



## NAIROBI CITY COUNTY ASSEMBLY

### OFFICIAL REPORT

#### First County Assembly – Third Session

Thursday 29th October, 2015

The House met at 2.30 p.m.

*(Hon. Speaker (Mr. Alex Ole Magelo) in the chair)*

### PRAYERS

**Hon. Speaker:** Serjeant-At-Arms to ring the bell for ten minutes

*(Quorum bell was rang)*

**Hon. Speaker:** Hon. Members, afternoon once again. We can now proceed to the business of the day.

### PAPERS

**Hon. Member for Eastleigh South Ward** (Mr. Nelson Masiga): Thank you Mr. Speaker sir. Pursuant to Standing Order no. 186 I beg to lay the following paper on the Table of the Assembly today, Thursday 29<sup>th</sup> October 2015. The report of the Sectoral Committee on Planning and Housing on the Construction of plot LR no. 209/1227.

### NOTICES OF MOTION

**Hon. Speaker:** Hon. Chairperson, Sectoral Committee on Planning and Housing.

**Hon. Nelson Masiga:** Thank you Mr. Speaker sir. Hon. Speaker, I beg to give a notice of the following Motion. That this Assembly adopts the report of the Sectoral Committee on Planning and Housing

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on the construction of plot LR no. 209/1227 laid on the table of the Assembly today, Thursday 29<sup>th</sup> October 2015.

## STATEMENTS

### GARBAGE COLLECTION IN THE COUNTY BY CREATIVE CONSOLIDATED PRIVATE CLEANING SERVICE COMPANY

**Hon. Speaker:** Hon. Members there will be a response to a statement requested by Hon. Leah Mumo from the chairperson of Sectoral Committee on Agriculture, Environment and Natural Resources regarding garbage collection in the County by Creative Consolidated Private Cleaning Service Company.

**Hon. Speaker:** Go ahead Hon. Petronilla.

**Hon. Nominated Member** (Ms. Petronilla Achieng): Thank you Mr. Speaker sir. The Member is not in the Assembly.

**Hon. Speaker:** Ok Hon. Chairperson. You can read this once we are back from the recess.

**Hon. Petronilla Achieng:** Thank you.

**Hon. Speaker:** And this is the last warning. If the Member will not be there, we will discard it. The Hon. Hashim Kamau, from Chairperson, Sectoral Committee on Agriculture, Environment and Natural Resources, regarding the beautification of Nairobi City.

### RESPONSE TO A STATEMENT REQUESTED BY HON. HASHIM KAMAU REGARDING THE BEAUTIFICATION OF NAIROBI CITY

**Hon. Member for Makongeni Ward** (Mr. Peter Imwato): Mr. Speaker, I am privileged to present the response on behalf of the Chair and the Vice Chair as follows.

Hon. Speaker, on Wednesday 24<sup>th</sup> June, 2015, Hon. Hashim Kamau MCA, rose on the floor of the Assembly pursuant to Standing Order 41 (2) (c) and requested the Chairperson of the Sectoral Committee on Agriculture, Environment and Natural Resources for a statement regarding beautification of Nairobi City. He further asked the Chairperson to inquire into and report on:-

- i) Whether the tender for the said works has been issued; and
- ii) If the amount was factored in the budget.

Mr. Speaker sir, the Committee wrote to the County Executive on Thursday 25<sup>th</sup> June, 2015 requesting to be furnished with a written response to the statement by the Hon. Member. The Committee received a response from the Chief Officer, Environment and Forestry vide a letter Ref. CO (E&F) 7/2/ (149) dated 1<sup>st</sup> July, 2015. The Committee found the response inadequate and resolved to hold a meeting

with the County Executive Committee Member for Water, Energy, Forestry and Natural Resources. The Committee also held a site visit along Mombasa Road on 29<sup>th</sup> July 2015 to observe the status of the beautification exercise.

