



CLERK
NAIROBI CITY
COUNTY ASSEMBLY
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NAIROBI

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NAIROBI CITY COUNTY ASSEMBLY
FIRST ASSEMBLY – SECOND SESSION

FIRST REPORT
OF THE COMMITTEE ON IMPLEMENTATION.

ON THE IMPLEMENTATION STATUS OF THE
SUBSTANTIVE MOTIONS PASSED BY THE
COUNTY ASSEMBLY

Clerk's Chambers
City Hall,
Nairobi

MAY, 2015

Table of Contents

I.0.	Preface	3
1.1.	Committee Membership.....	3/4
1.2.	Acknowledgements	4
1.3.	Committee Members	5
2.0	Implementation Status of the Motions Passed By The Assembly	6
2.1.	Motion on Langata Cemetery/Acquisition of New Cemetery Ground	6/7
2.2.	Motion on Equipping of the Informal Settlements with the minimum Firefighting Equipment	7
2.3.	Motion on the Haphazard Digging of Trenches by Contractors.....	7/8
2.4.	Motion on the Construction of ECD Centres	8/9
2.5.	Motion on Solid Waste Management	9/10
2.6.	Motion on the Issuance Allotment Letters, Title Deeds or Lease Certificates to Deserving Residents of the County	10/11
2.7.	Motion on Formulation of County Communication Framework and Establishment of a County Media Centre/station	11/12
2.8.	Motion on Establishment of a more Humane and Better Mechanism of Enforcing County Laws, Rules and Regulations.....	12/13
2.9.	Motion on Removal of Street Children/Families from CBD.....	13/14/15
2.10.	Motion on Employment of ECDE Teachers	15
2.11.	Motion on Procurement Process and Implementation of Projects	15/16
2.12.	Motion on Marking of County Roads, Streets and Buildings	16/17
2.13.	Motion on Deterring the Vice on Prostitution within the CBD	17/18
2.14.	Motion on Improvement of the Physical Infrastructures and Provision of Financial Support to all the Village Polytechnics within the County.....	18
2.15.	Motion on Procurement of Locally Manufactured Furniture.....	19
2.16.	Motion on Provision of free Sanitary Towels to Vulnerable Girls Living and Studying in the Informal Settlements	19/20
2.17.	Motion on Establishment of Inter-Ward Sports Competitions for Youths in the County	20/21
2.18.	Motion on Devolvement of Quad Bikes to the Informal Settlements within the County to Facilitate Quick Response to Fire Outbreaks.....	21
2.19.	Motion on Opening and repairing all the Blocked Back Streets to Ease Vehicle and Pedestrian Congestion along the streets	21
3.0.	Committee Observations.....	22/23
4.0.	Committee Recommendations.....	23

1.0 PREFACE

Mr. Speaker Sir, The Committee on Implementation is established in accordance with standing order No. 189, and is mandated to;

- To scrutinize the resolutions of the County Assembly (including adopted committee reports), petitions and the undertakings given by the County Executive Committee and examine –
 - (a) whether or not such decisions and undertakings have been implemented and where implemented, the extent to which they have been implemented; and whether such implementation has taken place within the minimum time necessary; and
 - (b) whether or not legislation passed by the County Assembly has been operationalized and where operationalized, the extent to which such operationalization has taken place within the minimum time necessary.
- The Committee may propose to the County Assembly, sanctions against any member of the County Executive Committee who fails to report to the relevant select Committee on implementation status without justifiable reasons.

1.2 COMMITTEE MEMBERSHIP

Mr. Speaker Sir, the Committee on Implementation was constituted by the Assembly on Tuesday 28th May, 2013 and comprises the following Members:-

1. Hon. Elias Otieno Okumu, MCA – Chairman
2. Hon. Abdi Ibrahim Hassan, MCA – Vice Chairman
3. Hon. Alvin Olando Palapala, MCA
4. Hon. Maxwel Ochieng Ochar, MCA
5. Hon. Boniface David Kitavi, MCA
6. Hon. David Njilithia Mberia, MCA
7. Hon. Mike Obonyo Guoro, MCA
8. Hon. Peter Oluoch Owera, MCA
9. Hon. John Waweru Kinuthia, MCA
10. Hon. James Kinuthia Waminja, MCA
11. Hon. Amos Mbuthia Mukami, MCA
12. Hon. Pius Mwaura Mbono, MCA
13. Hon. Susan Karimi Njue, MCA
14. Hon. Magdalene Mwendwa Mbogori, MCA
15. Hon. Celestyne Ongere Owino, MCA

Report of the Committee on Implementation on the Implementation Status of the Substantive Motions Passed by the County Assembly.

16. Hon. Anthony Kiragu Karanja, MCA
17. Hon. Imelda Nafula Wanjala, MCA
18. Hon. Ruth Njeri Nyambura, MCA
19. Hon. Marion Njeri Githinji, MCA

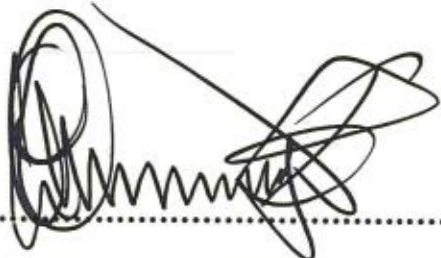
1.3 ACKNOWLEDGEMENT

Mr. Speaker Sir, I wish to acknowledge with gratitude the office of the Speaker and the Clerk of the County Assembly for the support extended to it in the execution of its mandate.

