



## NAIROBI CITY COUNTY ASSEMBLY

### OFFICIAL REPORT

#### Third County Assembly – Second Session

Tuesday 6<sup>th</sup> June 2023

The House met at 2.30 p.m.

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

#### PRAYER

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

#### COMMUNICATION FROM THE CHAIR

##### RESUMPTION OF THE ASSEMBLY AFTER RECESS

**Hon. Speaker:** Good afternoon, Hon. Members. I hope everyone of us is in good health and we give glory to God. Hon. Members, this afternoon as we usher in the Assembly after a long recess, I have got this communication to rely on the resumption of the Assembly:

Hon. Members, I take this opportunity to welcome you all to the second part of the Second Session of the Assembly calendar. It is my belief that you enjoyed your time with your respective electorates and family members.

Hon. Whip you may proceed.

*(Hon. Moses Ogeto walked into the Chamber)*

Serjeant- at- Arm, as I read, you will hold Members at the back door, please. Hon. Owera, kindly proceed. You may proceed, Hon. Member. Get seated. Thank you. Welcome *Naibu wa Spika*.

*(The Hon. Members walked into the Chamber)*

Indeed, Hon. Members, the County Assembly considers a wide range of business, and as adjournment on 4<sup>th</sup> May 2023, the Assembly had dispensed with a number of them, including key policy documents such as the County Integrated Development Plan, County Annual Development Plan, the County Physical Strategy Paper and various committee reports.

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However, Hon. Members, you may recall that I issued a communication on 27<sup>th</sup> April 2023 in which I observed that there are a number of pending business before committees awaiting conclusion and presentation before this Assembly, especially statements. In the said communication, I directed all committees to expedite and conclude the consideration of all the said business. In addition, I directed that all business that lapsed during the previous Assembly be re-introduced with some exceptions. The just concluded recess gave committees ample time, and I believe they took advantage of the period to consider and conclude majority of pending business i.e. reports, sessional papers, petitions, enquiries, bills and statements.

Hon. Members, I take cognizance that committees and individual Members have made some efforts to originate Bills. As a result, a number of legislative proposals have come to my office and the Assembly Business Committee has lined up a number of Motions to be considered among other businesses. I nevertheless direct the Clerk to first track the processing of the legislative proposals and the re-introduction of lapsed Bills in order to meet our strategic objectives as an institution.

Hon. Members, in the communication reference above, I also directed that each chairperson will give status report on pending statements at the Assembly, starting on Thursday 8<sup>th</sup> June 2023. May I remind the chairpersons that at the said sittings, each chairperson will be called upon to give the said status report, failure to which, sufficient reason should be given to the Select Committee on Liaison, and if necessary, appropriate action taken.

Hon. Members, as your Speaker, it will not be under my watch that at any one point during this Assembly plenary, will adjourn for lack of business. In this regard, the work of the Assembly Leadership, Select Committee on Liaison, committees and indeed all Members, is clear cut with respect to playing their respective duties related to the functioning of the Assembly.

Hon. Members, it is my conviction that as an Assembly, we will build renewed and sufficient energy and commitment towards our roles with objective of ensuring the County achieves its ultimate objective of delivering quality and fulfilling services to the people of Nairobi. There is no doubt that this is the ultimate duty that all of us are called to have a special share of its pleasure, benefits and more so challenges.

I want to wish you all very fruitful and fulfilling endeavors during this special moment in history of our country and rally all of you to be part of it. I thank you, Hon. Members.

*(Applause)*

## PAPERS

**Hon. Speaker:** The Majority Whip, we don't have the Majority and Minority Leaders. But again, the Hon. Whip, the positions of the Whips and the Minority Leader is occupied by strangers. Kindly, Hon. Member, find your position.

*(Hon. Paul Ndung'u spoke off the record)*

Please, can you move! You are misleading the eyes of the Speaker, kindly move. Order, Hon. Member! Hon. Simba, move to your respective position! That amounts to a coup, please. You did not even express an interest in the said seat, so why would you want to occupy the seat.

Thank you. Hon. Whip, please proceed.