In this regard, Mr. Speaker sir, I wish to report to the Assembly as follows;

That,

**1. Whether the tender for the said works has been issued;**

Mr. Speaker, following the submissions made by both the CEC Member for Water, Energy, Forestry and Natural Resources and the Chief Officer, Environment and Forestry, the Committee was informed that the tenders for the beautification exercise were awarded through a restricted tender to the following contractors (*copies of award letters attached*):

No	Name of Contractor	Work area	Amount (Kshs)
i.)	Prolak Designs and associates	Haileselasie to Kenyatta avenue	5, 852,000
ii.)	Mugumo Arboretum	Lusaka road to South C	6,804,390
iii.)	Primescapes Ltd	Uhuru highway to Kenyatta avenue	5,555,390
iv.)	Mysticah designs & Associates	Uhuru highway to University way	6,559,700
v.)	LanCad Landscapes	Uhuru highway to Bunyala road	6,871,230
vi.)	Urban green landscapes	Uhuru highway to Lusaka road/Bunyala road.	4,034,832.40
vii.)	Swan Choice enterprises	Uhuru Highway(Capital U-Turn to Popo road junction	6,073,400
viii.)	Mugumo Arboretum	Uhuru highway(South C Overpass to Capital U-Turn	7,454,245.86

**2. If the amount was factored in the budget.**

Mr. Speaker sir, the Committee was informed that the beautification exercise was factored in the 2014/15 budget although the funds were meant for major corridors. While testifying before the Committee, the CEC Member and the Chief Officer stated that the initial arrangement was for the County Government to solely fund the works, however, following the visit of the President of the United States of America (USA), Barack Hussein Obama, the national government resolved to collaborate with the County

Government. To this end, the total cost of the entire beautification exercise was Ksh. 48.9 million whereby the national government was to contribute Ksh. 28.9 million while the County Government would contribute Ksh. 20million. The cost included other construction works such as repair of roads and other landscaping activities geared towards beautification of the County.

Mr. Speaker, the Committee while on site visit along Mombasa road, raised concerns over the materials used particularly stones (pebbles) arranged along the pavements. The Committee opined that they could be used by demonstrators to pelt motorists in case of a riot. As such, the Committee advised the Deputy Director responsible for Environment to instruct the contractors to ensure that they permanently stick the pebbles. In addition, the Committee advised the said Deputy Director to follow-up with the contractors to ensure that they use materials that would be durable in the long run.

Mr. Speaker Sir, I beg to lay this Response. Thank you.

**Hon. Speaker:** Thank you very much Hon. Imwatok. Hon. Hashim Kamau?

**Hon. Member for California Ward (Mr. Hashim Kamau):** Thank you Mr. Speaker. Maybe just a question to the Chairperson, if he and the committee are satisfied with this report before I start to engage the report because I learnt that there is no decision by the committee as to this report.

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

**Hon. Peter Imwatok:** Mr. Speaker, as I believe the truth as it is, because under your directives you are sure that this statement must be before this Assembly. And as a Committee, we resolved that we submit as it is. But Mr. speaker, upon interrogating the Chief Officer vis-à-vis the Minister in-charge, there were some issues which were coming up which were not clear to us as a Committee and so far we have summoned the Chief Officer on several occasions and she has always sent a representative to the Committee and we are going forward.

As a committee one of these fine days we will request your able seat to give summons to the said officer because the said officer really belittles the Committee of Agriculture and Natural and Environment. And such a thing, Mr. Speaker, it would be so detrimental to us even as we answer this question on the floor of this House. Indeed, the answers and the work itself was good for Nairobians. But the method as to which the Chief Officer wants us to give this answer on this floor, Mr. Speaker, are not satisfactorily. I beg to say that Mr. Speaker.

**Hon. Speaker:** Hon. Hashim?

**Hon. Hashim Kamau:** Mr. Speaker, if the Committee is not satisfied with the report, it means that there is no report that has been tabled.

**Hon. Speaker:** Order! What is happening Hon. Manyala? Okay. Yes Hon. Member.

**Hon. Hashim Kamau:** What I was saying is that if the Committee is not satisfied with the report that they have tabled, it means that there is no report that has been tabled. So, Mr. Speaker, since the Committee is not satisfied, we need your guidance as to when the full report will come to the floor of the House.

**Hon. Speaker:** Hon. Members, I think this is a very sad afternoon. When a response comes only for it not to be a report, the question here arises from the fact that the Director or the Chief Officer of Environment is above the law. One does not recognize summons to appear before the Committee.

I am instructing the Chairperson for Agriculture, Environment and Natural Resources in conjunction with the Office of the Speaker to summon the officer at the time that you require her to attend your meeting. I want to thank the Committee for the efforts they are making despite the difficulties. I also want to tell the officer that the County Assembly of Nairobi is not run by illiterate Members. She should take note of that. So, Hon. Chair, during the recess, we must have the officers summoned through the Office of the Speaker.