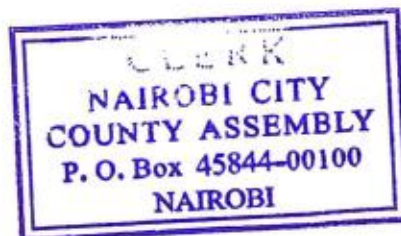
I also thank the Secretariat for their input and valuable contribution during compilation of this report.

Finally, much thanks to the Members of the Committee on implementation for their dedication, untiring commitment and valuable contributions which has enabled them to focus on their oversight role.

Mr. Speaker Sir, It is therefore my pleasant duty and privilege, on behalf of the Committee on Implementation to table this report and recommend it to the Assembly for adoption.

DATE: 12/5/2015 SIGN: 

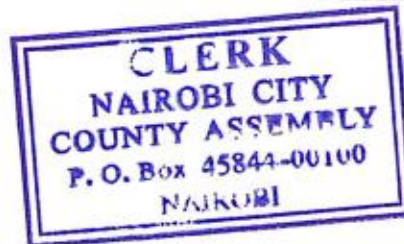
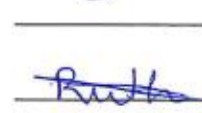
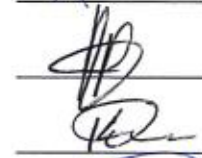
Hon. Elias O. Otieno, MCA - The Chairman of the Committee



1.4 COMMITTEE MEMBERS

1. **Hon. Elias Otieno Okumu, MCA – Chairman**
2. **Hon. Abdi Ibrahim Hassan, MCA – Vice Chairman**
3. Hon. Alvin Olando Palapala, MCA
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14. Hon. Magdalene Mwendwa Mbogori, MCA
15. Hon. Celestyne Ongere Owino, MCA
16. Hon. Anthony Kiragu Karanja, MCA
17. Hon. Imeldah Nafula Wanjala, MCA
18. Hon. Ruth Njeri Nyambura, MCA
19. Hon. Marion Njeri Githinji, MCA

SIGNATURE



2.0 IMPLEMENTATION STATUS OF SUBSTANTIVE MOTIONS PASSED BY THE ASSEMBLY.

Mr. Speaker Sir, Standing Order 182 provides that within (60) days of a resolution of the County Assembly the relevant members of the Executive Committee under whose portfolio the implementation of the resolution fall shall provide a report to the relevant Committee of the County Assembly in accordance with Article 153 (4) (b) of the Constitution.

Mr. Speaker Sir, I wish to report that; once a resolution is passed by the Assembly the same is forwarded to the Executive for implementation. After 60 days if a report has not been received a reminder is forwarded giving 7 days' notice for the report to be forwarded failure to which action would be taken as per the Standing Orders.

Mr. Speaker Sir, outlined below is the status of implementation of the substantive motions passed by the County Assembly:-

2.1 Motion by the Member for Mugumo-ini Ward, Hon. Alex Otieno MCA. Passed by the Assembly on 25th June, 2013 urging the County Government to declare that the Langata Cemetery is full and to urgently identify a suitable new cemetery ground.

The Committee received a report stating the following:-

- (i) The Langata Cemetery and Crematorium was reported full in 1996 and recycling of graves commenced and since then, efforts to acquire another cemetery ground were being made.
- (ii) A meeting was held between the President, the Governor, the Cabinet Secretary and the Executive Committee where the Cabinet Secretary was directed by the President to acquire another cemetery ground for Nairobi City County and since then several communications have been made by the Governor to the Cabinet Secretary.
- (iii) The Nairobi City County Government has not been able to find a solution and therefore the Langata Cemetery had not been declared full due to the following:-
 1. Public Health Act Cap 242, Section 144, 145 and 149 gives all powers to the Minister for Health on opening and closing of a Public Cemetery through Gazette notice.
 2. The former Local Government Act Cap 265 Section 161 (a) and Section 167 Sub-section (i), (ii) and (iii)

The Committee held a meeting on 4th March, 2015 with the County Executive Committee Member responsible Physical Planning, Lands and Housing who informed the members that a piece of land 56 acres adjacent to the Langata Cemetery had been identified for the expansion of the cemetery.

Communication was made to the Chairman, National Land Commission on 29th May 2014, requesting for quick expedition of the acquisition process.

OUTCOME

The Committee will continuously follow up with the County Department of Health Services and Physical Planning, Lands & Housing over implementation of this motion.

- 2.2. **Motion by the Member for Sarang'ombe Ward Hon. Pius O. Otieno MCA. Passed by the Assembly on 2nd July, 2013** urging the Nairobi City County Government to immediately equip all wards with informal settlements with minimum firefighting equipment's, facilities for secure evacuation and recovery and further identify community members per ward to be trained in firefighting and disaster management skills. The motion was forwarded to the **Executive for implementation on 26th August, 2013.**

The Committee has held a number of meetings with the County Head of Security, Disaster Management & Compliance Sector. During the meetings, the distribution of the Quad Bikes to the informal settlements has been deliberated on severally but the distribution had not been done.

The County Head of Security, Disaster Management & Compliance Sector was invited to attend a meeting on 5th November, 2014 and on 26th February, 2015; but he did not turn up for the meetings.

