

REPUBLIC OF KENYA
COUNTY ASSEMBLY OF MACHAKOS

OFFICIAL REPORT

Tuesday, 12th March, 2024

The House met at 10.44 a.m.

[The Deputy Speaker (Hon. Stephen Mwanthi) in the Chair]

PRAYERS

Hon. Speaker: I ask the Serjeant-at-Arms to ring the bell. We seem to have no quorum.

(Quorum Bell rung)

Can we start today's proceedings and I want to welcome you. Clerk, can you proceed.

PAPER LAID

HALF-YEAR PERFORMANCE REPORT FOR THE DEPARTMENT
OF ROADS, TRANSPORT AND PUBLIC WORKS FOR 2023/2024

Hon. Speaker: May I call Hon. Nicholas Nzioka to come and present the papers.

Hon. Nicholas Nzioka (Machakos Central, WDM-K): Thank you, Madam Speaker. I wish to lay the following Paper on the Table of the Assembly today, Tuesday 12th March, 2024; the half-year performance report for 2023/2024 for the Department of Roads, Transport and Public Works. Thank you, Madam Speaker.

Hon. Speaker: Thank you, Hon. Member. That paper is committed to Roads, Transport and Public Works Committee.

(The Paper was laid on the Table)

NOTICES OF MOTION

STATE OF REVENUE COLLECTION WITHIN THE COUNTY

Hon. Speaker: May I invite Hon. Francis Kitaka, Chairperson Finance and Revenue Collection to come and give a notice of motion?

Hon. Francis Kitaka (Ndalani, WDM-K): Thank you, Madam Speaker. Hon. Speaker, pursuant to Standing Order 190(5), I wish to give notice of motion THAT this Hon. House adopts the Report of Finance and Revenue Collection Committee on Inquiry on the state of revenue collection within the County.

Hon. Speaker: Thank you very much, Hon. Member.

STATEMENT REPLY
SOLID WASTE DISPOSAL WITHIN THE COUNTY

Hon. Speaker: May I invite Hon. Brian Kisila to come and respond to a statement requested by Hon. Joseph Mulinge.

Hon. Mary Kituku (Nominated, UDA): Thank you, Madam Speaker. I am holding brief for my Chair Hon. Kisila on the response that was sought in this House.

Hon. Speaker, on 27th September, 2023, a Statement was sought by Hon. Joseph Mulinge on what measures the department has taken to ensure proper waste disposal within towns. The sought Statement was consequently conveyed to the Department of Urban Development vide a letter REF: MKSCA/PCS/CMM/ELENRV/VOL.1/51 and the department responded to the aforementioned statement through a letter dated 24th October, 2023 as follows:

The Department is in charge of three municipalities:

- 1) Machakos Municipality
- 2) Mavoko Municipality
- 3) Kangundo/ Tala Municipality

Machakos Municipality

In Machakos municipality, Solid waste collection is done in all Urban and peri-urban areas in both Machakos and Kalama Sub-Counties. For the purposes of efficiency in collection of waste, the department has divided the municipality into eight sections or regions. Every region is headed by a supervisor who is team leader. The information below shows the name of the region, the areas covered.

No	Region / Section	Areas covered
	Central Business District (CBD)	From law courts to Co-op bank to Kitui Road and right side covers up to Shalom Hospital and Hornbill
	Sokoni Area	From KCB to Kitui road left side covering the whole of Kariobangi and Mjini, cover the retail market and whole-sale market
	Kalama Area	Covers Kola, Kwa Mwau, Mbuani, Kali, Katuaa, Muumandu, Kamuani, Kyangala, Yaitha, Kalama, Kwa Ngomali, Kitonyini, Kyamuthinza, Kiundwani, Kivandini, Kavyuni, Kwa Mutisya and Makaveti
	Eastleigh Area	Muthini, Industrial Area, Buddies, Kathemboni, Katoloni, Approved, Slaughter, Central Park, Reflection and Legend
	Mutituni/Ngelani Area	Mutituni, Kaloleni, Ngelani, Kivutini, Kalanzoni
	Muvuti/Kiima Kimwe	Ikulu, Kalumoni, Uamani, Kaseve, Kitulu and Mikuini
	Mumbuni North	Tumba, Mavivye, Kameo, Kwa Kyele, Sweet Waters, Kwa Musyoka, St. Valentine, Kangundo, Showground, Peoples Park

		Road.
	Mua	Canaan, Kathome, Kaseve, Vota, Kyai Moto, Mukaawani, Kyasila, Kimangu, Kithini

How the vehicles go round, is tabled as the table is allocating and I hope everybody has gone through it. I will go to Kangundo/Tala Municipality.