REPORT OF THE AUDITOR GENERAL ON THE NAIROBI CITY COUNTY ASSEMBLY  
CAR LOAN AND MORTGAGE SCHEME FUND

**Hon. Moses Ogeto:** Thank you, Hon. Speaker. Thank you for ensuring discipline has been enhanced.

Pursuant to Section 229 (7) of the Constitution of the Republic of Kenya, 2010, I beg to lay the following Paper on the Table of the Assembly, today, Tuesday 6<sup>th</sup> June 2023:

The Report of the Auditor General on the Nairobi City County Assembly Car Loan and Mortgage Scheme Fund for the year ended 30<sup>th</sup> June 2022.

I beg to lay.

*(The Paper was laid on the Table)*

REPORT OF THE AUDITOR GENERAL ON THE NAIROBI CITY COUNTY  
ALCOHOLIC DRINKS CONTROL AND LICENSING BOARD

**Hon. Moses Ogeto:** Hon. Speaker, pursuant to Section 229 (7) of the Constitution of the Republic of Kenya, 2010, I beg to lay the following Paper on the Table of the Assembly, today, Tuesday 6<sup>th</sup> June 2023:

The Report of the Auditor General on the Nairobi City County Alcoholic Drinks Control and Licensing Board for the year ended 30<sup>th</sup> June 2022.

I beg to lay.

*(The Paper was laid on the Table)*

**Hon. Speaker:** Hon. Members, I hope you've got notebooks and keen in taking notes on the Papers laid because you will always have a tracker to get to understand which Papers were laid before the Assembly so that you are not taken a back when it comes to the accurate information. The Papers laid are very crucial and critical to the Assembly and especially the Hon. Members.

REPORT OF THE AUDITOR GENERAL ON THE COUNTY REVENUE FUND  
FOR THE COUNTY GOVERNMENT OF NAIROBI CITY COUNTY

**Hon. Moses Ogeto:** Thank you, Hon. Speaker. Pursuant to Section 229 (7) of the Constitution of the Republic of Kenya, 2010, I beg to lay the following Paper on the Table of the Assembly, today, Tuesday 6<sup>th</sup> June 2023:

The Report of the Auditor General on the County Revenue Fund for the County Government of Nairobi City County for the year ended 30<sup>th</sup> June 2022.

I beg to lay.

*(The Paper was laid on the Table)*

REPORT OF THE AUDITOR GENERAL ON THE COUNTY ASSEMBLY OF NAIROBI

**Hon. Moses Ogeto:** Hon. Speaker, pursuant to Section 229 (7) of the Constitution of the Republic of Kenya, 2010, I beg to lay the following Paper on the Table of the Assembly, today, Tuesday 6<sup>th</sup> June 2023: The Report of the Auditor General on the County Assembly of Nairobi for the year ended 30<sup>th</sup> June 2022.

I beg to lay.

*(The Paper was laid on the Table)*

REPORT OF THE AUDITOR GENERAL ON RECEIVER OF REVENUE  
OF THE COUNTY GOVERNMENT OF NAIROBI

**Hon. Moses Ogeto:** Hon. Speaker, pursuant to Section 229 (7) of the Constitution of the Republic of Kenya, 2010, I beg to lay the following Paper on the Table of the Assembly, today, Tuesday 6<sup>th</sup> June 2023: The Report of the Auditor General on Receiver of Revenue of the County Government of Nairobi for the year ended 30<sup>th</sup> June 2022.

Hon. Speaker, I beg to lay.

*(The Paper was laid on the Table)*

REPORT OF THE AUDITOR GENERAL ON THE COUNTY EXECUTIVE ON NAIROBI CITY COUNTY

**Hon. Moses Ogeto:** Hon. Speaker, pursuant to Section 229 (7) of the Constitution of the Republic of Kenya, 2010, I beg to lay the following Paper on the Table of the Assembly, today, Tuesday 6<sup>th</sup> June 2023: The Report of the Auditor General on the County Executive on Nairobi City County for the year ended 30<sup>th</sup> June 2022.

Hon. Speaker, I beg to lay.