The Committee while considering the implementation status of the resolutions passed by the Count Assembly from 7th to 9th April, 2015 resolved to give the last warning to the County Head of Security, Disaster Management & Compliance Sector to attend a sitting of the Committee on 26th May, 2015 failure to which he would be summoned to appear before the Committee.

OUTCOME

The Committee is following up the matter and will give a Comprehensive resolution on the same in its next report.

- 2.3. **Motion by the Member for Nyayo Highrise Ward Hon. Maurice Akuk MCA. Passed by the Assembly on 21st August, 2013** urging the Nairobi City County Government to immediately put a stop to the haphazard digging of trenches and

reign in on the wayward contractors who are responsible for messing up the City was forwarded to the Executive for implementation on **26th August, 2013**.

The Committee received a report indicating the following:-

- (i) A policy had been made not to issue road opening permits to any contractor who was not performing as per the Nairobi City County requirements on reinstatements.
- (ii) The contractors with outstanding reinstatements were being followed up to ensure that the reinstatements were done.

The report also included a schedule of roads where reinstatement had been made and where works were still ongoing.

OUTCOME

The Committee is of the view that the issue has been resolved to the satisfaction of the Committee.

- 2.4. Motion by the Member for Sarangombe Ward Hon. Pius O. Otieno MCA. Passed by the Assembly on 29th August, 2013, urging the Nairobi City County Executive Committee to urgently construct two (2) model ECD Centers per Ward and equip them with adequate personnel and learning materials. The motion was forwarded to the Executive for implementation on 10th September, 2013.**

A report was received indicating the following:-

- (i) Kshs.300,000,000 proposal was approved by the County Executive for the construction of 80 ECDE Centres in the slum areas since this is where a high percentage of children of school going age were not in school
- (ii) a Task Force had been set up to comprehensively interrogate the basic education situation in the County with aim of coming up with a policy paper and the implementation plan for Education in the County of Nairobi in the next two months

Several meetings had also been held with the County Executive Committee Member responsible for Education, Youth Affairs, Sports, Children, Culture and Social Services where the following was reported:-

- (i) Construction of the ECDE Centre's had been factored in the budget estimates for the **financial year 2014/15**.

- (ii) Documents for the construction of **97 ECDE Centers** in the slum areas, 3 in each Ward with formal settlement were ready
- (iii) The pilot project was scheduled to commence at the beginning of **November, 2014.**

At a sitting of the Committee held on **21st January, 2015** it was however reported that the pilot project had not commenced and the location for the project kept on being changed.

The **County Executive Committee Member, responsible for Education, Youth Affairs, Children, Culture and Social Services** attended a meeting of the Committee to be held on **Thursday 5th March, 2015.**

During the meeting he reported that the pilot project was carried out at Lucky Summer Ward where **4No. Classrooms, Stores and 2No. Administration officers** were constructed at a cost of five million. An advert for Tender Notice had also been placed in the daily newspapers for the construction of ECDE Centres.

OUTCOME

The Committee is of the view that the issue has been resolved to the satisfaction of the Committee since the construction of ECDE Centres has commenced.

- 2.5. **Motion by the Member for Saragombe Ward Hon. Pius Owino Otieno, MCA. Passed by the Assembly on 30th May, 2013** urging Nairobi City County Government to remove all the bottlenecks existing in the solid waste management industry and ensure that there is an enabling legal frame work to facilitate youth groups' initiatives and companies managed by youth in solid waste and refuse collection are contracted alongside private collectors. The motion was forwarded to the Executive for implementation on **30th January, 2014..**

A report was received indicating that a Bill on Solid Waste Management had been drafted which provided for a more transparent and structured way of involving other actors in the solid waste management and which captured the spirit of the motion.

Communication from the Speaker was made on **30th September, 2014** informing the elected members to nominate competent and registered youth groups within their respective areas and forward the same to the County Chief Officer, Environment and Forestry Sector for them to benefit from the program aimed at promoting those engaged in solid waste management.

The Nairobi City County Solid Waste Management Bill, 2014 was submitted to the Assembly and first reading was done on **16th November, 2014** and the same

was committed to the Committee on Agriculture, Environment and Natural Resources.

At a sitting of the Committee held on **21st January, 2015**, it was reported that the youth groups nominated by the members did not benefit from the program that aimed at promoting those engaged in solid waste management.

The Committee held a meeting on **3rd March, 2015** with the County Chief Officer in-charge of Environment and Forestry. During the meeting the County Chief Officer reported that the following tools and equipment were purchased and the same were to be issued out to the member by the Ward Administrators in each ward:-

1.	Wheel barrows	1050
2.	Rakes	2250
3.	Big shovels	2550

She also reported that the plan was to issue every ward with about 20 wheelbarrows and spades.

The Nairobi City County Solid Waste Management Bill, 2015 was published again and was submitted to the Assembly and first reading was done on **16th March, 2015**, and committed to the Committee on Agriculture, Environment and Natural Resources.

OUTCOME

The Committee is of the view that the issue has been resolved to the satisfaction of the Committee since by the enactment of the bill would provide a legal framework.

- 2.6. **Motion by the Member for Lucky Summer Ward Hon. Kennedy Oduru MCA. Passed by the Assembly on 11th September, 2013**, urging the County Executive Committee to immediately fast track issuance of valid allotment letters, title deeds or lease certificates to all the deserving residents of Nairobi City County. The motion was forward to the Executive for implementation on **11th September, 2013**.