Kangundo/Tala Municipality

Currently, Kangundo/Tala Municipality cleaners are distributed to cover the following areas in the municipality.

Tala Ward

S/no.	Area name	Area covered
1.	Tala Town	Tala, Manyanzaani, Ngonda
2.	Tala Town-Drainage System	Jimmys, Kiamba, Ngonda, Kangundo RD, Melosa,

Matungulu West ward

1.	Nguluni Market	Hospital Road, Nairobi Highway, Nguluni Central
2.	Nguluni Drainage System	Highway Drainage, Main Drainage, Mosque
3.	Malaa	Market
4.	Kware	Market
5.	Mutalia	Market
6.	Matuu Ma Mwiitu	Market
7.	Joska	Market

Matungulu North ward

1.	Oldonyo Sabuk	Kituluni, Kangemi, Kayatta
2.	Kwa Mwaura	Market
3.	Kangemi	Market

Kyeleni Ward

1.	Kyeleni	Mililu, Githurai
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Matungulu East ward

1.	Kinyui Market	Koka, PolePole shopping centres
2.	Katwanyaa	Market
3.	Katulye	Market

Kangundo North Ward

1.	Kikambuani	Market
2.	Mbilini	Market
3.	Ndunduni	Market
4.	Kawauni	Market

Kangundo East ward

1.	Kivaani Market	Mukuyuni, Kavinguni, Malatani, Nthele, Iia Itune, Mukuyuni
2.	Kikomba	Market

Kangundo West ward

1.	Kawethei	Kakuyuni, Kathaana, Syanathi, Kyevaluki
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Kangundo Central

1.	Kangundo Town	Market
2.	Drainage	Market

Also, they have a listed a table showing the vehicles that are used to collect the garbage in that municipality.

Mavoko Municipality

Madam Speaker, they have subdivided Mavoko Municipality into four wards,

- Mlolongo/Syokimau ward
- Athi river ward
- Kinanie/Mathatani ward
- Joska/Muthwani ward

Mavoko municipality is faced with a challenge in solid waste management due to her high population which was 322,499 according to 2019 population census. The said population has led to production of high volumes of solid waste mainly at Athi River and Mlolongo wards. Mavoko municipality has a total of 59 solid waste employees, deployed as below.

WORK STATION	NO. EMPLOYEES AVAILABLE	DEFICIT	TOTAL REQUIRED
MAVOKO OFFICES	6	2	8
ATHIRIVER	25	53	78
MLOLONGO/SYOKIMAU	12	53	65
KINANIE /MATHATANI	7	30	37
MUTHWANI WARD	4	24	28
DRIVERS	5	2	7
TOTAL	59	164	223

The above solid waste management staff are engaged on duties within the municipality which includes:

- Sweeping.
- Cleaning and unblocking drainages.
- slashing and bush clearing.
- Litter collection.
- Maintenance of cleanliness at Mavoko offices.

At Mavoko municipality the department has operational work plan as highlighted below:

MLOLONGO GARBAGE COLLECTION PLAN			
SECTION	AREA	COLLECTION POINTS	STRATEGY APPLIED
A	Old Mlolongo (Mombasa Highway via Madharau to old Mombasa road)	Along Mombasa highway from Kinanie to Mlolongo Bus park Madharau street lanes 1,2 and 3 Along old Mombasa road	Managed using the strategy of collecting waste from the source using municipal trucks.
B	NGWATA (Quarry Road - Biashara street to Mlolongo river)	*Quarry road estate * Police road *Family bank road * Biashara street * Sokoni(upper and lower street) * Unaitas road *Impala road * Musau road	Managed by involving Machakos Environmental Self Help Group (donkeys and hand-driven carts) which assist in collecting the garbage from residential houses and business premises to the government truck.
C	NGWATA (Musau	* Quick Mart	Managed by involving Machakos

	Road- Kasina area to Mlolongo river)	Road * Solomon - Nzuuni road *Chiefs camp area *Gossip road * Kasina area	Environmental Self Help Group (donkeys and hand-driven carts) which assist in collecting the garbage from residential houses and business premises to government truck.
D	KATHANGAITA AREA	* Along Milano Road * Along church road *Along Kitunduni road	Managed by involving Machakos Environmental Self Help Group (donkeys and hand-driven carts) which assist in collecting the garbage from residential houses and business premises to government truck.
E	PHASE 3	Somehow sparsely populated *Maintain Bins	We have 12 bins distributed in the area that are emptied once a week.
F	KICHEKO SLUMS (Syokimau area)	Mlika mwizi area *Maintain Bins	We have 2 bins placed in the slums that are emptied once a week
G	SABAKI SLUMS	* Maintain Bins	We have 6 bins distributed in the area that are emptied once a week.

