



COUNTY ASSEMBLY OF KISUMU

THE HANSARD

SECOND ASSEMBLY – THIRD SESSION

Tuesday, 08th October, 2019

House met in the Main Chamber at 02:30 p.m.

(The Temporary Speaker (Hon. Carren Muga) in the Chair)

PRAYERS

The Temporary Speaker (Hon. Muga): Hon. Members, good afternoon. Mr. Clerk, can you please take us through the Order Paper of the day?

The Temporary Speaker (Hon. Muga):

ADMINISTRATION OF OATHS

The Temporary Speaker (Hon. Muga): Hon. Joachim Omieno Oketch please can you come forward and take your oath of affirmation to the position of Liaison Chairperson.

I **Hon. Joachim Omieno Oketch**, having been elected as the Chairperson, Liaison Committee of the County Assembly of Kisumu do swear/solemnly affirm that I shall always truly and diligently serve the people and the Republic of Kenya in the office of **Chairperson, Liaison Committee** of County Assembly of Kisumu; that I shall respect, uphold, preserve, protect and defend this Constitution of the Republic of Kenya; and that I shall do right to all manner of persons in accordance with the Constitution of Kenya and the laws and conventions of Parliament, without fear or favour affection or ill health . So help me God.

(Hon. Joachim Omiemo Oketch signs an affirmation of Office Documents before the Hon. Speaker)

(Applause)

The Temporary Speaker (Hon. Muga): Hon. Habil Nyasuna please can you come forward and take you oath of affirmation to the position of Chairperson, Committee on Implementation.

I **Hon. Habil Omondi Nyasuna**, having been elected as the Chairperson, Committee of the County Assembly of Kisumu do swear/solemnly affirm that I shall always truly and diligently serve the people and the Republic of Kenya in the office of **Chairperson, Committee on Implementation** of County Assembly of Kisumu; that I shall respect, uphold, preserve, protect and defend this Constitution of the Republic of Kenya; and that I shall do right to all manner of persons in accordance with the Constitution of Kenya and the laws and conventions of Parliament, without fear or favour affection or ill health . So help me God.

(Hon. Habil Nyasuna signs an affirmation of Office Documents before the Hon. Speaker)

(Applause)

The Temporary Speaker (Hon. Muga): Hon. Seth Okumu please can you come forward and take you oath of affirmation to the position of Chairperson, Administration of Law, Justice and Constitutional Affairs and Good Governance and Security.

I **Hon. Seth Okumu**, having been elected as the Chairperson, Administration of Law, Justice and Constitutional Affairs, Good Governance and Security of the County Assembly of Kisumu do swear/solemnly affirm that I shall always truly and diligently serve the people and the Republic of Kenya in the office of **Chairperson, Administration of Law, Justice and Constitutional Affairs, Good Governance and Security** Committee of County Assembly of Kisumu; that I shall respect, uphold, preserve, protect and defend this Constitution of the Republic of Kenya; and that I shall do right to all manner of persons in accordance with the Constitution of Kenya and the laws and conventions of Parliament, without fear or favour affection or ill health . So help me God.

(Hon. Seth Okumu signs an affirmation of Office Documents before the Hon. Speaker)

(Applause)

The Temporary Speaker (Hon. Muga): Hon. Seth Okumu please can you come forward and take you oath of affirmation to the position of Chairperson, Administration of Law, Justice and Constitutional Affairs and Good Governance and Security.

I **Hon. Seth Okumu**, having been elected as the Chairperson, Administration of Law, Justice and Constitutional Affairs, Good Governance and Security Committee of the County Assembly of Kisumu do swear/solemnly affirm that I shall always truly and diligently serve the people and the Republic of Kenya in the office of **Chairperson, Administration of Law, Justice and Constitutional Affairs, Good Governance and Security Committee** of County Assembly of Kisumu; that I shall respect, uphold, preserve, protect and defend this Constitution of the Republic of Kenya; and that I shall do right to all manner of persons in accordance with the Constitution of Kenya and the laws and conventions of Parliament, without fear or favour affection or ill health . So help me God.

(Hon. Seth Okumu signs an affirmation of Office Documents before the Hon. Speaker)

(Applause)

The Temporary Speaker (Hon. Muga): Hon. Seth Kanga please can you come forward and take you oath of affirmation to the position of Chairperson, Public Works, Roads and Transport Committee.

