

## COUNTY GOVERNMENT OF KISUMU



### COUNTY ASSEMBLY OF KISUMU

## THE HANSARD

### SECOND ASSEMBLY – SECOND SESSION

Wednesday, 20<sup>th</sup> February, 2019

House met in the Main Chamber at 09:30 a.m.

(The Temporary Speaker (Hon. Erick Agolla) in the Chair)

### PRAYERS

**The Temporary Speaker** (Hon. Agolla): Good morning Hon. Member? Welcome to this morning session. Pursuant to our Standing Orders No. 32, I will direct that the quorum bell be ranged for five minutes.

*(Quorum bell ringing)*

**The Temporary Speaker** (Hon. Agolla): Can the Minority Leader confirm if we have the quorum or not?

**Hon. Agengo:** Mr. Speaker, seemingly the quorum is not there. I will seek the leave of the House if the chair can suspend the House for thirty minutes.

**The Temporary Speaker** (Hon. Agolla): Very well. Honourable Members procedurally we need to ask for another five minutes for the quorum bell to ring. After which we may take the root proposed by Hon. Agengo.

*(Quorum bell ringing)*

**The Temporary Speaker** (Hon. Agolla): May you please confirm if we have the quorum?

**Hon. Agengo:** Thank you Mr. Speaker. We have the quorum.

**The Temporary Speaker** (Hon. Agolla): Very well. Mr. Clerk take us through the order of the day.

### COMMUNICATION FROM THE CHAIR

**The Temporary Speaker** (Hon. Agolla): Honourable Members, it is my pleasure to welcome you again to this morning session of today Wednesday 20<sup>th</sup> February, 2019 of the Third Session of the Second Assembly. I also take this opportunity to welcome the members of the fourth estate. Let us enjoy our debates.

### PAPER

**The Temporary Speaker** (Hon. Agolla): Proceed Hon. Ogaga.

**Hon. Ogaga:** Thank you Mr. Speaker. On behalf of Hon. Samo, MCA Kajulu Ward and the Vice Chairperson of the House Business Committee. I would wish to say that pursuant to the provision of the Standing Order No. 25, I wish to lay today Wednesday 20<sup>th</sup> February, 2019 the County Assembly Annual Business Calendar for the year 2019. Thank you.

**The Temporary Speaker** (Hon. Agolla): Very well. Next order!

### NOTICE OF THE MOTION

#### THREE NOMINEES TO OCCUPY THE POSITION OF THE SPEAKER'S PANEL

**Hon. Ogaga:** Thank you Mr. Speaker. Pursuant to the provisions of the County Assembly Standing Orders No. 14. I wish to give a notice of motion on the three nominees to occupy the position of the Speaker's Panel.

- a) **First Panelist – Hon. Erick Agola. MCA, South West Kisumu Ward.**
- b) **Second Panelist – Hon. Victor Rodgers. MCA, Migosi Ward.**
- c) **Third Panelist – Hon. Invoiete Adhiambo. Nominated MCA.**

I have done this on behalf of the Leader of Minority. Thank you.

**The Temporary Speaker** (Hon. Agolla): Very well.

**COMMENCEMENT OF BUSINESS****DELIBERATION ON THE COUNTY ASSEMBLY ANNUAL BUSINESS CALENDAR FOR  
THE YEAR 2019**

BY

HON. ROY SAMO, MCA- KAJULU WARD

**The Temporary Speaker** (Hon. Agolla): Proceed Hon. Ogaga.

**Hon. Ogaga:** Thank you Mr. Speaker. On behalf of Hon. Samo, MCA Kajulu Ward and the Vice Chairperson of the House Business Committee. I wish to move a motion on deliberation on the County Assembly Annual Business Calendar for the year 2019. As per the Standing Order No. 25, this is a calendar that is prepared on annual basis and it helps the House to run smoothly. I therefore call upon Hon. Misachi to second the motion. Thank you.

**The Temporary Speaker** (Hon. Agolla): Very well. Yes Hon. Misachi.

**Hon. Misachi:** Thank you Mr. Speaker. I stand to second the proposals as indicated in the Annual House Business Calendar for the year 2019 for the Kisumu County Assembly.

**The Temporary Speaker** (Hon. Agolla): Honourable Members, the motion the Kisumu County Assembly Annual House Business Calendar for the year 2019 has been moved and seconded by Hon. Ogaga and Hon. Misachi respectively and it is now open for the debate.

Yes Hon. Khan.

**Hon. Khan:** Thank you Mr. Speaker. I rise to support the motion bearing in mind that there are no committee meetings being inserted in. The Governors speech needs to be discussed within a period specified in the Standing Orders. I have looked at the schedule and it is elapsing on Monday 10<sup>th</sup> February, 2020. I support it. Thank you.