**Hon. Peter Imwatok:** Most obliged Mr. Speaker.

**Hon. Speaker:** The Hon. Chairperson for Agriculture and Environment, you are not properly dressed. You are a good citizen. Thank you very much.

*(Hon. Samuel Nyangwara stood on a Point of Order)*

Yes, Hon. Nyangwara.

**Hon. Member for Viwandani Ward (Mr. Samuel Nyangwara):** Mr. Speaker, this particular report has come from a particular department that now and again this Assembly has been complaining about. And as we are talking now, this particular department has a problem with Nairobians. You see the rains have come and I want to inform you, Mr. Speaker, today morning, students at St. Elizabeth Primary School in Viwandani did not do their exams because the entire school is full of water. There is no proper drainage despite the fact that the department was notified by the head teacher of the school long time ago. An engineer confronted me in the corridors two months ago and told me that Ksh.30 million has been set aside to do the drainage system in that school, but up to date nothing has been done. As we are speaking, the teachers and pupils have gone home because nobody can enter the school the way it is at the moment.

Mr. Speaker, under Standing Order No. 1, I think you could have allowed we discuss these El Nino rains and that particular department. As we are talking, all the Chief Executive Officers of Nairobi County are in Naivasha enjoying when pupils in primary schools cannot go to school because of the rains. Mr. Speaker, I want to request your Chair to grant this House time so that we can discuss this department.

*(Consultation between the Speaker and the Clerk)*

**Hon. Speaker:** Hon. Members, you know I like consulting. Hon. Nyang'wara, you would have brought in a Motion in that regard for us to discuss issues affecting the Nairobians, but not to say we are going to recess. If the Members feel that we need to come back, I am ready to call a sitting any time requested by Members of the County Assembly.

**Hon. Samuel Nyangwara:** Thank you, Mr. Speaker. The request I have made is because of emergency. You see the rains are here, they were advised by the Meteorological Department long time ago that there will be El Nino. They have been going in circles telling us that they have put measures and money in place and we know the money has come from Treasury. We want to know where this money is. The people of Nairobi are suffering. How can we go for recess yet the rains cannot allow the pupils of this County to go to school? The schools are in danger and the people are in danger. The Ngong River does not bypass Viwandani Ward only, it comes all the way from Kibra down to Kayole and quite a number of Nairobians stay along this river. It is a sad thing.

Mr. Speaker, since it is emergency, Standing Order no. 1 allows you because it is not provided for in the Standing Orders, but Standing Order No. 1 can allow you, Mr. Speaker to allow the Members of this County Assembly to discuss this emergency. It is sad and I am sure even if you watch TV in the evening, you will see it by yourself, Mr. Speaker. You will see it yet we will be on recess and there will be nothing left for us to do; a very humble request.

*(Consultation between the Speaker and the Clerk)*

**Hon. Speaker:** Hon. Members, I am sorry we had to consult; this is for the benefit of Members and the people of Nairobi. I have these observations to make: I will allow three Members from this side and the three from the other side on the issues of El Nino only. Remember when you talk about El Nino, there is Planning Department, Environment Department and Roads Department. So, don't select. All these things come under disaster whatever it is.

Hon. Members, I want to tell you this, we continue monitoring the situation of the rain and I would expect Members to brief me from next week. If need be, I will call a special sitting only to discuss rains in Nairobi, but let us observe over the weekend until next week. We already had the 411 indicating the roads and areas which were already flooded. So, Hon. Members, I will allow us to discuss but remember it is up to you to brief the Speaker. Thank you.

I will start with the lady; Hon. Alexina Mudi, then Hon Kagiri.

**Hon. Alexina Mudi:** Thank you, Mr. Speaker sir. As we have heard from the Hon. Member for Viwandani telling us exactly what it is. It is so sad that our children cannot go to school yet the Nairobi County as it is, is a House that is set with rules and with officers representing each Department. This House, and has Nairobi County has a Minister for that matter. One time, I remember, he was on the media and lost way completely to tell Nairobians how he is prepared when it comes to these rains.

To begin with, it is high time for Mr. Ondieki to leave that office. Alternatively, maybe this House can vote to buy or purchase boats for the four primary schools that are affected in the same area and have closed their doors today and there are examinations taking place, yet parents have prepared their kids to go to school. It is like we have lost direction as leaders and parents of this County. I am therefore supporting the fact that if this House can allow us, someone should be used as an example so that other officers will stamp their foot to do their work. Thank you, Mr. Speaker.

