

**REPUBLIC OF KENYA**  
**MACHAKOS COUNTY ASSEMBLY**  
**OFFICIAL REPORT**

**Wednesday, 20<sup>th</sup> November, 2019**

The House met at 4.46 p.m.

*[The Speaker (Hon. (Mrs.) Mwangangi) in the Chair]*

**PRAYERS**

**Hon. Speaker:** Good afternoon, Hon. Members?

**Hon. Members:** Good afternoon.

**Hon. Speaker:** It is still afternoon and you talk of evening after 6 o'clock. So we are talking of afternoon and we are here until we finish the business that is for today. So I will call upon Mr. Clerk to start on the Order Paper.

**BILL**

*Second Reading*

**MACHAKOS COUNTY SUPPLEMENTARY APPROPRIATION BILL, 2019**

**Hon. Ndambuki:** Thank you, Hon. Speaker. Pursuant to Standing Order 121(1), I would like to move the motion that the Machakos County Supplementary Appropriation Bill No. 6 of 2019, be read a second time. Madam Speaker, I request Hon. Paul Museku to second the motion. Thank you, Madam Speaker.

**Hon. Museku:** Madam Speaker, I second that the Machakos County Supplementary Appropriation Bill No. 6 of 2019. I support it on the second reading, Madam Speaker.

**Hon. Speaker:** Now that Hon. Ndambuki, you have a Motion on the Table, can you give some brief highlights, if you have any.

**Hon. Ndambuki:** Thank you, Madam Speaker. This Bill will necessitate appropriation of monies to grant services for specified schedules based on estimates for Fiscal Year 2019/2020. Thank you, Madam Speaker.

*(Question proposed)*

*(Question put and agreed to)*

**Hon. Speaker:** Thank you, Hon. Members. So, now that you have voted that we read this Bill a second time, I call upon the clerk to read the short title of the Bill.

*(The Bill was read a Second Time and committed to a Committee of the whole House today by leave of the House)*

Thank you, next order.

**(Then)**

### COMMITTEE OF THE WHOLE HOUSE

*(Order for Committee read)*

*[Madam Speaker left the Chair]*

### IN THE COMMITTEE

*[Mr. Chairman (Hon. Paul Museku) took the Chair]*

### THE MACHAKOS COUNTY SUPPLEMENTARY APPROPRIATION BILL, 2019

#### CLAUSES WITH AMENDMENTS

##### Clause 2

**Hon. Ndambuki:** I propose the question that clause 2 be amended as proposed.

*(Question of the amendment proposed)*

*(Question that Clause 2 be amended as proposed put and agreed to)*

*(Question that Clause 2 as amended be part of the Bill put and agreed to)*

##### Clause 3

**Hon. Ndambuki:** I propose the question that clause 3 be amended as proposed.

*(Question of the amendment proposed)*

*(Question that Clause 3 be amended as proposed put and agreed to)*

*(Question that Clause 3 as amended be part of the Bill put and agreed to)*

#### SCHEDULES

##### Schedule R0001

**Hon. Ndambuki:** I move that schedule R0001 be amended as proposed.

*(Question of the amendment proposed)*

*(Question that Schedule R0001 be amended as proposed put and agreed to)*

*(Question that Schedule R0001 as amended be part of the Bill put and agreed to)*

*Schedule R0002*

**Mr. Chairman:** I propose the question that schedule R0002 be part of the Bill.

**Hon. Ndambuki:** I move that schedule R0002 be amended as proposed.

*(Question of the amendment proposed)*

*(Question that Schedule R0002 be amended as proposed put and agreed to)*

*(Question that Schedule R0002 as amended be part of the Bill put and agreed to)*

*Schedule R0003*

**Mr. Chairman:** I propose the question that schedule R0003 be part of the Bill.

**Hon. Ndambuki:** I move that schedule R0003 be amended as proposed.

*(Question of the amendment proposed)*

*(Question that Schedule R0003 be amended as proposed put and agreed to)*

*(Question that Schedule R0003 as amended be part of the Bill put and agreed to)*

*Schedules R0004 and R0005*

**Mr. Chairman:** I propose the question that schedules R0004 and R0005 be part of the Bill.

**Hon. Ndambuki:** I move that schedules R0004 and R0005 be amended as proposed.

*(Question of the amendment proposed)*

*(Question that Schedules R0004 and R0005 be amended as proposed put and agreed to)*

*(Question that Schedules R0004 and R0005 as amended be part of the Bill put and agreed to)*

