

REPUBLIC OF KENYA
MACHAKOS COUNTY ASSEMBLY
OFFICIAL REPORT

Tuesday, 30th November, 2021

The House met at 10.54 a.m.

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

PRAYERS

COMMUNICATIONS FROM THE CHAIR

LESSONS FROM THE 7TH EDITION DEVOLUTION CONFERENCE

Hon. Speaker: Hon. Members, under this Order I have the following communication to make. I do welcome you Hon. Members to this sitting this morning. I note that you took a short break to participate in the seventh edition of the Devolution Conference in Makeni County. It is expected that Hon. Members you got well-appraised in the serious issue of climate change which was the theme of that devolution conference and that you will be now instrumental in guiding your electorates on action to be taken to address the issue of climate change in this county and that you will also put in more effort in passing the necessary legislation and policies and indeed budgets that are sought to address the issue.

Hon. Members, that also calls for extra vigilance on your part on the discharge of your mandate of oversight over the County Executive in particular on the funds that are available to address the issue of climate change and all other action that are supposed to be taken to address that issue.

REPORTS FROM THE AUDITOR GENERAL

I also have the following further communication. We do have Hon. Members, reports from the Auditor General. Hon. Members, Article 229(4)(b) of the Constitution, 2010 provides that, within six months after the end of each financial year, the Auditor-General shall audit and report, in respect of that financial year, on the accounts of all funds and authorities of the National and County governments. In addition, Article 229(5) of the Constitution provides that, the Auditor-General may audit and report on the accounts of any entity that is funded from public funds. Further, Article 229(7) of the same Constitution provides that, the Audit reports shall be submitted to Parliament or the relevant County Assembly.

Pursuant to these provisions of the Constitution, the Assembly has received the following reports from the Office of the Auditor General (OAG) on various dates:

- i) Report of the Auditor General on County Assembly of Machakos for the year ended 30 June, 2020 received on 23rd November, 2021;
- ii) Report of the Auditor General on County Executive of Machakos for the year ended 30 June 2020 received on 23rd November, 2021.

- iii) Report of the Auditor General on Machakos County Assembly Staff Car Loan and Housing Scheme for the year ended 30 June, 2019 received on 23rd November, 2021;

The reports are hereby committed to the Public Accounts and Investments Committee of this House for scrutiny and submission to the Assembly for approval. The Committee should report to the House before the 24th of January 2022 from the date of this Communication. Hon. Members that is up to the issue of communication; as we proceed further communication will be conveyed to you.

PAPERS LAID

Hon. Speaker: Hon. Members, under this Order we have three businesses. The first one is by Hon. Maitha, the second is by Hon. Mitaa and the third one is by Hon. Kisini. Hon. Maitha.

REPORT ON PUBLIC PETITION BY FORMER MACHAKOS DISTRICT CO-OPERATIVE UNION (BANKING SECTION) WORKERS

Hon. Maitha: Hon. Speaker, I wish to lay the following Paper on the floor of the House today, Tuesday, 30th November 2021; the report of the Committee on Justice and Legal Affairs on public Petition by former Machakos District Co-operative Union (Banking Section) workers regarding their terminal benefits. Thank you, Hon. Speaker.

Hon. Speaker: Thank you, Hon. Maitha. Hon. Mitaa.

REPORT ON THE CONSIDERATION OF THE MACHAKOS COUNTY ABATTOIRS BILL 2020

Hon. Mitaa: Hon. Speaker, I wish to lay the following Paper on the floor of the House today, Tuesday, 30th November, 2021; the report of the Agriculture Committee on the consideration of the Machakos County Abattoirs Bill 2020. Thank you, Hon. Speaker.

Hon. Speaker: Thank you, Hon. Mitaa. Hon. Kisini.

REPORT ON THE CONSIDERATION OF THE MACHAKOS COUNTY ENVIRONMENTAL MANAGEMENT BILL 2020

Hon. Kisini: Thank you, Hon. Speaker. Hon. Speaker, I wish to lay the following Paper on the floor of the House today, Tuesday, 30th November, 2021; the report of the Environment, Energy, Lands and Natural Resources Committee on the consideration of the Machakos County Environmental Management Bill 2020. Thank you, Hon. Speaker.

Hon. Speaker: Thank you, Hon. Kisini; make sure that your paper is signed.

