



REPUBLIC OF KENYA
NYANDARUA COUNTY ASSEMBLY
1ST ASSEMBLY-3RD SESSION



OFFICIAL REPORT

(The Hansard)

Thursday 5th February, 2016

Special Sitting

The Assembly met at the Assembly Chambers at 8:30 A.M

The Speaker, Hon. Ndegwa Wahome, in the Chair

Prayer

QUORUM CALL AT THE COMMENCEMENT OF THE SITTING

The clerk-at-the-table confirms that there is no quorum

Speaker: Hon. Members, I believe that though this is a special sitting, the same principles that apply in the event that quorum has not been satisfied at the commencement of the House as is provided for under article 34 of our Standing Orders, it is the same principles that would apply in the case of a special sitting where the same set of circumstances do obtain. For that reason, I direct that the bell be rung for the initial ten minutes or until such time, within the ten minutes, that quorum will have been achieved.

The quorum bell rings for 10 minutes but quorum is not achieved as confirmed by the clerk-at-the-table.

Speaker: Hon. Members there being no quorum, I direct that the division bell be rung for further five minutes

The bell rings for one minute and quorum is achieved as confirmed by the clerk-at-the-table.

Speaker: Quorum having been achieved, Hon. Members, I direct that we proceed with transacting the business as appearing on the order paper for today the 5th of February 2016. As you are aware, Members, there is only one agenda for today's sitting which is a special sitting and that is the consideration of the Memorandum by His Excellency the Governor on the Supplementary Appropriation Bill 2016 which also touches on the Supplementary

Estimates for the FY 2015/2016. Without much ado, let's proceed to transacting the items as stated in the order paper.

First order

PAPERS LAID

THE MEMORANDUM ON THE NYANDARUA COUNTY SUPPLEMENTARY APPROPRIATIONS BILL 2016

Speaker: Yes leader of majority and the member for Engineer, Hon. James Mwangi Gichuki.

Hon. Mwangi Gichuki: Thank you, Mr Speaker, I lay the Memorandum on the Nyandarua County Supplementary Appropriations Bill, 2016 dated 3rd February 2016.

Speaker: Very well, the Memorandum on the Nyandarua County Supplementary Appropriations Bill 2016 dated 3rd February 2016 is duly laid on the table of the House and thus has become a property of the House.

NOTICE OF MOTION

THE MEMORANDUM ON THE NYANDARUA COUNTY SUPPLEMENTARY APPROPRIATIONS BILL 2016

Speaker: Yes member for Njabini/ Kiburu Hon. James Kiiru Gachomba

Hon. James Gachomba: Thank you, Mr Speaker, I beg to give notice of the following motion:

That this House does agree with the Memorandum by H. E the Governor on the Nyandarua County Supplementary Appropriations Bill, 2016 and the said agreement be deemed to include an amendment to:

- a. The Supplementary Budget Estimates FY 2015/2016 passed by the House on 31st December 2015 and
- b. The Supplementary Appropriations Bill, 2016 passed by the house on 29th January 2016

Thank you Mr Speaker.

Speaker: Very well Members, the notice of that particular motion is duly given.

Next order

MOTIONS

PROCEDURAL MOTION

Speaker: Yes member for Njabini/Kiburu Hon. James Kiiru Gachomba.

Hon. James Gachomba: Thank you Mr Speaker, I beg to move the following motion;

That with the leave of the house, the motion ‘that this House does agree with the Memorandum by H. E the Governor on the Nyandarua county supplementary appropriations bill, 2016’ and the said agreement be deemed to include an amendment to:

- a. The supplementary budget estimates FY 2015/2016 passed by the House on 31st December 2015 and
- b. The supplementary appropriations bill, 2016 passed by the house on 29th January 2016,

be exempted from the requirement of Article 46 (5) (b) of the standing orders that a notice of motion be given at least one day before a motion appears on the order paper.

Mr Speaker, this is necessitated by the two papers that we have tabled, one dated the 31st December 2015 and that of January 2016. Firstly, there are some recommendations that the Governor has included in the Memorandum and secondly, there are vote heads in the recurrent expenditure that have been returned to the previous vote heads.

Mr Speaker you are aware that ...

Speaker: Member for Njabini/ Kiburu, you are seeking leave for the exemption of the one day notice requirement. That is the objective of this procedural motion. You are trying to justify the urgency.

Hon. James Gachomba: Thank you Mr Speaker, I call upon Hon. Beth Wahito to second.

Speaker: Yes county member from Njabini/ Kiburu, Hon. Beth Wahito Njoroge.

Hon. Beth Wahito Njoroge: Thank you Mr Speaker, I second.

