



NAIROBI CITY COUNTY ASSEMBLY

OFFICIAL REPORT

Second County Assembly – Fourth Session

Thursday 25th June 2020

The House met at 2.30 p.m.

[Hon. Speaker (Ms Beatrice Elachi) in the Chair]

PRAYERS

STATEMENT

REQUEST FOR A STATEMENT REGARDING MUSHROOMING ROAD SIGNAGE, BILLBOARDS AND BUILDINGS IN PARKLANDS/HIGHRIDGE WARD

Hon. Jayendra Malde: Thank you, Madam Speaker. Pursuant to Standing Order 45 (2)(c), I wish to request for a statement from the Chairperson of the Sectoral Committee on Planning and Housing, regarding mushrooming road signage, billboards and buildings in the county, particularly Parklands/Highridge Ward.

Hon Speaker, in the recent past, the residents of Parklands/Highridge Ward have witnessed increased presence of illegal road signage and unapproved billboards and construction of buildings without consideration of the zoning policy.

Hon Speaker, in the statement, the Chairperson should inquire and report on:

- i. Criteria for approval of road signage, billboards and construction of buildings in Parklands/Highridge Ward; and
- ii. Measures the County Executive is taking to control the mushrooming of road signage, billboards and construction of buildings in Highlands/Highridge Ward, in light of existing building and planning laws.

Thank you, Madam Speaker

Hon. Speaker: Proceed to the next.

REQUEST FOR A STATEMENT REGARDING WATER RATIONING IN PARKLANDS/HIGHRIDGE WARD

Hon. Jayendra Malde: Thank you, Madam Speaker. Pursuant to Standing Order 45 (2)(c), I wish to request for a statement from the Chairperson of the Sectoral Committee on Water and Sanitation, regarding water rationing in the county by the Nairobi City Water and Sewerage Company Limited, particularly Parklands/Highridge Ward.

Hon Speaker, recent years has experienced inadequate supply of water across the county, which has forced Nairobi City Water and Sewerage Company Limited to ration the distribution of this important commodity.

Hon. Speaker, the residents of Parklands/Highridge Ward are undergoing undue suffering due to inadequate water supply. This is despite the Nairobi City Water and Sewerage Company Limited developing a schedule on rationing of water across the county. In addition, most water pipes in the area are blocked and leaking, making it more difficult for the residents to access the limited water available.

Hon Speaker, in the statement, the Chairperson should inquire and report on:

1. Reasons for not supplying adequate water to the residents of Parklands/Highridge Ward, despite having a schedule on the same; and
2. Measures the County Executive is taking to ensure that the blocked and leaking water pipes are unblocked, repaired and when;
3. Measures the County Executive is taking to ensure that the residents of Highlands/Highridge Ward and the county at large receive adequate water supply without delay.

Thank you, Madam Speaker

Hon. Speaker: Thank you. Chair of Planning? Vice Chair, you are there? Take the first statement and ensure you get to know why we have mushrooming road signage.

Hon. Anthony Gathumbi: Mr. Speaker, we will do the investigation. May be the Member can give us two weeks.

Hon. Speaker: Chair of Water? Whip?

Hon June Ndegwa: Madam Speaker, we request for two weeks.

Hon. Speaker: Hon Chair of Education, there is a response to a statement requested by Hon. Redson on the issuance of bursaries. is Hon. Redson in?

RESPONSE TO A STATEMENT REGARDING THE DELAY IN ISSUANCE OF BURSARY FORMS IN THE 85 WARDS

Hon. Samuel Mwangi: Response to a statement requested by Hon. Redson----

Hon. Speaker: You are taking on behalf of the Chair of Education? But the person who requested is not in the House. I appreciate your work, but since he is not in the House, we shall have to defer to the day he will be in the House. Whenever a statement is in the Order Paper, the members should ensure they are in the House so that the chairpersons don't find themselves with the challenges like this. Thank you, Vice Chair.

Hon. Samuel Mwangi: Thank you, obliged.

(Statement deferred)

(Point of order)

Hon. Speaker: What is the point of order?

MOTION

QUESTION OF PRIVILEGE

Hon. Peter Imwatok: madam Speaker, allow me to stand on a point of order under Standing Order No.56 (h) on the question of privilege.

Hon. Speaker, first, I want to congratulate the entire House. Our privileges as Members of this County Assembly cannot be negotiated or stifled by any human being, within or outside. As the CEO of this House, as Hon. Ogeto refers you as the officer commanding this station called Nairobi City County Assembly, it is upon you to protect and defend the welfare and the interest of each member of this House, whether he or she is noisy as Hon. Peter Imwatok and Hon. Ogeto are, or silent but observant as the Deputy Speaker. They are all your sons and daughters, and more importantly, they are elected and special elected of this County Assembly.

Madam Speaker, we are privileged as a House to have a mother who believes in this House. Since morning around 2:00 a.m. till now, you have never caught asleep, just like most of us here. Not that we cannot afford to buy best mattresses Hon. June Ndegwa can afford, neither can't we afford latest beds that we have, we have the ability to own them, with or without being the members of the Assembly. We have not slept for more than 24 hours just because fellow MCA or outside force think they can stifle this Assembly to subdue to pressure.

Madam Speaker, today at 4:00 a.m., some of us who slept in this Assembly, experienced a tumultuous event. If this House closes today without you making a pronouncement on it, it will go on annals of history that this was an Assembly that did not understand how it began, how it is, and where it was to put posterity to be.

This House has procedures, and the procedures have been followed. Precedence has been set here, and we have also learnt from other precedencies all over the world and also within our National Assembly. This House pronounced that one Mr. Jacob Ngwele was not duly employed in the County Assembly of Nairobi.

(Applause)

Madam Speaker, as the Chair of the Board, this House has not delegated its duties to you, neither to the Board Members. You have your part to play, which is to appoint what this Assembly has approved. Hon. Kabiro chaired a formidable committee that was sanctioned by yourself and the independent Whips of the political parties. The Committee came with a report that Mr. Jacob Ngwele is not the Clerk of the Nairobi City County Assembly.

(Applause)

Madam Speaker, I want this to go on record that we will not relent. What belongs to us, must be given to us. We want to vet and approve our own Clerk.

(Applause)

Madam Speaker, today at 10:00 a.m., the same victim was within the precincts of this Assembly with goons having guns, purporting to occupy an office that he has never occupied for the last ten months. This is impunity of high standards. The timely hours of reporting to work for any civil servant is from 8:00 a.m. to 5:00 p.m. Definitely, anyone who reports to work at 4:00 a.m. is a thug.

(Applause)

Therefore, Madam Speaker, I implore upon you to pronounce yourself on Hansard, concerning this issue. Every Member here is living like destitute, those people who do not understand today is 25th and next week is the end of the financial year. We are not sure whether the peanuts we are getting from this County Assembly, which is Kshs. 144,000 of the basic pay and few Zoom meetings that we have attended will be paid because Jacob Ngwele and the CECM of Finance disregard the independence of this House and introduce somebody in the Central Bank account as a mandate holder.

Madam Speaker, we respect our institutions, our Constitution, our laws and our judges. Without going to the cases before the court, County Assembly of Nairobi is an institution with perpetual succession. I have never heard within my age where an institution can stop to operate because Hon. Peter Imwatok has been stopped from being a Chief Whip. This Assembly has to continue. Even if I have litigation issues to do with my respective party or within this Assembly, the Assembly is an institution with perpetual succession; it has to continue. That is why we humbly request other institutions to also respect the sanctity of this institution as much as we respect them. They must also read the Constitution that this institution is a foot of Article 195 of the Constitution; that we are also like a High court. Courts do not work retrogressively.