*(The Paper was laid on the Table)*

SESSION PAPER NO. 2 OF 2023 ON NAIROBI CITY COUNTY LAND USE POLICY

**Hon. Moses Ogeto:** Hon. Speaker, pursuant to Article 185 (4) of the Constitution of the Republic of Kenya, 2010 and Section 32 (f) of the County Governments Act, 2012, I beg to lay the following Paper on the Table of the Assembly, today, Tuesday 6<sup>th</sup> June 2023:

The Session Paper No. 2 of 2023 on the Nairobi City County Land Use Policy.

I beg to lay Hon. Speaker.

*(The Paper was laid on the Table)*

SESSION PAPER NO. 1 OF 2023 ON NAIROBI CITY COUNTY DEVELOPMENT CONTROL POLICY

**Hon. Moses Ogeto:** Hon. Speaker, pursuant to Article 185 (4) of the Constitution of Kenya, 2010 and Section 32 (f) of the County Government Act, 2012, I beg to lay the following Paper on the Table of the Assembly, today, Tuesday 6<sup>th</sup> June 2023:

The Session Paper No. 1 of 2023 on the Nairobi City County Development Control Policy.

Hon. Speaker, I beg to lay this Paper. Thank you so much.

*(The Paper was laid on the Table)*

*(Hon. John Musila walked in)*

**Hon. Speaker:** Thank you, Hon. Majority Whip. Hon. Deputy Majority Leader, while you were away, your responsibility was taken over by the Majority Whip. So, you need to consult with him and catch up with the information. We may proceed, the Clerk.

### NOTICE OF MOTION

#### PROVISION OF MEDICAL SERVICES FOR THE COUNTY CONTRACT SERVICES CASUAL WORKERS

**Hon. Speaker:** Under order No. Six, we have Hon. Emmy Isalambo.

**Hon. Emmy Isalambo:** Thank you, Hon. Speaker. I beg to give notice of the following motion:

AWARE THAT, the County Public Service Board often approves sectors such as Mobility and Works to engage contract work services/casual employees to provide support to the County, their services cut across sections and include clearing of drainage system, gardening, landscaping and doing road works often for a period of more than one month; concerned that the workers are usually hired to provide such services often to a period of time and as a result of nature of the work they do, they are likely to pose risks to their wellbeing and health; acknowledging that for the period that the County engages the workers, the County and workers are deemed to have entered into an employer-employee engagement in the definitions contained in section 2 of the Employment Act, 2007; appreciating that Article 43(1) (a) of the Constitution of Kenya, 2010 entitles every person to the highest attainable standard of health, which includes the right to healthcare services, noting that Section 34 of the Employment Act, 2007 requires of employers to provide sufficient and proper medicine during illness, except when the employee is covered by a medical scheme provided by the Government; concerned that in the definition of Article 260 of the Constitution of Kenya, 2010 and Public Service Human Resource Policies, such employees are not in the categories of public or civil servants and leaves them vulnerable in terms of benefits related to wellbeing; this Assembly urges the County Executive to put in place structures, measures and guidelines on attendance to the medical needs of staff on short-term contracts/casual workers.

I beg to lay.

*(Applause)*

**Hon. Speaker:** Hon. Member, are you supposed to lay a Paper of give notice of Motion?

**Hon. Emmy Isalambo:** Sorry, I beg to give notice of Motion, Hon. Speaker. We are learning.

**Hon. Speaker:** It is allowed.

### PAPERS

**Hon. Speaker:** Hon. Members, before we proceed to Order No.7, we will go back to Order No.5. Under (i), (ii) and (iii), the said laid Papers are committed to the Planning Committee. Under (iii), (iv), (v), (vi), (vii) and (viii), the Papers are committed to the Public Accounts Committee. We may proceed.

### STATEMENTS

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REQUEST FOR STATEMENT REGARDING STATUS OF PAYMENTS  
OF ALL CONTRACTORS WHO HAVE COMPLETED THEIR PROJECTS

**Hon. Speaker:** Hon. Redson Ochieng.

**Hon. Redson Onyango:** Hon. Speaker, pursuant to Standing Order No.47 (2) (c), I wish to request for a Statement from the Chairperson of the Sectoral Committee on Transport and Public Works regarding the status of payments of all contractors who have completed their projects across the city, and particularly in Ngei Ward.