A report was received indicating the following:-

- (i) The department had for some time been trying to undertake regularization of unauthorized developments in the city and part of the regularization exercise was to seek ways of securing the processing and issuance of ownership documents to rightful owners of plots.

- (ii) The process of issuing ownership documents for plots involved other Central Government agencies and therefore at times the process could not be as fast as would be anticipated. However the department continued to try their best within the available means to offer services of securing ownership documents for deserving areas.
- (iii) Due to the limited resources, capacity, (both human and capital) and the magnitude of the work involved, the Department had selected a few areas as pilot projects for the exercise i.e. Kasarani and Embakasi.

The County Executive Committee Member responsible for Urban Planning, Lands and Housing was invited to a meeting of the Committee to report on the progress of the exercise.

The meeting was on **4th March, 2014** where he reported that lands had been subdivided and titles had not been issued due to challenges part of which were internal to the Land Buying Companies and the other was the normal official bureaucracy of processing ownership documents.

He also submitted a reported indicating the areas where the ownership documents had been finalized while others were still being processed as indicated below:-

- **Njiru Githunguri** - subdivided into about 22 blocks and been registered. The same had been subdivided into smaller blocks and developed.
- **Chieko scheme in Kasarani** - 707 plot owners had their letter ownership documents while 2000 were still being processed.
- **Kibiku farm** - The family that had sold the land was assisting the plot owners acquire the ownership documents.
- **Embakasi Ranch** – Processing of titles had been finalized but was being withheld due to a court case between the plot owners and the Directors on allegations that the directors were selling public utility land in the area.
- **Karagita farm** – Processing of titles was ongoing and would be concluded by June, 2015.

The process was still ongoing.

OUTCOME

The Committee will continuously follow up with the County Department of Physical Planning and Housing over the full implementation of this motion.

- 2.7. Motion by the Member for Laini Saba Ward Hon. David Kitavi MCA. Passed by the Assembly on 11th September, 2013 urging the Nairobi City County Executive Committee to immediately formulate the County Communication framework and

establish a County Media Centre/station. The motion was forwarded to the Executive for implementation on 17th September, 2013.

The Committee invited the **County Executive Committee Member responsible for Information, Communication and E-Government** to a meeting of the Committee held on 9th July, 2014 since no report had been received by then. He was then requested to furnish the Committee with a written report on the same, which was received on 13th August, 2014 and the following was noted;

- (i) An Integrated Marketing and Communication Agency, Red House Group had been appointed in June, 2014 to design and implement the new Nairobi City County Brand & Communications Strategy.
- (ii) The Radio License had been earmarked to be launched in early 2014/15 financial year but the same was yet to be approved by the Communication Authority of Kenya
- (iii) The sector's budget for the Radio project had not been approved by the County Assembly.
- (iv) The setting up of the County Media and Contact Centre had been slowed down by a pending court case on the implementation of the network infrastructure.

The County Executive Member was invited to a meeting of the Committee scheduled to be held on 10th March 2015 to report on the progress of the implementation status of the motion and report on the status of the court case, but he did not turn up for the meeting.

OUTCOME

The Committee is following up on the matter and will give a comprehensive resolution on the same in its next report

- 2.8. **Motion by the Member for Eastleigh North Ward Hon. Osman A. Ibrahim, MCA passed by the County Assembly on 5th March, 2014** urging the County Government to urgently hasten the reorganization and retraining of the County Askaris to ensure compliance with the Constitution in enforcement of County legislations and by-laws. The motion was forwarded to the Executive for implementation on 12th March, 2014.

A report was received which was noted to be shallow. A follow-up meeting was held with the County Head of Security, Disaster Management and Compliance Sector where he was requested to furnish the Committee with a written comprehensive report on the implementation status of the motion.

The report was received but, it was noted that the report was still not comprehensive and the County Head of Security Disaster Management & Compliance Sector was invited again to a sitting of the Committee scheduled to be held on **5th November, 2014**.

The meeting however did not take place as scheduled due to unavoidable circumstances. The meeting was rescheduled to **26th February, 2015**.

The County Officer however did not turn up for the meeting.

The Committee while considering the implementation status of the resolutions passed by the County Assembly from **7th to 9th April, 2015** resolved to give the last warning to the County Head of Security, Disaster Management & Compliance Sector to attend a sitting of the Committee on **26th May, 2015** failure to which he would be summoned to appear before the Committee.

OUTCOME

The Committee is still following up the matter and will give a comprehensive resolution on the same in its next report.

- 2.9. Motion by the Member for Kayole South Ward Hon. Elizabeth Manyala passed by the County Assembly on **4th March, 2014** urging the County Executive Committee to move with speed and curb the menace of Street children/families once and for all. The motion was forwarded to the Executive for implementation on **12th March 2014**.

The report was received on **18th March, 2014**, and it was noted that the report was shallow and did not have details on some key issues.

A meeting was held on **16th July, 2014** with the County Executive Committee Member responsible for Education, Youth Affairs, Sports, Children, Culture and Social Services where he updated the Committee on the progress of various initiatives the department was undertaking to deal with the issue of Street Children/Families.

He also furnished the Committee with a report highlighting the following challenges the Department was experiencing in the removal of the Street children/families.