I want again to request for the last time the CECM for Finance, under the Public Finance Management Act Section 48, that his role of appointing accounting officer does not exclude the role of the County Service Board on appointing their own accounting officer as the Clerk or the Acting Clerk. We have extended a hand of peace, just like the way my sister, Hon. Leah said to His Excellency the Governor, "Let us have peace and tranquility for this county." Even if we wash our Governor with the best oil, calling the best names we can, nothing changes. We are still made the subject of ridicule. This is the message that will go to our Hon. Members who speak to our Governor. At our age, some of us have white beards already, we are not kids. We deserve that small respect of being in this House. What belongs to me in terms our allowances, let me get it. Some of us here have three or four wives. *(Laughter)* On top of that, we have cars. Hon. Obuya drives a guzzler, that is a fifth wife already. Hon. Munga also drives a big machine, that is equated to another

family. Because each morning you wake up, you fuel with not less than Kshs. 5,000. Assuming you fuel with minimum of Kshs. 2,000 daily, by 30 days, that will be Kshs. 60,000.

Madam Speaker, I want to implore to members who are here and to the CECM for Finance, the law requires you to exercise your duties within the premise of the law; not at the whims of the Governor, the Speaker, or anyone. On this other side of the aisle, we will not hesitate to bring the motion of censure against Mr. Allan Igambi.

(Applause)

If we close this month without our salaries, the way we spend the last three months without salaries because of one individual, an imposter that we do not know, business will not be usual in this House. Our colleagues from the Jubilee side, this is a journey that we must walk together. It is not about ODM and Jubilee, but our identity. It is about the legacy.

(Applause)

After five years, what did you do in this County Assembly? What did we say as Hon. Members? Did we just keep quiet and wait? Last week, a lawyer was paid KShs. 80 million by the Executive, Koceyo and Company Advocates, Cecil Miller was paid Kshs.54 million, another one, Musyoki and Mogaka and Company Advocates. I don't fear courts because I know I stand in the right side of history. Follow those who were paid by the Executive more than Kshs.200 million while we have more than two thousand small scale traders who owe this county from Kshs. 70,000 to Kshs.2 million, which is only Kshs.297 million. That is the money that today they hire goons to come to terrorize this Assembly.

The question we ask, who will speak for Wanjiku who supplied *suja* to our clinic in Mbagathi? Who will speak for this old man who borrowed money from table banking to supply VDRL at Mama Lucy Hospital? We are so much preoccupied by the Executive. How can they acquire 10%? God is nothing to us, we have equated ourselves to God. If I pay 10% of Kshs.80 million, that is Kshs.8 million. So, that business lady in Nairobi has to suffer. The ring leaders of this syndicate are the former leaders of this County Assembly.

I want to speak before my leader here, a humble man that since I started serving with him, I have never got headache. This House set precedence that my leader is still serving a punishment meted to him by this Assembly. But there is one executive prime minister of all MCAs, a man who believes he is the king, that without him, the seat of an MCA is irrelevant.

I pray for our Secretary General for Jubilee, I just got information that he is not feeling well. May God grant him good health. We respect Jubilee as a party. Sorry I am taking a lot of time. More importantly, who can feel the pain that we felt as ODM? We felt it in 2007, 2013 and in 2017. We even swore own president, 'The people's president', but we sacrificed for the peace of Kenyans. That is why on this side, today if anyone abuses His Excellency Uhuru Muigai Kenyatta, as the Whip, I will whip you because that is not what we were taught by our father of politics, Hon. Rail Amollo Odinga. He taught us that you must respect your elders.

I feel for Ibrahim Hassan Abdi who believes he can hire all Broboxes in this town through money from lawyers and decides to torment more than sixty MCAs the whole night. Today, I told the OCS of Central

Police Station that not that we are cowards, but we are respecters of the law. If there is a party that has always walked in this corridor to bring change and transformation, it is ODM. Some of us have been in that journey for more than 20 years. A member, Hon. Bishop, whose issue is pending in the Powers and Privileges, thinks he can sit on that seat in an orthodox manner and then we leave it scot free. Tomorrow, I will just wake up and tell my leader that you are not my leader and it becomes normal, or if I speak more than Hon. Kamangu, I am the Deputy Speaker, and it becomes normal. We cannot allow that in this House. On this side, we will defend the sanctity of this House.

(Applause)

Madam Speaker, if Hon. Fuad Hussein has served the term and wrote to you, my Minority Leader and I, asking when his term of serving his punishment of three calendar months is ending. But Hon. Guyo thinks he is too big for this Assembly. I want to say on Hansard that Hon. Guyo is too small for this Assembly.

(Applause)

Hon. Speaker: Use the right name.

Hon. Peter Imwatok: Hassan Ibrahim Hussein is too small for this Assembly. Some of us got more than 19,000 votes in the election. I know my colleagues here who got 4,300 votes. Hassan won by 33 votes. The second aspirant in my ward who was a Jubilee member, got 3,900. When you are given a privilege by your party to serve us for seven years, now you are our father. For those who may speak to him, we have daughters and sons, we don't want him to be our father.

Madam Speaker, we will defend you and the integrity of this House fully. Let us accept the reality that if death comes one day— Hon. Odalo and I normally say, at our age, we are past death and waiting for our burial rights. Today, Madam Beatrice Elachi is our Speaker, just last year, my brother, a man I have shared a lot in life in this political journey, Hon. Chege Mwaura, was seated there as the Speaker. He made decisions and precedence that will be read all over. But we don't expect a situation whereby we feel the decisions we make in this House, somebody somewhere will come with goons and just rubbish it off. Then why are we here? We better go home and spend time with our families.

My humble plea to the entire Jubilee Party, when the Israelites were moving, they reached a mountain and were stalled. For you to get over this wall, you must go round seven times the wall of Jericho. The first round was tedious. When they tried the second round, it was more tedious. The fourth time, they tried so hard, but they were told by the angel that when they get to the seventh round, shout 'Hallelujah!' and the walls will come down tumbling. I believe we are now on that stretch. Thank you, Members of Jubilee Party because you are rewriting the history of this country through the President of this republic. As the ODM Party, we will support the President and you fully. We will not allow anyone to stumble on you.

(Applause)

Majority Leader, I was a watchman when I was in Eastleigh High School. Also, I was a toilet cleaner in Makongeni. I never knew one day that I will lead the great people, including the former mayor of this City.

If you are being called a poor man and you don't deserve to lead, rise your eyes and look up and thank God for it.

(Applause)

Poverty and riches belong to God. I feel a member of Jubilee Party saying he will not support Hon. Thuo because he is a poor boy. Yes, he was a *chokoraa*, he has never denied. Sometimes, he was even a *mungiki*. I said I was a watchman; I have never denied. I have never denied that I am a Teso because that is who I am. Hon. Gathundo, Hon. Juju, and Hon. Milly, you have been told you are bipolar. My sister, don't give up. As ODM Party, we will travel with them. As Seventh Day Adventist, I believe all human beings are equal. I have always said that injustice committed today is injustice for tomorrow. You are so happy to loot a lot of money from the county, but you find your child in school doesn't understand anything. Because you loot and hire goons, you want to maim a poor boy like Hon. Gathundo. It is not fair.

I know I have taken time, but as Assembly, we are not going to admit Hon. Ibrahim Hassan Abdi before he ends his term of serving the punishment.

(Applause)

If Hon. Otieno has served, and Hon. Habiba and Hon. Fuad are still at home, Hon. Abdi Hassan is not a special MCA here.

(Applause)

Madam Speaker, we are aware you have more than ten letters from the Ethics and Anti-Corruption Commission (EACC). The President has made this body look strong again. We want to ask them that we will not hesitate to mention names, where they meet, what they say, and what they plan. I don't believe one letter can come back to the Assembly, inviting the same people ten times. Yesterday, EACC officials were here five times looking for the Speaker because there was a plan today to bring goons here at 5:00 a.m. We cannot keep quiet and say that the EACC is doing its job. No.

I have met Bishop today at Central police station, the bishop I know as a revolutionary as Chege knows, was not bishop himself. Because it is something which is not within his heart. We want to ask EACC with all due respect – to the CEO, to the director of investigation Abdi that please we are all citizens of this republic. Let's see investigations done without partiality. Let us also get a report on the building of this house that sent me out. Chege Mwaura knows. Ogeto knows. That this house inside this hall was built with more than one billion shillings and we raised it with EACC. Up to date we have never got an answer.

