



COUNTY GOVERNMENT OF NAIROBI CITY

THIRD ASSEMBLY – (SECOND SESSION)

NAIROBI CITY COUNTY ASSEMBLY

VOTES AND PROCEEDINGS

TUESDAY, JUNE 13, 2023 AT 2.30PM

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

QUORUM OF THE ASSEMBLY

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

The temporary Speaker (Hon. Diana Katile, MCA) having confirmed that there was a Quorum at the expiry of 10 minutes called the Assembly to order.

3. COMMUNICATION FROM THE CHAIR

The Speaker conveyed the following Communication: -

SUBMISSION OF WDF PROJECTS

“Hon. Members, my Office is in receipt letter Ref. of a NCC/WDP/VOL.1/061/2023/JMK dated 8th June 2023 from the Chief Executive Officer (CEO) for Nairobi City County Ward Development Programme.

Hon. Members, in the letter, the CEO notes that a majority of the projects already submitted by Hon. Members following the earlier request are being undertaken by other agencies. This is a result of proposals made by the respective area Members of Parliament through the Constituency Development Fund (CDF).

Consequently, **Hon. Members,** you are requested to re-submit other priority projects for Financial Year 2023-2024 for your respective Wards on or before close of business, Wednesday 14th June 2023.

Hon. Members, while doing so, kindly note that each Ward has been allocated Ksh. 23,000,000 and you may liaise with the office of the CEO should you need any clarification on this particular matter.

I thank you Hon. Members and you are so guided.”

4. PAPER LAID: -

The following paper was laid on the Table of the Assembly pursuant to Article 183 (3) of the Constitution of Kenya 2010:-

I. THE NAIROBI CITY COUNTY REPORT OF THE TASKFORCE ON HEALTH REFORMS.

(The Hon. Joyce Muthoni, Deputy Minority Chief Whip)

5. NOTICE OF MOTION: - HON. SOSPETER MUMBI, MCA

The following notice of motion was issued: -

THAT, aware that Article 42 of the Constitution of Kenya, 2010 provides for the right of every person to clean and healthy environment; further aware that solid waste management, which is a function of the County Government, remains a serious challenge to the Nairobi City County Government and residents; **CONCERNED THAT** the implementation of waste management faces numerous challenges ranging from inadequate capacity to handle the challenge, corruption within and beyond the County Government, cartels, and lethargic nature of staff and citizens faced with apathy and collective responsibility for waste management; **ACKNOWLEDGING THAT** solid waste is an emerging health threat to both levels of government and underscoring its effect on the lives of the people living in Nairobi and the environment and well-being of the city; **FURTHER ACKNOWLEDGING** that the County Government enacted the Nairobi City County Solid Waste Management Act, 2015 whose operationalization has not been realized; this Assembly urges the County Executive to urgently develop the Solid Waste Management Regulations pursuant to Section 38 of the Nairobi City County Solid Waste Management Act, 2015 to provide for establishment of waste collection and management of SACCOs in every ward in order for them to be registered and authorized to collect garbage in an organized manner across the city.

6. STATEMENTS: -

The following statements were responded to pursuant to Standing Order 47(f) :-

- i. The Chairperson of the Sectoral Committee on Transport and Public Works from Hon. Redson Otieno, MCA regarding delayed completion of earmarked road projects in the County, particularly Sokono and kibicho Road projects in Ngei Ward. **(Response satisfactory)**
- ii. The Chairperson of the Sectoral Committee on Transport and Public Works from Hon. Joseph Ndung'u, MCA regarding poor street lighting in the County and in particular on Juja Road in Starehe Ward. **(Response satisfactory)**
- iii. The Chairperson of the Sectoral Committee on Transport and Public Works from Hon. Joseph Ndung'u, MCA regarding dilapidated roads across the City particularly in Makongeni Road in Ruai Ward. **(Response satisfactory)**

7. MOTION - CONSTRUCTION AND RETICULATION OF SEWERAGE SYSTEM IN THE COUNTY

Motion Made and Question Proposed;

THAT, aware that Article 43(1)(b) of the Constitution of Kenya 2010 guarantees every person the right to accessible and adequate housing and reasonable standards of sanitation; and the Constitution in Part II of the Fourth Schedule apportions water and sanitation function to County Governments; **ACKNOWLEDGING THAT** Sustainable Development Goal 6 seeks to achieve access to adequate and equitable sanitation and hygiene for all and end open defecation, paying special attention to the needs of women and girls and those in vulnerable situations.; **COGNIZANCE THAT** despite lack of proper legal framework, Nairobi Water and Sewerage Company, on behalf of the County administers the services of reticulation of residential, commercial and industrial entities to sewerage disposal but the company is facing a challenge of adequately covering the entire county in terms of provision of sewerage disposal services; **NOTING THAT** that some entities and residential operate private sewer holding facilities and pit latrines within their compounds which fill up during rainy season and begin to spill to the environment exposing the residents to risk of contracting hazardous diseases; **CONCERNED THAT** the County's informal settlements are facing serious challenge of management of sewer where waste is directly released to rivers which often pass through the settlements; and that those that have private arrangements for sewer end up filling up and leaking onto the surface exposing residents to diseases because of lack of proper sewerage facilities and trunks passing through the areas; **FURTHER CONCERNED THAT** AS the population continues to grow, the County will face even a bigger problem if it does not put in place proper measures including installation of sewer trunks and expanding the existing infrastructure and connect as many entities as possible; this Assembly urges that:-

- i. Nairobi City County in conjunction with Athi Water Works constructs sewer trunks through informal settlements within the County;
- ii. Nairobi City County seeks partnerships with non-governmental organizations (NGOs) to install sewer lines within informal settlements and embark on a drive to connect entities and residential housing units to the sewer lines;
- iii. Formulate a sanitation policy to guide the provision of sanitation services within the county, to provide a framework for accessible sanitation services and to provide and basis for a law to guide sanitation services in the County.

(Hon. Joyce Muthoni, MCA)

Debate ensued;

Mover replied;

Question put and **agreed to**;

And the time being ten minutes past four O'clock the temporary Speaker adjourned the Assembly without Question put pursuant to the Standing Orders.

MEMORANDUM

The Speaker will take the Chair on
Wednesday, June 14th, 2023 at 2.30 p.m