

Wednesday 19th January, 2022 COUNTY ASSEMBLY OF SIAYA DEBATES

REPUBLIC OF KENYA

THE COUNTY ASSEMBLY

THE HANSARD

Second County Assembly-Sixth Session

Wednesday 19th January, 2022

The House met at the County Assembly Chambers at 9.30 a.m.

[The Speaker (Hon. Okode) in the chair]

PRAYERS

COMMUNICATION FROM THE CHAIR

GOT AGULU SEC. SCHOOL

Hon. Speaker: Hon. Members, I wish to bring to your attention visit by a school and I wish to recognize the presence of teachers and students from Got Agulu Secondary School in West Yimbo Ward who are seated in the public gallery, accompanied by their teachers; Mr. Patrick Omondi, Ms Emily Were and Ms Aquino. On behalf of Members and on my own behalf I extend a warm welcome to them and wish them a happy and a fruitful visit. Will we welcome them in our special way!

(Applause)

MESSAGE

FINANCE BILL, 2021

Hon. Speaker: Hon. Members, I wish to convey a message from the Governor on the ascent of the Siaya County Finance Bill 2021. The Governor assented to the Bill on the 6th of January and the publication gazzetment processes are following soon after. Next order!

PETITION

POOR STATE IN SERVICE DELIVERY AT REFERRAL HOSPITAL

Hon. Speaker: Hon. Members, there is a petition we received some time back, the Chair of Health Committee reminded on the same. Petition of poor state in service delivery at Siaya County Referral Hospital as a result of gaps in the management of the hospital propagated by

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medical superintendent. It is here for your perusal, their prayer is that the Committee looks at the issues raised herein and have them addressed within the shortest time possible and the signatories are here. This is committed to the Committee on Health. Next order!

STATEMENT

LANDS

Hon. Audi: Thank you, Mr. Speaker. There is a statement that I placed last week but one we got the response and I have been requesting the Hon. House through you Mr. Speaker that we kindly engage the author of the response so that at least we bring the gaps and the response. The people are demanding for their rights through that statement. It was on Lands.

Hon. Otare: I am not aware of any news but I will consult the Chair.

Hon. Speaker: That Committee is advised to give a report in our meeting next week on Tuesday as pertains to the question asked by Hon. Audi, Member for South Gem but before we dwell into the question or statement, I wanted to use this time to Members who have a word for the School especially starting with the Member for West Yimbo, Hon. Willis Ochieng.

Hon. Ochieng: Thank you, Mr. Speaker. I want to sincerely thank you for having honored the request from Got Agulu Secondary School and I want to take this opportunity to welcome the Deputy Principal and the students who are taking History. Apart from the school being in my Ward, I want to register here that I also learnt in the same school and sat my form 4 examinations in 2002.

(Applause)

The discipline you see in me, I got it from Got Agulu Secondary School and that is the reason I am an all-round man in the society. I really wish the students well, I wish all the candidates well. The school is one of the best schools in the entire Country. I assure you that when you pass through Got Agulu, the world is waiting to accept you wholesomely because those who passed through Got Agulu prosper in life the way I am doing and you can see for yourself.

(Laughter)

One of your own representing Yimbo West Ward and I am the first MCA who retained the seat and is going to retain it for the 3rd time.

(Applause)

Were it not for Got Agulu, it would have not happened, so you are in the right place, have your hopes well and you must be disciplined the way I am and the Hon. Speaker, can confirm to you

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that. I want to also tell them that our brother here Mr. Omore, was also in the same school and you can attest to how Mr. Omore is so instrumental in this institution and a much disciplined gentleman.

I sincerely thank you and welcome you to Siaya County Assembly. Thank you and I thank you in advance for the soft drinks our brothers will get after this session.

(Laughter)

Thank you very much and may God bless you.

Hon. Okumu: Thank you, Mr. Speaker, Sir. I am from West Alego. You see West Yimbo and West Alego are friends and they are also in the same committee of Agriculture. So I cannot let my joy go unexpressed due to the fact that...