Madam Speaker in the same chamber we said one Jacob Ngwele is a human trafficker. We gave evidence of one Daniel Mutiso who was trafficked to Britain. Up to date we have never seen action being taken.

Madam Speaker we respect EACC so much. I have been there. They have very good officials. Good investigators. And I ask members that if possible let us accompany members there. Let's take the Speaker there the day she is called. This is a situation where the master has to be struck. So that the sheep can

scatter. 48 Laws of Power. My brother Chege knows that. Madam Speaker we feel you. From yesterday a mother sleeping in a seat! Honestly for men who are here! Honestly for ladies who are here! You can imagine your husband has slept on a seat. Now you are a man, your wife has slept on a seat the whole night praying. I opened the door of the Speaker today at 5.05 a.m. and she was praying. Just because men, not women. That is a funny thing about it leaders. It is not women who are tormenting the leadership of this county assembly led by the Speaker. They are men. And also women are quiet. Stand up and be counted.

Madam Speaker, with many remarks I have made, I feel for you; I feel for this house but I have no power. But I believe in one thing. Romans 8:28: 'that all things worked together for the good of them who are called by God and for his purpose. My favorite international preacher T.D. J says: not only those things that make you smile are for good for God; even those things that make you shade tears – like today I saw you at 4.30 a.m. praying in tears – one day will be revealed why we had to spent in this assembly until morning. When others who come behind us fid assembly that treats everyone equally as MCA first (*applause*)

On our side we differ. I differed with Obuya almost to the fist but we talk, we discuss. It is not personal, it is ideological. Madam Speaker I pray for this house. For some of us we talk knowing well that we might not get to tomorrow but certainly tomorrow will come for others who will listen to these voices because life has to be that way. thank you Madam Speaker.

(*Applause*)

Hon. Charles Thuo: Thank you, Hon Speaker and other hon members of this Assembly. I am actually a very lucky person. *Mimi ni mtoto wa mungu. Mimi na wale watu tunoangoza, sisi ni watoto wa Mungu* I thank members for this assembly.

(*Applause*)

Hon Speaker the battles we are facing today is not about the seat of the Majority Leader. It is not about the whip or our deputies. It is not even about you. It is about the test for honesty, it is about of the right way of doing things and the process we are dealing with this issue is not about us retaining power. It is about posterity. It is about the future. It is about setting the right precedents.

Hon Speaker the seat of Majority Leader is not cast in stone. But if there is someone sitting in that seat they deserve their chance and they deserve their respect and opportunity to serve. It is not written anywhere that one Hassan Guyo must be the Majority Leader. We had one Hon Wetangula who was a Minority Leader- a very powerful person. A party leader and a coalition partner in the Nasa coalition. He was removed from that seat. He never took goons to Senate. He never deserted the house. he never insulted people in the media calling them things.

Precedents have been set by great leaders. We have Murkomen whom I do not agree with on many issues but I agree that he is removed and he is right there in that Senate serving his people and not trying to ring goons. We have Adan Duale (*Applause*). If my party Jubilee is desirous of discharging me from the duties of Majority Leader; and my leaders – the President of this nation has set a precedent. The president has shown us what we should do when you want to remove people from positions of power. We saw what he did with Murkomen. We saw what he did with KiNdinki. We saw what he did with Aden Duale. There is no

special country for one Abdi Hassan. There is no special assembly for him. There is no special place for him. He took an oath for MCA. I want to agree with my Minority Whig. Some of us are living on extra time. How far the Lord has brought us is a fact to prove that he is taking us much farther and nobody can threaten us. You have to think twice (applause). You will have to reconsider your thoughts. You will have to think what you want to do if you think that people who went to voters, put posters, others worked for their parties, got positions in this assembly and then you want to believe that you are going to take all the 122 of us and put us in your pocket. How deep is that pocket of yours? (applause). Are you planning to have us for dinner? We are not going to allow that. And I am sending this message. It is not going to be business as usual. We are going to protect this Assembly.

(applause)

Madam Speaker I don't want to talk much because I am bit emotional. Like I said, there is no seat that is cast in stone. Every single person in this assembly can be a majority or minority leader. There is no one who took the oath of majority leader when they were being sworn in as MCAs. Hon Speaker you are in that seat because you deserve it. Nobody should make you believe that you will only serve there if you serve their purposes. As a leader of majority party that leads this government it is my duty to protect and lead the business of the government here and protecting and leading the business of the government also means correcting that government if it is wrong.

We do not punish our children because we don't like them. We punish them because we want them to lead a good life. Hon Speaker if it is going to take the integrity of this house, if it is going to taking drastic measures to protect ourselves, this assembly is ready to take them. We will not be intimidated any longer. It is because of the inefficiencies of the people in power today in this county that the core functions have been transferred (applause). We are serving in a skeleton because people refused to take up responsibilities that were given to them by the people through their votes by the constitution.

They refused to work, they choose to be dramatic. They choose to play sideshows. They choose to bring political brinkmanship and that saw our President take over the functions that are core to the running of the government and are core to service delivery. It is because of them in the executive that we are in the predicament today. It is not this assembly. It is because of the previous leadership of this assembly that we do not have health, public works, water. It is because they were inefficient.

(Applause)

We cannot right things by doing them wrong again. We cannot change if there is no change. If you want to change then there must be change. We will not be taken back to Egypt. We would rather die in the deserts. The bible says we are the children of Egypt. The people who amongst them and were not believers enough will tell them 'why are we being tormented here in the desert when we have left pumpkins in Egypt. Can we just go back to Egypt and eat our pumpkins and we will never have to suffer again? And they refused. And they made it after 40 years and got to Israel. If it takes us 40 years, if it takes us the locust, if it takes us the money we are going to get to Israel of this Assembly.

(Applause)

The agents of one Abdi Hassan, if they are in this assembly, take this message to him before I personally take it to him. That you have to rethink, you have to reconsider, you have to be grateful – Abdi Hassan Guyo. You are a blessed person. God gave you the opportunity to lead this assembly as the first Minority Leader. You came back you got the position of the Majority Leader without even opposition. Abdi Hassan Guyo remember that when we went to State House the President rejected you. It is us who asked the President to give you another chance to serve. Be grateful (*Applause*). Be grateful. Take what you took and run with it lest we remember what you did and we start following it up. It is not going to be easy and it is not going to be an easy ride.

Hon Speaker I cannot forget to mention the support of this hon members and the support of the chair. When I say *mimi ni mtoto wa Mungu ukweli, mimi ni mtoto wa Mungu*. I mean me and my leadership. I looked at the people who were with me at the lounge at 3:00 a.m., I saw men and women who have got very nice places that they would better be in. people who live in very nice places with families, children and business they care about that they would have spent their time with. But they choose to be there with us. They forgo all those good things and sacrificed to protect the integrity of this house. even the members who were asleep when they joined us I have not heard any single of them blaming them that 'we were there and you were not there'. It is not about anyone of us. It is about the assembly and I want to congratulate and say 'thank you' to all members, the chair and members of staff who have decided that they will take this battle not because of themselves but because of prosperity, because of the future and because, like the Minority Whip said, so that the people who will attend this assembly after us will know there was a second assembly that decided that rules must be followed and every MCA is equal to any other MCA. There is no special MCA.

Hon Speaker I just want to urge you to be strong. it is not easy but I know you. You have fought hard battles and you are going to fight this one and you are going to win and with our support please pronounce yourself on this matter. Make it clear to the world that you are not sitting there as a woman; you are sitting there as Speaker of this Assembly. (*Applause*).

It is not by coincidence that the leadership that is being fought in this assembly included three women. I know those people out there would have thought twice if all the leadership was made up of men. I was with them in this assembly last term. They never fought any part of the leadership because it was men. They think you are weaker but every person who think every women is weak don't what is the right thing in life. Madam Speaker I am grateful. Please pronounce yourself. Thank you so much members.