1. **Inadequate Security;**- Lack of Security Personnel to man the Rehabilitation centers which leads to the children escaping from the centers. Also lack of security left the children vulnerable at night in the centers;
2. **Inadequate Resources;**- There was a long bureaucratic process for facilitation of the monthly disbursement which resulted in occasional food crisis in the centers. The budget for children services i.e. 2014/2015 was

- reduced hence inadequacy in meeting the basic needs of the rescued children from the streets.
3. **Lack of Transport;**- Most programs required funds and vehicles to be operationalized. The only vehicle allocated for the programme KAT 578H had been grounded and efforts to get it repaired have borne no fruits.
 4. A residential medical officer was needed to be stationed in the rehabilitation centers to attend to the children who were prone to illness;
 5. **Shortage of Staff;**- There was an acute shortage of staff within the rehabilitation centers to cater for the needs of the children;
 6. Most of the street children/families areas are dens of criminal activities and therefore removing them required liaising with the Kenya Police Service for support;
 7. **Accommodation Space;**-The four rehabilitation centers are inadequate and lacked the proper structural amenities required for a rehabilitation institution
 8. **Migration from other Counties;**- the number of the street children/families keep on growing.

He further informed the members that the department had put efforts to remove the street children/families in liaison with the Security, Disaster Management and Compliance sector but the efforts were seriously being affected by the above challenges and the department had made the following recommendations:-

1. To fast track the construction of an ultra-modern Street Children/families rehabilitation institution within the County which should commence with the construction of Ruai, which had an allocated 40 acres of land for the project.
2. Sufficient personnel to support the children in the centers to eliminate the high rate of escape of the children.
3. The department had written to the Inspector General of the Kenya Police Service to support the County in its endeavors to deal with the removal Street Children/families.
4. Formation of County Children's Department as provided for in the children Act Cap 586 of the laws of Kenya.

The Members resolved that the recommendations of the department be noted and that a report of implementation of the same be forwarded to the Committee.

The Committee further held a meeting on **29th October, 2014** with the County Executive Committee Member Responsible for Education, Youth Affairs, Sports, Children, Culture and Social Services where he reported on the following:-

- ✓ Under the Rescue and Rehabilitation the following was the status
 - 20No. had been reintegrated with their parents/guardians

- 1No. had been placed at Mama Ngina children's home.
- 68No. had been placed in schools.

OUTCOME

The Committee will continuously follow up with the County Department of Education, Youth Affairs, Sports, Children, Culture and Social Services over the full implementation of this motion.

- 2.10. **Motion by the Member for Laini Saba Ward Hon. David B. Kitavi Passed by the County Assembly on 26th February, 2014** urging the County Government of Nairobi to employ enough teachers in ECDE Centre's. The motion was forwarded to the Executive on **12th March, 2014**.

A report was received it was noted that a taskforce had been formed to come up with a policy paper for the implementation plan for Education in Nairobi County.

The draft report of the Taskforce was laid at the Table of the Assembly on **14th August, 2014**. However, at a sitting of the Committee held on **10th September, 2014** it was reported that the Teachers Services Commission had filed a case in court concerning the report and therefore the report could not be dealt with until the court case is finalized.

A meeting was held on **5th March, 2015** with the County Executive Committee Member responsible for Education, Youth Affairs, Sports, Children, Culture and Social Services and he informed the Committee that despite the court case the County Government would continue with the employment of ECDE teachers for the 97 centres that had been proposed for construction.

OUTCOME

The Committee is of the view that the issue has been resolved to the satisfaction of the Committee.

- 2.11. **Motion by the Member for Karen Ward Hon. David Njilithia Mberia** passed by the County Assembly on **3rd June, 2014** urging the County Government to move with speed and ensure that procurement process within the County is decentralized to the respective existing departments or entities of the county government in order to expedite the procurement processes and implementation of projects within the stipulated time and at a reasonable cost was forwarded to the Executive for implementation on **13th June, 2014**.

The report was received where a copy of a legal Notice No. 60 was attached and the report stated that having many tender committees in each sector was not supported by the procurement regulations. The report also indicated that the procurement department had appointed desk officers who were handling specific procurement issues per sector.

The Committee considered the report and it was felt that having tender committees in each sector might encourage corruption and it was therefore resolved that the issue be deferred.

OUTCOME

The Committee is of the view that the issue has been resolved to the satisfaction of the Committee.

- 2.12. **Motion by the Member for Mlango Kubwa Ward Hon. Andrew Macharia, passed by the County Assembly on 4th June, 2014, urging the County Government to move with speed and ensure that all county roads, streets and buildings are marked and the building number should coincide with the land registration number where the building stands to facilitate land rates collection amongst other things. The motion was forwarded to the Executive for implementation on 15th June, 2014.**

A report was received and it was noted that the report was not conclusive as the same did not indicate the timelines. The Committee held a meeting with the County Executive Committee Member responsible for Physical Planning, Lands and Housing where he informed the Members that a clear road map on the commencement and full implementation of the project would be provided on **10th October, 2014**, once an inception meeting was held on **9th October, 2014**. The report was however not forwarded to the Committee by that time.

A meeting was held with the **County Executive Committee Member responsible for Physical Planning, Lands and Housing on 4th March 2015** and a report was received on **16th March 2015**.