NOTICE OF MOTION

REPORT ON PUBLIC PETITION BY FORMER MACHAKOS DISTRICT CO-OPERATIVE UNION (BANKING SECTION) WORKERS

Hon. Speaker: Hon. Members, under this Order we have one business by Hon. Maitha.

Hon. Maitha:

Hon. Speaker, that aware that Section 15 of the County Government Act, 2012 provides that a person has a right to petition the County Assembly to consider a matter within its authority including enacting, amending or repealing any of its legislation;

Aware that the Assembly received a public petition by former Machakos co-operative union (banking section) regarding their terminal benefits pursuant to Standing Order 194;

Noting that, in conducting its investigations the Sectoral committee on Justice and Legal Affairs met with key parties in relation to the petition, raised pertinent issues and also reviewed relevant documents from petitioners and the Machakos Co-operative Union;

Hon. Speaker, I wish to give notice of motion that this Hon. House discusses and approves the Committee report on Justice and Legal Affairs on Petition by former Machakos Co-operative Union (banking section) workers regarding their terminal benefits.

Thank you, Madam Speaker.

Hon. Speaker: Thank you, Hon. Maitha.

STATEMENT

BUSINESS FOR THE HOUSE FROM 30TH NOVEMBER TO 7TH DECEMBER, 2021

Hon. Speaker: Hon. Members, under this Order, we have one business by Hon. Muendo.

Hon. Muendo: Hon. Speaker, the House Business Committee met on Monday, 29th November, 2021 to prioritize business for the House pursuant to the provisions of the Standing Order 151(5). The Committee balloted business as follows:

Tuesday, 30th November, 2021
Morning at 10.00 a.m.

- a. Report of Finance and Revenue Collection Committee on the Financial Statements of the Machakos County Government (Executive) for FY 2019/2020 by Hon. Stephen Mwanthi, Chairperson, Finance and Revenue Collection Committee.
- b. The Machakos County Youth Empowerment Bill, 2021; First Reading.
- c. The Machakos County Sand Harvesting (Amendment) Bill, 2021; First Reading.
- d. The Machakos County Cultural Heritage Bill, 2021; First Reading.

Afternoon at 2.30 p.m.

The Machakos County Abattoirs Bill, 2020; Second Reading by Hon. Moses Mitaa, Chairperson, Agriculture Committee.

Wednesday, 1st December, 2021

Morning at 10.00 a.m.

The Machakos County Environmental Management Bill, 2021; Second Reading by Hon. Robert Kisini, Chairperson, Environment, Energy, Lands and Natural Resources.

Afternoon at 2.30 p.m.

The Machakos County Senior Citizens Bill, 2020; Second Reading by Hon. Betty Nzioki, Chairperson, Tourism and Culture Committee.

Tuesday, 7th December, 2021

Morning at 10.00 a.m.

Report of Justice and Legal Affairs Committee on Petition by former Machakos Co-operative Union Workers by Hon. Moffat Maitha, Chairperson, Justice and Legal Affairs Committee.

Thank you, Hon. Speaker.

BILLS

First Readings

THE MACHAKOS COUNTY YOUTH EMPOWERMENT BILL, 2021

THE MACHAKOS COUNTY SAND HARVESTING (AMENDMENT) BILL, 2021

THE MACHAKOS COUNTY CULTURAL HERITAGE BILL, 2021

(Orders for First Readings read - Read the First Time and ordered to be referred to the relevant Committees)

Hon. Speaker: Hon. Members, at this point I proceed to suspend this sitting because there is a matter that the House needs to prepare on in regard to the further business on the Order Paper.

(The House suspended the Sitting)

(The Mace was covered)

(The House resumed)

Hon. Members, we are proceeding with the business of the House; Mr. Clerk proceed.

MOTION

REPORT ON FINANCIAL STATEMENTS OF THE COUNTY GOVERNMENT
OF MACHAKOS (EXECUTIVE) FOR THE YEAR ENDED 30TH JUNE 2020

Hon. Museku: Point of order, Madam Speaker.

Hon. Speaker: Point of order from Hon. Museku

PROCEDURAL MOTION
EXTENSION OF SITTING TIME

Hon. Museku: Thank you, Madam Speaker. I stand under Standing Order 27 to request extension of time.