(*Applause*)

Hon. Millicent Mugadi: Thank you, Madam Speaker. I would like to support what my Majority Leader has said. I want to open my heart and say it has not been an easy time for this assembly. I would like to remind members that you should know that these seats are not permanent. You are here for a period of time. You are here to serve your people. I am going to repeat again. Once you are given an opportunity to serve in whatever position please appreciate the people because you will learn something and you grow. Members, we need peace, we need to sop whatever is happening.

I am shocked and sometimes I ask myself, 'is politics a career or gambling?'. This is not a career. This is gambling. To all of you members I wish you advise your kids to go for careers and not be gamblers because when you gamble you win and sometimes you lose. It is getting serious Madam Speaker.

Some of us have turned up to be sleeping in lodgings because of our security. I keep saying this. Our lives are in danger. I am calling on His Excellency the President. He needs to zoom in and do something about this Nairobi county. We are losing our focus (*applause*). We are losing our senses. What are we fighting for? We are fighting for power. Something you cannot see. An opportunity we were given by our electorates to serve. We are not perfect. Nobody is perfect. You serve, you fail, you pick yourself hen say I learn something. You hurt people, you wake up and say I am sorry. Can we unite. It is not about who is stronger. It is not about who can afford to bring goons. It is not about who can hit the other one harder. It is about if we are working for the good of our residents.

This is one of the funniest counties I have ever come across and Madam Speaker coming from entertainment industry I am at a stage in life where I fear to speak because I don't know what they are going to say about me. This is an assembly where when a woman speaks they will always label you something. I am going to repeat they say you are either mentally unstable, you are suffering from bipolar. It's wrong.

We need to empower our women. You never know who is going to be leader of tomorrow. Madam Speaker you are a role model to us. You are making us learn because you stood out and had the knowledge. What are we teaching our children if we cannot let women raise their voices, we cannot let women challenge constructively, we cannot let women take part in politics because we are going to call them names. I want to tell women in this house that do not shy away because we are writing down our own history. How we perform in this assembly will decide what the country decides for women. We are either going to be taken back to the kitchen or we are going to be empowered by the rules and policies that are going to be set. Women and my fellow women please stand up. Raise your voices. Talk. Be active. Do not fear. We cannot fight but we can speak words of wisdom. We only have one year and something. I am asking you- can we find it in our heart to forgive each other. It is becoming tense. We are becoming a ridicule to Nairobian. People are wondering: what did we sent these people there to do. They are always fighting!

We have failed Nairobian. It is true. It is embarrassment that the President can bring someone else to do what we are supposed to do. He can implement what we are supposed to implement yet we have been sitting in this seats, we have been paid allowances, we have been taken to classes and trainings but what are we doing! What are telling people when we walk out there! Ooh yes we failed. We failed and had people from other departments and other ministries and other sectors of the government to come and run Nairobi for us! Guys we should not even be happy. We should not even smile. We should be embarrassed and ask Nairobian for forgiveness.

Mr. President and all the political leaders who are watching, we need sanity in Nairobi. How you are going to do it we don't know but we are asking. It looks like we have not been able to sit and understand each other, accept each other. If the President cracks the whip- if that is what will make us listen- my President, I am calling up on you, it is not business as usual. My president our lives are in danger. My president we are

not thinking. My president we have lost focus. My president we are confused. My president we need you to slap us so hard so we can wake up. Thank you, madam Speaker.

(Applause)

Hon. Moses Ogeto: Thank you, Madam Speaker. I was listening to Deputy Majority Leader until I had to consult my brain again to understand. I am on this motion of privilege under Standing Order 56(h). Hon Speaker to respond to communication which you made in this assembly I submit that Standing Order 3(1) is very precise. I know most members don't know what it means. This instrument called a mace has instructions that is why when the Sergeant- at- Arms ring the bell the mace is brought to your office. Then there is procession. Those are precedents.

Speaker I want you to invoke Standing Order 114(4). I saw Mary Njambi come and bow to this house but let it be clear to even members of staff that when you leave your office the way must be cleared. Why am I saying this? As I was entering this house and you were coming in I sensed some danger. Someone could have harmed you and we treat it normal.

Hon Speaker under Standing Order 3(1) let the processional way be cleared *(Applause)*. Let it be cleared even if it is me on the way, let it be cleared for your safety. Let that be clear that anytime you leave your office the mace must be respected even if they don't want to respect you Hon Beatrice Elachi as Speaker of this house.

Hon Speaker again on Standing Order 28 which you gave a pronouncement in this assembly. We are requesting so that we are not in turmoil every time in this assembly. You may not like one June Ndegwa, you may not like one Charles Wakarindi, you may not like one Millicent Mugadi. It is simple. Let them form a committee. Let them go to Jubilee house, select whoever they want to bring then we will tell our sisters and brothers that on this one they leave the house to proceed. But the uncouth and un-procedural way of trying to purport to come to leadership in this house will never happen *(applause)*.

Hon Speaker my friend Chege Mwaura when he was the acting Speaker he gave a pronouncement when members of ODM- our friend Okumu and Oyugi wanted to be the leaders through a coup. It didn't happen. Let me be clear. It will never happen. The coup way will never succeed in this house. the procedure must be followed. That is why the same way they came with coup but the procedure was followed. That is why we have David Mberia as the leader of minority.

Hon Speaker those frivolous ways of trying to impede the business of this house must stop. In the Fourth Schedule of this Standing Order the assembly has been gazetted and you are the only person who can invite a foreigner- even a police officer- to these precincts. Abdi Hassan is a foreigner for one year. Let him respect that. Hon Speaker you must understand that when a dog wails it gets excited. But there is another animal which when is sleeps upside down until it dies it is a cockroach. *Kifo ya mende*.

If it falls backward is will die. But a dog that is excited will wag the tail. And if it becomes happier the tail wags more. That is why when you see pets in the house the wag the tails again and again. We want to tell the other leaders that they already got the dead of cockroach. Let them breath the small air until 2022 then the house will adjourn *sine die*.

Hon Speaker it is very sad that members will come here at 4 a.m. to protect their privilege. It is very sad. That is why we urge the president to invite the Jubilee coalition and if Thuo Wakarindi is not fit to be the leader of majority let it be it. I usually like the Siaya Senator James Orengo. He says the way it is, that the government eats its own people but for us we shall not wait to be eaten (*applause*).

We will not wait. We will eat them before they eat us (*applause*). When we were at State House the president himself promised us he will provide security to us who feel threatened. I was threatened. I was told I will be put on the fly over and turned down and die. I reported to you nothing has happened and people are just celebrating and life is normal. It is not going to be normal.

Hon Speaker, they wanted to kill me like a cockroach. It is not going to be possible. I must work and proceed in life. The reason we are discussing this motion is because some members are sleepy. If some people must be Speaker, then adjourn this house sine die. If this is the circus – you are not sleeping, members are not sleeping – then adjourn this assembly sine die for people to go for elections.

Hon Speaker during campaigns we never slept, we come to the assembly we don't sleep. It cannot happen. And because of one individual – Ibrahim Hassan. No. madam Speaker it will never happen.

As I conclude, we want to request you under Standing Order 2 that you declare this Assembly to be bunker-proofed everywhere to those who want to come here at night. You adjourn this house sine die for us to go for elections. We are ready. With those few remarks I beg to sit.

(Applause)

Hon. Speaker: Hon Members I know we are about to get to 4 p.m. I will want to allow each two minutes. I will start with whip who I will give four minutes and we follow up. I know there is Hon Majiwa, Immapet, Jeremiah Themendu, Hon Kabiro, Chege Mwaura and Michael Ogada. Two minutes each.

Hon. June Ndegwa: Hon Speaker, there is an African saying that says: character is like pregnancy. It cannot be hidden for very long. Madam Speaker I did not wish to speak on this issue. I wanted to hear the sentiment of Hon Members and I will not take four minutes but two.