Athi River Ward Garbage Collection Plan

In Athi River ward, the department has 116 large waste collection bins which are distributed in the entire ward.

- 8 bins are placed along the main road and are emptied twice a week
- 7 bins are placed at Athi river market and are emptied once or twice per week depending on the waste output.
- The other 101 bins are distributed around the residential areas and business centers, they are emptied once week

Kinanie/Mathatani Ward Garbage Collection Plan

At Kyumbi the department has seven (7) employees. The department has placed 9 bins around the residential areas and business centres, they emptied once a week.

Joska/Muthwani Ward Garbage Collection Plan

At Joska/ Muthwani we have 4 employees. We have 5 bins distributed across the ward and are emptied after every two weeks.

Swift Measures Adopted on Short Term Challenges

1. The Department has consistently supplied fuel to ensure continuous collection and disposal of garbage.
2. The department has repaired the broken vehicles and put in place effective response mechanisms.

3. The department is considering motivation factors for our staff for working weekends and holidays as the job demands.
4. The will department ensures consistent replacement of worn-out protective gear for our staff especially gloves.
5. The department recently vaccinated our staff.

Current Implementation status report

The department has achieved the following as per the stated dates

DATE	OPERATIONS DONE
29/9/23	Emptied KMC bins, usual collection of Mlolongo Mkokoteni garbage
30/9/23	Emptied site bins
2/10/23	Emptied Embakasi bins Athi river ward, usual collection of Mlolongo Mkokoteni garbage.
3/10/23	Emptied Slaughter slums bins at Athi river ward.
5/10/23	Emptied Athi river, Mavoko housing bins
6/10/23	Emptied Athi river market bins, usual collection of Mlolongo Mkokoteni garbage
7/10/23	Emptied Kyumbi market bins
9/10/23	Emptied Makadara, Athi river sec. bins, usual collection of mlolongo Mkokoteni garbage
10/10/23	Emptied along the roads bins at Athi river ward
11/10/23	Emptied mlolongo phase 3 bins, usual collection of mlolongo Mkokoteni garbage
12/10/23	Emptied Joska/Muthwani bins
13/10/23	Emptied Athi river market bins, usual collection of mlolongo Mkokoteni bins
14/10/23	Cleared illegal dumpsites at Kathangaita , mlolongo town
16/10/23	Emptied bins at mlolongo phase 3 , usual collection of Mlolongo Mkokoteni garbage
17/10/23	Emptied Kwa Mangeli bins, Athi river ward.
18/10/23	Emptied Kicheko slums bins at Syokimau, usual collection of Mlolongo Mkokoteni garbage
19/10/23	Clean up exercise, opening slaughter drainage with Kisaka self-help group.
20/10/23	Emptied KMC bins, Athi river ward, usual collection of Mlolongo Mkokoteni bins.
23/10/23	Cleared illegal dumping at Quarry road Mlolongo. Usual collection of Mlolongo Mkokoteni garbage

Areas of Work in Progress

- Opening and unblocking of slaughter slums drainage.
- Opening and unblocking of EPZ drainage.
- Opening and unblocking Gossip-Kasina road drainage town.
- Opening and unblocking of Impala drainage, Mlolongo town.
- Opening and unblocking of Githunguri/Utawala drainages.

Generally, Mavoko municipality is currently well attended because all the bins are emptied and maintained daily.

They have also outlined the vehicles they use, the tippers, tractors, they have indicated the ones they duly acquired and those inherited from the former municipality. They have given the registration numbers and where the vehicles are working. They have indicated the ones that are operational and in good condition.

And I will go to the last one which is the Skip Loader which was Inherited from former Municipality in Mavoko is grounded due to mechanical problems.

Programs in place to deal with Solid Waste Management in the Municipalities

- a) Youth cleaning programme which the department intends to engage youth to assist us once per week to clean
- b) Establishment of Partnership with markets and institution to assist in Solid waste collection
- c) Sorting waste at the source
 - This system of waste management will ensure separation of waste from the household thus less ends up in the landfills and some waste can be recycled.
- d) Fencing of Dumpsite:
 - This will control access thus sorting can be done and some of the recyclable can be resold thus a form of revenue attached
- e) Excavation at the Dumpsite:
 - This will involve removing soil, sludge and debris from a site to make room
- f) Private Waste Management Engagement
- g) Town Sensitization Programs such as
 - Public Participation on waste management issues and
 - Best waste management practices.

Achievements

1. The Department is in charge of three municipalities which have procured sufficient solid waste vehicles and large skip-bins to assist in collection of solid waste in market and residential areas.
2. This is the strategy that the County Government is currently using. The Strategy has proved to be successful though it has been faced by serious fuel shortage and lack of vehicle maintenance resulting to uncollected waste in the streets.
3. The Department has identified solid waste supervisors who are in-charge of ensuring that all the Solid waste bins are emptied and that the solid waste staff report to their working station.
4. The department has repaired most of its solid waste vehicles which had mechanical issue so to ensure collection is done more frequently and all areas in the three municipalities are collected timely.