Hon. Speaker, that aware that Standing Order 27(2) provides that the Speaker shall interrupt business at 12.30 p.m. for the morning sitting

Aware that Standing Order 27(3) provides that the House may resolve to extend its sitting time;

Aware that Standing Order 27(4) requires a motion to extend sitting tie to be moved at least 30 minutes before the time of the appointed adjournment;

Hon. Speaker, I wish to move the motion that the House resolves to extend its sitting time until it completes the business at hand.

I call upon Hon. Mark Kimanthi Muendo to second my motion.

Hon. Muendo: Thank you, Hon. Speaker. I second the motion.

Hon. Speaker: Thank you Hon. Majority Leader; Hon. Members, ordinarily this is a procedural motion but we have been giving occasions to Members to say a word or two.

(Question proposed)

(Question put and agreed)

Thank you, Hon. Members; so time is extended.

We were on order 11 and the same is to be prosecuted by Hon. Stephen Mwanthi and I do not see him and Hon. Masesi you are holding brief; proceed.

COMMUNICATION FROM THE CHAIR
VISITING DELEGATION FROM KMTCC MANZA CAMPUS

Hon. Speaker: Before you proceed, we have Hon. Guests in the gallery; can I have information of who the guest students are so that we can welcome them in the business that is on the Table. So, at this point we have been joined by students of KMTCC Manza campus in Machakos and we welcome you with both hands and I am informed that they are accompanied by an instructor, a lecturer. So, welcome young men and women and feel at home. Thank you very much.

(Applause)

So we can now proceed; Hon. Masesi.

MOTION
REPORT ON FINANCIAL STATEMENTS OF THE COUNTY GOVERNMENT
OF MACHAKOS (EXECUTIVE) FOR THE YEAR ENDED 30TH JUNE 2020

Hon. Masesi: Thank you, Madam Speaker, for this opportunity. I will be holding brief for the Chairman, Stephen Mwanthi who is not with us today. Madam Speaker, we have a report of financial statements from the County Government of Machakos, the Executive for the year ended 30th June, 2020.

Hon. Speaker, that aware that section 166 of the Public Finance Management (PFM) Act requires every accounting officer of a County Government entity to prepare a report for each quarter of a financial year in respect of the entity and submit the report to County Treasury;

Aware that the County Treasury should consolidate the quarterly reports and submit them to the County Assembly not later than a month after the end of the quarter;

Further aware that the County Treasury submitted a consolidated Report and Financial Statements of the County Government of Machakos (Executive) for the financial year ended 30th June, 2020 (FY 2019/2020) to the Assembly for consideration;

Noting that the County Assembly Standing Orders defines the mandate of the Finance and Revenue Collection Committee to include all matters relating to the management of county public finance and revenue collection;

Aware that the committee analyzed the report submitted by the Department of Finance and Economic Planning and made recommendations;

Hon. Speaker, I wish to move the motion that, this Hon. House discusses and approves the Report of Financial Statements of the County Government of Machakos (Executive) for the financial year ended 30th June, 2020 (FY 2019/2020) as tabled by the Finance and Revenue Collection Committee.

I wish to call Hon. Moffat Maitha to second my motion.

Hon. Speaker: Thank you, Hon. Masesi. Hon. Maitha.

Hon. Maitha: Thank you, Hon. Speaker. I second the motion.

Hon. Speaker: Thank you, Hon. Maitha. Hon. Masesi and the House at large, can we agree in that the report you will just take us through the mandate of the committee, committee Membership and proceed to give us the Executive summary so that we have more time.

Hon. Masesi: Exactly Madam Speaker, that was supposed to be my request.

Hon. Speaker: Thank you. Please proceed.

Hon. Masesi: I will go to straight to the mandate of the committee;

Mandate of the Committee

Hon. Speaker, The Finance and Revenue Collection Committee is established pursuant to Standing Order 190 of the County Assembly of Machakos Standing Orders. Standing Order 190(5) defines the functions of a Sectoral Committee to include among others; to investigate, inquire into, and report on all matters relating to the mandate, management, activities,

administration, operations and estimates of the assigned department. In addition, the Second Schedule of the County Assembly Standing Orders defines the mandate of the Finance and Revenue Collection Committee to include all matters relating to the management of County public finance and revenue collection.

