



County Hall  
 Along Mwatu wa Ngoma Rd  
 P O Box 1168 – 90100  
 MACHAKOS – KENYA  
 Third Assembly  
 (No. 082)

**REPUBLIC OF KENYA  
 COUNTY GOVERNMENT OF MACHAKOS  
 COUNTY ASSEMBLY OF MACHAKOS**



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Second Session  
 (374)

**THE COUNTY ASSEMBLY  
 ORDER OF THE DAY  
WEDNESDAY, 15<sup>TH</sup> NOVEMBER, 2023 AT 10.00 A.M.  
ORDER OF BUSINESS**

**PRAYERS**

1. Administration of Oath
2. Communication from the Chair
3. Messages
4. Petitions
5. Papers (As listed in the Appendix)
6. Notices of motion (As listed in the Appendix)
7. Statements (As listed in the Appendix)

**8\*\*\*MOTION – APPROVAL OF REPORT OF COMMITTEE ON APPOINTMENTS ON VETTING OF A MEMBER OF THE COUNTY PUBLIC SERVICE BOARD**

*(Hon. Stephen Mwanthi – Vice Chairperson, Committee on Appointments)*

**Honorable Speaker**, that aware that Section 58(1)(a) and (b) and Section 58A(7) of the County Governments Act, read together with Section 9(1) of the Public Appointments (County Assemblies Approval) Act, 2017 and Standing Order 179(6) of the County Assembly of Machakos Standing Orders; the Committee on Appointments shall consider, for approval by the Assembly, appointments of Members of County Public Service Board.

I wish to move the Motion **THAT**, taking into consideration the findings of the Committee on Appointments in its Fourth Report on Vetting of Nominee for appointment as Member, County Public Service Board by Her Excellency, the Governor of Machakos County, laid on the Table of the House today, Wednesday, 15<sup>th</sup> November, 2023 and sections 9 of the Public Appointments (County Assemblies Approval) Act, 2017, this House approves the nomination of **Mr. Christopher Mutua Mutie** for appointment as Member, County Public Service Board of Machakos.

*The House adjourns to Wednesday 15<sup>th</sup> November, 2023 at 2.30 p.m.*

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 \*\*\*Denotes Order of the Day\*\*\*

## APPENDIX (I)

WEDNESDAY, 15<sup>TH</sup> NOVEMBER, 2023 AT 10.00 A.M.

### **1. PAPERS**

#### **a) Paper laid – Hon. Nicholas Nzioka, Majority Leader, MCA, Machakos Central Ward**

Honorable Speaker, I wish to lay the following Papers on the Table of the Assembly today Wednesday, 15<sup>th</sup> November, 2023:

- i. Machakos County public markets and stalls regulations, 2023
- ii. Departmental implementation report for the Department of Public Health for the FY 2022/2023.
- iii. 1<sup>st</sup> quarter County Receiver of Revenue financial statements for FY 2023/2024.
- iv. County consolidated Annual Financial Statements for FY 2022/2023
- v. 1<sup>st</sup> quarter County Receiver Fund Financial statements for FY 2023/2024
- vi. 1<sup>st</sup> quarter County Executive Financial Statements for FY 2023/2024

#### **(b) Paper laid – Hon. Stephen Mwanthi, Vice Chairperson, Committee on Appointments**

Honorable Speaker, I wish to lay the following Papers on the Table of the Assembly today Wednesday, 15<sup>th</sup> November, 2023:

The Fourth Report of the Committee on Appointments of the third Assembly on the vetting of nominee for appointment to the position of member of the County Public Service Board of Machakos.

### **2. NOTICES OF MOTION**

#### **(a) Notice of motion – Hon. Stephen Mwanthi, Vice Chairperson, Committee on Appointments**

**Honorable Speaker**, that aware that Section 58(1) (a) and (b) and Section 58A (7) of the County Governments Act, read together with Section 9(1) of the Public Appointments (County Assemblies Approval) Act, 2017 and Standing Order 179(6) of the County Assembly of Machakos Standing Orders; the Committee on Appointments shall consider, for approval by the Assembly, appointments of Members of County Public Service Board.

I wish to give notice of Motion **THAT**, Taking into consideration the findings of the Committee on Appointments in its Fourth Report on Vetting of Nominee for appointment as Member, County Public Service Board by Her Excellency, the Governor of Machakos County, laid on the Table of the House today, Wednesday, 15<sup>th</sup> November, 2023 and sections 9 of the Public Appointments (County Assemblies Approval) Act, 2017, this House approves the nomination of **Mr. Christopher Mutua Mutie** for appointment as Member, County Public Service Board of Machakos.

(b) **Notice of motion – Hon. Francis Ngunga-(MCA; Mua Ward)**

**Honorable Speaker**, that aware that one of the functions of the County Assembly is to oversight County Executives on project implementation in all County Executive departments. Aware that Article 188 read with the Fourth Schedule of the Constitution of Kenya, 2010 clearly stipulates the functions of both National and County Governments. Further aware that one of the functions of the government is to offer services to mwananchi through undertaking various projects. Informed that the County Government has been undertaking such projects and further aware that the Members of County Assembly (MCAs) have had challenges in undertaking their oversight role due lack of required contract documents such as Bill of quantities (BOQ) and Drawings (Architectural and Structural) and contract documents.

Informed that in each project being undertaken, there is Project Management Committee (PMC) appointed to monitor the implementation and further aware that these PMCs are supposed to be appointed by the Public in a public gathering. Cognizant that these PMCs are not usually trained to equip them with the required knowledge and skills to adequately supervise the implementation of the projects. Aware that complaints concerning the project implementation process have been raised in most of the County department projects.

Honorable Speaker, I wish to give notice of motion **THAT** the Assembly urges the County Executive;

- (a) To ensure all projects' Bill of Quantities, drawings (Architectural and Structural) and contract documents are available to the public and a copy shared with the Assembly
- (b) To ensure all PMCs members are appointed from within the jurisdiction of the project in a public gathering at the gazetted venue of the projects in order to enhance effective and efficient oversight and ensure value for money.
- (c) To formulate and forward to the Assembly for approval guidelines on appointment of membership to the PMCs.

**3. STATEMENTS**

a) **Statement on Business of the House – Hon. Nicholas Nzioka, Majority Leader, MCA, Machakos Central Ward**

**Honorable Speaker**, the House Business Committee met on Tuesday 14<sup>th</sup> November, 2023 to prioritize business for the House as forwarded by Committees and Honorable Members pursuant to the provisions of the Standing Order No. 151 (6) (d) . The Committee balloted business as follows:

Wednesday, Morning 15 <sup>th</sup> November, 2023 at 10.00 a.m.	(a) Report of Committee on Appointments on Vetting of a Member of the County Public Service Board.( <b>Hon. Stephen Mwanthi: Vice Chairperson, Committee on Appointments</b> )
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Wednesday, Afternoon 15 <sup>th</sup> November, 2023 at 2.30 p.m.	(a) Response to a statement on Muthwani ward floodlights. . <b>(Hon. Daniel Ndwiki: Chairperson, Lands And Energy Committee)</b>  (b) Motion on provision of BOQ's, designs and contract documents for all Machakos County projects. <b>(Hon. Francis Ngunga: MCA, Mua Ward)</b>
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