During the meeting the County Executive Committee Member reported that the current street naming policy was outdated and could only be properly reviewed after the completion of the ongoing study on the implementation of the City's Physical Address System, since street naming was a component of physical address. One of the reports from the study was aimed at guiding the county on internationally accepted street naming and coding systems.

He also reported that the following had been done:-

- Inception report
- Updated GIS database
- City's Physical Address Zoning Map
- Functional, Efficient and reliable street Addressing system that is of international standards.
- Appraised GIS capacity. (software, hardware and human resource)
- Updated base maps

- Feasibility study report

The implementation phase was between **January to October 2015** and an up to date street inventory with all streets (named & unnamed) coded was ongoing and the setting up an IT platform for addressing data dissemination was awaiting.

Members considered the report at a forum of the Committee held **from 7th to 9th April, 2015** and it was noted with concern that the equipment and furniture for the Digital Data Centre had been procured by the World Bank but, the County lacked adequate space to host the Digital Centre. It was therefore resolved that the County Executive Committee Member responsible for Physical Planning, Lands and Housing be invited to a meeting of the Committee to be held **on 20th May, 2015** to report on the measures that were being put in place to overcome the challenge on space in order to host the Digital Data Centre.

OUTCOME

The Committee is following up the issue and will give a comprehensive resolution on the same in its next report.

- 2.13. Motion by the Member of County Assembly Hon. Jane Muasya was passed by the Assembly on **5th June, 2014**, urging the County Government to move with speed and vigorously enforce the provisions of the law to deter the vice on prostitution within the CBD was forwarded to the Executive for Implementation on **13th June, 2014** and matured on **12th August, 2014**.

A report was received and it was noted that the County Executive Committee had forwarded to the Committee the report of a taskforce which had given recommendations to the County Government.

During a meeting held with the County Executive Committee Member Responsible for Education, Youth Affairs, Sports, Children, Culture and Social Services informed the Committee that some of the deterrent measures employed by the Nairobi City County Government included:-

- ✓ Arrest and Prosecution - 342 persons had been arrested and prosecuted between July 2014 to February 2015.
- ✓ Awareness and sensitization programmes - Women were being encouraged to form economic empowerment groups to access business facilitation through Women Enterprise Fund and Uwezo Fund.
- ✓ Surveillance and monitoring of the prone area
- ✓ Economic empowerment.

OUTCOME

The Committee is of the view that the issue has been resolved to the satisfaction of the Committee.

- 2.14. Motion by the Member for Kahawa West Ward Hon. Ngaruiya Chege, passed by the Assembly on 18th June, 2014, urging the County Government to move with speed to improve the physical infrastructures and provide financial support to all the village polytechnics within the County was forwarded to the Executive for implementation on 20th June, 2014.

A report was received it was noted that budget allocation for improvement of the physical infrastructure had been included in the Budget Estimates for the financial year 2014/15.

~~The Committee held a meeting with the County Executive Committee Members~~ Responsible for Education, Youth Affairs, Sports, Children, Culture and Social Services where he furnished the Committee with a report which indicated that the department was in the process of procuring training tools and equipment worth Kshs.16million to be distributed to the following technical and vocational centres:-

- ✓ Waithaka Technical Training Centre
- ✓ Kagemi Technical Training Centre
- ✓ Kiwanja Technical Training Centre
- ✓ Mathare Technical Training Centre
- ✓ Kaloleni Vocational Centre
- ✓ Bahati Vocational Centre
- ✓ Ofafa Vocational Centre
- ✓ Jericho Vocational Centre
- ✓ Kahawa Garrison Vocational Centre
- ✓ Embakasi Vocational Centre
- ✓ Kayole Vocational Centre

Ofafa Maringo Vocational Centre had also been allocated Kshs. 8million for a perimeter fence and major renovations and the procurement process on the works were due any moment.

The BQ for Bahati Training Centre was being processed. The centre had been allocated Kshs.15million for construction of 4 classrooms and general repairs.

Kshs.20million for the technical centres was being proposed to be included in the 2015/2016 budget allocation.

OUTCOME

The Committee is of the view that the issue has been resolved to the satisfaction of the Committee.

2.15. Motion by the Member for Nairobi South Ward Hon. Manoh K. Mboku, passed by the Assembly on 24th June, 2014, urging the Nairobi City County Government to consider the option of procuring locally manufactured furniture which are more durable instead of imported ones whenever they procure new furniture. The motion was forwarded to the Executive for implementation on 26th June, 2014.

The report was received on **30th October, 2014**. During the analysis of the implementation status report on motions held on 27th January, 2015, it was noted that the report indicated the following:-

- i. Locally manufactured furniture was given 15% preference in the evaluation
- ii. All furniture procurements was reserved for Youth, Women and Persons with Disability.

The report also indicated that the preference margin was significant which would ensure that any future furniture procurement would be geared towards locally manufactured furniture.

OUTCOME

The Committee is of the view that the issue has been resolved to the satisfaction of the Committee.

2.16. Motion by the Member for Kayole South Hon. Elizabeth Manyala, was passed by the Assembly on 15th July, 2014, urging the County Government to consider partnering with non-governmental organizations and sanitary towel manufacturing Companies in order to provide free sanitary towels to vulnerable girls living and studying in the informal settlement. The letter was forwarded to the Executive for implementation on 14th August, 2014.