Hon. Speaker, the County recently embarked on major renovation works of placing cabros across the city, whereas various projects have not been implemented. Some areas of the County have completed road works, for instance Makuti Road in Ngei Ward was completed in September 2022 yet Scope contractors who worked on the said road have never been paid for their services.

Hon. Speaker, in the Statement, the Chairperson should inquire into and report on:

- i. Whether the County Executive has set aside a budget to pay the said contractor;
- ii. When the said contractor will be paid for their services;
- iii. List of all paid and unpaid contractors across the County; and
- iv. The steps that the County is taking to ensure that all pending bills are paid to the relevant contractors across the County.

**Hon. Speaker:** Chair, Transport, kindly give an undertaking.

**Hon. Musango Maithya:** Mr. Speaker, I ask for 14 days.

**Hon. Speaker:** Hon. Redson?

**Hon. Redson Onyango:** No problem, Mr. Speaker

**Hon. Speaker:** No objection?

**Hon. Redson Onyango:** No objection, Mr. Speaker,

**Hon. Speaker:** Thank you. Hon. Samson Jera, you have a request directed to the Lands, Planning and Housing?

**Hon. Samson Ooko:** Hon. Speaker, I would like to apologize because I had a statement to make this afternoon but unfortunately there are some mistakes that occurred during preparation. Kindly allow me to table it tomorrow.

**Hon. Speaker:** So the request stays deferred?

**Hon. Samson Jeera:** Yes, Sir.

**Hon. Speaker:** Thank you. Clerk, I hope you have captured that.

*(Statement deferred)*

The Chairperson Sectoral Committee on Water will give a response to a statement requested by Hon. Kennedy Oyugi. Is Hon. Oyugi in the House? The Chairperson, Water Committee? Clerk, kindly defer the said response to tomorrow.

*(Statement deferred)*

We may proceed.

## MOTION

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**Hon. Speaker:** I hope the Hon. Member of the Speaker's panel, Hon. Kimemia, is in good health. Most of you are aware that he was unwell. Mheshimiwa, now that you are present in the House, you can share with the Assembly your health status. We thank God that you are back on your feet. Glory to God.

**Hon. Members:** Amen!

Thank you.

**Hon. Antony Gathumbi:** Shukran za dhati, Bwana Spika. Nachukua fursa hii kumshukuru Mwenyezi Mungu mwenye mwingi wa rehema na wingi wa neema. Kwa kweli, afya yangu ilikua imedhoofika, kuzungumza ninavyo zungumza singeweza. Nilikua mwenye uchungu mwingi sana. Kwa hivyo, ningependa kuchukua fursa hii kusema asante kwa walioniombea na kusema kua dua zao na maombi Mwenyezi Mungu alisikia na kuitika. Pia, ningependa kuchukua fursa hii kumshukuru mke wangu kwa kunijalia hali na kunihudumia mpaka nikamfanya kuzeeka kwa mda wa siku chache. Wajumbe wenzangu, asanteni sana na naomba tumshukuru Mungu tukiwa pamoja kwa sababu nilifikiri muda wangu ulikua umefika wa kuondoka. Nguo zangu sasa ni za kupandisha juu na itabidi nitafute nguo zitakazo nishika vizuri. Najua Mwenyezi Mungu atanipa na ataendelea kunionea rehema na neema. Tumariki Mwenyezi Mungu. Asanteni. Nitarejelea mswada ambao uko mbele yangu.