I **Hon. Seth Kanga**, having been elected as the Chairperson, Public Works, Roads and Transport Committee of the County Assembly of Kisumu do swear/solemnly affirm that I shall always truly and diligently serve the people and the Republic of Kenya in the office of **Chairperson Public Works, Roads and Transport Committee** of County Assembly of Kisumu; that I shall respect, uphold, preserve, protect and defend this Constitution of the Republic of Kenya; and that I shall do right to all manner of persons in accordance with the Constitution of Kenya and the laws and conventions of Parliament, without fear or favour affection or ill health . So help me God.

(Hon. Seth Kanga signs an affirmation of Office Documents before the Hon. Speaker)

(Applause)

The Temporary Speaker (Hon. Muga): Hon. Joseph Olale please can you come forward and take you oath of affirmation to the position of Chairperson, Ward Development Committee.

OATH OF OFFICE FOR COUNTY ASSEMBLY MEMBER – CHAIRPERSON, WARD DEVELOPMENT COMMITTEE

I **Hon. Joseph Olale** ,having been elected as the Chairperson of Ward Development Fund Committee of the County Assembly of Kisumu do swear/solemnly affirm that I shall always truly and diligently serve the people and the Republic of Kenya in the office of **Chairperson of Ward Development Fund Committee** in County Assembly of Kisumu; that I shall respect, uphold, preserve, protect and defend this Constitution of the Republic of Kenya; and that I shall do right to all manner of persons in accordance with the Constitution of Kenya and the laws and conventions of Parliament, without fear or favour affection or ill health . So help me God.

PAPERS

Temporary Speaker (Hon. Muga): Proceed Hon. Atieno.

Hon. Atieno: Thank you Madam Speaker. Pursuant to the provisions of the Standing Order No. 193 I wish to lay a report of the Health, Housing and Sanitation Committee education tour to Texas Cancer Center on behalf of Hon. Vincent Jagongo, the committee Chairperson.

Temporary Speaker (Hon. Muga): Thank you. The Paper stand committed to the Health, Housing and Sanitation Committee. Yes Chair Education Committee.

Hon. Arao: Thank you Madam Speaker. Pursuant to the provisions of the Standing Order No. 193, I wish to lay a report of Education Committee on the benchmarking to Mombasa County. Thank you Madam Speaker.

Temporary Speaker (Hon. Muga): The paper stands committed to the Education Committee. Thank you. Next order!

NOTICES OF MOTION

Temporary Speaker (Hon. Muga): Hon. John Atieno.

Hon. Atieno: Thank you Madam Speaker. Pursuant to provisions of Standing Order No. 45, I wish to give a notice of motion on behalf of Health, Housing and Sanitation Committee Chairperson on a report on committee education tour to Texas Cancer Center. Thank you.

Temporary Speaker (Hon. Muga): Yes Hon. Kanga.

Hon. Kanga: Thank you Madam Speaker. With due respect I request that you consider your earlier ruling on the Paper laid by Hon. Arao because you have directed it to the Education Committee instead of the House Business Committee to consider it. Thank you Madam Speaker.

Temporary Speaker (Hon. Muga): It is a procedure that before the Paper is laid then it has to go through the House Business Committee. So committing the said Papers to the respective committees is the procedure. That is the law. Proceed Hon. Arao.

Hon. Arao: Thank you Madam Speaker. Pursuant to the provisions of Standing Order No. 45, I wish to give a notice of motion on a report of Education Committee on the benchmarking to Mombasa County. Thank you.

Madam Speaker, Pursuant to the provisions of Standing Orders No. 45, I wish to give a notice of motion on the report of Education committee on benchmarking trip to Mombasa County. Thank you.

The Temporary Speaker (Hon. Muga): Thank you. Next Order!

STATEMENTS

The Temporary Speaker (Hon. Muga): Yes Hon. Miruka.

Hon. Miruka: Madam Speaker, allow me to extend my appreciations to all the Members and staff of the County Assembly for a good participation during the just concluded CASA games. I wish to say that we managed to secure 5 trophies which I believe is good for the County. We managed to be the 1st runners up in netball. I want to say that for the first time, I saw our ladies team succeeding with Members of the County Assembly effectively participating being chaired by Senior Member, Hon. Misachi. I would not wish to also fail to appreciate our football team which also did a good job and were just defeated at the quarters. The tag of war team led by Hon. Ogendo also did well. Allow me to thank the choir members for having managed to be position one in sacred, set piece and adaptation. Amongst the teams that was really acknowledged was actually Kisumu County.