*Schedule R0006*

**Mr. Chairman:** I propose the question that schedule R0006 be part of the Bill.

**Hon. Ndambuki:** I move that schedule R0006 be amended as proposed.

*(Question of the amendment proposed)*

*(Question that Schedule R0006 be amended as proposed put and agreed to)*

*(Question that Schedule R0006 as amended be part of the Bill put and agreed to)*

*Schedule R0007*

**Mr. Chairman:** I propose the question that schedule R0007 be part of the Bill.

**Hon. Ndambuki:** I move that schedule R0007 be amended as proposed.

*(Question of the amendment proposed)*

*(Question that Schedule R0007 be amended as proposed put and agreed to)*

*(Question that Schedule R0007 as amended be part of the Bill put and agreed to)*

*Schedules R0008, R0009, R0010 and R0011 agreed to*

*Schedule R0012*

**Mr. Chairman:** I propose the question that schedule R012 be part of the Bill.

**Hon. Ndambuki:** I move that schedule R0012 be amended as proposed.

*(Question of the amendment proposed)*

*(Question that Schedule R0012 be amended as proposed put and agreed to)*

*(Question that Schedule R0012 as amended be part of the Bill put and agreed to)*

*Schedule R0013*

**Mr. Chairman:** I propose that schedule R0013 be part of the Bill.

**Hon. Ndambuki:** I move that schedule R0013 be amended as proposed.

*(Question of the amendment proposed)*

*(Question that Schedule R0013 be amended as proposed put and agreed to)*

*(Question that Schedule R0013 as amended be part of the Bill put and agreed to)*

*(Schedule R0014 agreed to)*

*Schedule D0001*

**Mr. Chairman:** I propose that schedule D0001 be part of the Bill.

**Hon. Ndambuki:** I move that schedule D0001 be amended as proposed.

*(Question of the amendment proposed)*

*(Question that Schedule D0001 be amended as proposed put and agreed to)*

*(Question that Schedule D0001 as amended be part of the Bill put and agreed to)*

*Schedule D0002*

**Mr. Chairman:** I propose the question that schedule D0002 be part of the Bill.

**Hon. Ndambuki:** I move that schedule D0002 be amended as proposed.

*(Question of the amendment proposed)*

*(Question that Schedule D0002 be amended as proposed put and agreed to)*

*(Question that Schedule D0002 as amended be part of the Bill put and agreed to)*

*(Schedules D0003 and D0004 agreed to)*

*Schedule D0005*

**Mr. Chairman:** I propose the question that schedule D0005 be part of the Bill.

**Hon. Ndambuki:** I move that schedule D0005 be amended as proposed.

*(Question of the amendment proposed)*

*(Question that Schedule D0005 be amended as proposed put and agreed to)*

*(Question that Schedule D0005 as amended be part of the Bill put and agreed to)*

*Schedule D0006*

**Mr. Chairman:** I propose the question that schedule D0006 be part of the Bill.

**Hon. Ndambuki:** I move that schedule D0006 be amended as proposed.

*(Question of the amendment proposed)*

*(Question that Schedule D0006 be amended as proposed put and agreed to)*

*(Question that Schedule D0006 as amended be part of the Bill put and agreed to)*

**Mr. Chairman:** It is important to note Hon. Members at this juncture that when I propose and there are amendments you want to make, when I make that proposal, that is the place you can rise up and suggest any amendment you want made before I put the question. So that is just for clarity.

*(Schedule D0007 agreed to)*

*Schedule D0008*

**Mr. Chairman:** I propose the question that schedule D0008 be part of the Bill.

**Hon. Ndambuki:** I move that schedule D0008 be amended as proposed.

*(Question of the amendment proposed)*

*(Question that Schedule D0008 be amended as proposed put and agreed to)*

*(Question that Schedule D0008 as amended be part of the Bill put and agreed to)*

*Schedule D0009*

**Mr. Chairman:** I propose the question that schedule D0009 be part of the Bill.

**Hon. Ndambuki:** I move that schedule D0009 be amended as proposed.

*(Question of the amendment proposed)*

*(Question that Schedule D0009 be amended as proposed put and agreed to)*

*(Question that Schedule D0009 as amended be part of the Bill put and agreed to)*

*Schedule D0010*

**Mr. Chairman:** I propose the question that schedule D0010 be part of the Bill.

**Hon. Ndambuki:** I move that schedule D0010 be amended as proposed.

**Hon. Muendo:** I have amendment on schedule D0010.

**Mr. Chairman:** Go ahead Majority Leader.

**Hon. Muendo:** Thank you, chairman. This is under urban support program development, that is the municipalities.

We start with Machakos Municipality which has Mumbuni North. The project is road tarmacking, drainage and street lights. KwaKitu-Ikungu road that is 2 kilometres at Ksh. 70 million.

