. Speaker, allow me to highlight the budget details for the financial year 2024/2025 as tabled before this House.

First I will look at decentralization of services to boroughs. Mr. Speaker, in order to bring services closer to the residents, I have allocated 287 million shillings for the completion of construction of boroughs offices, sub-county offices and ward offices. The boroughs will be the focal point of planning and will provide a one-stop shop where residents can access all the

services offered by the Nairobi City County. This will ultimately reduce the time taken for Nairobians to get the services and ultimately the cost of doing business. In the recent past we have witnessed destruction of property due to fire and I will also be requesting that this House approves Kes.120 million towards the construction of fire stations in Kangemi, Jamhuri and Gikomba.

On the ward development programme, Mr. Speaker, WDP is aimed at reducing disparities in resource allocation and development across all wards. The impact of the programme has been felt all over the county. However, the implementation of ward programmes has been faced with various obstacles leading to delayed implementations of projects and therefore denying Nairobians the much needed services.

The County Treasury has embarked on payment of completed certificates paving way for a seamless implementation of ward projects in the coming financial year.

Mr. Speaker, the projects to be implemented under this programme will be ward based depending on the priority of individual wards. The proposal from wards are development oriented and mostly in infrastructure development. I have proposed an allocated of Kes. 1.95billion as the budget allocation to WDP for the financial year.

Mr. Speaker on improving efficiency in procurement, implementation of various programmes and projects will require an efficient procurement system. To this end and in line with the government policy on e-procurement, the county took implementation of e-procurement in line with the national government policy. This has so far enhanced efficiency but also ensured that the county gets the best service at the best price possible due to increased competition.

Mr. Speaker, moving to enhancing quality and affordable healthcare, in an effort to achieve universal quality healthcare during the financial year 2023/2024, there were 4 ICU bed capacities that were developed and another ICU of 3bed capacity at the casualty department, rental units and 128 sight CT scan, orthopedic trauma theatre, dental unit and satellite bloodbanks were opened and operationalized at Mama Lucy Kibaki hospital. Installation and operationalization of a CT scan neonatal ICU NICU, newborn unit at Mbagathi hospital were also done. Repairs and rehabilitation and equipping of various medical facilities were implemented. To continue with the spirit of affordable healthcare, I have allocated Kes. 200million for equipping and stocking of sufficient non-pharmaceuticals in the county health facilities. I have also allocated Kes. 1 billion for construction, equipping and rehabilitation of health facilities. Ensuring affordable health services and accessible to all remains our key priority.

Mr. Speaker, on the school feeding programme, to take care of school going children in Nairobi, I have allocated Kes. 800 million shillings in recurrent budget for public-primary schools and ECD center feeding. This programme will improve the nutritional status of the learners and also encourage students to attend schools leading to an increase in enrollment, performance and transition to higher levels of education. The county has targeted to feed about 250,000 children.

Mr. Speaker, on investing on infrastructure development, the priority areas for this sector will be to enhance pedestrian safety and connectivity through construction and rehabilitation of roads, streetlights, storm water drainage and bridges. Completion of ongoing road works will be targeted as a key priority together with rehabilitation of already completed works. I have allocated Kes. 2.9 billion to facilitate implementation of the development projects in the sector.

Mr. Speaker, on enhancing access to education and talent development, in order to enhance this and to support the national governments efforts to ensure transition into secondary schools at 100%, the County Government has been providing support to the needy students through the provision of bursaries. The county is continuing with this endeavor and in this regard, I have allocated Kes. 857 million for provision of bursaries to the needy students. Out of this Kes. 7 million will be allocated to every ward and the balance will be available to sponsor all continuing students under the executive scholarship programme.

Mr. Speaker, in order to develop talent among the youth, I have further allocated Kes. 826 million for the construction and rehabilitation of sports complexes and stadia, which serves as recreational centers for the youth.

Mr. Speaker, moving to the issue of creating a conducive business environment, in order to create an enabling environment for traders and investors I have allocated Kes. 838 million for construction and rehabilitation of various markets within the county.

Mr. Speaker, supply of water remains a constitutional right to the public and management of sewer is an unavoidable responsibility. Management of solid waste and sewerage is a challenge we continue to seek to overcome. We have increased human capital by employing 4457 support staff to undertake cleaning in the city. We are therefore planning to have an increase of the daily waste management collecting on tonnage per day.