SPECIAL AUDIT ON THE COMPLIANCE AND OPERATIONS OF THE BUILT ENVIRONMENT  
AND URBAN PLANNING SECTOR TO REVAMP THE SECTOR

**Hon. Antony Gathumbi:** THAT, aware that paragraph 8 of Part 2 of the Fourth Schedule to the Constitution of Kenya, 2010 provides for the functions of the County Governments, which include planning, housing and land survey and mapping; further aware that the Nairobi City County Urban Planning and Housing Department has suffered critical management issues, organizational deficiencies and unfavorable socio-economic conditions that have led to poor urban planning and development; concerned that lack of efficient enforcement of building and planning legal framework has led to environmental degradation, haphazard physical developments, increased levels of pollution across Nairobi and disasters such as collapse of buildings; further concerned that the Sector of Lands, Urban Planning, Urban Renewal, Housing and Projects Management is understaffed and the available officers are not adequately facilitated to undertake their duties which may have contributed to increasing disasters where Nairobi residents have lost their lives and property due to unscrupulous, substandard buildings and construction works approved by the sector; noting that even with such blatant failure, no one has been held responsible to date for the endless disasters that bedevil the city due to lack of accountability within the Planning Department that fuels approval of substandard and illegal construction works except knee jerk reactions of interdictions and dismissals; realizing that if nothing is done urgently to revamp the Sector, the city risks continued avoidable loss of lives through disasters; this Assembly resolves that the County Executive in conjunction with the Office of the Auditor General to conduct a special audit on the compliance and operations of the Built Environment and Urban Planning Sector with a view to establishing an effective, efficient and reliable department that can better plan and organize the City and report within six (6) months upon approval of this Motion.

Mr. Speaker, the issue before me is about revamping this sector, which has since changed its name to Build Environment and Urban Planning Sector. Mr. Speaker, you will realize that sub counties such as



Makadara and Kasarani have only two planning and compliant officers, very few enforcement officers, staff and vehicles. Some sub counties even share vehicles in these areas. This Motion seeks to ask this House to urge the Governor and the relevant department to facilitate employees of this department.

Whenever a building collapses, we are quick to shift blame to the employees yet they are not well facilitated. For example, if an employee of the department realizes that a building needs to be brought down, they do not have equipment's like scanners, large tractors to pull down buildings so they will just watch and wait as the building continues being built in a haphazard way. Many officers move around physically with files to give notices. There is need for offices to be built in every level.

Mr. Speaker, you realize that our planners are also wrongly accused of buildings which have not been built according to the required standards yet they have no capacity for quality assurance. There are people who are responsible for quality assurance and they should be held responsible whenever there are issues of substandard building materials. I therefore request that this responsibility to be removed from planners and should be solely the responsibility of the KEBS Department.

I request my colleague, Hon. Emily Oduor to second this Motion. Thank you very much, Mr. Speaker for this opportunity.

**Hon. Emily Oduor:** Thank you, Mr. Speaker and welcome back. You always welcome us back but very few people welcome you back; you are the father that gives but does not receive. We thank God that you are in good health. May God help you to lift this County to its highest performance.

I stand here to support this Motion. It is not only that department that is understaffed, as the mover has said, most of our staff who were qualified for the last five years have retired and have not been replaced. Some of the people who are holding these posts are not qualified. When buildings come down we blame them yet they do not have the qualifications to help them determine whether buildings are strong enough.

I think it is high time that our County goes digital. There are so many buildings that have come up. In some areas, you find a ten storey building on one side and another one on the other side and the foundation may be weak. If the person in the middle does not do a strong foundation, this house will definitely come down. This can only be done if we go digital and the department can be able to tell them the far they can go. Currently, that is missing.

It is very sad to hear what our staff at the sub-county level are going through, they move with their files. These are very crucial documents for Nairobians yet they do not have a means of transport to carry them. These people require facilitation. Because this is a very important sector, there is need to employ qualified staff so that we stop blame game whenever buildings come down and even for keeping of records. There are cases where buildings come down and you cannot be able to trace the owners of these buildings. You may be having the name of the owner as per the records, but you find that the person died five years ago and this means that the true owners of these properties are not known. If there were good records, we could be able to follow up and know the real owners of these buildings and whether they pay rates. We should not sack the county employees when buildings come down. With that, Hon. Speaker, I beg to second. Thank you.

**Hon. Speaker:** Thank you.

*(Question proposed)*



**Hon. Speaker:** Hon. Members, we are in plenary, you may contribute. Hon. Jera.

**Hon. Samson Ooko:** Thank you, Hon. Speaker.

**Hon. Speaker:** The Chair of ICT, please do something about our microphones. Do we have the Chair ICT in the House? Who is the Chair of ICT? Hon. Njogu, please.

Hon. Member, you may proceed.

