



COUNTY GOVERNMENT OF NAIROBI CITY

THIRD ASSEMBLY – (THIRD SESSION)

NAIROBI CITY COUNTY ASSEMBLY

VOTES AND PROCEEDINGS

TUESDAY, MARCH 19TH, 2024 AT 2.30 P.M.

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

QUORUM OF THE ASSEMBLY

The presiding Speaker (Hon Antony Kimemia, MCA) having confirmed that there was no Quorum caused the Bell to be rung for Ten minutes.

And there being a Quorum at the expiry of the ten minutes, the presiding Speaker called the Assembly to order.

3. COMMUNICATION FROM THE CHAIR: -

Parking area Members of the County Assembly

“Hon. Members, I have the following communication to convey; -

Hon. Members, You will recall that at the Assembly Sitting held on 13th February, 2024, I issued a comprehensive communication regarding parking of your vehicles in the designated parking slots.

In my aforementioned communication, I informed you of my receipt of a complaint letter from a public lobby group called RLO Associates accusing the Honorable Members of parking their vehicles on pedestrian walkways and /or lanes on carriage ways thus denying pedestrians their right of free and safe movement along Wabera Street.

Hon. Members, the County Assembly is in receipt of a Constitutional Petition No. 145 of 2024 suing the County Government on improper parking of vehicles along Wabera Street and Mama Ngina Street.

Hon. Members, the County Assembly was allocated parking slots along City Hall Way, Mama Ngina Street, Wabera Street and a section of Taifa Road which clearly marked and labelled.

Hon. Members, I want to reiterate my earlier communication that it is inappropriate and unfortunate for Members to continue parking on the pedestrian walkways despite being allocated well labelled parking slots on the aforementioned Streets.

Hon. Members, I also reiterate on change of strategy by parking boys/men who have resorted to ushering members of the public into parking slots designated for the County Assembly thus hindering the Honorable Members from accessing the parking slots.

Hon. Members, Section 16 of the County Assemblies Powers and Privileges Act, 2017 provides for breach of privileges if a Member conducts himself or herself in a manner which, in the opinion of the Committee on Powers and Privileges, is intended, or is likely to reflect adversely on the dignity or integrity of a County Assembly, or of the Members or to be contrary to the best interests of a County Assembly or its Members. It shall be considered a breach of privileges should a Member Park at undesignated places and relevant action shall be taken pursuant to the provisions of the County Assemblies Powers and Privileges Act, 2017.

Hon. Members, I therefore direct the office of the Directorate of Security Services through the office of the Clerk to: -

1. Ensure that all Members of the County Assembly and staff park their vehicles in the designated parking slots;
2. Ensure that the designated parking slots are only used by the Members of the County Assembly and staff of the County Assembly; and
3. Liaise with the County Inspectorate Department to ban and enforce the ban of assisted parking propagated by parking boys/men. It is so directed, Thank you.”

4. STATEMENTS PURSUANT TO STANDING ORDER 47(2)(a)

The following statement was responded to: -

The Chairperson of the Sectoral Committee on Lands, Planning and Housing gave a response to a statement requested by Hon. Anthony Kimemia, MCA regarding alleged inadequate public participation during the roll out of the County affordable housing programme in the County, specifically in Jericho in Harambee Ward.

5. MOTION – HON. SOSPETER MUMBI, MCA

Motion Made and Question Proposed

THAT, aware that Article 43 (1) of the Constitution of Kenya 2010 provides for the right of every person to access clean and safe water in adequate quantities; **further aware** that paragraph 11 (b) of Part Two of the Fourth Schedule to the Constitution provides for County public works and services including water and sanitation services as a function of the County Government; **cognizant** that the County has various public areas that were designed to provide free clean drinking water to residents within the County; **concerned** that such designated areas stalled and are no longer in operation the word “Nairobi” which comes from the Maasai phrase ‘Enkare Nyrobi’, which translates to “cool water”; **further concerned** that most hotels and restaurants do not provide free clean, drinking water to their customers; **acknowledging** that County water and sanitation services includes county-specific water and sanitation asset development, asset management and related water supply and sanitation service provision for the realization of the human right to water and reasonable sanitation standards in the County, this Assembly urges the County Executive to:-

1. Rehabilitate the existing stalled public points designed to provide free and clean drinking water to the residents of Nairobi City County; and
2. Develop a policy compelling hotels and restaurants across the County to provide free and clean drinking water to clients at their premises.

Debated ensued;

Mover replied;

Question put and agreed to.

6. ASSEMBLY ROSE - at Eighteen Minutes to Four O'clock.**MEMORANDUM**

The Speaker will take the Chair on

Wednesday, March 20th, 2024 at 2.30 p.m