**Hon. Speaker:** Hon. Kagiri, then Hon. Mulatya.

**Hon. Samuel Kagiri:** Mr. Speaker, the issue of El Nino is a serious concern for this City. You remember rains that came around May that a bus full of students was rescued as you go towards Westlands. The issue of El Nino has been discussed for so long. If the rains started as it was said by the Meteorological Department, I don't know what we could be doing right now in Nairobi. The Executive knew about the issue; this is the time we want to rush and try to do something yet we knew this issue for a very long period.

Mr. Speaker, I would urge the department that are concerned that they should suspend everything else they are doing and ensure that they have enough workforce on the ground to make sure that our drainage have been unblocked. Even the staffs we have talked about are so many in this City and they should go to the ground and make sure they do the work that concerns the drainage. This is because I fear that if the rain goes on the way they were predicted, I don't know what will happen.

If the students are not able to go to school and do their exams Mr. Speaker, this means that something needs to be done seriously and urgently so that there is no damage. We saw what happened to South C last time and we are still waiting for another disaster to happen in another place. A serious action need to be taken before a tragedy comes on our way thanks.

**Hon. Speaker:** Hon. Alex Mulatya.

**Hon. Member for Kwa-Njenga Ward** (Mr. Alexander Mulatya): Thank you very much Mr. Speaker sir and I am arising here because of the calamities that we are encountering right now, not only in the Viwandani Ward but also in other Informal Settlements.

Today at around 5.00 a.m. in the morning as I knew what was going to happen, due to the rains I visited one of my school's just 50 meters away from my gate known as Kwa Njenga Primary School. Today pupils could not access the gate of that school as a result of what is been talked about here. Let us not zero

in only the issue about El-Nino, we are all in need of good roads in our County. We must have good roads and drainage systems.

I tabled a letter to the Disaster Management Team headed by Ondieki dated 30<sup>th</sup> September, 2015 up-to-date, the letter is laying in his office today. Last week but one I managed to go to his office and I still found the letter is still laying there. Today also I was in the same office and I still found out that there is still no action taken towards that, now the rains have started and I don't want to talk about El-Nino because any kind of rain can start at any time, but the consequences we are getting right now are very pathetic.

I have a feeling that we don't need to discuss anything today we should adjourn and suspend today's issues and talk about the issues of our deteriorating drainages in our area. My colleague here as a result of this in his Ward lost his mobile and he cannot be accessed too right now, he is *mteja* as we are talking.

My area Kwa-Ngenga is an Informal Settlement of over 200 schools some didn't attend school today, so what are we doing here as the representative of the people and I have a feeling that we should take on toes this Executives because they have been taking us for a ride.

Mr. Speaker, if you can have a walk in Embakasi South Sub-County just past Nakumatt there was a very good drainage that was made there for those Companies and Estates along that area to benefit and control any flooding in the zone. But all that water was directed to the Informal Settlement where I represent in Mukuru Kwa Ngenga.

Mr. Speaker, that is something that I feel as a representative of the people I will not take lightly, because I wrote a letter to the Executive and there was no action which has been taken and am going to forward that letter to you and the Clerk tomorrow morning or today in the evening. You will see the dates and probably check from the Executive the dates and time the same was received and up to date no action has been taken.

Do we want to see people loosing life or are we ready to listen to news over the radio or watch it over the Television and seeing people dying as a result of what is going on right now? Please I beg this House to discuss this issue of negligence of our people. We are here to represent the residence of Nairobi regardless of race, colour, wealth and where they leave.

The Eastlands is within Nairobi and any person living along the Eastland is as equal as that person leaving in Kileleshwa, Runda or in Lavington. Let us recognize dignities of the people and make sure that they resolve that issue of drainage and ignorance to the people leaving in the lower areas thank you very much Mr. Speaker.

**Hon. Speaker:** Hon Karen.

**Hon. Karen Wanjiku** (Nominated Member) : Thank you, Mr. Speaker sir, it is a pity that we rushed to pass the Disaster Management Bill, because El-Nino was around the Corner and we knew that we had

established a Disaster Management Fund and we don't know what the fund was for if we don't have good drainage Mr. Speaker sir.