**Hon. Samson Ooko:** Hon. Speaker, first, I wish Hon. Kimemia quick recovery. I am sure that most Members did not know that he was sick. For those who knew, I am sure that they have supported him through prayers. We are very sorry and wish you quick recovery. This House could have lost a person who has got a wealth of experience, a very humble and kind person. God wanted him back and that is why he is here.

Contributing to this Motion, I want to be brief and mention that many people have lost money, properties and life because of houses built in a hurry. They do this may be because the money they have was not acquired in the right way. They build these houses without following regulations and the law, and we end up losing many lives. Something need to be done in the Planning Department to ensure that houses that are being constructed within the County follows the law and the laid down procedures. Otherwise, we will lose many people.

Mr. Speaker, in Nairobi, the data of people who have lost their lives during such constructions is really huge. Laws need to be put in place for those who go against the regulations of how to build houses and duration as well. Otherwise, we will be giving people authority to build houses, and this is done within a very short time and they do not even give cement enough time to dry. We need to follow on this as a County Government because at the end of it all, the owner of the house will lose his money. The people who rent these houses also lose their lives.

In this regard, I want to congratulate Hon. Kimemia for coming up with this Motion. Laws need to be put in order to regulate the building of houses in the city because it will help in reducing the number of deaths and also save money. I also heard him talk of understaffing in the County. It is also important to ensure that every department that deals with the areas of concern of very important aspects of life must be staffed properly. When there is understaffing, staff overwork and get tired and assume duties assigned to them. We must put regulations so that we can be able to succeed in whatever we are doing. I support it fully. Thank you so much.

**Hon. Speaker:** Thank you. Hon. Diana.

**Hon. Diana Mwangangi:** Thank you, Mr. Speaker. Hon. Kimemia, we thank God that you are back in good health and ready to prosecute good Motions like the one before us today. This is a very good Motion. It is not about having sound buildings and structures within the County, but it also aims at saving lives. We cannot continue sitting here and allowing people to gamble with the lives of Nairobi residents. There have been problems on how some of the buildings have been constructed in this city and much has been blamed on different arms.

This Motion, by seeking an audit of the compliance and operations, will help the Executive to unearth where is the problem. I have heard a mention of the staff; this will help the Executive to know whether they have competent staff. We must not lay a lot of expectations on the staff and yet the Executive is not giving them a conducive environment. This includes their salaries, equipment and vehicles to move around while

doing the monitoring and evaluation. They need to go on site to know whether the slab or the casting has been done well. The audit will be able to also unearth whether we have qualified personnel who will be able to determine whether a slab has taken enough time to cure or whether the casting has been done well. Even during the excavation stage, they will be able to know whether it has been done well and whether the right materials have been used at the respective stages. This can only be done if this Motion is passed by this House and the Executive is able to implement it. With that, Mr. Speaker, I beg to support.

**Hon. Patrick Macharia:** Thank you, Mr. Speaker Sir. I am so happy to be back to this House. While we were in recess, I met the people of Hamza and they sent greetings to you, Mr. Speaker.

**Hon. Speaker:** Well received.

**Hon. Patrick Macharia:** I want to thank my neighbor and my senior because we are from the same constituency. I want to tell him that this Motion is timely because our area is subject to some of these disasters caused by poor planning.

Mr. Speaker, the Executive should have a planning section in each and every sub county, which should have planners and all those officers needed to approve buildings. For example, in my sub county, we only have two planners who serve four wards. So, I believe we have a gap in that area. We are calling upon the Executive to do a recruitment of such people in line with the Governor's plan of bringing up boroughs

Mr. Speaker, Sir, most of the issues that we are facing as the MCAs are about poor drainages. These are caused by people who even construct on top of these drainages. Like today, I went with the Engineer Nyaga to my area, we found someone has built in between a shopping centre. It is causing havoc and diseases among the people of that area because someone built on top of a drainage. If we have qualified people who shall be even recruited if we have less personnel, some of these phone calls that we receive as MCAs, we shall not get them anymore. If you go to any ward in Nairobi, you will not go a meter without getting a sewage blockage. These are some of the predisposing factors we get because of not having good planners in this sector.