If we look at one Abdi Hassan Ibrahim, he has a character that is like a pregnancy. It cannot be hidden. From the very beginning we know he has managed together with his cronies to remove you from your seat. Madam Speaker I can promise you that members of this assembly against for it almost at gunpoint because if you ask we did not know what we were signing. You went and successfully came back, then comes another fight with Governor Mike Mbuvi Sonko. We don't know what they were fighting for, and his character came out yet again.

Madam Speaker, all I am asking this assembly to do, is for them to respect the laws stipulated in the Standing Orders. The same laws were used on Hon. Mary Ariviza---

(Applause)

Does he want to say that Hon. Ariviza is a lesser Hon. Member in this House? We all took the same oath and no one took an oath of an elected member and the other one a nominated member. The oath equalized everyone whether you come from a rich background or a poor one, light or dark skinned, thin or fat. This is a House of rules and procedures and I want to believe that if my party Jubilee, feels that I have

not presented them well, instead of the social media letters, they should call us and give us the letters. I would have liked to see my Secretary General but I hear he has been hospitalized at the Karen Hospital and I pray to God that he gets better.

Madam Speaker, this assembly must work, there are people who have made this assembly a battle ground from the very beginning. It feels like something spiritual. It feels like altars of war have been raised because I don't think that there has been any assembly that has been discussed especially in matters of war and throwing chairs as Nairobi County Assembly. It was the Executive own doing that made the president evoke Article 187 on us. We have seen so much been done in the last 100 days that Major General Badi has been in this town. The changes are there, they are visual.

(Applause)

He did not come with another set of rules; he is implementing what the Executive was supposed to do. There are parking boys along the Kirinyaga Road who are working on the roads and even collecting the garbage. The Executive has a cabinet of 10 members, Badi is working by himself. Correct me if I am wrong when I say this thing is spiritual, it is as if there is somebody who does not want to work for Nairobians. It has come to a point where we feel as if when we battle for this and battle for the other, then we become more relevant, we are not. What I am trying to beg my fellow members here is that, let us stop the fights and work for Nairobians. The only other way we can be able to do it is to support General Badi.

Madam Speaker, I will say without fear of contradiction, that, this supplementary budget and other budgets, it as if there is something in these budgets that we do not know because it is only when the budget is about to be read is when these things about Abdi Hassan happen. The other time it was the supplementary budget, we need to know what interests are in this budget that are making these people fight so much. I read a verse this morning that says; 'Even if we will go through fire, we will not burn'. I want to tell this Hon. House because I know there are people seated somewhere discussing how they whip us from the party. This is not going to scare or deter us but we are going to continue with this fight because we are fighting for Nairobi, women and what God has given us. We are in the business of people for crying out loud. Can we work for the people of Nairobi?

I have also noticed with a lot of concern and I want to congratulate Hon. Chege Mwaura, that there are some people who come here only when they have positions---

(Applause)

The when we use the law on them, they take us to court. There is no one who is special here. We were all born of women. So as long as they cannot respect the little authority that is in our standing orders and the Constitution, we don't even expect them to respect the voters who voted them in. I think it is time that we cracked the whip and sit down and think about what we are going to do. Last night somebody was telling me that they were being threatened because of inviting Saumu Mbuvi because of a foreign trip that she had gone. These laws are to govern us and are not suggestions. The Constitution is not a suggestion; it is a law that needs to be followed to the letter.

I will close by saying; 'Character is like pregnancy; it cannot be hidden for long'. Thank you.

(Applause)

Hon. Speaker: Hon. Majiwa, two minutes.

Hon. Geophrey Majiwa: Asante sana, Mheshimiwa Spika. Sitazungumza sana kwa sababu mara nyingi Kiafrika, si vizuri kuzungumza kwa mikutano baada ya vigogo kuzungumza. Wako na desturi ya ulafi wa maneno na unapata hauna maneno ya kuzungumza. Ningetaka kuchangia Mswada ambao Kiranja wa Walio Wachache alizungumzia, kuhusu Ngwele, Kidogo nimesahau jina lake la pili, lakini najua ni aliyekuwa Karani wa Bunge hii. Kwa sasa siye.

Wiki iliyopita, nilizungumzia kuhusu Kamati Tekelezi ya hapa na sitaki kuizungumzia sana kwa sababu imebadilika na iko uongozi mpya. Ninaamini ya kwamba giza na nuru hazina ushirika. Tutayaona mabadiliko kwa ile kamati kwa sababu tulizungumzia katika bunge hili Mswada wa Jacob Ngwele na tukapitisha kwa kauli moja. Jukumu iliyobaki ni hiyo kamati kupitisha ili yale matamano yetu yatendeke.

Nafikiri sasa ni zaidi ya miezi minne tukilizungumzia tu lile jambo la Jacob Ngwele. Ameenda ama hajaenda? Asubuhi tukiamka tunaambiwa ameenda, kesho yake tunaambiwa amerudi tena. Nashangaa, hii Nairobi yote hatuwezi pata vijana wenye akili na elimu kama alio nayo yeye kukalia hiyo ofisi. Ama ni shida gani tuko nayo inafanya tuwe tunazungumzia mtu mmoja katika hii bunge kana kwamba ni yeye peke yake alizaliwa na kuumbwa na kupimwa na kile kiti alichokalia.

Naomba Mheshimiwa Spika ya kwamba sisi kama wajumbe tupate heshima yetu na wakati tunapoketi hapa wakati huo uheshimiwe na yale tunayoyazungumzia hapa yanatendwa kupitia kwa Kamati Tekelezi wakisaidiana na wewe Mheshimiwa Spika ili tusiwe watu wa kila kukicha tunazungumzia mambo ya jana na juzi na hatusongi. Ndio maaana uadui umefaulu kutusumbua kila mara kwa sababu wakituangalia kutoka nje wanaona hakuna kitu kinaendelea. Tumekuwa watu wakuzungumza na sio kutenda. Tujifundishe kuwa watu wakusema na kutenda na tuonekane tunafanya kazi. Asante sana, Mheshimiwa Spika.

(Applause)

Hon. Jeremiah Themendu: Thank you, Hon. Speaker. I have about three points to make. First, I support Hon. Minority Whip and the Majority Leader. I am saddened today because of what happened early this morning. It seems that there are people outside there who are gaining by our fighting. I don't know what they are benefiting with.

Secondly, I condemn the incidence that happened today in the morning in the strongest terms possible. I want to comment on the issue of the Majority Leader, we were called to the Jubilee headquarters; I am a Jubilee member. The former Majority leader lied in this House that it is only the NASA side that is meddling with the Jubilee side but all of us are supporting the former Majority Leader. With your permission Hon. Speaker, I would like the few members who are here to raise their hands to show that they are not supporting the former Majority Leader. Can they raise their hands please so that you can see by yourself? Because he lied to this House the other day that only the NASA side that is refusing him to enter this assembly.

Lastly, we are in the 'handshake government', he forgot that.

(Applause)

That is reason why even the Former Prime Minister is working with our President is for the benefit of this country. I would like to say today that when we were at Jubilee headquarters, I reminded our Secretary General; I pray to God to heal him, I reminded him that the former Majority Leader has led this assembly for three good years and all we have benefitted with are fights. It is him and the Governor of this county who brought war in this assembly. I asked my Secretary General how guaranteed are we if we brought the former majority leader to the House that we are not going to continue with their fights. The reason why they were fighting is to benefit from this assembly in terms of money. They shall continue with the same if they come back.

I also reminded him that we had a big fight earlier and that is when he brought Hon. Thuo as the Majority Leader in this assembly and the fights ended. What benefits are Nairobians going to get from the wars in the assembly? Are they going to get the services that they deserve? We don't want positions or fights, we need to slow down and let Hon. Thuo to continue for the one and half years which is remaining.

(Applause)

That is what I told Hon. Tuju my Secretary General. I was wondering today, somebody has been suspended for four months by this assembly, which is an extension of the High Court, it can do its business like the High Court. It suspended someone for four months and today he had come with goons. What does that mean Hon. Speaker? That is very wrong and I cannot support it. I beg to sit down.