Mr. Speaker, for beautification and greening of Nairobi a total number of tree seedlings grown since August 2022 to June 2024 are Kes. 1,643,000 and installation of 11 air quality monitors has also been done. We have programmed to plant an additional 1.1 billion trees and continue with beautification of parks, complete construction of Uhuru Park which unfortunately has seen some damage over the last two days, Geevanjee and dumpsite weighbridge as well as installed litterbins in the city.

Mr. Speaker, the County Assembly plays an important role in all legislative functions within the county including approval of county laws, policies, budgets and expenditure, integrated development plans, tariffs, rates and service charges as well as playing an oversight role on the county executive. To achieve these roles Mr. Speaker, I have proposed an allocation of Kes. 3.56 billion to the County Assembly for the recurrent and development expenditure.

Mr. Speaker, I will now move to the revenue raising measures and sustainability. Mr. Speaker, for the financial year 2024/2025 budget estimates will be financed from transfers from the National Government and own source revenue. As highlighted earlier, the total resource projection for 2024/25 stands at Kes. 43.5 billion up from Kes. 42.3 billion in 2023/2024 financial year. The budget is balanced and therefore no borrowing is envisaged.

Mr. Speaker, to ensure the county targets are met, the County treasury projects an income of 20.6 billion from internal source and hospital FIF of Kes. 1 billion as well as 22.5 billion from external sources. We remain hopeful that diminished revenue due to the harsh economic conditions will be reversed in the coming financial year. In order to realize the projected OSR, the government intends to strengthen revenue administration governance structures through the full operationalization of the Nairobi city county revenue authority among other revenue raising strategies.

Mr. Speaker, I am moving to the conclusion and as I conclude, I cannot fail to reiterate that the county government remains focused and steadfast to ensuring that the development targets are met, consequently, transforming the county into the glorious city in the sun, a competitive city globally, bringing order, dignity, hope and opportunities for all Nairobians, with its people benefitting from a high quality of life.

The budget making process was consultative crafted on the backdrop of limited resources and tradeoffs have been done to ensure that the county only pursues areas of optimal gain.

This could not have been possible without the support of the office of His Excellency the Governor, your office Mr. Speaker sir and that of the Clerk of the County Assembly.

I thank you for having granted me the opportunity to present the budget highlights and also for the support this far throughout this process. I am also grateful to the very able leader of Majority Hon. Peter Imwatok, the Leader of Minority Hon. Anthony Kiragu, the Chairman of the Budget Committee Hon. Wilfred Odallo and all Members for their commitment to see this process successful.

I cannot forget my fellow Executive Committee Members whom I am representing here today, county chief officers represented by the three chief officers of Finance and staff of the county treasury led by the county chief officers of Finance, chief officer Economic planning and chief officer revenue together with the head of treasury who have jointly and individually worked hard to ensure the budget and all supporting documents meet the legal timelines and not to forget the budget team led by the director Nancy Kiruri.

Finally, Mr. Speaker, I wish to thank Nairobians in general for their continued involvement in county affairs through public participation. Their unwavering of their civic duty, which finances the county operations and pledge that as a county we will focus on the priority areas they helped us to identify. Let us make Nairobi work. Thank you all and God bless Nairobi City County.

Mr. Speaker sir, allow me to submit budget statements for the financial year 2024/2025 for consideration together with the Finance Bill. Thank you very much Members. God Bless Nairobi.

*(Applause)*

**Hon. Speaker:** Thank you CEC member. Hon. Members, you have noticed the CEC Member norm and tradition of the Assembly and the entire county on such a day and function,

we normally have a cocktail. But as earlier indicated by the Chair of the Budget committee, the nation is in a state of mourning the young souls and so we do not have a reason to celebrate and for that reason, I will request the CEC Finance that monies that were set aside for such purposes may be considered for a different function all together on a different location.

For that reason, Hon. Members, I must appreciate you in a very special and honorable way for making sure that we come to the full realization and conclusion of the budget appropriation. To the Executive, I really thank you for the commitment and being available for the cause of action. You can do better. So far so good. On the areas we have encountered challenges I advise and direct that you make some improvements.

### ADJOURNMENT

**Hon. Speaker:** Hon. Members we have come to the conclusion of business of the day and for that reason I call the House to adjournment.

Hon. Members, the House stands adjourned to Tuesday 23<sup>rd</sup> July 2024 at 2:30 p.m.

*The House rose at 6:30 p.m.*