Question proposed

Question put and agreed to

THE MEMORANDUM ON THE NYANDARUA COUNTY SUPPLEMENTARY APPROPRIATIONS BILL
2016

Speaker: Yes member for Njabini/Kiburu and the chairperson of the committee on Budget and Appropriations, Hon. James Kiiru Gachomba.

Hon. James Gachomba: Thank you Mr Speaker. I beg to move the following motion:

THAT this House does agree with the Memorandum by H. E the Governor on the Nyandarua county supplementary appropriations bill, 2016 and the said agreement be deemed to include an amendment to:

- a. The supplementary budget estimates FY 2015/2016 passed by the House on 31st December 2015 and
- b. The supplementary appropriations bill, 2016 passed by the house on 29th January 2016

Mr Speaker, as per the parliamentary practices and procedures, the county assembly has considered the budget estimates for three consecutive years

Excessive consultations

Speaker: Order members! Proceed member for Njabini/ Kiburu

Hon. James Gachomba: The County Assembly has considered the budget estimates for three consecutive years and approved them, procedurally. Specifically this FY 2015/2016, pursuant to section 135 (1) and (2) of the Public Finance Management Act 2012, the County Treasury prepared and submitted the county's first supplementary estimates 2015/2016 to the county assembly.

Upon reception of the first supplementary estimates, 2015/2016 by the office of the clerk, the same was tabled in this house on 22nd December 2015 and through a resolution of the House, it was committed to the Budget and Appropriations Committee for scrutiny. The committee scrutinized the first supplementary estimates 2015/2016 for both the County Executive and the County Assembly and compiled its report. The report was moved and adopted by the House with amendments on Thursday 31st December, 2015 in a special sitting.

Pursuant to article 202 of the Nyandarua County Assembly Standing Orders, the amendments were endorsed as a resolution of the House. From the foregoing, the resolutions

of the county assembly were submitted to the county treasury on 5th January 2016 which was the base of the preparation of the Supplementary Appropriations Bill, 2016.

Mr Speaker, according to section 129 (7) of the Public Finance Management Act 2012 the County Treasury prepared the county supplementary appropriations bill 2016 and on 25th January 2016 submitted the same to the office of the clerk through a letter dated 25th January 2016.

Mr Speaker, upon the receipt of the Nyandarua County Supplementary Appropriations Bill 2016 the same was tabled in the House on Tuesday 28th January, 2016 in a special sitting and through a resolution of the House, it was committed to the committee on Budget And Appropriations Committee for scrutiny and compilation of a report. The committee scrutinized the Nyandarua county supplementary appropriations bill, 2016 in its sitting held at Top Cliff Nakuru on 28th January 2016 and compiled a report.

In a committee of the whole House on 29th January 2016 the Nyandarua County Supplementary Appropriations Bill 2016 was considered and passed without amendment. Further the resolutions were forwarded to the office of the Governor for assent pursuant to section 24 (2) of the county government act 2012 and article 133 of the County Assembly Standing Orders in which both is found the procedures of assent to the bill.

Mr Speaker, this is the first time that the supplementary appropriations bill has been referred back to the assembly. On 3rd February, 2016 H. E the Governor referred back the Supplementary Appropriations Bill, 2016 through the office of the clerk, for consideration with a Memorandum. The following issue has been addressed in a Memorandum.

Mr Speaker the undersigned having analysed the 1st supplementary Budget 2015/2016 as approved by the county assembly, which forms the basis of the supplementary Appropriation Bill 2016, finds the following issues that need to be addressed by the county Assembly:-

1. REQUISITIONS –VS-APPROVED ESTIMATES

Various votes were seriously affected since the approved amounts were lower than amounts that had been requisitioned from the County Revenue Fund. The problem cuts across all the departments. If the budget is fed into the IFMIS system as it is, negative balances will emerge and distort the whole budget. Further, the monthly requisitions from the controller of

budget will not be approved since the controller will be hesitant to approve requisitions based on a budget that reflects negative balances in certain votes within the budget.

In order to address these issues, I have recommended the negative figures be balanced within the specific departments as tabulated in the table below.