Now if the sewerage is over flowing everywhere mixing with the rain water Mr. Speaker sir, I fear that we will have an outbreak of Cholera and other diseases Mr. Speaker sir. What will we do? Will we be able to manage the Cholera if we cannot manage those drainages? Will we watch as Nairobi die?

Mr. Speaker sir, this is crucial when our brothers, sisters and our Children are doing the KCPE and others are doing KCSE and as it is now as the Hon. Member from Viwandani was telling us that the Children were doing exams in the mosque this morning.

It is really sad and I don't know what the Executive is doing about it because we did our work of legislation and we are not implementers. What is the Executive doing? We have just read a response about the beautification and all the money that was used but we did not see what the money did, what's the Environment Department is doing in this County? It is a high time we remove them from that Department if they are irresponsible. Thank you Mr. Speaker sir.

**Hon. Speaker:** The last one that is Hon. Nyangwara. No let him finish so that we can close. Hon. Nyangwara. Order! Order! Please.

**Hon. Member for Makongeni Ward** (Mr. Peter Imwatok): Mr. Speaker, the question was based on my department that is why I said.....

**Hon. Speaker:** Let the Member contribute a little bit.

**Hon. Peter Imwatok:** No you are trying to insinuate that there is nothing.....

**Hon. Member for Viwandani Ward** (Mr. Samuel Nyangwara): Hon. Imwatok this was a very special request under Standing Order number 1 so it was not all about this particular statement. I think the Speaker had given a ruling on the same about that particular response you had given.

Mr. Speaker, you allow me now to contribute I was with a lot of bitterness because today in the morning at 5.00 am since it rained overnight, when I work up very early in the morning I had seen some signals from that particular area and I knew something bad could have happened. That is why I have been making complains to Engineering Department so that they can work on that particular drainage in Viwandani.

Not even me even the Members of the Public have been coming here to complain and at one time that particular school head teacher and pupils plus parents came to this particular office of the Governor and they were assured that everything will be put in place to make sure that they are safe and that drainage was going to be done. To-date two years down the line nothing has happened. We have the rains now and there is no more going to school.

Mr. Speaker in the morning I saw the CS of finance being grilled in the National Assembly. Under Standing Order number 1 you can also actually summon this Chief Officers and the CEC Members so that we can grill them here on the floor. We fail to understand what they are doing. If you walk all around Nairobi you will find that almost everything is being done by the National government and these are men and women we offered jobs here, we passed their names in this Assembly, they were sworn in the Governor's office and here and yet they cannot assist the Governor to do the job. We cannot get the Governor out of the office to go all over Nairobi to do the job. That's why we have these particular CEC Members and the Chief Officers to do that particular job ad yet they are sleeping. Mr. Speaker I want to request your office, we summon them here so that we can be answerable to the people of Nairobi.

You are all aware that our responsibilities as the Members of the County Assembly of Nairobi are only three. This other work members of the public are not aware that we are not supposed to do any other development in our Wards; it is the Executive which is supposed to do. But the burden has been put on us, what are we going to do, Mr. Speaker?

Mr. Speaker, today morning I lost my phone as I was trying to jump over a trench. I want you to summon this particular Chief Officer in Environment department and the CEC Member in charge so that they can be answerable to the people of Nairobi. Today we are going home for recess, how are they going to do this particular job so that the people of Nairobi are left in peace, so that this rain does not disturb them. Thank you, Mr. Speaker.

**Hon. Speaker:** We had agreed Hon. Members that I will give only six Members. We had agreed that--- Only one more Member please. We agreed here and you saw me consulting because we have already said what to do next. Hon. Kambi the last one. Order Hon. Members!

**Hon. Member for Dandora II Ward** (Mr. Stephen Murathi Kambi): Thank you Mr. Speaker sir for this opportunity. I don't take it for granted, I am very humbled. Just for sake of my residents because as well I do represent the people of Dandora II. I had to come out of hospital to contribute to this very noble Motion. As you know the Nairobi Dumpsite is located within my Ward, and it also touches other Wards i.e. Dandora III, IV and I as well.

Mr. Speaker sir, we experienced some rain last night that caused a lot of havoc within the Ward. The drainages are fully filled up; the sewer lines are non-functional currently as we talk. We have two government primary schools and one secondary schools namely James Gichuru Primary school, there is Dandora Primary school and Wangu Primary School, they all border the dumpsite.