Committee Membership

Hon. Speaker, the Finance and Revenue Collection Committee as currently constituted comprises of the following Hon. Members:

- | | |
|--------------------------|--------------------|
| 1. Hon. Stephen Mwanthi | - Chairperson |
| 2. Hon. Josephat Kasyoki | - Vice Chairperson |
| 3. Hon. Betty Nzioki | - Member |
| 4. Hon. Brian Kisila | “ |
| 5. Hon. Caleb Mule | “ |
| 6. Hon. Fredrick Muthoka | “ |
| 7. Hon. Justus Kiteng'u | “ |
| 8. Hon. Judas Ndawa | “ |
| 9. Hon. Moffat Maitha | “ |
| 10. Hon. Phoebe Koki | “ |
| 11. Hon. Grace Mutwiwa | “ |
| 12. Hon. Cosmus Masesi | “ |
| 13. Hon. Hellen Ndeti | “ |

EXECUTIVE SUMMARY

Hon. Speaker, the County Executive submitted a report of the financial statements for the County Government of Machakos (Executive) in respect to the Financial Year (FY) 2019/2020 on 31st August, 2020 pursuant to Section 166 of the Public Finance Management (PFM) Act 2012. The committee interrogated the statement as per its mandate as provided for under Standing Order 190(5) and the Second Schedule of Standing Orders which includes all matters relating to the management of County Public finance and revenue collection.

Hon. Speaker, as per the financial statement, in the FY 2019/2020, the County Executive received a total of Ksh. 12,261,310,976 comprising of exchequer releases, conditional grants, returned CRF issues and local revenue. This amount was less than the total budgeted receipts of Ksh. 13,329,651,161 by Ksh. 1,255,542,723 or by 8 percent. The budget deficit was occasioned by non-receipt of Ksh. 1,224,241,675.00 from exchequer releases and Ksh. 59,493,420.00 from proceeds from Domestic and Foreign Grants (see table 3.1 on receipts).

Hon. Speaker, Over the same period, the County Executive spent Ksh. 11,827,613,263; this amount of expenditure was less than the total budgeted expenditure of Ksh. 13,329,651,161 by Ksh. 1,502,037,898 or by 11.3 percent. The decline in the projected expenditure occurred in all the main expenditure items with acquisition of assets having the highest variation. Acquisition of Assets was budgeted to spent Ksh. 2,949,226,304 but spent Ksh. 1,663,249,171 which was a difference of Ksh. 1,285,977,133.00 representing a 43.6 percent variation (see table 3.1 on Payments).

Hon. Speaker, a comparison between the receipts of Ksh. 12,261,310,976.00 and payments of Ksh. 11,827,613,263.00 reveal that the County Executive did not spent Ksh. 433,697,713.00 which were released for spending as it was released late towards 30th June 2020. The County Government received Ksh. 1,963,065,165.40 in the month of June 2020 from the

Exchequer and Donors and was not able to spent all of it due to procurement procedures (see table 3.2).

Hon. Speaker, total receipts received by the County Executive declined from Ksh. 13,339,971,402 received in FY 2018/19 to Ksh. 12,261,310,976. The decline was as a result of decrease of exchequer releases and County own generated receipts. Exchequer releases decreased from Ksh. 9,941,998,760 received in FY 2018/19 to Ksh. 8,607,511,105.00 received in FY 2019/20 while County own generated receipts decreased from Ksh. 1,557,211,640 realized in FY 2018/19 to Ksh. 1,376,171,810 realized in FY 2019/20 (see table 3.3). The decline in total receipts in FY 2019/20 compared to FY 2018/19 was as a result of reduction of the equitable share and interruptions of various economic activities and revenue collection caused by Covid-19 pandemic.

Hon. Speaker, total payments for FY 2019/20 increased marginally by 0.42 percent from Ksh. 11,778,408,758 recorded in the FY 2018/19 to Ksh. 11,827,613,263 recorded in the year under review. Compensation of employees was about 44.54 percent of the total expenditure in the FY 2019/20 compared to 44.4 percent in the FY 2018/19. Acquisition of assets was about 14.06 percent of the total expenditure in the FY 2019/20 compared to 13.8 percent in the FY 2018/19. Both of these expenditures were not compliant with fiscal responsibility principles stipulated in section 107(1) and (2) of the Public Finance Management Act 2012 and regulation 25(1)(a)(b)(c) and (g) of the public finance management (County Government Regulations) 2015 (see table 3.4).