We have Muvuti/Kiima kimwe tarmacking. Eastleigh five hills, street lights, Mwanyani primary loop, Kathemboni road, lighting of markets. Eastleigh, Muthini and Katoloni area at Ksh.60 million.

Mutituni ward cabro works, storm water drainage, 10 garbage collection bins at Mutituni market. AIC street, Mosque street and Slaughter street. Streetlights, town planning and title deeds Mutituni Market at Ksh. 60 million.

Machakos Town tarmac, construction of storm water drainage and installation of integrated solar street lights. Wholesale and retail market loop. Lighting of Kitui road Jua Kali complex all at Ksh. 100 million.

Mua ward, cabro works, storm water drainage, 10 garbage collection bins, Kithini market and Kathome Ksh.13 million. Total Ksh. 303 million.

### ***Tala /Kangundo municipality***

We start with Tala ward - tarmac, murrum, culverts and grading, streetlights and cabro works, sewerage and draining, tarmac and bridge, that is in Tala ward. Matungulu West - tarmac, murrum and grading Nguluni-Ikwangi, Nguluni to Utooni, Nguluni to Kwa Makau Road.

Matungulu North - street lights and drainage at Kwa Mwaura market, street lights and drainage, Katulya market, street lights, Kiliku market.

Matungulu East - street lights, cabro works and drainage at Katwanyaa market, street lights, cabro works and drainage at Kinyui market, tarmac, drainage and street lights at Tala-Kyaume-Katwanyaa road (3.5 km).

Kyeleni - street lights at Kyeleni market, street lights at Kathulai market, street lights, cabro works and drainage at Donyo Sabuk town.

Kangundo West - tarmac, sewer system at Kawethei market and Kakuyuni market.

All that totals to Ksh.241Million.

Kangundo North - street lights and murrum of Kathithyama-Kikambuani road and Maiyuni, grading and murrum of Kikambuani-Kyelendu, that is Ksh. 200 million. There is also tarmac of Kangundo-Mbaka street, 2.5 km. there is also murrum, lighting and drainage of Kangundo police - KMTTC, and then Jimmy-Thyaka. That is amounting to Ksh. 200 million.

### ***Mavoko Municipality***

Kinanie - cabro works, storm water drainage and street lights at Kyumbi market, street lights at Kinanie market, street lights at Daystar, street lights at Pioneer market and that is a total of Ksh. 60 million.

Athi River - tarmac at Nyambura stage - Embakasi road, drainage at Kwa Nyambura road, street lights at Kwa Nyambura road, street lights at Nyambura stage gate 2 - Embakasi road, street lights at Ngimu stage - Ksh. 60 million

Muthwani - cabro works, storm water drainage and street lights at Joska market, police road Mzika Okoa road, Githunguri, Masa jet field - MC road - Ksh. 53 million

Mlolongu/Syokimau Road - cabro works, storm water drainage and street lights, tarmacking old Mombasa Road, both sides, Police-Gossip road - Ksh. 100 million. Total Ksh. 273 million.

**Mr. Chairman:** Thank you Hon. Member. Yes, go ahead.

**Hon. Kisila:** Chairman, with this amount of money allocated to these municipalities, do actually these wards require any more funding from the County Government?

**Mr. Chairman:** Hon. Member, you are out of order. That needs to be retrieved. We are not at debate stage here. We are the Committee of the Whole House, so that should be marked as not having been discussed here. Thank you Hon. Member for those proposed amendments.

*(Question of the amendment proposed)*

*(Question that Schedule D0010 be amended as proposed put and agreed to)*

*(Question that Schedule D0010 as amended be part of the Bill put and agreed to)*

*Schedule D0011*

**Mr. Chairman:** I propose the question that schedule D0011 be part of the Bill.

**Hon. Ndambuki:** I move that schedule D0011 be amended as proposed.

*(Question of the amendment proposed)*

*(Question that Schedule D0011 be amended as proposed put and agreed to)*

*(Question that Schedule D0011 as amended be part of the Bill put and agreed to)*

*Schedule D0012*

**Mr. Chairman:** I propose the question that schedule D0012 be part of the Bill.

**Hon. Ndambuki:** I move that schedule D0012 be amended as proposed.

*(Question of the amendment proposed)*

*(Question that Schedule D0012 be amended as proposed put and agreed to)*

*(Question that Schedule D0012 as amended be part of the Bill put and agreed to)*