(Applause)

Hon. Immapet Kemunto: Thank you Madam Speaker. I echo you Hon. Jeremiah Themendu. I firmly stand here as a woman and as a youth representative of this assembly. I see the Jubilee and NASA coalitions, whereby you can stand and condemn your fellow woman. I am not here by choice but it is because I stood by my party mission and vision as the Orange Democratic Party and also as a bearer of an umbrella called Orange Youth Congress whereby I bore a son called Peter Anyule Imwatok.

I stand here as a proud woman because when I was 22 years old I was inspired by the party called ODM and I bore a child called Imwatok to this assembly in 2013. Here I am today, I was sworn in 2017. I never knew that you can bear a son who can come and stab you at the back but I bore the son to ensure that it can inspire you for prosperity in future. And even your political journey whereby the H.E the President, Uhuru Muigai Kenyatta, has stood up for women. Hon. Raila Amolo Odinga, has stood for us in the ODM party. I have never seen them chest thumping that they are they are the only ones who can govern or lead this country. That is why we bore a child called 'handshake'.

If I see Juju, Millicent Mugadi or a fellow woman chairing a committee who can stand by us like you Madam Speaker, being the Chair of this County Assembly and I can see the fruits. Right now I can say I have got a PA---

(Applause)

For those many years I have never seen someone who has stood for us for that long. Who is Ibrahim, the former Majority Leader, who can get entry to this assembly. Who is he? He was sworn with one Bible that I was sworn with in this assembly. He has no mandate to come and dictate us. We have our Standing Orders which we respect. I stand here very agitated to say; you can have your political rituals, but for me Hon. Immapet Kemunto Onsongo, youth representative, I stand by the name of the father, the son and the holy spirit.

(Applause)

This Assembly will stand on its own rights and with the Abba father and the Holy Spirit. We will never get down because of one person and the former Clerk who we voted out of this assembly. He should read the Constitution very well, you cannot chest thump that you are the Clerk of this Assembly. Who are you? This assembly has its own rules. I stand here and stamp my feet that next time we will not be speaking about Jacob Ngwele, we will be speaking about another Clerk of this assembly. Please declare that position to be vacant. I can also apply and lead this assembly as the Clerk. Everyone is capable of doing any work.

My brother from Kilimani, Hon. Ogeto, you can't dictate to us on what to do. The law is very clear so don't come to us thinking that you are the god father of this assembly. We got two flags in this assembly; the black, red, white and green and the yellow, green and white, so you are not the only person who can lead us. Who knows, my child can come here and be the Clerk or a Majority Leader. Our President Uhuru Muigai Kenyatta or our Party Leader, Raila Amolo Odinga can come here because the handshake is very clear that nobody is above the law, so why are you fighting so much? You told us the other time that we go to the Executive side because there is no cash here. Why are you fighting this assembly? Can you go and relax as the Muslims say; *kula miraa polepole na sisi tukule Bibilia polepole*. Thank you Madam Speaker.

Hon. Mbugua Kabiru: Thank you very much Madam Speaker.

Hon. Speaker: Two minutes please. I have the Clerk is checking the time. Proceed.

Hon. Mbugua Kabiro: Thank you very Madam Speaker and the House for allowing me the chance to speak this day. I was saddened this morning to learn that some people kept vigil the whole night to preserve the integrity of this assembly.

Madam Speaker, there are positions of privilege which are right by virtue of one being the member of this house. Whereas the position of an MCA in their respective wards is a position of right; you rightfully gained it after being elected to represent your ward. You rightfully gained it by being a special elect in this assembly, there are positions of privilege. The position of the Majority Leader is a position of privilege given by this House and also of the Minority Leader, Minority Whip, Majority Whip and all the other leadership positions that are given by this House are positions of privilege. We who sit in this House usually give them.

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The reason why people have letters that they put in the social media, the reason why they can never set foot in any of those offices is because they are positions of privilege, they are given in this House. They cannot direct this House but can only perform that which is rightful by dishing out the positions to those who deserve. The party can say that we give to this person but the house can decide to do otherwise. Unless the party's interests align to those of the House, I think we will continue to dispense our mandate as rightfully given under the article that my able colleague Hon. Peter Anyule Imwatok cited.

I passionately listened to him, Madam Speaker as he was starting us off. From where I sit and what I can say about him, he is a disturbed man. I have seen him in good times and I don't think this is a good time for him. For an elected member to be disturbed in this House, there must be a problem and we must deal with it. We do not have another tomorrow to live in the offices, in the first place what were they coming to do at 4. a.m. Madam Speaker, you gave a directive in a memo that you sent to all of us about the guidelines on the conduct of Assembly sittings. The first thing that you talked about was the sitting times, and I quote; "that all afternoon sittings shall end not later than 4:00 p.m." You continued saying, "the Assembly precincts shall be strictly accessible by Members as at 1:00 p.m. What were they coming to do at 4:00 a.m.? It is unheard of for you to go for an interview session at 4:00 a.m. while the interview is being conducted at 2:00 p.m. It is not right, not unless you have ulterior motives. I will remind you that when we had an imposter police officer in the name of Waiganjo, who was apprehended somewhere in Nakuru, he was not allowed to continue doing his own business of being a police officer. He went to prison. Now, we are dealing with an imposter Clerk who was found guilty by this House, and whose punishment was meted on by this House. If institutions that are sitting side by side with the institution which this Assembly is in the Constitution cannot respect the decision of this institution, then we are mutilating the Constitution. Let us stand firm, do our due diligence, and work hard to make sure that this Assembly is protected with all that we guard.

I would like to say that the Members who slept in this Assembly did no mistake because your guidelines did not say the leaving time for members who came in at 1:00 p.m. in this Assembly. You are rightful for sleeping in this Assembly, and nobody should try to tell you that you slept in this Assembly. The guidelines are clear, no leaving time. If you find it fit to leave at 2:00 a.m., you are a Hon. Member and if you found it fit to leave at 3.00 p.m., you are still a Hon. Member and you are justified.

Therefore, Madam Speaker, we will protect this House. The leadership that is bestowed unto us, unless and until leadership is directed by you, we are not taking other direction from any other person. Thank you, Madam Speaker.

(Applause)

Hon. Speaker: Thank you. Indeed, they have not dictated the time to leave, it is only the time to come in that we have been dictated

Hon. Chege Mwaura: Thank you, Madam Speaker for giving me another chance to address this Assembly. Madam Speaker, two weeks ago, I had a very good time to say as I thought. Today, I have sat here and heard Hon. Members speaking their hearts out. Because of time, I want to say two things.

First, I want to say that as I promised last time, I will unreservedly give you support where you feel I can play a part.

(Applause)

I also want to extend that to House leadership. Last time, I was joking with Hon. Mugo and he was asking how back bench is, and I told him that I am very much comfortable. I was calling Hon. Millicent to ask her about a market near our area and she asked me where I am, and I said am at home. I did not know that you guys slept here. She was the one who was briefing me and telling me to watch the television, and it was around 8:00 a.m.

I would like to encourage the leadership that you be strong and be forthright, and we will support you.

(Applause)

As Hon. Majority Leader has said, for posterity and strengthening the structures of this House, we are going to help you work and give it all.

Hon. Speaker, secondly and finally, let us not negotiate ourselves out of power, that is what happened to the Executive and that is why NMS came. It was not our wish; we did not dictate but had our plan. I have seen Hon. Ogada, we were stopped. At the nick of time we would not have had this issue, but it is here and we have to support the President on it. So, that route on NMS gave us some stability in the Executive, and you can see activities happening.