Mr. Speaker as my colleagues have been agitating here, the situation out there is real and it is very scary, it seems as if we are not doing anything. Will you kindly protect me from my Hon. Colleagues here; they are consulting in high tones.

**Hon. Speaker:** Order Hon. Kambi!

**Hon. Stephen Murathi Kambi:** Thank you sir. Mr. Speaker sir, the situation out there is very serious and as you are aware, we are close to the end of our contractual term. We are approaching the end of our contractual term; that is the political term and it is very serious Mr. Speaker sir, that almost 3 years down the line, nothing much can be said to have been done by this Hon. Assembly or us as the Hon. Members. It has become normal for the Executive to ignore and assume all requests from this Hon. House.

I would urge that you consider the request that Hon. Nyangwara just made here, if it is possible we be summoning these Executive Members, not only on sectoral committees but they should be answerable to us in the Assembly when it is functional because we do have different sectoral committees and the Hon. Members who sit in these very important committees don't agitate the needs that are out there.

Mr. Speaker sir, kindly considering it is dangerous out there and some of us feel as if we are going to be one term MCAs which is going to be very bad because we have the will to work for the people but there are no resources and people cannot understand that. Kindly intervene sir. Thank you.

**Hon. Speaker:** Okay Hon. Members as we had agreed, I have committed to you Members that as we go on checking on the rains, if need be I will call for a Special Sitting to discuss but let us keep watch on whatever is going round hoping that the lords of impunity across the Executive will listen to you. I know they will not listen, but let us watch and report to me so that I can call a Special Sitting, let us proceed.

There is the last one for Hon. Kenneth Irungu from the Chairperson of the Sectoral Committee on Planning and Housing regarding the repair of Gorofani Estate houses. Is the Hon. Irungu in?

**Hon. Member for Eastleigh South Ward (Mr. Nelson Masiga):** Mr. Speaker sir, this response has been here for several times and the Member has not been in. So I believe this is a document for the Assembly and that we proceed and give the report.

**Hon. Speaker:** Very well.

**Hon. Nelson Masiga:** Hon. Speaker on Tuesday 17<sup>th</sup> February 2015, Hon. Kenneth Irungu MCA rose on the floor of the Assembly pursuant to Standing Order No. 41 (2c) and requested Chairperson of the Sectoral Committee on Planning and Housing for a statement regarding the repair of Gorofani Estate houses. He further asked the Chairperson to inquire into and report on: Why there have been a delay in the repair of the estate and plans to repair the Gorofani Estate and when.

Mr. Speaker sir the Committee wrote to the County Secretary on 23<sup>rd</sup> February 2015 requesting to be furnished with a written response to the statement requested by Hon. Kenneth Irungu. In this regard, Mr. Speaker sir I wish to report to the Assembly as follows; that

## REPORT ON THE GOROFANI ESTATE HOUSES

Mr. Speaker sir, the County Secretary responded vide letter ref. UP& H/HOU/28/53/mr/am dated 16<sup>th</sup> March 2015. A summary of the report is as follows:

The County Executive reported that Gorofani Estate has experienced two fires. The fire that occurred on 18<sup>th</sup> of March 2014 affected 16 Usafi kiosks and widows of blocks of 8, 28, and 12. The cost estimated for repair was amounting to Ksh.797, 007/- which was approved by the County Secretary and forwarded to the Procurement. A second fire occurred, affecting 80 units and binding documents were forwarded to department for processing. Mr. Speaker sir, copies of the response for the County Secretary have been attached herein for ease of reference. Mr. Speaker sir, I beg to lay this response.

**Hon. Speaker:** Very well. Thank you very much Hon. Chairperson. Next Order.

## MOTION

**Hon Speaker:** Order Hon. Members! Consult in low tones.

**Hon. Alex Ouda:** Thank you Mr. Speaker sir. I wish to move the following Motion, THAT this Assembly adopts the report of the Sectoral Committee on Water and Sanitation on the site inspection visit to Kiamaiko Ward laid on the table of this Assembly on Thursday 15<sup>th</sup> October, 2015. The Committee resolved to visit Kiamaiko Ward to assess the problem of water and sewerage service provision in the Ward. This was informed by various complaints by residents and the area MCA on the state of water supply and the sewerage system. The Committee felt that it was critical for it to have a first-hand experience of the situation on the ground so as to inform Members of the policy recommendations.