**The Temporary Speaker** (Hon. Agolla): Very well. Yes Honourable Member from Migosi Ward.

**Hon. Victor Rodgers:** Thank you Mr. Speaker. I stand to support the calendar. I am one of the Members who came up with the schedule and I want assure the House that we did looked at it with a lot of sobriety. Thank you.

**The Temporary Speaker** (Hon. Agolla): Yes Hon. Arao.

**Hon. Arao:** Thank you Mr. Speaker. I stand to support the Annual House Business Calendar that is before this House. I can see we have enough time for recess that will enable us to interact with our electorates because it is always very challenging to find times to meet them when sittings are on.

I have always asked that we be allowed during the recess to come back and transact our businesses once in a while. Long recess normally makes our pockets dry and I don't know if it is possible for us to have some arrangements where we can come back to work during the period. Thank you.

**The Temporary Speaker** (Hon. Agolla): Hon. Arao, let me advise you that it is provided for in our Standing Orders that the Leader of Majority can write to the Speaker and the Speaker will recall the House recess if at all there is need. Don't be worried. Honourable Member for Kaloleni Shauri Moyo.

**Hon. Misachi:** Thank you Mr. Speaker. I support the calendar and I want to say that as House we can always have our committee meetings because staying away for long recess and not even having committee meetings always derails the work of the committees. I therefore want to request the committee to adjust by allowing the committees to sit while we are on recess. Thank you.

**The Temporary Speaker** (Hon. Agolla): Proceed Hon. Oiko.

**Hon. Oiko:** Thank you Mr. Speaker. I want to echo what the Senior Member has said. The picture that has been in this House is that there should be no committee meetings during the recess. That has been made arbitrary by one person. The Members know him. The committee meetings and other functions should also be there during the recess. That is when we have plenty of time to go for even for induction but this has been hampered intentionally by the leadership of this House.

Mr. Speaker, as we echo that, there is also another big problem. The committee funding in Kisumu County Assembly is very meager. The Budget and Appropriations Committee must tell us the funding from the inception and tell us what that funding should have been by now. That is an error that has been happening in this House and if not corrected then people will be begging so that they appear in the list for a trip.

These are the things that we should not allow as the elected Members. Let us own our committees. Let us go down and do the committee works of the County Assembly. It is the Chairman that controls the finances of the committee. The executive merely keeps the records. It is my plea to the Members of the Kisumu County Assembly that let us rise up and own the Kisumu County Assembly. Let us not beg left, right and center. We must also know what we are talking about.

**The Temporary Speaker** (Hon. Agolla): Hon. Oiko Pete, may you please confine yourself within the motion on the floor.

**Hon. Oiko:** Mr. Speaker, we must say the truth because that is what has been happening. Members must know when they are talking in the air and when they are not facing the truth. The committee funding must be used appropriately. The chairpersons of the committees must also own their committees. Thank you.

**The Temporary Speaker** (Hon. Agolla): Yes Hon. Carren Oguok the floor is yours.

**Hon. Oguok:** Thank you Mr. Speaker. I stand to call upon the mover of the motion to reply.

**The Temporary Speaker** (Hon. Agolla): Proceed Hon. Ogaga.

**Hon. Ogaga:** Thank you Mr. Speaker. I want take this opportunity to thank the Members who have deliberated on this motion. I want to say that as a House of order, we need to operate in an orderly manner and that can only be done if we have the calendar for the whole year that give us timeline on when we are in for the session and when we are out for recess.

I also want to urge Members that they should be placing their requests to have their meetings and travels on time. You must request for the meeting and trips to be approved and then you proceed with your businesses in the committee. This is a new year and let us not complain when you are not doing the right thing. Let us be proactive and I want to inform the House that the committees that have always made a request have always been given the opportunities to have their meetings or trips.

I therefore want to ask the House to adopt this calendar so that it can be gazetted and published in our website. Thank you.

**The Temporary Speaker** (Hon. Agolla): Very well. Pursuant to our Standing Orders No. 25, I want to put a question before you that this House do adopt the Kisumu County Assembly Annual House Business Calendar for the year 2019.

*(Question put and agreed to)*

**The Temporary Speaker** (Hon. Agolla): The Second Assembly, Third Session Annual House Business Calendar for the year 2019 has been adopted today Wednesday 20<sup>th</sup> February, 2019. Next order!