Madam Speaker, we must have some conclusive business to the legislative arm of this county. We cannot do monkey business forever. We are not going to negotiate ourselves out of power. The same NMS was given to the Executive, you can see there is some stability and some work going on. We also want the same stability and fluency working in the Assembly. I said last time that the Jubilee secretariat was giving us confusion. I was quoted in the media and I said, "now I can speak as an elder because I am not after any seat." I had asked initially Hon. Ibrahim was removed and they gave us Hon. Thuo. Then again, they removed. No one is telling us where and what we are doing with all this. So, we must put a stop to this bullying from political parties.

(Applause)

What happens when you feel aggrieved by the Secretary-General of your party? What happens in such a situation? You go higher up. I want to beg you Madam Speaker, seek the party leader and let us solve this issue on the Assembly once and for all. Let us know this how we are going to run the Assembly so that now we can know how to oversight the NMS. We are fighting about a budget, which is appropriation. Appropriation is the expenditure aspect of the budget. I am keen on the Finance Bill, which is how are we going to raise revenue with the dwindling of parking and all these things that are happening? How are we going to engage in the Finance Bill? As we speak, the National Assembly has already given NMS an amount. What is our business? Hon. Members we are negotiating ourselves out of power. On. Majority Leader, where is your team? By the way, I do not want any position, and I am very candid and I have told the Speaker that I am not interested. But we cannot negotiate ourselves out of power. If we have our differences with who is who, let the chairmen be here and we reconstitute this House and we now agree we want to take this thing forward.

(Applause)

Hon. Whip, take charge and do not give me any Committee, I am okay as I am. So, people should not think that I am campaigning since I am not interested. We want to strengthen this House and we cannot strengthen it halfway. Whoever wants to be in-charge and lead, let them come forward. Whoever does not want, it is okay, you will wait for 2022 like what I did in 2017.

(Applause)

I left this Assembly around 2015; the ones who were there can tell you. I said to hell and started wearing jeans and t-shirt. Even when you have problems of quorum, I will never show up. Then I came back in 2017. We are now again negotiating ourselves out of power. I got many calls from other assemblies who look up to Nairobi and asking, "what are you people doing?" If the President was somebody who is looking and very serious, we are on our way out. We will be shut, as Hon. Ogeto is saying. What is left is now being disbanded. What have we done to be disbanded? We are not the ones who brought NMS, and we are not the ones who said Hon. Thuo, but we have to deal with it because it is the leadership that is there and let us strengthen them.

Madam Speaker, I want to encourage and help you that I will not want you to sleep here again but deal with this thing conclusively. I know if you spent the next 72 hours looking at the powers that be, you will get an appointment. Let us solve these issues out for the last time. I said before that so long as you are not going to deal conclusively with the position of the Clerk, we will not get out of the circus. I have no relative who I want but we have to conclusively deal with it so that we move forward. I am saying this with all due respect so that we can proceed. The only way we are going to proceed is we deal it. Today, you have done your bit and I am happy for the ones who stood for the strengthening of this Assembly. Now, move the next steps forward. It is not time to sleep again, it is time to go to the Statehouse and the Capitol Hill where the other principal is and get an appointment so that we can sort these issues.

I am saying to the Chairs who are here, who are they going to oversight Kerich and his friends who are busy having tea and reading newspapers? Powers have gone to KICC, how are we going to get them here so that we can be able to oversight them for Nairobians? It is not going to happen if the position of the Speaker is wobbling. The powers of the speaker within the chamber are tremendous, I am saying that because she knows. If I die today, the seat of Ngara becomes vacant when the Speaker announces it to be vacant. If she has not announced, then 90 days count down does not start. If the Speaker has not pronounced it, it does not take any effect. I hope I am talking something to the leadership. Therefore, do not be shaken, if you have been discharged and if you have been disciplinary actioned, so long as that position has not been declared whatever it is by this House and has not been accepted, you are a member. So, be strong and do what you have to do for the interest and posterity of this House.

Madam Speaker, we are looking up to you, go for those positions and look for those people. It is now nine months since I was removed, and we are now in COVID 19. 2020 is going to go and is only one year then we start running for politics. We cannot run again since we have done running and fighting. We should now get this House in order and whatever it is left, off and run.

Madam Speaker, anyone who feels that he or she cannot work in your panel to move. *(Applause)* I have no interest, do not put me and I do not want any seat, maybe my age cannot allow me to be an elder, but the position that have served in this House allows me to be an elder. So, I can speak as I wish.

(Applause)

Hon. June, do not give me a position as I promised you last time that I will be speaking as I feel fit so long it is in the confines of the Standing Orders. The business of people being told at the gate that they should not to come, let us get it out and get the House in order so that whoever does not want to play by the rules, so be it.

However, not let play magic of removing people through the gate. Let them come, and if you have the numbers, let them raise here if they want to impeach the Speaker. If the Clerk accepts, bring it to the floor. If you have the numbers, well and good, and if she has the numbers, forever hold your silence. As we speak now and the way I look at it, we are done with these games and we are done fighting.

(Applause)

Hon. Madam Speaker, take my advice and please give us direction in at least 72 hours before we close our financial year. Thank you, Madam Speaker.

(Applause)

Hon. Michael Ogada: Thank you, Madam Speaker. In any case, I do not know how to speak in two minutes but I will try. I will start from where I left a month ago when I said this is becoming the worst Assembly. Some of them laughed at me, others shouted at me. One thing they say is that, "what an elder can see when he is sitting down, a young man cannot see when he is standing on top of a tree." So we have to look at that.

The other thing is, in order to work within this time is that, where my friend has put it, that is where we need to put it. A good political science student reads a lot of political history and you must understand what happened in the late 1960s when KPU was broke, you know what Kenyatta did. In the early 1980s, when things played around, you know what Moi did. In the early 1990s when things were working, I was voting. So, I am an elder. You know what happened and what Moi pronounced at Kasarani. They studied the environment and they learned the history and they put a stop to non-sense.

Therefore, it is you, Hon. Speaker as I said it, we are looking at you. If I fail, I will blame you because you have the power which you can use. First, there is an absolute interference of affairs of the Assembly from outside and you must understand that we have got 47 county assemblies in this country and you do not see them on newspapers, they do not over consult, and they do not walk to party headquarters every morning and evening. You even bore those officers because they are always busy, you cannot be walking in party headquarters every morning and evening and yet you have a head to think with as you have gone to school, which should not be allowed.

We should not overindulge party headquarters within the Assembly, we must work within the powers we have. When we look at the Standing Orders and if there is, a clause that makes people disturb us all the time, why do not we change it so that things can be done right and you can be on top of things. I can tell you that these members are with you. The noisemakers are very few, and even if you allow them to come out,

even they cannot fight. Therefore, do not be scared and allow them here if they want a war let them fight but it will not happen.

Madam Speaker, I am requesting you to look at the Standing Orders and what can make absolute interference to come from outside if it can be tamed please tame it. So that when you say no it becomes a no and when you say yes, it becomes a yes. You do not say no then *unaenda kumbebebeza watu jioni*. It does not work like that.

The other thing, which I will give as an advice to my friends, particularly the Majority Whip, good leader is a person who speaks once and you stand by what you say that is when you show people leadership. However, when you say this and tomorrow you say this it becomes an issue you become a predictable and untrustworthy. In terms of confusion, we have here is that if you have made five steps ahead, do not make six steps backwards that is what befell Duale. Not because he is not loved, he is loved by the President and he send the elders to the President to go and apologize on his behalf. However, the President said no, and that is the position. That is when you will give guidance and position to the leadership of this House so that people who will have learned will not repeat the same mistake but when you make one-step ahead and two steps backward, people will take you as normal, you can never work. Whether they are happy or not, it is a properly informed decision. We will have guarded the House that we are tired of war

You cannot allow this old people to be sleeping here every day. I was not informed; I would have joined you here too to sleep. The people who have worked with me know that we can sleep. Hon. Majiwa can confirm to you. That is not a threat, that is my lifestyle. Madam Speaker, let us take a step forward and you should not joke.