(Laughter)

...the head teacher of Got Agulu is one of my electorates from West Alego Mr. Omondi. Some time back we were in the forefront of scrambling for West Alego seat and fortunately after he did not get it he came to join me and he supported me. Due to the fact that he is a head teacher, I am running ahead but he will one day be an MCA of West Alego from my support. I beg to sit down.

With that fact let me assure him that after the Sitting his students will each receive a bottle of soda from my pocket.

(Applause)

I conclude by assuring that you are welcome to Siaya County Assembly led by one of the most peace making speakers in Kenya as a whole. That is why Siaya Assembly has retained peace. No fighting or scrambling. Thank you.

(Applause)

Hon. Oyuago: Thank you, Mr. Speaker, Sir. I welcome the students of...

Hon. Olasi: Thank you, Mr. Speaker, Sir. You started with a very good trend. Our senior, Hon. Ochieng is from West Yimbo, then you moved to West Alego. How I wish you could continue with the West.

Hon. Oyuago: Thank you, Mr. Speaker, Sir. I just want to remind my senior the Chief Whip that it is not a matter of West, West, it is a matter of who presses the button first that's why the Speaker invited me to address the House.

I want to welcome the students of Got Agulu plus their teachers. I am a resident of West Yimbo where the school is. I have been a friend to Got Agulu Secondary for a very long time. I am very sure they have received my support from the school personally as Hon. Shirley.

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I want to join my colleague Hon. Willis who is also a resident of that place to welcome the school and to tell the students to take their school as one of the best in the entire nation. It's your hard work that will pay you and put you where you would wish to be. It's not the name of the school but yourself as a student.

Discipline is the key thing and I would really want to appreciate the students for always being disciplined throughout and making the environment to be peaceful.

Lastly I want to wish the candidates of this year all the best in your forthcoming exams. May God bless you in your forthcoming examinations.

Hon. Olsi: Thank you, Mr. Speaker, Sir. I didn't go to Got Agulu but I want to join my friend and senior member of this House in welcoming the Form Four students from Got Agulu in this House.

On behalf of West Uyoma which is in Rarieda Sub-County, I want to wish the History students well and I would advise that you focus as you do your exams in the next few months. All will be well. Mr. Patrick, Madam Emily, Madam Aquino feel welcome.

Hon. Adala: Thank you, Mr. Speaker, Sir. Let me also join in the team that have welcomed the good students of Got Agulu Secondary School in Bondo.

I did not learn there. That should go on record. I happened to have met the school when I was in high school. I studied next to their school in Maranda High School so most times we would meet in extracurricular activities.

Those times they were doing so well in hockey and we were doing so well in soccer but we would once in a while meet. What I realized then and I have also seen today is that they were a disciplined team. It will not take you a long time to know that this person is a disciplined person you just look at how somebody has dressed.

If you look at me, you see that I am well dressed and that in itself shows somebody who is disciplined. I have also seen it in the students of Got Agulu. Success goes hand in hand with discipline.

Mine is to tell you that success does not rely in the name of a school or where you come from but success of an individual depends on how much focus and seriousness you put in your studies.

We are basically staring at a year that I understand there has been a lot of stress in our schools because there have been very packed schedules but I am happy that we have not received any bad report from your school in terms of students being rude.

I have heard of schools that have been burnt down but yours has not featured. I really want to laud you and continue to urge you to keep the same spirit and wish the candidates that are going to sit their exams in the next one month success and may God bless you.

In 15 years when some of you will be elected in Yimbo West to come and serve here as a representative, I hope you will work well with me as His Excellency of Siaya. Thank you.

Hon. Oriaro: Thank you, Mr. Speaker, Sir. One, is to praise you for having allowed your leadership open to scrutiny by residents of this county irrespective of their status, age et al...

(Question proposed)

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Hon. Oriaro: Thank you, Mr. Speaker, Sir. In the observation that it is the duty of any legitimate government to spend in the best interest of the public towards the delivery of the democratic goods. It is inherent upon this legislative body to give them a legal team so that matters of governance are demonstrable such that issues of accountability are exercised.