## **DELIBERATION ON THE GOVERNOR'S SPEECH**

**BY**

**HON. KENNETH ONYANGO – LEADER OF MAJORITY**

**The Temporary Speaker** (Hon. Agolla): Yes Hon. Deputy Leader of Majority.

**Hon. Pamela Odhiambo:** Thank you Mr. Speaker. The motion on the same had been moved and you all know that the assembly opened last week and I very sure every Member has a copy of the speech. The Governor appreciated the efforts of the Assembly for passing various important Bills. He also requested the Assembly to re-look at some two Bills and we are really waiting for them to be brought to the floor so that we can dispensed with them.

The speech is so clear and it touches on a number of issues that are so dear to the people of Kisumu County. I don't want take much time and I therefore wish to a chance to my colleagues also to add their voice. May I ask Hon. Philemon Ojuok to second? Thank you.

**The Temporary Speaker** (Hon. Agolla): Very well. Proceed Hon. Philemon.

**Hon. Ojuok:** Thank you Mr. Speaker. I second the motion on Deliberations on the Governor's Speech in the House as moved by Hon. Pamela Odhiambo.

**The Temporary Speaker** (Hon. Agolla): Honourable Members, the floor is now open for the debate on the motion that is before us. Hon. Misachi, the floor is yours.

**Hon. Misachi:** Thank you Mr. Speaker. We have just been given the copies of the speech now and we need to internalize whatever is here. We cannot make notes as we debate. I therefore want to ask your Chair to give us more time so that we can familiarize ourselves with this report. Thank you.

**The Temporary Speaker** (Hon. Agolla): I will advise later. Yes Hon. Khan.

**Hon. Khan:** Thank you Mr. Speaker. I agree with the sentiments of Hon. Misachi. This report is quite voluminous and it has just been circulated to us few minutes ago. This speech touches on the lives of over one million people of this county. The speech contains a number of issues that we must critically look into. I therefore want to request that we be given enough time to look into the speech so that we can contribute productively over it. Thank you.

**The Temporary Speaker** (Hon. Agolla): Honourable Members, procedurally you are aware that we have up to Tuesday next week to debate on the Governor's speech. If it is wishes of the Members then you still have ample time to beat the deadline.

Honourable Members, the proposal to suspend the deliberations on the Governors speech was moved by Hon. Misachi and seconded by Hon. Khan. I therefore want to put it for a debate before I give a ruling on the same. Yes Hon. Ojuok.

**Hon. Ojuok:** Thank you Mr. Speaker. I support that the Members be given some time to familiarize themselves with the speech. This is a very important document that we cannot just handle formally. Thank you.

**The Temporary Speaker** (Hon. Agolla): Yes Hon. Ogutu.

**Hon. Ogutu:** Thank you Mr. Speaker. I stand to support the proposals made by Hon. Misachi. The Governor's speech is an important document that we must have enough time to interrogate. There is money allocated for various projects in the county and we have to dig deep and understand how those monies are being used. I therefore support.

**The Temporary Speaker** (Hon. Agolla): Very well. Yes Hon. Miruka.

**Hon. Miruka:** Thank you Mr. Speaker. I rise to support what has been said by the senior Member. This document has just been circulated a few minutes ago. We need to have more time to analyze it. I support.

**The Temporary Speaker** (Hon. Agolla): Thank you. Yes Honourable Member for Kobura.

**Hon. Atieno:** Thank you Mr. Speaker. I support that we suspend the deliberations on this motion so that we may have time to go through the speech. Thank you.

**The Temporary Speaker** (Hon. Agolla): Yes Hon. Ogaga.

**Hon. Ogaga:** Thank you Mr. Speaker. I support the postponement of the debate on this motion but I would wish to point a weakness amongst us that why do wait until the last minute to bring the reports to the House? We are not given enough time to interrogate them even as the Standing Order 45 (4) (b) demands for that. Thank you.

**The Temporary Speaker** (Hon. Agolla): Yes Hon. Olwal.

**Hon. Olwal:** Thank you Mr. Speaker. Going by the mood of the House, I would call the mover of the motion to reply.

**The Temporary Speaker** (Hon. Agolla): Yes Hon. Misachi.

**Hon. Misachi:** Thank you Mr. Speaker. I want thank you and the Members who have found it fit that we familiarize ourselves with the Governor's Speech. I want to inform the Members that they should not be worried about the Kachok Dumpsite. It is in a ward that is well represented. I know whatever that is taking place there. Thank you.

**The Temporary Speaker** (Hon. Agolla): Honourable Members, the motion on giving Members more time to look at the speech has been moved, seconded and adequately debated upon by the Members. I therefore want to put a question on that the same motion be pushed to today at 2:30 p.m.

*(Question put and agreed to)*

## AJOURNMENT

There being no any other business, this House stands adjourned until today at 2:30 p.m.

*The House rose at 10: 50 a.m.*