What I would not wish to say is that for the first time since the beginning of the edition of CASA, Kisumu County Assembly never had any hooligan. Very many Counties will be affected because they will receive letters of warning having brought ineligible players. Thank you.

The Temporary Speaker (Hon. Muga): Hon. Steve Owiti.

Hon. Steve Owiti: Thank you Madam Speaker and the Honourable Members of this House. I rise to make a statement with regards to our Budget process which has just started and as we speak today, the Executive is conducting Public Participation on the Annual Development Plan ADP. We as an Assembly and more so as the Budget committee, I want to encourage Members to ensure that the process that has just started to get involved in it. This is because the projects that will be identified from this time and if we get the right report of what the people on the

ground have said, then we shall not have a situation whereby whoever will bring the budget on projects that are not proposed at the ward level. Therefore, I would wish to encourage every Member to ensure that whoever is present in those public participation forums are able to articulately give our desires and ensure that the people on the ground are given adequate opportunity to present their needs.

We must also advise our Members on the ceiling that we have because we have had a situation where Members of the public are proposing so many projects which are never implemented at the end of the day. We need to first start by telling the Members of the public that we don't have enough money and we must use whatever we have so that when we come up with a report, then that report will reflect what can be implemented when the budget process begins. I also want to ask the Members that our budget process for this year has had a number of challenges and some of the proposed projects which ought to have reflected are missing. I think it would be in order if there are some projects that are missing then they should be given first priority. Therefore I had already leased with the clerk of Budget and Appropriations committee to ensure those reports of all the projects are with him. So Members are encouraged to lease with the Clerk to know which projects are in the Budget for FY 2019/2020. Thank you.

The Temporary Speaker (Hon. Muga): Yes Hon. Agolla.

Hon. Agolla: Thank you Madam Speaker, I want to give my statement and to also add on what Hon. Steve Owiti has just talked about. We were conducting public participation in South West Kisumu and I have just completed the process today. I would like to confirm that it was smooth but there were some little challenges here and there and the only reason was that in this August House we did pass a Budget of 30 million per ward plus KRB. The surprise of the people of South West Kisumu is that the report that we received from the Executive only has 24,200,000 for projects. That is the only project that is captured in the Budget book that we have. There are also a number of typing errors. These typing errors affecting my ward in the last FY and at least 3 projects were not implemented because the projects were indicated in different wards. I would like to advise the Chairperson of Budget and Appropriations committee to move with speed because there is no need of passing the budget and captured in Hansard that we expect 40,000,000 project and we agreed that from 40 million we go back to 30 million and to our surprise now it is 24 million. Where is the 5.8 million going to?

Madam Speaker it was not very easy to talk to the people of South West Kisumu; it turned chaotic and they were almost rejecting the process of Annual Development projects. I want to urge the Hon. Members that in that particular day that you are conducting the public participation to be there. I beg the Chair to advise and help on this matter.

The Temporary Speaker (Hon. Muga): Thank you Hon. Agolla. I believe that the Budget and Appropriations committee Chairperson is in the House and he is to take care of Members' concern by doing the follow up and get where the problem is. Hon. Okumu.

Hon. Okumu: Thank you Madam Speaker, I rise under Standing Orders no. 42 to give a personal statement. I would like to thank the committee of Administration of Law, Justice and Constitutional Affairs for electing me as the Chairperson and I want to thank the House for accepting the decision of the committee. I would like to assure the House that I am committed to the support of this House and the people of Kisumu County under the leadership position that they have given me. I know there are delays in implementing the Village Council Bill. I want to promise that we want to frustrate that process so that Devolution can be felt to the smallest unit in our wards. Thank you

The Temporary Speaker (Hon. Muga): Next Order!

ADJOURNMENT

The Temporary Speaker (Hon. Muga): There being no any other business to transact, this House stands adjourned to Wednesday 9th October 2019 at 9.00 a.m.

(House rose at 3.15 p.m.)

Addendum

Hansard Reporters

Zablon Otiende – In-charge

Fanuel Okode - Reporter

Edward Odanga - Reporter