The Committee held a meeting on **5th March, 2015** with the County Executive Committee Member responsible for Education, Youth Affairs, Sports, Children, Culture and Social Services during which the County Executive Committee Member reported the following:-

- ✓ The sector conducted a data capture exercise on the numbers of the vulnerable girls living and studying in the informal settlement. The number was 60,000 girls in classes 5-8.
- ✓ Authority had been sought to incur expenditure on sanitary towels from the County Secretary and Head of the Public Service.
- ✓ The authority was granted and documentation forwarded to the Procurement Department for the purchase of 2 months' supply sanitary towels to the 60,000 girls.

OUTCOME

The Committee is of the view that the issue has been resolved to the satisfaction of the Committee.

- 2.17. Motion by the Member for Laini Saba Ward Hon. David Kitavi was passed by the Assembly on 17th July, 2014, urging the County Government to establish inter-ward sports competitions for youths in the County which can act as an avenue to scout for talented youth in sports. The letter was forwarded to the Executive for implementation on 14th August, 2014.

The Committee held a meeting with the County Executive Committee Member responsible for Education, Youth Affairs, Sports, Children, Culture and Social Services on 5th March 2015 where he reported the following:-

- ✓ The exercise was carried out through the current RRI project whose goal was to increase the number of football players in Nairobi County from the baseline by 50No. in 100 days.
- ✓ 34 Sub-County teams/parliamentary representation areas (17 men and 17 ladies teams) were created where 300 clubs were involved at the grass root level. Inter-Sub-County competitions were organized at City Stadium between 31st January and 10th February 2015 where teams participated on league basis and the quarter final, semifinal and final were held on 11th and 14th February, 2015
- ✓ The finals were witnessed by the MP for Kamukunj, MCA California Hon. Hassim Kamau, CECM, Education Mr. Khaemba, and Deputy Director of Social Services among others.
- ✓ For sustainability of the created teams the following was planned:-
 - County Government was planning to patronage these teams to enter into competitive football league.
 - A budget of Kshs.13, 945,000/= was proposed and forwarded for approval.
 - Plans were being put in place to make the "Michezo Mashinani/Governor's Tournament" an annual event.

Members however, were of the opinion that the implementation was not as per the spirit of the motion and the CECM was requested to organize sports events as per the motion and to ensure that all wards are involved. He was also requested to provide a comprehensive report on how Kshs. 4.729,000/= was utilized for the organized events.

OUTCOME

The Committee is following up the issue and will give a comprehensive resolution on the same in its next report.

- 2.18 Motion by the Member for Laini Saba Ward Hon. David Kitavi was passed by the Assembly on 7th August, 2014, urging the County Government to devolve the quad bikes to the informal settlements within the County to facilitate quick response to fire outbreaks. The letter was forwarded to the Executive for implementation on 19th August, 2014.

The County Head of Security, Disaster Management and Compliance Sector was requested to furnish the Committee with the implementation status report and he was invited to a meeting of the Committee scheduled to take place on 26th February, 2015 to report on the implementation status of the motion. He however did not turn up for the meeting.

The Committee while considering the implementation status of the resolutions passed by the County Assembly from 7th to 9th April, 2015 resolved to give the last warning to the County Head of Security, Disaster Management & Compliance Sector to attend a sitting of the Committee on 26th May, 2015 failure to which he would be summoned to appear before the Committee.

OUTCOME

The Committee is following up the issue and will give a comprehensive resolution on the same in its next report.

- 2.19 Motion by the Member for Lucy Summer Ward Hon. Kennedy Oduru was passed by the Assembly on 12th August, 2014, urging the County Government to open and repair all the blocked back streets to ease vehicle and pedestrian congestion along the streets of the City and install street lights along all the back streets. The letter was forwarded to the Executive for implementation on 19th August, 2014.

The County Executive Committee Member responsible for Transport and Public Works was invited to a meeting of the Committee scheduled to be held on 24th March, 2015.

The meeting however did not take place due to unavoidable circumstances. The same has been rescheduled to take place on 28th July, 2015.

OUTCOME

The Committee is following up the issue and will give a comprehensive resolution on the same in its next report.

3.0 COMMITTEE OBSERVATIONS

Mr. Speaker Sir, the Committee has made the following Observations through the analysis of the implementation status of the motions passed by the County Assembly

1. Most of the reports on the implementation status of the substantive motions passed by the County Assembly forwarded to the Committee by the County Executive Members were not detailed hence inconclusive.
2. The resolutions passed by the County Assembly were not being taken seriously by some County Executive Committee Members. Particularly noted was the County Head of Security, Disaster Management & Compliance Sector.
3. Most of the substantive motions passed by the County Assembly had financial obligations thus the delay in the implementation of the same.
4. The following motions had been satisfactorily be resolved.
 - i) **Motion by the Member for Nyayo Highrise Ward Hon. Maurice Akuk MCA**, on putting a stop to the haphazard digging of trenches and reign in on the wayward contractors who were responsible for messing up the City.
 - ii) **Motion by the Member for Sarangombe Ward Hon. Pius O. Otieno MCA** construction of two (2) model ECDE Centres per Ward and equip them with adequate personnel and learning materials.
 - iii) **Motion by the Member for Saragombe Ward Hon. Pius Owino Otieno, MCA**, on the removal of the bottlenecks existing in the solid waste management industry to ensure that there is an enabling legal frame work to facilitate youth groups' initiatives to be contracted alongside private collectors.
 - iv) **Motion by the Member for Laini Saba Ward Hon. David B. Kitavi, MCA**, on the employment of enough teachers in ECDE Centre's.
 - v) **Motion by the Member for Karen Ward Hon. David Njilithia Mberia MCA**, on decentralization of the procurement process within the County to respective existing departments.
 - vi) **Motion by the Member of County Assembly Hon. Jane Muasya, MCA**, on the deterrent of the vice on prostitution within the CBD, by vigorously enforcing the provisions of the law.
 - vii) **Motion by the Member for Kahawa West Ward Hon. Ngaruiya Chege, MCA**, on the improvement of the physical infrastructures and provision of financial support to all the village polytechnics within the County.
 - viii) **Motion by the Member for Nairobi South Ward Hon. Manoah K. Mboku, MCA**, on the option of procuring locally manufactured