Hon. Speaker, in terms of revenue accounts, the County Government (Executive) operates one revenue account with the Central Bank of Kenya (CBK) known as the County Revenue Fund (CRF) account for the purpose of receiving funds from the National treasury. In the FY 2019/ 2020, the County Executive operated four revenue collection accounts with four commercial banks for the purpose of collecting revenue. These accounts were opened in the following commercial banks: Kenya Commercial Bank (KCB), Cooperative Bank of Kenya (Coop), Family Bank and the National Bank of Kenya.

Two of these revenue collection accounts were opened between January and February 2020 and the reason given was to increase efficiency in revenue collection and also ease the collection. Transfers from Coop Bank to CRF were done weekly while transfers from KCB were irregular with some delaying for more than seven days. Transfers from Family bank and NBK were done monthly.

Hon. Speaker, on pending bills, the County Executive had bills amounting to of Ksh. 2,268,493,639.00 as at 30th June, 2020 comprising of pending bills from various departments of Ksh. 1,997,815,391.00, pending staff payables of Ksh. 144,885,451.00 and other pending payables from Kenya Power, water bills and Kenya School of Government of Ksh. 125,972,798.00 (see table 3.5).

Hon. Speaker, the Committee observed:

- a) That the County Executive received less funds than the amount budgeted for in the FY 2019/ 2020 leading to lower expenditure especially on acquisition of assets. In addition, the County Executive was not able to absorb all the funds released for expenditure and the explanation given was that the funds were released late.
- b) The County Executive attained the targeted local revenue collections of Ksh. 1.16 billion and even surpassed the target even though it was lower than the amount of revenue collection of Ksh. 1.557 billion collected in the FY 2018/2019.

- c) The County Executive opened two new revenue collection accounts in the FY 2019/2020 in Family Bank and National Bank. The reasons provided for opening the accounts were to enhance efficiency in revenue collection in various sub-counties as well as ease reconciliation. The Committee observed that the two banks do not have a large network of branches and they rarely offer agency banking thus the reason of efficiency is doubtful. The Mpesa paybills, KCB and Co-operative Bank have very vibrant agency banking and are present in most parts of the County thus the justification of opening new accounts seems not well calculated or the actual reason for opening the bank accounts has not been revealed to the Committee.
- d) Pending bills for the County in FY 2019/2020 alone was Ksh. 1.53 Billion compared to pending bills as at the end of FY 2018/2019 of Ksh. 734 million. This calls for a better management of pending bills as the increase was hurting investors in the County.

Hon. Speaker, the Committee recommends:

1. That the Department of Finance and Economic Planning should continue setting realistic local revenue target. The Department should develop revenue enhancement strategies to ensure that local revenue was not shrinking but expanding. This can involve revision of Valuation Rolls for land rates, setting revenue targets for each ward as dictated by revenue potential mapping per ward and enhancing revenue collection monitoring to reduce revenue diversion.
2. That the Department of Finance and Economic Planning may consider closing revenue collection accounts at Family Bank and National Bank of Kenya and enhance efficiency through banks with large network and vibrant agency banking. The Department should also enhance revenue collections through use of Mpesa paybills.
3. The Department of Finance and Economic Planning should devise a strategy of ensuring that pending bills in the County are cleared.

Hon. Speaker, I therefore table this report of the Finance and Revenue Collection Committee on the Financial Statements of the County Government of Machakos (Executive) for FY 2019/2020 for consideration and adoption. Thank you, Madam Speaker.

Hon. Speaker: Thank you, Hon. Masesi.

(Question proposed)

Hon. Members, I now invite you to debate the motion. Hon. Hellen.

Hon. (Ms.) Ndeti: Thank you, Madam Speaker. I first wish to congratulate the finance committee where I happen to be a member for taking time to go through the Executive's quarterly report on finances and wish to state that the report is well-written. However, as a member, I have looked at the list for the table with the pending bills and my question is; is that the total list that the County has for pending bills? Because we still have a lot of people out there who claim that they supplied goods like lights for our streets and to date after three years down the road they have never been paid. So there is need for the finance committee to still get to

discuss this matter with our Treasury and find out exactly whether we have been given the correct list of pending bills.