5. The department has also provided immunization to all solid waste staff and provided them with enough safety gears which has motivated the staff towards working more effectively and efficiently.

Thank you, Hon. Speaker.

Hon. Speaker: Thank you very much, Hon. Mary. That is a very elaborate response for us to look at. Members, do you have any comments on that report before I ask Hon. Mulinge if he is satisfied with the Statement. Any comments from the floor of the House? Hon. Helen Ndeti.

Hon. Helen Ndeti (Nominated, WDM-K): Thank you, Madam Speaker. I have listened to the report and I think it is very well-analyzed. We have been given the structure on how collection of garbage and solid waste disposal is done in the County. What I would ask now is the efficiency because that is what we are lacking. At the time Mheshimiwa was complaining because there was a lot of uncollected waste and maybe if this analysis is properly implemented we should not be having anybody complaining about this. I do not know whether I got it right but---

Hon. Speaker: Thank you, Hon. Ndeti. More contributions from the House. Hon. Paul.

Hon. Paul Wambua (Kibauni, PTP): Thank you, Madam Speaker, and thanks to Hon. Mary Nthenya for giving us a feedback on that report. Madam Speaker, the report sounds very flowery but when we go to the ground, it does not depict what is in the report. I happen to be a tenant in Athi River ward. When I say a tenant I mean I sleep there once in a while when I am not in Kibauni and Madam Speaker, I sleep in Athi River ward, I move around and sometimes go to Mlolongo and I can assure you inasmuch as the department is trying, a lot needs to be done to make our municipalities a little bit more conducive even for business operations.

We need to be very candid and when we try to collect revenue from our business people then it is upon us to provide them with a very conducive environment for business operations. It does not only affect the municipalities. When the new regime came into power a lot of our cleaners from as far as Kibauni.....(inaudible) of their duties. So staffing has been an issue. I can assure you a market like Ikalaasa which is my biggest market does not have sweepers so what they do on Thursdays because that is when we have the market day they get sweepers on contract for that day. So the department needs to do something about staffing then maintenance of equipment and regular collection of garbage from our markets. *Asante sana.*

Hon. Speaker: Thank you, Hon. Paul. Hon. Kitaka.

Hon. Francis Kitaka (Ndalani, WDM-K): Thank you, Madam Speaker. I would like to take this opportunity first to thank Hon. Mary for the presentation that she has done. I have a few observations that have come clear about the performances and duties of the said department. There are a lot of unmaintained vehicles as you can see which also contradicts the achievements that they have stated. The department is saying that they have also managed to repair some of the vehicles but we are also realizing that many of the vehicles have been grounded.

I therefore request that it is prudent that our departments focus more on ensuring that the mobility of the vehicles that are concerned and supposed to perform the task are well-kept and I am reliably aware that we also have a garage which is owned and serviced by our government

and it is not very much utilized so I challenge the department to make use of that. Again I want to make...this report touches only on Machakos and when you go through you realize that the number of employees, I think they are doing miracles if they are delivering any substantial services to the County.

According to the report that we have it indicates that we have a deficit of 164 against the 59 that are available. Hon. Speaker, this needs to be addressed with a lot of urgency for us to have the department perform optimally otherwise if we require 223 and we have only 59, it is a serious joke.

The other thing that I have also observed that I want to bring to the attention of this House that many of the staff that were also under this department of solid waste in our wards and various sub-counties quite a big number, their contracts were never renewed and we have been running our markets without employees and support staff and I am saying this in reference to my ward where we have a very busy market that is Kisiiki market Ndalani and other markets. When you walk in the market it's now full of bushes, litter is everywhere and my department guys are walking there to collect revenue. I do not know whether this is also consummate to the services we are giving to our people. Hon. Speaker, I would challenge our department, they are trying to do what they can with the limited resources that they have but much has to be done. Thank you, Madam Speaker.

Hon. Speaker: Thank you, Hon. Member. Clearly these markets are understaffed and our vehicles are not maintained. It is coming out clear. Hon. Brian, thank you, you are here. I will allow you to comment then Hon. Katiti, Hon. Dee and Hon. Johanna in that order.

Hon. Brian Kisila (Makutano/Mwala, MCCC): Thank you, Madam Speaker.

Hon. Speaker: Do not forget to comment on the shortcomings mentioned by Members.