Above all our time is up. The time of this government is coming to an end and the cry of many years has been that cry of lack of financial absorption capacity. It is our duty to enhance that absorption by way of this legislation. I support.

Hon. Speaker: I call upon the Mover to reply.

Hon. Madialo: Thank you. Nothing further.

(Question put and agreed to)

BILL

Second Reading

APPROPRIATIONS BILL 2022
(COUNTY ASSEMBLY BILL NO. 1 OF 2022)

COMMITTEE OF THE WHOLE

(Order for committee read)

[The Speaker (Hon. Okode) left the Chair]

IN THE COMMITTEE

[The Chairperson (Hon. Odongo) took the Chair]

APPROPRIATIONS BILL 2022
(COUNTY ASSEMBLY BILL NO. 1 OF 2022)

Hon. Madialo: I wish to move:

THAT, Clauses 3, Schedule 1 and Schedule 2, the Title and Clause 1 be part of the Bill.

(Question proposed)

(Question put and agreed to)

Hon. Oriaro: When we see the young ones coming to see how we transact business. It is an encouragement because most of us never had a chance to display our social oath, societal oath but we just found ourselves the way we are.

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It is an opportunity for them to decide what they will do in the future. My name is Hon. Leonard Oriaro, Member for Central Alego. Two things prompted me to speak; I am impressed that Hon. Willis Ochieng represents Yimbo West where the school curves the niche.

One thing that Hon. Willis never divulge and I am naturally impelled to divulge is that they didn't just have a representative. When he found himself in this House the House saw that he is equipped and that's why he chairs the Committee on Agriculture. All foods that are being eaten in Siaya; Hon. Willis owns all we produce in the County. It is out of his equip be it professional, based on pedagogy that we are somewhere.

A new world order should be seeking not a compromise but the embodiment of high and shinning ideal that goes hand in hand with virtues such as honesty. This is because honesty is the epitome of service delivery and that goes also hand in hand with searching for the right people to be in our offices.

He contested and my father for West Alego but my father was lucky but Omondi was not just an ordinary person. He was a teacher and he was one of the people steering the Governor's campaign after having been defeated by my father.

Lastly, leadership current and the traditional stands continue to enshroud the minds of our young with the mentioning of our abstract that our young are leaders of tomorrow. Getting that opportunity to see how we transact; I want to tell how we are leaders of today and as you go back to where you come from choose positively what you want to be tomorrow. In Europe, leaders are taught but in Africa you grab the space.

You have sisters at home so convey that message. It will not be all about what will make your career. In apolitical system like the one we have you can train as a medical doctor, a teacher, as an agriculturalist but in the field of leadership the mere mentioning of the concept of interdisciplinary makes you to play a leading political element in the system match up to that.

Thank you.

Hon. Madialo: Now that I am on my feet, allow me to welcome the students of Got Agulu and my friend Mr. Omondi. I have asked the department of Public works and Roads together with the directorate of the executive arm of the Government to give us a breakdown and a list detailing the usage or the intended usage or application of the Kshs. 87 million that is captured in the supplementary Budget estimates.

I have asked our Budget Committee secretariat to follow up and pray that they will have given us the details by today 2.30 p.m. or 3.00 p.m. in the event that they don't do so some of our Members have given us proposed projects to be financed with the fuel levy funds if available and we are going to attach the final report with those lists so that if they are not going to explain to us how they have used it then they consider these ones.

I wish to report that up to now they have not been allowed to key in projects because we still await explanations on the fuel levy. Thank you.

Hon. Booker: Mr Speaker Sir, it is my humble request that the Report the Hon. Chair of Budget is requesting from the department of roads could have been brought to the Committee of General Oversight because if you do not move with speed then am assuring you that some of us will not have anything to take home. We are very particular about this fuel levy fund.

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You find that in the last financial year, very many people were crying Members like Hon. Ousa and myself was only given Kshs. 1 million for roads. Please I request that you direct this matter to the General Oversight.

Thank you.