Mr. Speaker, while on the visit the Committee found out as follows:

- i. The Ward is divided into zones with most zones lacking adequate sewer services
- ii. The rise in population has resulted in construction of high rise buildings that are not connected to the sewer lines and overload the small sewer lines that cross through the area
- iii. The zone K's sewer is deliberately released into open trenches which then combine with waste water and water from the abattoirs which then flows into the river
- iv. In zone F the Committee observed a burst sewer line that spills liquid waste into the road
- v. There is a general problem of inadequate water supply that comes with low pressure and therefore cannot supply residents living in the area in the high rise buildings

Hon. Speaker, in view of the aforementioned findings the Committee recommends that this Assembly resolves as follows:

1. That the County Government through Nairobi Water and Sewerage Company expands the main sewer line that transverses the Ward to accommodate the rising number of residential buildings and rehabilitate the lateral sewer connection.
2. That Nairobi Water and Sewerage Company should liaise with the Health Department of the County Government to enforce compliance to connection of the residential areas at the Kiamaiko abattoir to sewer lines in order to avoid water borne diseases and the general cleanliness of the environment.
3. The Nairobi Water and Sewerage Company to take cognizance of the increased population and high rise buildings and develop better technical approaches to increase the volume of water into the area to serve all the residents.

Mr. Speaker sir, I urge Members to support this Motion. I beg to move and call upon Hon. Kenneth Thugi to second the Motion, thank you.

**Hon. Member for Njiru Ward** (Mr. Keneth Thugi): Thank you Mr. Speaker sir, I second the Motion.

*(Question proposed)*

**Hon. Speaker:** Hon. Karen Wanjiku.

**Hon. Karen Wanjiku** (Nominated Member): Thank you Mr. Speaker sir. I beg to support the Motion developed by the report. I want to say that the findings that were found at Kiamaiko show how Nairobi as a whole needs water and drainages. I want to mention, there are parts of Nairobi like Saika in Njiru Ward. They only get water once, note that they have children, toilets some of which are in the houses so Nairobi water needs to really work hard and make sure Nairobians get adequate water services. I beg to support.

**Hon. Speaker:** Hon. Marakalu.

**Hon. Nelson Masiga:** *Shukrani Bw. Spika. Basi navalia njuga jambo hili ambalo wenzangu wameweza kuleta ripoti ya Kamati ya kwamba Wodi hii ya Kiamaiko inahitaji kuwa na mifereji ya maji taka na mitaro ya maji taka. Nafahamu ya kwamba hata ukienda Eastleigh Kusini hasa mtaa wa Kiambiu, waja wale ambao walinipatia kura---*

**Hon. Speaker:** Order! Order! The Tourism and Trade chairperson. Hon. Chair please dress properly. You are a good citizen.

**Hon. Nelson Masiga:** *Shukrani Bw. Spika. Naamini ya kwamba hata wale waja kutoka kwangu kule Eastleigh Kusini kama ripoti hii ingeweza kuambatanishwa na Eastleigh Kusini ili mambo haya ambayo yataweza kutekelezwa katika Wodi ya Kiamaiko iweze pia kutekelezwa katika Wodi ya Eastleigh Kusini basi wale waja wangu watakuwa na furaha kwa sababu ile mitaro ya kupitisha maji taka iko katika hali duni. Ninapozungumza hivi kuna sehemu za Kiambiu bado wanatumia ile mifuko ya plastiki kwenda*

*choo. Kama tunaweza pata fursa ya kuweza kuwekewa mtaro wa maji taka utakao beba kinyesi basi waja hao watafurahia. Shukrani Bw. Spika.*

**Hon. Speaker:** Hon. Munga.

**Hon. Member for Kabiro Ward** (Mr. Clarence Munga): Thank you Mr. Speaker for this opportunity. I want first to thank the Chairman and the entire Committee for doing a good job. If you see the recommendations, there is a lot to be said about the sewer system. We don't have a proper sewer system. We are talking about the health of our people. I support the Motion. Having said that, I remember the same Committee came to my Ward and there were various challenges. That report was touching on water and the same sewer. We adopted that report in this House and as we speak the people of Kabiro and Dagoretti have never--- no recommendations whatsoever were followed by either Nairobi water or this County. I urge this House, as much as we are passing these reports, we should ensure that implementation is done so that we can do a better service to our people. Thank you Mr. Speaker.