Hon. Brian Kisila (Makutano/Mwala, MCCC): Madam Speaker, first I would like to start by apologizing for coming late. I had an emergency at Mwala Level IV hospital which I had to attend to this morning but my able Member Mheshimiwa Mary spoke and I am sure she did a fantastic job as a committee Member. Madam Speaker, we must appreciate that the challenges the Members are mentioning are very true and as a committee we are determined to ensure that our municipalities get to the level which they are supposed to be.

One of the things Mheshimiwa Kitaka and Mheshimiwa Kibauni have mentioned about staffing you must realize that our wage bill now is almost at 40 per cent. Sorry 70 per cent almost more than 70 per cent at 75 per cent. Additional staffing means that we start eating into our development budget.

When we met the Chief Officer and the CECM last week for the budget interrogation, we agreed one of the ways to ensure that we perform better is to privatize budget collection. We can also get a lot of money and a lot of revenue. Nairobi and other counties are doing it. We privatize garbage collection and also we start recycling the garbage. We have identified in our new city a place where we can do that and we are identifying a new investor who will come on board to help us with that.

So I hear what Members are saying, we have a big challenge.....shortage of staff we also had a big challenge on fuel which we are working on but we had a big problem with the previous CECM who left. The new CECM who has come on board is very aggressive and prudent. I can

assure Members in the mean time we will ensure garbage and not just garbage but also all the municipalities are well taken care of.

We have also instructed that department to take care of other markets. Members, you must agree with me that your markets were cleaned two to three weeks ago. All the markets in this county, we sent trucks and all the garbage was cleared so there is remarkable improvement but we are not yet there. We will ensure that is done.

On the same issue, Madam Speaker, Machakos town Mheshimiwa Majority Leader has left.....we have a big problem of street lighting. Madam Speaker, yesterday I spent some time here in town going round to the bus park and everywhere. Apart from garbage collection, our town which is our capital city is a ghost town at night. The same thing is happening in Mavoko, Athi River but Tala is a bit more improved than Kangundo but we are also seeking to ensure that a lot of work is done on that area.

So, Madam Speaker, we will also be summoning the CECM as a committee because when we met him last time he did not have a detailed plan of how he is going to ensure that both garbage, street lighting and also sewage; Mheshimiwa Ndwiki is not here. We had a very serious problem with sewage in his ward where we even had to close some churches. The department I am not saying it is performing we are on 40 per cent and believe that we can do a lot. I am asking Members who are here and it is the commitment of Members that the only way these departments can work is if we are serious with our oversight at the committee level. I am happy my Members are here of the decentralized committee, we are more than determined.

If you look at.....I have got Mheshimiwa DS is my Member, Hon. Dee Mheshimiwa Mary is here, my vice chairman is here and we are committed and the only way we get things done is not by sending things on WhatsApp or making political funeral statements. Members the only way we can oversight this government properly and objectively is through committees and that is why we are there. Madam Speaker, I want you to caution Members we are one 1,260 something days to go to the next election but I am seeing Members here who feel like elections are tomorrow or they think they will be rewarded by the amount of noise they make in funerals and outside markets.

We have been charged with responsibility of coming to this Assembly and they are not here. The ones that make noise are not even here but wait until Madam Speaker, you see them commenting about garbage on WhatsApp. They will comment on WhatsApp and everywhere. We must, Members, come to terms to the fact that we were elected to come and do the work we are supposed to do and the only way we can do that Madam Speaker, is at the committee stage. Have the committees---

Hon. Speaker: Where is that noise coming from?

Hon. Brian Kisila (Makutano/Mwala, MCCP): I do not know where, Madam Speaker, from where but maybe a Member is happy about my contribution.

Hon. Speaker: Serjeant at Arms, make sure there is silence.

Hon. Brian Kisila (Makutano/Mwala, MCCP): My point and I want Madam Speaker. You make a ruling on committee attendance, committee contributions and how Mheshimiwa Kitaka I forgot to mention that he is a Member of my committee. This is the commitment we need to have at this level so that we can properly objectively oversight the Executive. Where

there are shortcomings we highlight them hard and where there are success we also highlight them. Madam Speaker you are our Chairperson in our rules and procedures we need to move very fast and also implement the oversight the entire House us calling CECMs to this Assembly so that they can start holding them accountable.

Madam Speaker H.E the Governor is determined into making this County wok but I must also say there are people who are in her team who still think they are on holiday and it is up to this committee and this Assembly to put pressure on everyone and I am making a special appeal including myself; a commitment to coming to the Assembly, committees and ensuring that we objectively oversight the executive. I must thank Mheshimiwa for holding brief for me but we are going to do all what it takes.