The other thing is the leadership of this House, whenever a budget document comes or this other documents then some simply useless carrots are dangled. You start making decisions, not with your heads but stomachs. Where you do not think straight because you are thinking of your stomachs. (*Laughter*) This is the reason we cannot collectively do things. Let us be an independent House, which people fear, and respect when they are coming. This is the only Assembly, which can invite an officer and refuses, and then nothing happens. This is because they know after all there nowhere you will take them. The three of you will be summoned in a certain office dictated too and you are chicken out then the thing dies that is not the Assembly that we need to show the world.

This is the real county assembly in the country, so we need to set the pace but the way we are setting our pace is not good. If you ask old member like Hon. Majiwa and also Hon. Rose Kula who were in the year 2008 and 2009 about when there was this collaboration of the state came, it started from City Hall. When we do something here, it will be copied. I do not think it is good to over consult because these offices are getting bored of you. An example is like when you come to my office every day talking about your problem, I will say this person does not know what they usually do. so, let us not over consult. We should sit with the few leaderships that we have and look at these things and involve our lawyers in anything which is not against the constitution but can help us tame the House we can use it.

We cannot stop serving the residents of Nairobi because two Members want to get 10%, which is not right. Some of use do not take that money like I came to serve my people but if I cannot serve them because of only to Members, I will not feel good. Therefore, Madam Speaker no one will remove you, you should operate on disciplining Members, and you being removed is not here or there. Operate on bringing

sanity into this House and the leadership to stand up and do the right things this will make us regain because outside we are a laughing stock which is very shameful.

The Nairobi Metropolitan came because of us, the President has information about what we do here, how we operate, and how able we are, that is why he did what he did. You should go to him again and tell him that even the one, which has remained, we cannot manage am saying what Hon. Chege was saying and you will all go home. They will say that is a group of Members who do not understand themselves and they are becoming a nuisance you will simply go home.

I request not to over consult since there is nothing out there, do things here and deal with people and put them where they belong. If a document from the Executive comes here let it pass the threshold if it does not pass we do not know it. I used to tell people like Hon. Rose Kula when I was the Budget Chairman sometimes back, that when I say no, it will not be a war, but the Governor could not make a step ahead because it will not happen, with money or without money. You have to be decisive and understand your role, position and do things in the right manner.

Madam Speaker, I am begging you to sit down with your leadership again without excitement. Leaders sometimes, we can be overcarried. Let us relook our things in the Standing Orders so that we can bring back sanity in this House. Hon. June Ndegwa, you should be one step ahead and you will not go wrong. Thank you, Madam Speaker for giving me this opportunity.

(Applause)

Hon. Speaker: Thank you very much, Hon. Members. I want to thank the leaders and elders who have given us words of wisdom.

Hon. Members, I have said this and I am repeating it, when I came back, I believed in my first communication, which I said that we should use and respect the rule or the law. Has Hon. Ogada has said, we move but we are always taken back because people cannot believe that we have to move. I usually come in and I try to balance so that we do not strictly use the rule of law because I know we are politicians so that we can survive in the environment.

However, I think it is time we have to face the Governor face to face. We cannot continue to have ourselves taken in circles and yet we work very diligently. As whatever the Governor wants, it is passed in this House. We know him to turn around and make the Assembly do the mouse and cat games. We must stop it.

The Constitution was very clear, when the two arms and two entities were given into the county governments, each arm had its power on how it runs its institution, that we collaborate to ensure that both arms work in harmony. Therefore, the Governor cannot turn around and think that this is part of his department, which it is not. That is what I am requesting him to now start respecting and we shall continue respecting him. And for him to turn around and make it as if there is war and he is the one who has created the war, that is what we do not understand why. We never talk about him in the media and we do not abuse him, so for him to turn around and make it a game, that if it is not his way it is the highway, then I would like to tell the Governor that there are rules which we must respect for both institutions.

For you to curtail because you have the CEC of Finance, that Members can go through a rough time, I do not think that this House will allow it anymore. I would like to tell the CECs that they should be very careful and they should know that their functions went. We saved them as in the Constitution says that when

the functions go, you are supposed to be going too, but we saved them by ensuring that the Deed of Transfer can protect them. They have taken for granted and also the House has been taken for granted by them too. As the leader, I will not allow

For my Secretary General, I pray for him, I told him even on the SMS, I said to him not allow blood to spill in Nairobi County again. You gave us a leader in 10 months and we were moving. Now, you have decided to bring back leadership that has been there and never used to see development but themselves. A leadership that never wanted to see even staff move ahead but only themselves. Leadership that believes that it is only them and if it is not them nobody else. I do not think that we need such leadership in this House.

I would like to inform the Jubilee Party, as I sit here, I do not just sit here as the Speaker of Jubilee but I sit to ensure both Houses are together, and both parties enjoy the same equality that has been given within the Constitution.

(Applause)

So, when the Speaker cries to one party and says for purposes of peace and harmony, leave this leadership to lead, how I wished they would understand. I would wish them to give us a book also to understand why they believe so much in a former Majority Leader who denied many people opportunities because of himself. How I wish they could tell us how we went wrong and follow the Standing Orders so that we can rectify what has been done wrong. How I wish they know the name that they brought in this House is not the name that was sworn in, that is why some of those things are in court. And now that we are in court, I would like to plead with the Jubilee Party we are in court on this matter. Can we let the courts now guide the matter?

Do not provoke this House to send a Member to an election because that is what we are going to do. We are not going to take anymore. I would like to plead with the Hon. Member of Matopeni Spring Valley, who his privileges are now cut off for one year, do not push this House to take you to an election. I would like to repeat do not, because I will declare that sit vacant. That is what the constitution says, and he will never blame me. We have given him an opportunity. When he goes to court, he uses different names. He knows very well even his ID can be questionable, he needs to tell us if he has sworn an affidavit. Who are you? We do not know you, you are a stranger and yet you take us to court. When you come, you want to use goons to make this House go into a rogue, I will not allow.

When I came back, I said that we will sleep on this floor. I think that is what he did not understand, sleeping in this House to protect it, we will. Not because we want the seat, not because I want to be the Speaker, but because there is must be an end of this. You are not the one who is above the rule of law, you must respect the rule of law. You must honour your Standing Orders that you took an oath that when you are in this House, you will follow the procedures. When you get outside you have the right to do whatever you want.

That is why also when you are in this House, we protect you with powers and privileges. So, Hon. Members, I want to thank you all and ask the leadership to give us chairpersons since the two years are over. The chairs should be vacant now and we need new chairs. That is what the Standing Orders says.

(Applause)

Give us chairpersons who will seat on these chairs and make NMS work so that members can now have work to do. The chairs were not meant for four years, and that is why in the National Assembly, they are now changing the Chairs. They are not changing because of what the President is trying to do, they are also following their Standing Orders, that after two years you have to go to an election and bring back the chairs. If the Members will like you, then be it, but we have to do it in a manner that is democratic and they will feel they have embraced you as the way the Standing Orders are saying. This is why we are having these challenges because we create a seat and someone feels that I am the owner. That is the challenge we are facing and we are the ones whom we have created it.

Therefore, let us bring sanity in our own House and let us stand firm and reject people who use pride and arrogance and forget the rule of law to be our leaders. We will not allow. I want to wish my SG quick recovery; may God give him healing.

Hon. Members, I want to end by saying this. If indeed God said that at this season and at this time we shall work in Nairobi County, then we shall work. I want to tell my Governor, if indeed God said that we shall work together in this County, then he has to pray to God because we have to work. It is our season within the grace of God that all of us are here to work together and respect each other. We might not like each other but that respect and just agreeing, and when we criticize we do so to build ourselves, we do not criticize to finish each other. Positive criticism is always there in leadership and we must take it has leaders regardless, that is why we are leaders to lead others and for service.

Hon. Members, I would like to defer the Motion of Hon. Mwangi Njihia, I know he had requested but he is not around. The House business will allocate it at another time.

ADJOURNMENT

Hon. Members, there being no any other business, this House Adjourns to Tuesday 30th June 2020 at 9.30 a.m. God bless you all.

The House rose at 5.06 p.m.