furniture which is more durable instead of imported ones whenever new furniture was procured.

4.0 COMMITTEE RECOMMENDATIONS

The Committee on Implementation urges this Assembly to resolve as follows:-

1. That the County Executive Committee member to take the resolutions passed by the Assembly seriously by forwarding quarterly progress reports on the implementation status to the Sectoral Committees, until the motions were fully implemented .
2. Comprehensive quarterly reports on the implementation status of motions be furnished to the Committee on Implementation by the County Executive Committee Members.
3. The County Treasury, the Nairobi City County Assembly Budget Committee and respective Sectoral Committees take into consideration all motions passed by the Assembly which have a financial implication while preparing the Financial Estimates of every financial year.



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MINUTES OF THE 56TH SITTING OF THE NAIROBI CITY COUNTY ASSEMBLY COMMITTEE ON IMPLEMENTATION HELD ON TUESDAY 12TH MAY, 2015 AT 10.30 A.M. AT CHARTER HALL, CITY HALL.

PRESENT:-

1. Hon. Elias O. Okumu, MCA – Chairman
2. Hon. Susan Karimi, MCA
3. Hon. Celestyne Ongere, MCA
4. Hon. Mike Obonyo Guoro, MCA
5. Hon. Ruth Njeri, MCA
6. Hon. Magdalene Mbogori, MCA
7. Hon. James Kinuthia, MCA
8. Hon. Imeldah Wanjala, MCA
9. Hon. Alvin Olando Palapala, MCA
10. Hon. Amos Mbuthia, MCA
11. Hon. Pius Mbono, MCA
12. Hon. Anthony Kiragu Karanja, MCA

ABSENT:-

1. Hon. Abdi Ibrahim Hassan, MCA – Vice Chairman
2. Hon. David Mberia, MCA
3. Hon. Marion Githinji, MCA
4. Hon. Peter Oluoch Owera, MCA
5. Hon. Maxwell Ochar, MCA
6. Hon. David Kitavi, MCA
7. Hon. John Waweru Kinuthia, MCA

SECRETARIAT:-

1. Mrs. Alice M. Munyenze - Clerk Assistant
2. Ms. Josephine Kamau - Clerk Assistant

Min.249/NCCA/COI/056/MAY, 2015 – PRELIMINARIES

The Chairman called the meeting to order at 11.10 a.m. and the opening prayer was led by Hon. Amos Mbuthia. The Chairper then welcomed and thanked the members for availing themselves for the meeting.

Min.250/NCCA/COI/056/MAY, 2015 – ADOPTION OF AGENDA.

The Chairman took the members through the agenda and the same was adopted as the business of the day on proposal by Hon. Magdalene Mbogori, seconded by Hon. Celestyne Ongere.

Min.251/NCCA/COI/056/MAY, 2015 – CONFIRMATION OF MINUTES.

Hon. Magdalene Mbogori read through the minutes of the 21st sitting of the Committee held on 19th February, 2015. The minutes were confirmed to be true record of the proceeding on proposal by Hon. Alvin Palapala, seconded by Hon. James Kinuthia.

Min.252/NCCA/COI/056/MAY, 2015 – MATTERS ARISING

Members noted that the Chairman had requested for the study visit to India to be revisited since the previous one had not materialized. They requested to know the position.

The Clerk's Assistant informed them that the letters had been processed and forwarded to the Ministry of Foreign Affairs and the reply was awaited.

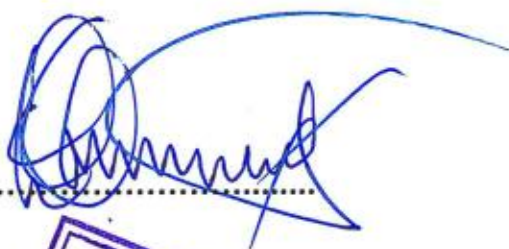
Min.253/NCCA/COI/056/MAY, 2015 – ADOPTION OF THE REPORT ON SUBSTANTIVE MOTIONS.

The Chairman took the members through the report on substantive motion passed by the County Assembly and the report was adopted on proposal by Hon. Magdalene Mbogori, seconded by James Kinuthia.

Min.254/NCCA/COI/056/MAY, 2015 - ADJOURNMENT.

The Committee having dispensed with the days business and the time being forty five minutes past Eleven O'clock the Chairman adjourned the meeting. The next meeting would be held the same day at 2.00 p.m.

CONFIRMED TO BE TRUE RECORD OF THE PROCEEDINGS

CHAIRPERSON.....

DATE.....2/6/2015.....