I am also very happy to report to this House that we have met the conditions of the World Bank financing and very soon the Ksh. 1 billion a year funding for KUSP is on the way. So the Members who are here from municipalities, be assured that my committee together with my Members and our CECM we are going to work very hard and tirelessly to make sure that our municipalities get to the level that is required. Also, we have a document which is also trying to create more municipalities within the County which is going to be tabled in this Assembly very soon.

Madam Speaker, I strongly support that we get our act done, we work hard as an Assembly and stop this negative energy which some Members are pushing through the Third Assembly. Let us objectively support what is happening and criticize, add value where is due but stop this antagonism of people just playing negative energy in media. That will not help and no one will get additional mileage by making noise in funerals and WhatsApp. You will get mileage if you come here and transform Machakos from within the floor of this House and from the committees. Thank you, Madam Speaker.

Hon. Speaker: Thank you very much, Hon. Brian. At this point I wish to also emphasize on the issue of committee attendance. Members you recall last week we went on a retreat, we spent public resources to go on a retreat to go and discuss on issues of committees and committee attendance and anything to do with attending and oversight. We were there for several days, some of the Members never attended and never came forward to be trained but that does not mean you do not understand what is happening and I just wish to emphasize on the same point that Mheshimiwa Brian has put across concerning oversight. You cannot oversight unless you attend committee meetings and that is where you can summon whoever you want to summon to interrogate them on matters of importance of this county.

So if you do not attend the committee meetings how are going to oversight the Executive? Members, let us ask ourselves those questions as we go on and understand that is the only way you can be able to do your work that brought you to this Assembly. So I want to invite the balance of Members who wanted to contribute but digest that and think about it very much Members. Hon. Katiti.

Hon. Boniface Katiti (Muthetheni, UDA): Thank you, Madam Speaker. I want to than the seeker of the Statement and I do not want to waste a lot of time so I want to go the achievement and that is No. 2 of the report. They are saying that the current strategy that the County Government is using is good and it has proved to be successful but it has been faced by serious fuel shortage and lack of vehicle maintenance so that results to uncollected waste. When

they say 'serious' it means somehow they are giving us a cosmetic report because it is not good to use the word serious when they have some achievements that are almost 70 per cent.

So that issue of fuel shortage should be addressed and amicably if possible and also the maintenance of vehicles because if those things are not in place then it will result in a lot of uncollected waste and the municipalities will be littered with garbage everywhere. Those are my submissions. Thank you.

Hon. Speaker: Thank you very much, Mheshimiwa. Mheshimiwa Dee.

Hon. Dee Kivuva (Nominated, WDM-K): Asante sana, Bi. Spika. Mimi mmoja ya wale watu ambao wana fuatilia mambo ya kamati sana, na huko kwa mazishi siendi na nikienda siongei. Kwa hivyo mimi ni watu wako ambao ni waaminifu. Pili nataka kusema hivi, waswahili husema, mgala muue lakini haki mpe, hiyo *department* ya manispaa imejaribu sana kwa uwezo kidogo ambao wamepewa kama vile *chairman* wangu amesema pesa ya *donor* katika manispaa imechelewa ndio zile *challenges* kidogo *department* imepata kwa sababu hizo pesa za *donor* hazijaingia.

Na Mheshimiwa Mulinge ambaye aliuliza hili swali ina *fall under municipalities*. So wakati hio pesa kwa sababu tuko kwa *committee* na wanajua imekuja, anza kuchemsha nyama kwa sababu kazi itafanywa na itafanywa kwa uaminifu. Asante na Mungu awabariki.

Hon. Speaker: Asante sana, Mheshimwa Dee. Hon. Johana.

Hon. Johana Munyao (Mutituni/Ngelani, MCCP): Thank you, Madam Speaker. I want to appreciate that committee for the response given but still Madam Speaker because one of the areas which were visited to do enquiries on the issues which were raised in that Statement one of the areas is Mutituni Ngelani Ward and Madam Speaker I would like to say that one of the greatest challenges I personally witnessed in the markets within my ward is that we have not had market being planned such that we have proper designated areas for disposal or for dumping of such waste.

In fact, in most of my markets the waste is dumped on private plots so at times even the owners of such plots are not even willing for the bins to be placed on their plots especially when we take a bit of time to empty the bins. The plots are littered all over and therefore it is important even we move with speed to engage on the town planning of our markets so that we can have designated places where we can officially say this are the dumpsites and then we can place the bins. Madam Speaker, we passed a Bill of Machakos County Environmental Management Bill 2020 which had even clauses on how to designate areas for dumping.

It also talked about licensing private waste management collectors and transporters which had addressed very nice issues and my question has been; to what extent have we been able to implement that document? We may be having very constructive discussions here, passing very health documents here for use for the welfare of our County but then when it comes to implementation then we lose track. So, Madam Speaker, I would still engage the department to make a follow-up to see to what extent is Executive being able to implement the Machakos County Environmental Bill 2020 as of today. Thank you, Madam Speaker.

