

COUNTY ASSEMBLY OF NAKURU

THE HANSARD

Tuesday, 10TH May 2022

Assembly Building

The House met at 11: 00am

[The Speaker (Hon. Joel Kairu) in the Chair]

PRAYER

The Speaker (Hon. Joel Kairu): Honorable Members good morning. Welcome back, I know it been a difficult moment for many of us but God is good at all times, the grace of God is sufficient for whole of us and we are back here for the last session. All things happened according to his will, those of you who succeeded and those who did not succeed God have a plan for every one of you. I will give you time today to encourage each other because we are one family. Clerk next order.

COMMUNICATION FROM THE CHAIR

RESUMPTION AFTER LONG RECESS

The Speaker (Hon. Joel Kairu): Honorable Members I have a Communication to make as usual and as our tradition when we open, the speaker has to make some communications. Allow me to make this Communication-

Honorable Members, it is my pleasure to welcome you back for the final part of sixth session of the Second Assembly that commenced in August 2017. The County Assembly of Nakuru is set to resume its regular sittings today Tuesday 10TH May 17, 2022 after a one-month long recess period in accordance with the House Calendar. Noting that this being an election year the Members were extremely engaged during the one-month recess owing to rigorous political parties' activities and nominations, which took place across the Country.

It should be noted that we are at a verge of exhausting our Constitutional term of office and we only have one month to accomplish the promises that we made to our people to whom we have a social contract with. This therefore means that we all must put more effort in the cause of executions of our Legislative Mandate to complete all pending businesses. It is worth noting that Committee sittings will be ongoing as usual, the schedule of Committee sittings remains unchanged to ensure that there is a seamless operations in Committee's Work without any interference.

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To this end, various House Committees are therefore urged to plan the pending Committee Work within the schedules. The key priority business on resumption will include all Budget related business activity including the consideration of the County Budget Estimates and the Appropriation Bill. The following pending business should be completed before the break for the sin-die recess on 8TH June 2022.

These Bills include;

The Nakuru County Evaluation and Rating Bill No 10 of 2019, sponsored by honorable Peter Kajwang

The Nakuru Housing Estates, Tenancy and Management Bill No 4 of 2019 sponsored by Honorable Joseph Mungai.

The Nakuru County Land Management Bills No 3 of 2017, which was sponsored by honorable Stephen Ng'ethe.

PENDING STATEMENTS

Honorable Members we have pending Statements and I think it is important that this statements be availed,

The Chairperson for the Committee on Early Childhood Education and Vocational Training is to issues a Statement requested by Honorable Joseph Murage concerning the status of ECD Classroom at Nyondia Primary and Nyakinyua ECD in Malewa West Ward.

The Chairperson for the Committee on Roads and Public Works to issue a Statement requested by Honorable Zacharia Kahiro concerning the distribution of Conditional Grants by the Kenya Roads Board within the County.

The Leader of Majority to issue a Statement requested by Honorable Jackson Githua concerning distribution of Headquarter Projects in the County.

The Chairperson for the Committee on County Roads and Public Works Honorable Machembu to issue a statement requested by Honorable Jackson Githua concerning construction of Stage ya Haramu- Geshimo Kiambugo road in Mau Narok Ward.

The Chairperson for the Committee on lands and Physical Planning to issue a statement requested by honorable Daniel Mutai concerning land subdivisions in Mosop Ward. The Chairperson for the Committee on Environment, Energy, Water and Natural Resources to issue a Statement requested by Honorable Grace Mwathi concerning quarry activities in Bahati Ward.

PENDING PETITIONS

Honorable Members, we have Petitions that have been pending in this House. And his magic was that these petitions be expedited and be discharge of.

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The following Petitions are still pending:

