



COUNTY GOVERNMENT OF NAIROBI CITY

THIRD ASSEMBLY – (SECOND SESSION)

NAIROBI CITY COUNTY ASSEMBLY

VOTES AND PROCEEDINGS

TUESDAY, APRIL 11, 2023 AT 2.30PM

1. The Assembly assembled at Thirty minutes past Two O'clock.
2. The Proceedings were opened with Prayer.

QUORUM OF THE ASSEMBLY

The Temporary Speaker (Hon. Diana Mwangangi, MCA) having confirmed that there was no Quorum at the commencement of the Assembly caused the bell to rung for 10 minutes.

The Speaker having confirmed that there was a Quorum at the expiry of 10 minutes called the Assembly to order.

3. PAPER LAID: -

The following paper was laid on the Table of the Assembly: -

- I. **THE REPORT OF THE SECTORAL COMMITTEE ON LABOUR AND SOCIAL WELFARE ON THE INQUIRY REGARDING THE ABSORPTION OF INSPECTORATE OFFICERS EMPLOYED BY THE NAIROBI METROPOLITAN SERVICES (NMS).**

(Hon. Mary Kariuki, MCA)

4. NOTICE OF MOTION:-

The following notice of motion was issued:-

- I. **THE REPORT OF THE SECTORAL COMMITTEE ON LABOUR AND SOCIAL WELFARE ON THE INQUIRY REGARDING THE ABSORPTION OF INSPECTORATE OFFICERS EMPLOYED BY THE NAIROBI METROPOLITAN SERVICES (NMS)** laid on the Table of the Assembly on 11th April, 2023.

(Hon. Mary Kariuki, MCA)

II. **THAT**, aware that Article 6 of the Constitution of Kenya, 2010 provides for the two levels of governments, at the national and county levels, which are distinct and interdependent and required to conduct their mutual relations on the basis of consultation and cooperation; **FURTHER AWARE** that Article 93(1) of the same Constitution establishes the Senate with its role provided for in Article 96, which includes but not limited to representing counties and serving to protect the interests of the counties and their governments at the national Level; **NOTING THAT** Article 183 (1) of the Constitution requires the County Executive to inter-alia, implement within the county, national legislation to the extent that the legislation so requires; **FURTHER NOTING** that Section 118(1) of the County Governments Act, 2012 permits the county governments to enter into an agreement with the National Government, another county or an agency of the National Government, in order to provide or receive any service that each county participating in the agreement is empowered to provide or receive within its own jurisdiction, including services incidental to the primary purpose of any of the participating counties; **APPRECIATING THAT** the ongoing initiatives by the National Government such as; affordable healthcare, food security, affordable housing, manufacturing, business start-ups and youth empowerment programs; further appreciating that Standing Order No. 28 of the Nairobi City County Assembly Standing Orders provides that, “The Speaker may, in consultation with the Leader of the Majority Party and the Leader of the Minority Party, allow the Senator of the County or a visiting Governor or other such visiting dignitary to address the County Assembly on such occasions as may be appropriate.” That notwithstanding; this Assembly resolves that a courtesy request be conveyed to the Right Senator of Nairobi City County, Sen. Edwin Sifuna, requesting him to address the Third Assembly of Nairobi City County at his earliest convenience on the under listed issues amongst others: -

- i. The State of the County with regard to the domestication of the National Government programs at the County level and how such can benefit the residents of the County;
- ii. How the Senate can facilitate the full reversal of earlier transferred functions from the County to Nairobi Metropolitan Services (NMS) since revenue collections as a function is yet to be fully reversed to the County Government of Nairobi;
- iii. Linkages and partnerships that the National Government or its agency can engage the County Government of Nairobi for effective service delivery;
- iv. Consolidation of leadership and arbitration of problems bedeviling the County; and
- v. Any other issue that may be of importance for the County Government of Nairobi City County and its residents.

(Hon. Anthony Kiragu, MCA)

5. STATEMENTS PURSUANT TO STANDING ORDER 45(2)(c)

Pursuant to Standing Order 47 (2) (c) the following statements were requested:-

- i. The Hon. Jared Akama, MCA requested for a Statement from the Chairperson of the Sectoral Committee on Planning and Housing regarding regarding the development of commercial properties on public utilities' land in Mihang'o Ward. **(Response due in 2 weeks)**

6. MOTION – REHABILITATION OF THE COUNTY SOCIAL HALLS.

THAT, aware that Article 55 of the Constitution of Kenya 2010 provides for the State to take measures, including affirmative action programmes to ensure that the youth have opportunities to associate, be represented and participate in political, social, economic and other spheres of life, access employment and are protected from harmful cultural practices and exploitation; further aware that Part Two of the Fourth Schedule to the Constitution provides for the functions of the County Government which include ensuring and coordinating the participation of communities and locations in governance at the local

level and assisting communities and locations to develop the administrative capacity for the effective exercise of the functions and powers and participation in governance at the local level; **CONCERNED THAT** there is joblessness among youth with talents in the County which has negative impact on the economy as it forces to depend on small working class thus stretching family resources; further concerned that most County social halls are in deplorable conditions due to negligence and desertion by the County Government which has contributed to lack of talent nurturing venues for youth within the County; **NOTING THAT** creative Arts and Talents Sector is greatly overlooked, under-appreciated window of opportunity in the County where youth with talents can be mentored to discover, develop and build up their capacities; **FURTHER NOTING** that unemployment among young people fuels frustration and desperation and in response, some of the youths turn to socially and legally unacceptable vices such as violence, substance abuse and even suicide, which have negative repercussions on the young people and contribute to growing security, moral and psychological instability in the society; acknowledging that in many developed countries creative arts such as films, music, dance and painting amongst others have proved to be well-paying and good revenue earnings, this Assembly urges the County Executive to urgently rehabilitate and modernize all the existing County Social halls and streamline their management to ensure that youths across the County are encouraged and mentored to develop and manage their arts and talents in the County.

(Hon. Anthony Kimemia, MCA)

(Motion deferred)

And the time being fifteen minutes Past three O'clock the Speaker adjourned the Assembly without Question put pursuant to the Standing Orders.

7. ASSEMBLY ROSE - at fifteen minutes past three O'clock.

MEMORANDUM

The Speaker will take the Chair on
 Wednesday, April 12th, 2023 at 2.30 p.m