Hon. Speaker: Thank you very much, Hon. Johana. That is very key about a Bill is somewhere so whether it has been implemented or not that is very important. I now wish to invite Hon. Joseph Mulinge to come forward and inform this House whether he is satisfied with the Statement response.

Hon. Joseph Mulinge (Muvuti/Kiima Kimwe, MCCC): Thank you, Hon. Speaker. First I would like to thank the committee for taking a short time to get the report and also to thank Members for their contribution. Madam Speaker, based on the remarks or the reservation of Members, the report that has been given is more of theoretical than practical way. Madam Speaker, this Statement I sought last year 27th November, 2023 and the response was given on 24th October, 2023 and today down the line from the time the response was given it has taken like four months and the things they were saying that they were planning to do that and that, the complaints that I had in the beginning, referring in my area Muvuti/Kiima Kimwe, we still have the same problem.

For instance, I have a place called Legend and another one called cannot remember, the residents have been calling me. “Mheshimiwa, the bin has taken more than three weeks uncollected and it has started giving bad smell.”

(Hon. Brian Kisila spoke off record)

Hon. Speaker: Yes, Hon. Brian.

Hon. Brian Kisila (Makutano/Mwala, MCCC): Madam Speaker, it is a bit worrying that Mheshimiwa who is my Vice Chair seems to be raising issues he should raise in committee time. Secondly, this Statement was sought and it was ready for the Assembly and that is why I came here four weeks ago to read the report, he was not available. That is the reason we never read the report, he was not there that time.

Hon. Speaker: I do not think that is his point. The point is you did your work and it has taken a lot of time by the time you responded up to date and things you said you will implement do not seem to have been done.

Hon. Brian Kisila (Makutano/Mwala, MCCC): The report was ready four weeks ago and he was not available. Secondly, before this comes, he is my Member and he is the Vice chairperson and I am wondering what he is driving at because if we look at his attendance in the committee, to see if he is bringing those issues in the committees. You see Madam Speaker, here we are going to be very candid with each other. He is my Vice-Chairman and when is the last time he attended the committee meeting. We will check when he attended did if he raised those issues he is bringing on the floor of the House.

Hon. Speaker: Those are internal wars.

Hon. Brian Kisila (Makutano/Mwala, MCCC): Yes. They are internal but since he has brought them in the floor of the House, we should, they say you hammer a dog where it has done the wherever so Madam Speaker, I am kindly requesting Mheshimiwa Mulinge, we all have issues but there are issues that can be tackled at the committee state. He came for interrogation

and he raised the questions he was seeking and we interrogated the CECM very well and he knows the answers.

Hon. Speaker: I do not have issue with that Hon. Brian but I think this matter is of concern to every municipality in Machakos County and I believe that issue of waste management and poor garbage collection is something you can see with your eyes.

Hon. Brian Kisila (Makutano/Mwala, MCCC): I would like him to be as active as the committee so that the energy and the point is highlighting here can come through the committee. He is a very able Vice-Chairperson but let us not wash our dirty linen in public. Thank you.

Hon. Speaker: I tend to disagree a bit Members with this matter. In so far as I am concerned, this is an issue of garbage collection which is not been done in the County of Machakos. So I no other Member volunteered to bring it out, why would be Mheshimiwa Mulinge who is the Vice-Chair be wrong to bring it out to the House? I do not see anything wrong because for consumption of everyone but Hon. Brian this is my point that I do not think there is anything wrong by him doing that because it is for consumption of everyone.

If it were something we should have handled internally, then it something that is not touching on any other Member within this House. Mheshimiwa Mulinge, you can proceed and say whether you are satisfied or you are not satisfied Say if you are not satisfied we will take back the report to the committee to redo your work again. You are a Member of it.

Hon. Joseph Mulinge (Muvuti/Kiima Kimwe, MCCC): Thank you, Madam Speaker and also I thank you my Chairman for demoralizing its Members. This has been a concern with every Member who is in a municipality. For instance Mheshimiwa Ndwiki, Mheshimiwa Kaloi so this is not issue of Mulinge alone. Madam Speaker, most of our site visits we have gone round with Members and there has been a lot of littering of garbage. We have called even the Chief Officer to respond regarding the same matter but my area of concern is the theoretical part of view on this is what they have been giving us.

Madam Speaker, I also remind my able Chair that last week in our committee, we were with the CECM and the Chief Officer and his point of concern was the budget allocated to the department because he was saying what they had requested to be given, they had not been given a quarter and this means that what they are trying to address, what they were saying they were to do in October, 2023 because of that shortage of funds and a lot of expectation of donor funding has caused the scenario to be the way it was years back.