*(Schedule D0013 agreed to)*

*Schedule D0014*

**Mr. Chairman:** I propose the question that schedule D0014 be part of the Bill.

**Hon. Ndambuki:** I move that schedule D0014 be amended as proposed.

*(Question of the amendment proposed)*

*(Question that Schedule D0014 be amended as proposed put and agreed to)*

*(Question that Schedule D0014 as amended be part of the Bill put and agreed to)*



**Hon. Ndawa:** Point of concern. Something just within what we are doing.

**Mr. Chairman:** Yes, Hon. Member.

**Hon. Ndawa:** I just wanted to confirm whether, because we have made some amendment, I just wanted to confirm whether we have exceeded the percentage which is provided for in the law. Are we within the 1 per cent or we have exceeded, on the amendments we are making?

**Mr. Chairman:** Okay, maybe the Hon. Member when reading the report did not follow tightly. The committee in its proposals said that we have moved figures which are above the allowable 10 per cent by the PFM Act, and noted that the House has the power to make amendments over and above the 10 per cent, and requested the House to make approval that we do make amendments above the 10 per cent and the question was put and we all agreed and we passed the motion, so we approved that we make amendments above 10 per cent.

*(Long Title agreed to)*

*(Short Title agreed to)*

*(Clause 1 agreed to)*

*(Question proposed)*

*(Question put and agreed to)*

*(The House resumed)*

*[The Speaker (Hon. (Mrs.) Florence M. Mwangangi) in the Chair]*

### **REPORT AND THIRD READING**

#### **THE MACHAKOS COUNTY SUPPLEMENTARY APPROPRIATION BILL, 2019**

**Hon. Speaker:** Hon. Chair of Chairs

**Hon. Museku:** Thank you Madam Speaker. Hon Speaker, I wish to report that the committee of the Whole House has considered the Machakos County Supplementary Appropriation Bill No. 6 of 2019 and has approved the same with amendments.

**Hon. Speaker:** Yes Hon. Ndambuki

**Hon. Ndambuki:** I beg to move that the House do agree with the committee in the said report. I call upon Hon. Angela Munyasya to second.

**Hon. (Ms.) Munyasya:** Thank you Madam Speaker. I wish to second that the House do agree with the committee in the said report.

*(Question proposed)*

*(Question put and agreed)*

*(Applause)*

**Hon. Speaker:** Thank you, Hon. Members

*(Applause)*

Any comment from the Chair of Chairs? You have commented enough today; sorry not Chair of Chairs but the Chair, Budget and Appropriations committee, any comment? No comment, you have commented enough since morning. Thank you Hon. Members, Mr. Clerk next order.

Hon. Members, next order is the Third Reading of the Bill. I call upon Hon. Dominic Ndambuki.

**Hon. Ndambuki:** Thank you, Hon. Speaker. Pursuant to Standing Order 131(2), I wish to move the motion that the Machakos County Supplementary Appropriation Bill No. 6 of 2019 be now read for the third time. I call upon Hon. Angela Munyasya to second.

**Hon. Speaker:** Thank you Hon Chair of Budget and Appropriation, Hon. Ndambuki. Hon. Angela.

**Hon. (Ms.) Munyasya:** Thank you Madam Speaker. I second the motion.

**Hon. Speaker:** Thank you Hon. Members; Hon. Ndambuki and Hon. Angela.

*Question proposed)*

*(Question put and agreed to)*

*(The Bill was accordingly read the Third Time and passed)*

**Hon. Speaker:** I am inviting the chair of Budget and Appropriations, if he has any comment, just like thanking the Members for their resilience the whole day.

**Hon. Ndambuki:** Thank you, Hon. Speaker. I wish to thank the entire House for staying still throughout the process and for the cooperation, passionate debate and contribution to this Bill. Thank you, Hon. Speaker.

**Hon. Speaker:** Thank you Hon. Ndambuki. Hon. Members, you have now successfully passed the Bill and it is now going to go to the Executive for assent.

*(Applause)*

## ADJOURNMENT

**Hon. Speaker:** At this point, the sitting is adjourned to continue on Tuesday, 25<sup>th</sup> November, 2019 at 10.00 a.m. It is like I am being told this is not the day; this is written 25th so let us confirm. The date of Tuesday next week is 26<sup>th</sup> so it is a correction. Hon. Members, the sitting of the House will resume on Tuesday, 26<sup>th</sup> November, 2019 at 10.00 a.m. Thank you and have a good evening.

The House rose at 6.40 p.m.