Secondly, I would also like the committee to find out why the equitable share in the year 2020 for the County went down. Is it because of the revision of the formula that was being used? What did we do to reduce the amount of money that we were given? My third comment is on the utilization of funds. I have noticed that we did not utilize more than Ksh. 1 billion and in future, I know despite the delayed releases by the National Treasury, the County Treasury should ensure that all monies released or budgeted for this County are received and utilized in the period they are released for. Thank you, Madam Speaker.

Hon. Speaker: Thank you, Hon. Matei. Hon. Kisini.

Hon. Kisini: Thank you, Madam Speaker. I also stand to congratulate the committee---

Hon. Speaker: Is the volume really right for the HANSARD?

Hon. Kisini: I give applause to the committee for the report. Madam Speaker, I am just concerned with the pending bills and the increase in the financial year 2018/2019 it was Ksh. 734 million, Madam Speaker while in 2019/2020 it was Ksh. 2.2 million. Madam Speaker, I am very much concerned about that increase within a period of months actually. I just had to wonder about that management; why? I remember that there was a time when we stopped almost everything to pay pending bills. My great concern is only that point Madam Speaker.

Hon Speaker: Thank you, Hon. Kisini. Hon. King'ori.

Hon. King'ori: Thank you, Madam Speaker. Madam Speaker, I would also like to support the report and agree with the committee that they have done a good job. Nevertheless, I just want to highlight one issue which has been given by the committee that we have revenue being collected in areas where less development is done. I think is high time now the executive--

Hon. Speaker: Hon. King'ori, you can use another microphone that doesn't seem to have that problem.

Hon. King'ori: Okay. Thank you, Madam Speaker. What I would like to say is that we need to plough back to the areas where---

Hon. Speaker: *Mheshimiwa* King'ori, I will put you down for a while; you can talk to the Serjeant at Arms and they will tell you why I am telling you to take a break.

(Hon. King'ori withdrew from the House)

Any other Member wishing to contribute? Hon. Mueni.

Hon. (Ms.) Mueni: Thank you, Madam Speaker. I support the report and ask the Executive to pay the pending bill because some people had even taken the money from the banks

and even some are dying now and others have already died. So I ask the Executive to pay the people because even others have been left by their wives because of the bank; even they cannot cook because their items were collected up and you know when you are having a bill in the bank even at home there is no love and you cannot stay with your wife.

(Laughter)

So, I think the Executive and we were given time by the Controller of Budget to finish our bills, so this is very important and even now Madam Speaker, you can go to the hospital, you will find there the people who are employed there are not paid. I was there on Saturday and the people who have taken the contract belong to our county and they don't pay the money. You will be punished by God even if you eat the money of people who are suffering. You can go there and find the children are suffering, there is no medicine, there is no what, so if you don't have the money, you cannot be treated and you are told to go out and buy the medicine. Thank you, Madam Speaker.

Hon. Speaker: Thank you, Hon. Mueni. Hon. Alice.

Hon. (Ms.) Nzioka: Asante, Bi.Spika, kwa nafasi. Bi Spika, ni kama umekuwa mtindo wa Kaunti yetu kuwasumbua wanakandarasi. Bi. Spika, kama ingewezekana alafu kuwe na mkutano wa wanakandarasi ambao wamepewa kazi katika kaunti yetu ya Machakos utapatwa na mshtuko. Bi. Spika, nakumbuka ni miaka miwili au mitatu nyuma anayeangalia banjeti yetu ya kenya alisema na akatoa taarifa kwamba kila kaunti kabla hatujafanya kazi yeyote tuwalipe wanakandarasi. Mshangao wangu ni kwamba tumekuwa tukitoa pesa kwamba wanakandarasi walipwe na kila wakati kama ni bajeti ikifika tupeleke bajeti unasikia tunadaiwa na wanakandarasi.

Sisi kama Bunge tunatakiwa tuwe pamoja na hii kamati ambayo inakusanya ushuru tukae pamoja ndio tuone sisi kama Bunge tutawasaidia aje. Bi. Spika, niko na mfano mmjoja wa mwanakandarasi mmjoja ambaye anaitwa Samto, nilimpa nyumba yangu ya kukodisha, sasa nilimwacha akae nyumba kama yake; kufikia sasa namdai Ksh. 120,000 na anaishi na watoto alikuwa akijenga darasa la elimu ya chekechea, alimaliza na hadi wa sasa hajalipwa.