1. Petition by Nakuru stakeholder's forum intervention of the County Assembly to ensure workers engaged at the suspended Itare dam are paid their standing dues. That is in the labor gender, youth and social welfare.
2. Petition by John Ndune Mwangi concerning suspension and dismissal of defunct Nakuru municipality. Suspension of workers and local municipality. This Petition is before labor, gender, youth and social services.
3. Petition by residents stakeholders of Mawanga market in Kiamaina Ward, the formation of new market. Committee of trade tourism cooperative and planning.
4. Petition by residents of Mwaki Mugi sub location concerning construction of Kabatini Ward social hall in the area as resolved during the public participation under the budget and appropriation committee.
5. Petitioned by Joseph Ngugi seeking review of revenue allocation of Lare ward to match the population and geographical size catering Lare and Naishi which were merged to form Lare ward. This is before the Finance Committee.
6. Petitioned by John N. Muthoni seeking the assembly's intervention on rapid water disconnection by NAWASCO in Menengai ward this is under Energy Environment and Natural sources.
7. Petition by Mirera Maruti concerning community in Hell's Gate ward seeking the intervention of county assembly with regard to pollution of a bakery industry, Located within the residential area these under Energy Environment and Water and natural sources committee.
8. Petitioned by pyrethrum processing company of Kenya PPCK seeking the intervention of county assembly with regards to awarding 100% waiver to PBCK on outstanding land rates rent, accumulated penalties and principal rate arrears within the Nakuru municipality. Covering Nakuru east and west sub counties amounting to 83,607,263. This petition is before the Finance Committee.
9. Petitioned by Nakuru County Youth seeking the intervention of the county assembly regarding Revoking the appointment of Mrs. Sylvia Acheng Onyango as an executive committee member for youth, Gender and sports. This I think was discharge by the appointment committee.
10. Petition by Torobwek community of Nakuru County seeking the intervention of county assembly regarding the resettling and legitimizing their existence in the county. That petition is before Lands housing and Physical Planning.

Honorable Members, I wish to thank you for all the spirited work that has culminated in this House largely achieving its core business objectives.

To this end the Assembly boasts of passing a total Bills, Motions and other Budget Policy.

It is my hope that the next assembly will emulate the good example set by you Honorable Members. I welcome you back and wish you a period of fruitful deliberations. *Asante sana*.

I know we have a challenge, some of the chairs are vying for other seats, especially the labor which has a lot of business. So, we request the vice chair for that committee to really expedite on these matters.

At this juncture I want to open up for anyone with a comment on the communication before we go to the next business.

Hon. Daniel Kiriethe: Thank you so much. For this moment. From the onset I want to congratulate you for bagging the Jubilee ticket in Nakuru East. And also congratulate Hon. Kamau for bagging Nakuru West UDA and also other members like Hon. Mwathi, myself and all other members who are not here who will be in the ballot come August, Honorable Kamwana also bagging Jubilee ticket, Hon. Cecilia also in Jubilee. I congratulate all of you. *Kwa wale ambao hawakupata* there always tomorrow we live to fight another day.

Speaker sir, on the spirit of brotherhood, I can remember last time when we were vying you supported us so much with resource caps, lessos and posters. Having stayed with you for the last five years I think you can also extend the same hand to those members vying with Jubilee, UDA and also independent because we are all your children. So, Mr. Speaker, sir, we are looking forward for your assistance during these hard moments. Thank you.

The Speaker (Hon. Joel Kairu): Well noted. Hon. Kamau Githengi. On that note, when we get there, I ask for your vote for Deputy Speaker.

Hon. Kamau Githengi: Thank you Mr. Speaker sir. I was on that issue of Itare Dam. As a Committee, we had done our level best to know about our casual laborers who were not being paid but at the end of the day, the total function was performed by the National Government. I think that Petition should have been taken to the National Assembly but not to the County Assembly because the County Assembly and even the Executive were not involved in the functions of Itaare Dam. My Committee has sole mandate to do the follow up of the casual laborers who were not being paid. Thank you.

The Speaker (Hon. Joel Kairu): I concur with you Hon. Kamau Githengi but a petitioner needs to be informed. The Clerk to that Committee should inform the petitioner to forward that Petition to the National Assembly. We strike it from our case list. Hon. Maru.

Hon. Rachael Maru: Thank you Mr. Speaker sir. I want to thank the petitioner because you find that in our area, most of those people who were working for Itaare Dam have not been paid up to this time. They have really suffered a lot. I really appreciate for bringing the Petition in this Assembly though we have discovered that it is supposed to be in the National Government but I really thank you for considering those people. Thank you.

The Speaker (Hon. Joel Kairu): Thank you Hon. Maru. Hon. Wanango then I come to Hon. Mutai.

Hon. Simon Wanyoike: Thank you Mr. Speaker sir, on my side, I take this opportunity to congratulate Honorable Members wale *walipata tikiti* after nominations, starting with you. *Pongezi sana. Huu ni wakati mgumu sana.* This final lap *ni wakati mgumu sana kwetu sisi* Members *sababu sasa hapa* we are mixed up. Tuko na Hon. Members who lost *na wale wameshinda na ukiangalia hata vile nyumba imekaa, utaona huzuni kidogo sababu sio kawaida umekalia ile kiti na kwa mawazo yako, unaona kuna vile hautarudi kwa hii nyumba.* *Nataka niambie* Members there is Always tomorrow *kwa wale hawakupata na hata tukitoka nje, tusipotee kwa Wanjiku. Wanjiku huwa hasahau.* I remember when I was elected in 2007 tukiwa na akina Keriethe. *By then, I was a councillor. Mzee mmoja* by the name *councillor Wachira aliniambia miaka mitano* is a trick of an eye. *Wengine huwa wanachaguliwa wanaona kama miaka mitano ni 100 years lakini huwa inaisha haraka sana.*