Hon. Speaker: Hon. Deputy Speaker. We will advise on that Hon. Booker, thank you.

Hon. Odongo: Mr. Speaker Sir, during your communication something was brought to my attention that I wanted to know, there was a Bill that was passed, actually, it is the Village Administrators Bill. I just wanted to know how far we are with it because I heard that His Excellency the Governor assented to a certain Bill.

Hon. Opanga: Thank you, Mr. Speaker Sir. After the Bill was passed, we have been following it up with the County Secretary. However, the issue that has been pending which I believe the chair Budget is aware of is the issue of funds.

They are saying they have everything set to roll it out but the issue of funds is what is now stopping them. I do not know what the way forward is but maybe chair Budget can also advise if the department on Governance has also requested on the same.

Hon. Speaker: Can I advise the secretariat to write a letter to the Executive to enquire on the status of that piece of legislation. Write a letter to the County Secretary to explain to us the state of implementation of that legislation and from there we shall advise accordingly or take the right action.

Yes, majority leader.

Hon. Oor: Thank you, Mr. Speaker Sir. On Got Agulu, I want to advise my friend Ochieng to take his time to go to the school and talk to the students because those who reported are very few while he came out of there to become a leader he is today. Therefore, he can motivate them in one way or another.

Secondly, I want to talk about PMC now that the Supplementary Budget has been passed and the contractors are already on the ground. So am just wondering how the PMCs will get their monies when the Governor Rasang leaves office. I would request that you give direction because you are the only one who can help put the matter to rest as it is.

Thank you and God bless you.

Hon. Speaker: The chair for Implementation Committee to follow up on the issue of PMCs and give us a report.

Hon. Opanga: Some of the PMCs were not successful in receiving those monies but there was a list that was returned. I would request Members to please confirm if some of their members in the previous disbarment did not receive the money.

Inform them so that we close the other Financial Year then we start following another FY as we push for the payment. Therefore, I want to give Members assurance that we shall follow it up and give back a report on the same in this House in two weeks' time.

(The speaker laughs)

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Hon. Mboha: Thank you, the Member knows what he is doing because I think for the last 4 years we have never seen any Report done by the Implementation Committee what we have had is verbal communications. So I think and most Members are worried because when you inform him the Committee brings verbal Reports.

We can look into that because we are going to the last stretch of the Session and formally we have never had any Report by the Chair of the implementation Committee.

Hon. Odongo: Mr. Speaker, Sir; thank you so much for giving me this chance. I want to say that what Majority leader has brought is very important and key to Hon. Members.

I can see Members deviating from what Majority wanted to know; we agreed during the General Oversight Committee sittings with the Executive Members that the deductions for PMCs were removed and I therefore believe that what Majority wanted to know. Contractors are now appearing on the ground; will we be forming the PMCs for the new projects that are supposed to be implemented on the ground?

Hon. Oyuago: Mr. Speaker, Sir; I just want to tell Hon. Mboha that the only Report the Chairman of Implementation worked on successfully is the Report on PMC money. I want to confirm to the House that all my PMCs were paid and they were satisfied and I appreciate the Chairman of Implementation for that.

Hon. Speaker: Hon. Shirley has referred to a Report that was delivered by the Chair of Implementation Committee not a Report delivered by the Committee on Implementation. The Committee on Implementation follow it up and give us a Report.

It is important to know other than the previous payments going forward are the PMCs on the ground expecting payments or not. Chair take those concerns seriously when everybody is mixing your leadership with the Committee leadership and also confusing whether Report was shared here or somewhere in Segere.

Implementation Committee you have gotten majority leader's concern. Going forward let members know that there will be no money deducted from contractors directly or from the County Government.

MOTION

ADJOURNMENT

Hon. Speaker: Hon. Members, after this session we will reconvene here to have a Lap fund team share with us on matters of application for withdrawal. Stay put till I come back. There being no other business will you be upstanding for adjournment.

There being no other business this House adjourns until tomorrow, Thursday January, 2022 at 2.30 p.m.

The House rose at 4.00 p.m.