Na kama sisi wabunge tutapatiana mifano, utakuta kwamba ni wengi wanakandarasi ambao hawajalipwa. Nasema sisi kama bunge tuchukue hatua tuone kwamba wanakandarasi wetu wamelipwa. Mshangao Mkubwa Bi. Spika, wanakandarasi hawajui kwamba sisi hatushughuliki na vile wanalipwa. Ukikutana na mmoja ama mwenye anadai kaunti unasikia; nyinyi mnakaa bunge na hamshughulikii malipo yetu. Sasa ni kila mtu na kazi yake maana hatutaki kazi ambayo inaletwa kwetu ambayo sio yetu.

Bi. Spika, kama vile ambavyo unajua shughuli zetu ama kazi zetu kwa bunge ni tatu, tunashughulikia kuangalia utenda kazi, pili tunatengeza sheria, tatu tunaleta mahitaji ya watu ambao wametuchagua, tunaleta mahitaji yao katika bunge. Sisi kazi yetu kama tunapatiana bajeti ni kuona kwamba kama ni bajeti ya afya imeingia mahospitali, kama ni banjeti ya wanakandarasi wanalipwa.

Bi. Spika, kuna msahngao mkubwa maan hata kukitokea kwamba kaunti zile ambazo hazitapewa pesa kwasababu hazijalipa wanakandarasi, kaunti ya Machakos tutakuwa namba moja ama mbili. Kwa hivyo sisi kama bunge tuna muda tushughulikie kuona pesa zimetolewa za wanakandarasi wanalipwa. Asante sana.

Hon. Speaker: Thank you, Hon. Alice. Can I call upon the mover to reply? Hon Masesi.

Hon. Masesi: Thank you, Madam Speaker. I just would like to make like two comments then appreciate the Members. First is that the recommendations are very clear that we must be very careful when working with targets about the own source revenue because any shortfall within the own source revenue will directly affect the development. So, Madam Speaker, and remember and we all know that when we are doing the budget, we base on what we intend to get from the Exchequer and also madam speaker form the own source revenue.

Secondly, I just want to answer Hon. Hellen Ndeti. It is very clear that the Exchequer releases 2018/2019 were higher than the Exchequer releases 2019/2020 and it is shown within the report. Lastly, about the pending bills, this is at least even if we will not be around come 2022 at least I am happy and I hope that the county government of Machakos will have a new leadership who will care about the pending bills and who will run all the way from 2013 up to this 2021.

Madam Speaker, we also need to get the fact of a court ruling which I saw last week whereby the executive was being pushed to pay Ksh. 139 billion to contractors who went to court and won the case. So, Madam Speaker, again you can see that there was an increase of double pending bills from 2019 to 2020 Ksh. 754 million to Ksh1.35 billion; we have not been doing development of late only to the fact that we are paying pending bills.

Madam Speaker, as a House we need to get the facts of the pending bills how much has been paid and who has been paid that money because you can imagine for the last two financial years, we don't have anything to show in terms of development apart from the major projects which are being done by the county government. So, Madam Speaker, lastly, I want to appreciate the Members and also we keep on pushing on time, limits of this report. Madam Speaker, this is a report of 2019/2020 and we need to get these reports when they are still green for Members to be able to furnish themselves with what happened during the previous financial year. Thank you, Madam Speaker.

Hon. Speaker: Thank you, Hon. Masesi.

(Question put and agreed to)

So, Hon. Members, you have approved that report as prepared and as usual, I will just add a voice to the issue of pending bills because besides the views that you have expressed, the Speaker here has a pending bill that the County Executive is supposed to pay, and right from the first day I became a Speaker here I have been making it known to all of you that I have a pending bill that arose from legal services that I gave to the County Government before I became the Speaker. I still ask even as you push for the contractors to be paid, you also push for the payment of the legal fees that are due to the Speaker.

(Applause)

I have orders from the court; I have a decree, I have warrants which I can execute. Thank you very much, Hon. Members.

ADJOURNMENT

Hon. Speaker: At this point Hon. Members, let us have the House adjourn and we shall resume on the 30th day November, 2021 at 2.30 p.m. I take this opportunity to welcome our guests for lunch; the young men and girls who have come to see and their teacher of course to see how we conduct business here and thank you so much for coming and Mr. Mutisya you will guide them accordingly. Thank you, Members.

The House rose at 12.24 p.m.