Unajipanga na kama huna pesa, ujue utatoa wapi. Wakati wa kulia hapa and I said, Mr Speaker, hizi siku za mwisho hata tukienda kwa Gavana kulia, huwa hawatusikizi kwa sababu they know we are going. Kwa hivyo ni wakati wa mtu kujipanga lakini Mr Speaker ukiwa one of us, please take care welfare ya MCA's wale wako hapa. Tusichezewe na mtu

(Applause)

Hata kidogo eti kwa sababu tunaenda. Sisi ni MCA's hadi tarehe 9 August. Mishahara yetu lazima itoke, allowances zetu lazima zitoke na ni lazima tuangaliwe vile inastahili. Nobody should joke or play na honorable mem,bers. Na sisi members we should not forget our role ya oversight kwa sababu kuna wakati Executive huwa inaenjoy, it is this time, between now and Auygust sababu they know we are busy with our campaigns and they are ready to do anything sababu oversight, hatuko, tuko busy in our campaigns. Kwa hivyo hata kama tuko kwa uwanja, let us not forget our role ya oversight. Pia kamati zetu especially the Implementation Committee, mimi wakati tulikuwa recess, nilikuwa nasoma wale watu walikuwa shortlisted kwa ECDs naona tu tunalalamika hapa, tunalalamika kwa wards tukiuliza walikua wamecgukuliwa walimu wangapi. Kwangu in Lakeview Ward, wale waliaply, none of them amechukuliwa na nikiangalia wale wamechukuliwa ni people from other areas. Najiukliza kwani iko namna gani by the way nilikuwa nimesema nitaenda kortini kupinga hiyo kitu sababu haki ya watui wangu itapatikana wapi kama sitasinmama kuwatetea. Let us not forget our role, tusimame kama bunge mpaka siku ya mwisho. God willing, we shall be back in this House na mimi najua tutarudi kwa uwezo na nguvu za mwenyezi Mungu. Wale hawatapata, tutawaomba mwenyezi Mungu wakirudi mashinani. Mimi nilitoka kwa hii nyumba 2017 sababu sikuchaguliwa lakini nilisoma kitu, I did not run away from my people. Nilikaa na watu wangu and what I was doing nikiwa MCA, niliendelea kufanya hata nikiwa nje mpaka ikawa ngumu sana kwa yule aliyekuweko sababu everywhere, Wanango alikuwa anaonekana. Wakati ilikuja, watu walisema hata hatuchezi na hatutaki kuambiwa lolote we know our man is Wanango. Na kama uongozi uko ndani yako, haiku ndani yako sababu umechaguliwa. Uko ndani yako when you are elected and when not elected. Go and serve Wanjiku and God will

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reward you and there is always tomorrow *na tutarudi kewa hii nyumba wote*. God bless you, thank you.

The Speaker (Hon. Joel Kairu): Thank you; Hon. Mutai

Hon. Daniel Mutai: Thank you Mr. Speaker Sir. I want to thank you this afternoon and also thank God for giving us opportunity to be here. Indeed we have just come from a very cruel battle, *wanasemanga* politics is a dirty game. Therefore we saw it live because we have got more than 10 aspirants with different kinds of pains painting you from the head to the toe. Therefore when you go to the field and it becomes so difficult but anyway the outcome is okay that we still have hope. Somebody has witnessed here *kwamba* there are people who came from Independent so trust God he can give us a way because now at least some sanity has come to the ground. Therefore indeed we had good time serving the people and being together. We still trust God that he will help us to come back. I want to point out that in Mosop ward in a report of statements, you are aware that we had requested for investigation into the subdivision of land. Our area is becoming urbanized each day and subdivision of land is ongoing because high prices of the trade of selling and buying. This subdivision is done in places where we do not have public utilities. So our main concern is that this subdivision should encompass public utilities like ECD, or primary schools, dispensaries. I want the committee to really look into it because people will suffer because right now we have request for purchase of land for those utilities like water tanks or bore holes because people subdivide just completely maybe 300 acres without any regard for public utilities being set aside. So Mr. Speaker I expect that to be addressed before the close of this Assembly. Thank you Mr. Speaker.

The Speaker (Hon. Joel Kairu): Thank you Okay we may go to the next order

ADJOURNMENT

Honorable Members this House stands adjourned to 2.30 pm today.

(The House rose at 11.30am)