Mr. Speaker, if every sub county can have a well-structured planning department, this will not only make sure that our buildings are safe, but it will also raise the revenue that we collect as a County. These people will be responsible for making designs and even approvals at that sub county level without even getting here. So, it is one way of us increasing the revenue.

I support this Motion, Mr. Speaker. I believe that it shall be implemented, not like any other business that we have passed here before without implementation. Thank you, Mr. Speaker, Sir.

**Hon. Speaker:** Thank you. Hon. Antony Maragu.

**Hon. Antony Maragu:** Thank you so much, Hon. Speaker. I take the opportunity to welcome back our Hon. Member, my namesake, Hon. Antony Kimemia. Also to note, we have with us Hon. Mandevu who is also back. We are aware and sympathize with the tragedy that befell him. It is also good to be back to the House because it is an opportunity for us to meet. There are Members you will never see around these precincts during the recess, among them are the likes of Hon. Kimondo there.

Mr. Speaker, I take this opportunity to rise and support this Motion. From what we have seen previously, when these disasters befall our people, those that are mostly affected are the very people who are at the bottom of the pyramid as far as the department is concerned. These are buildings where approvals

have been gotten from these offices that are nearing this Assembly. Many at times, and it is not a secret, money has changed hands and approvals have been given. The people who bear the biggest responsibility are left out when it comes to answering questions. The people who are at the bottom in the sub counties are the first to bear the brunt of the disasters.

Hon. Speaker, this Motion is timely. Time has come when we must be ready to revamp the department to avert disasters. One of the ways of avoiding disaster is to avert it. Noting too well that we have also resumed session together with our bigger brothers in the National Assembly, we have to be ready because the regime of the day is focused on turning this city into a concrete jungle. We have already seen the mood of the regime. The budget proposal that they have before the floor of the National Assembly, chances are they will go against the will of the people and vote for that budget. What I am trying to say is that we have to be ready; our department has to be ready so that when they come and want to take shortcuts as far as housing levy, we must have more people in those estates to ensure that – we are all aware, Hon. Speaker, and you will forgive me, I do not feel very confident with the operations of the regime of the day. We must have our eyes there as the County to ensure that they do not also build houses that will turn out to be major disasters in this city. Forgive my reservations, but I support this Motion so that we have a department that is ready for what is almost coming. Thank you so much. I rise to support.

**Hon. Speaker:** Hon. Emmy.

**Hon. Emmy Isalambo:** Thank you, Hon. Speaker. Thank you the initiator of this Motion, Hon. Kimemia, it is such a great Motion.

First, I will talk about the digital way. When the County Executive is looking at the digital way, they should try to make the people understand how this thing is really going to work. Maybe by making sure when you build a house, you install fire sensors to warn one in case of fire breakout. They should also have CCTVs put in place to avert robberies and other damages, it will be very useful. Also, some buildings, especially tall ones should have lifts. All buildings should also have ramps for people living with disabilities.

Therefore, our Executive should go back to the drawing board, revamp a lot in this sector and do for the Nairobians what they promised, especially when the Governor said Nairobi must work. With those few remarks, I support the Motion. Thank you.

**Hon. Speaker:** Thank you. May I call the mover to reply, please?

**Hon. Antony Gathumbi:** Thank you very much, Mr. Speaker. I want to thank the Members who have contributed to the Motion. The support has been overwhelming. Just before I go to the supporters of the Motion, I want to reiterate the needs to be done in this department. In terms of mobility, we need gadgets like tablets to access the system, armed security because some areas are not accessible without armed police, a vehicle for each sub county for routine surveillance, and officers to be issued with offices that are equipped with better working conditions. We are also speaking about allowances like officers' overtime. The department and the Planning Committee should also look into ensuring the planning online system is well maintained to avoid being on and off, like it has been for a month now.