Madam Speaker, I will say the report that they have given me in computer science knowledge is a *gigo or* garbage-in garbage-out. It means that if a system, the quality of output will be determined by quality of input and Madam Speaker again, I will refer even my able Chairman to mathematical equation. If the equation is improperly done, it means the answer is going to be incorrect. So Madam Speaker, when the report was being read there is a lot of concern of machineries which are not working, fuel is not available, it means that---

Hon. Speaker: Hon. Mulinge just go to the point, are you satisfied or not.

Hon. Joseph Mulinge (Muvuti/Kiima Kimwe, MCCC): I am not satisfied. Thank you.

Hon. Speaker: Thank you. Hon. Member who had sought the response on the garbage collection is not satisfied and therefore I wish to re-commit the same Statement to the committee on Decentralized Units to do a better work and report to this House within 21 days. Thank you, Members. Next order.

MOTION

FINANCIAL STATEMENTS OF MACHAKOS COUNTY BURSARY FUND FOR THE YEAR ENDED 30TH JUNE, 2022

Hon. Speaker: May I invite Hon. Philip Ndolo Chairperson PAIC to come forward and move the Motion. Hon. Johana, you are holding brief for Hon. Ndolo? Proceed. At this point, I wish to indicate that we have actually tackled this motion up to the level of highlighting by the mover on the report, we were at that level because we tackled it half way last two weeks ago. So you start with highlighting on the report and I want to remind Members that Members had requested for time to go and look at this report and briefly that is why we have adjourned so I think you have gone through the report.

I made to understand this is a different report altogether. The one that we adjourned last two weeks ago is different one so we may have to start afresh and ask Hon. Johana to move the motion. Proceed Hon. Johana.

Hon. Johana Munyao (Mutituni/Ngelani, MCCP): Thank you, Hon. Speaker. Approval of report of Auditor General on the Financial Statements for the Machakos County Bursary Fund for the year ended 30th June, 2022.

Hon. Speaker, pursuant to Standing Order 185(2), I wish to move the motion that this Hon. House adopts the Auditor General report of Public Accounts and Investments Committee for the Financial Statements of Machakos County Bursary Fund for the year ended 30th June, 2022.

Madam Speaker I wish to call upon Hon. Nzioka to second the motion.

Hon. Nicholas Nzioka (Machakos Central, WDM-K) seconded.

Hon. Speaker:

(Question proposed)

Hon. Speaker: Before I proceed to call the Members to debate, then I ask Hon. Johana to come forward and highlight on the report.

Hon. Brian Kisila (Makutano/Mwala, MCCP): Point of Order.

Hon. Speaker: Point of order taken. Proceed.

Hon. Brian Kisila (Mwala/Makutano, MCCP): Madam Speaker, as we discuss such a serious report, there is no quorum to discuss this very important report.

Hon. Speaker: Thank you Hon. Brian for bringing that to light. I would like the Serjeant at Arms to ring the bell for eight minutes so that we can have quorum and proceed with work.

(Quorum Bell rung)

What is the issue Hon. PK. The Bell is ringing.

Hon. Peter Kilonzo (Mbiuni, UDA): Madam Speaker, I also want to guide if it is possible for Hon. Johana to---

Hon. Speaker: Can we talk when the Bell is ringing? It is not procedural.

Hon. Peter Kilonzo (Mbiuni, UDA): It is not procedural and it is okay. I wanted to ask whether---

(Loud consultations)

Hon. Speaker: It is not okay. You are out of order.

Hon. Peter Kilonzo (Mbiuni, UDA): We are just holding a---

Hon. Speaker: Do not insist, Hon. Member.

Hon. Peter Kilonzo (Mbiuni, UDA): Okay.

Hon. Speaker: Even after ringing the bell for eight minutes we still do not have quorum so I suggest that we adjourn.

Hon. Brian Kisila (Mwala/Makutano, MCCP): There is also a serious procedural issue here.

Hon. Speaker: Let us not get there. Let us adjourn.

Hon. Brian Kisila (Mwala/Makutano, MCCP): But Madam Speaker, a Member cannot stand. Mheshimiwa Johana is not a member of that Committee. He cannot stand here---

Hon. Nicholas Nzioka (Machakos Central, WDM-K): Point of order.

Hon. Speaker: The Speaker has said were adjourning the House then a member stands and raises issue.

Hon. Nicholas Nzioka (Machakos Central, WDM-K): Thank you, Madam Speaker.

Hon. Speaker: I am not out of my mind.

ADJOURNMENT

Hon. Speaker: The House adjourns to Tuesday, 12th March, 2024 at 2.30 p.m.

The House rose at 12.10 p.m.