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

Yes Hon. Chairperson of Water [committee]

**Hon. Member for Mugumoini Ward** (Mr. Alex Otieno): Thank you Mr. Speaker and I would like to thank members for supporting this report and indeed there is a problem within Nairobi as far as water is concerned. The rate at which the buildings are coming up within Nairobi area is not matching the water infrastructure. The infrastructure that we have is of over 30 years ago and if you look at areas like Kilimani, Lavington about 20-15 years ago those areas were only having single dwellings but currently if you go there you will be surprised, so there is a problem that calls for the national government to assist the Nairobians to have clean and safe water and this can be done through the Athi River Services Board which is the company mandated by the national government to do the infrastructure for water and sewerage system.

Mr. Speaker as we are speaking, according to the projection Nairobi is supposed to be having the third dam like Ndakaini and yet we still only have one. So there is a problem. The rate at which the construction is going on in Nairobi is alarming and the government has neglected the water sector. We have been hearing there is construction on Olkaria 1, Olkaria 2, Sondu Miriu; so as far as energy and electricity is concerned the government is putting a lot of emphasis on electricity and leaving the water alone. As committee that is why we felt we should also do something small as the County. When we were doing the budget we factored in Ksh.3 million towards water related aspects in the 85 Wards. This is just a drop but it will go a long way in assisting as far as water is concerned.

Mr. Speaker I would like to thank Members for the support they have given this Committee and as we said earlier on the Committee is dedicated to visit almost the 85 Wards to access the problem as far as water and sanitation is concerned. Thank you Mr. Speaker.

*(Question put and agreed to)*

**Hon. Speaker:** The Hon. Leader of Majority? Hon. Deputy Speaker?

**Hon. Deputy Speaker** (Mr. Ken Ngondi): I think I will be multi-tasking both as Deputy Speaker, Chair of Liaison [Committee] and Majority Leader in the House today. How lucky I am!

Mr. Speaker I wish to move a Motion of adjournment of the Assembly in accordance with the calendar of the County Assembly: That pursuant to provision of Standing Order 25 this Assembly adjourns to Tuesday 17<sup>th</sup> November 2015 in accordance with the calendar of County Assembly Regular Session.

Mr. Speaker this is in line with the tradition of Nairobi City County Assembly that we, sometime back, did set as calendar to run this Assembly and today marks the day when this Assembly present the request that Members allow the Assembly to adjourn to a later date of 17<sup>th</sup> November this year. Thank you Mr. Speaker. Allow me to call one Hon. Adow to second the Motion of adjournment. Thank you.

**Hon. Speaker:** Hon. Adow

**Hon. Member for Eastleigh North ward** (Mr. Osman Adow): Mr. Speaker I do second the Motion and this will give us time to go consult our constituents and maybe listen to them for once even though we haven't had much to offer to them but being on the ground helps a lot. I second the Motion, thank you.

*(Question proposed)*

**Hon. Speaker:** Hon. Member you are not properly dressed. I don't know what happens to your tie, are they---, Hon Deputy Speaker

**Hon. Ken Ngondi:** Mr. Speaker I concur with you that the Hon. Member is not properly dressed because there is a provision where he needs to fit in properly up to the last button and there is a reason why the designers came up with the last button to hold the tie properly, so I don't think you need to give him an opportunity to contribute before the House.

**Hon. Speaker:** Order Hon. Member, please be properly dressed, be properly dressed! Order Hon. Member, Hon. Nyangwara

Even Hon. Nyangwara you are not properly dressed. Order, order Hon. Nyangwara. I don't know what happens to your necks. Clerk come---order Hon. Nyangwara

*(Speaker consults Clerk)*

**Hon. Member for Eastleigh South Ward** (Mr. Nelson Masiga): Mr. Speaker sir I wish you call the mover to reply.

**Hon. Speaker:** Hon. Members there is no more intervention, so that I don't be seen to close---

*(Speaker consults the Clerk)*

Hon. Members that pursuant to the provisions of Standing Order 25 this Assembly adjourns until Tuesday 17<sup>th</sup> November in accordance with the calendar of the County Assembly Regular Session and Committees will continue. I thank you Hon. Members. This Assembly is adjourned until 17<sup>th</sup> November 2015, I thank you.

***(House rose at 15.49 pm)***