Thank you very much, Madam Emily Oduor for seconding the Motion and emphasizing on the digital part of it. Mheshimiwa Katile, mine is just to greatly thank you for bringing up the issues of allowances and salaries that these officers require so that we motivate them. Mheshimiwa, Jera insisted on savings and

avoiding lives being lost through proper planning and laws. Thank you, very much, Hon. Dr. Pato. Thank you very much, my neighbour and my junior, he spoke about the poor drainage systems. We need qualified people in this department. The sewers are in bad shape; I agree with you. Every day in Jericho, I am dealing with sewer, and at times this money comes from our pockets to have the youths come and clear the sewers. You also spoke about increasing the revenues. If we have a proper department, this will help the County collect good revenue from this sector.

I want to thank Mheshimiwa Antony, who has left. He talked about averting disasters. Thank you very much. Hon. Emmy, thank you very much for your issue on digital matters. You mentioned about having good officers who will see that PWDs are taken care of, and make sure lifts and CCTVs are there. I want to thank you very much for your contribution to this Motion.

Mr. Speaker, without further ado, I just want to thank everybody. I reply.

**Hon. Speaker:** Thank you, Hon. Kimemia.

*(Question put and agreed to)*

## COMMUNICATION FROM THE CHAIR

### BEREAVEMENT OF HON. MEMBERS

**Hon. Speaker:** Hon. Members, while we were on recess, we had several misfortunes that befell two of our Members, that is, Hon. Moses Mutinda, may be he could be having a word, and Hon. Lydia. Please, in under one or two minutes, you can share your emotions with the Members. Starting with Hon. Moses, please.

**Hon. Moses Kitema:** Thank you, Mr. Speaker. Yangu nikushukuru sana *Members* wote kwa sababu wakati nilipopatwa na msiba, mliweza kutembea na mimi kwa karibu na mkanipa nguvu mpaka machozi ikapotea. Nilishukuru sana, tukianza na Spika sababu uliongoza *Members together with the House Leadership* hadi nyumbani. Nashukuru sana na ninasema ni vizuri tuendelee na huo umoja. Wakati mtu akipatwa na jambo kama hili, tuendelee kuwa na hiyo uhusiano wa karibu na kusaidiana. Asante sana.

**Hon. Speaker:** Thank you. That is Hon. Moses, who actually lost his wife in a road accident. We have Hon. Lydia, who lost more than five family members in a tragic road accident. Hon. Lydia, please.

**Hon. Lydia Akoth:** Habari yenyu nyote. Kwanza, ninasema asante kwa mwenyezi Mungu kwa kutupatia uhai siku ya leo. Ningependa kusema asante kwa Spika *and the whole House Leadership*, upande wa *Majority and Minority*. Pia, nashukuru *Members* wale walisimama na mimi wakati nilipopatwa na msiba. Nilipoteza *seven members of my family* na nilipewa ripoti nikiwa *Trade Committee Retreat in Mombasa*. Ilikuwa tarehe tano Mei ambapo nilipigiwa simu. Kulikuwa na matanga huko Homabay ya *in-law* wetu ambaye alikuwa ameaga. Familia yetu ilikuwa inaenda *burial* na wali *hire school bus*. Unajua vizuri huko nyumbani watu wanapenda kusafiri kwa *school bus*. *My family members* walikuwa watu 43 kwa basi. Walipofika Kendubay, basi ili *lose control* na ikaanguka. Tulipoteza *8 members, one of them* alikuwa ni mama ambaye alikuwa ni rafiki ya shemeji yangu moja. Kwa familia yetu, tulipoteza watu saba ambao ni *my two mothers, two cousins and two uncles*.

Yalikuwa mambo magumu lakini kwa sababu Mungu ni Mungu, amefanya bado tuko. 33 *people* ambao ni *members* wetu wa familia walilazwa hospitalini wakiwa hali mbaya. Hadi sasa, karibu watu wanane

bado wamelazwa hospitali. Wengi wao wametolewa hospitalini na wanatibiwa nyumbani sasa. Nimeshukuru sana the *whole House* kwa kusimama na mimi. Asanteni sana.

### ADJOURNMENT

**Hon. Speaker:** Thank you, Hon. Members. Coming to the conclusion of the business of today, the House stands adjourned to tomorrow, Wednesday 7<sup>th</sup> June 2023 at 2.30 p.m. Thank you, and enjoy your evening.

**The House rose at 3.53 p.m.**