No	Item	To	From
1	Gubernatorial		
	Maintenance of office furniture & equipment	80,000	
	Maintenance of motor vehicle		80,000
2	County Attorney, ICT and E-Government		
	County attorney		
	Catering entertainment and conference	150,000	
	Postage & communication		150,000
	Travel and overnight allowances	511,000	
	Awareness & publicity		511,000
3	Intergovernmental relations		
	Liaison and protocol services	30,000	
	General office supplies		30,000
	Civic education & awareness	60,000	
	Awareness & publicity campaigns	28,000	
	Vehicle maintenance	68,000	
	Travel allowances		156,000
4	Information communication & E government		
	Purchase of furniture & fittings	93,000	
	Travel & overnight allowances	360,000	
	Acquisition of additional data servers, mail server and accessories- revenue support	980,000	
	Contracted technical services-power protection and data integrity	138,000	
	Computer software		93,000

	Training and capacity		360,000
	Maintenance of ICT equipment		138,000
	Purchase of bandwidth		980,000
5	Finance & Economic planning		
	Economic planning		
	Programme 2: monitoring & Evaluation		
	Refined fuel s & lubricants	100,000	
	Economic annual planning-fuels & lubricants		100,000
	Programme 3: community empowerment & institutional support		
	Training expenses	100,000	
	Library materials		100,000
6	Roads, Public Works & transport		
	Sundry items (airport tax, taxis etc.)	20,000	
	Field allowances		20,000
	Catering services (reception), accommodation, gifts, food	18,750	
	Purchase of workshop tools	62,500	
	General office supplies	135,200	
	Maintenance of buildings	192,500	
	Trainee allowances		81,250
	Purchase of uniforms		135,200
	Maintenance of plant, machinery		192,500
	Construction of roads	28,807,750	
	Roads maintenance (2013/14 pending bills)		28,807,750
7	Transport section		
	Daily subsistence Allowance	60,000	
	Accommodation	50	

	Membership fees, dues & subscription to professional and trade bodies	5,500	
	Purchase of uniforms		65,550
8	Lands, physical planning & housing		
	Daily subsistence allowance	500,000	
	Contracted professional services		500,000
	Acquisition of land (social amenities)		10,000,000
	Acquisition of land (road connectivity)	10,000,000	
9	Health		
	Programme 3: Curative health care		
	Accommodation & domestic travel	300,000	
	Subsistence allowance	80,000	
	Training expenses	300,000	
	Hire of training facilities	100,000	
	Accommodation allowance for training workshops	380,000	
	Catering services	207,000	
	Boards, committee conferences and seminars	200,000	
	Field operations & allowances		1,567,000
10	Education, youth children Culture & social services		
	Construction of buildings and other(ECD)	7,120,000	
	Construction of buildings (playing facilities)		7,120,000
	Bursary	600,000	
	Education foundation in Kiriita ward		600,000
11	Youth training		
	Daily subsistence allowance	128,000	
	Travel costs	30,000	
	Subscription to newspapers, magazines	10,480	
	Sanitary & cleaning materials	1,600	

	Training expenses		170,080
12	Gender & social services		
	Gender mainstreaming	1,240,000	
	Disability mainstreaming		1,240,000
	Tourism wildlife & Sports		
13	Tourism department		
	Research allowance	25,000	
	Travel costs		25,000
	Signage		160,000
	Acquisition of happy valley homes	160,000	
	Industrialisation, cooperatives and trade		
14	Enterprise development		
	Construction of jua kali sheds	1,153,500	
	Construction & equipping CIDC	701,800	
	Construction of markets (others)		1,855,300
15	Water & natural resources		
	Mairo Inya water system		9,000,000
	County revenue fund	9,000,000	
16	Agriculture, livestock & fisheries		
	Livestock & fisheries		
	Daily subsistence allowance	200,000	
	Entertainment & catering services	70,000	
	Accommodation		270,000
	Dairy cattle development	1,700,350	
	Purchase of fishing gears		1,700,350
	Animal Health		
	Dips rehabilitation	1,041,850	
	Restocking/stocking of fish ponds		1,041,850
	Agriculture extension services		
	Accommodation-domestic travel	300,000	
	Supplies & accessories		300,000

	Potato value chain development	2,221,250	
	Park house at Ol'Kalou		2,221,250
	Horticultural storage-Ruiru		5,550,000
	County revenue fund	5,550,000	
	Irrigation /sustainable Management		
	Domestic travel & subsistence	200,000	
	General office supplies	4,000	
	Contracted guards		204,000

2. PENDING BILLS

It is imperative that County debts be maintained at sustainable levels so as to instil and maintain suppliers' confidence in our government. However, provisions of monies to cater for pending bills as proposed in the budget submitted to the county assembly from our end were conspicuously missing. We have addressed two critical pending bills issues while proposing that the other pending bills not provided for in the supplementary budget in question will be factored in subsequent budget that is to say the 2016/2017 FY budget.

Generally, I recommend that the re-adjustments be done as follows.

No	Item	To	From
1	Finance & Economic planning		
	Construction of markets (some pending bills)- finance	12,556,347	
	Floodlights(some Pending bills)	5,000,000	
	Roads maintenance (2013/14 pending bills)		2,556,347
	Roads maintenance (2014/15 pending bills)		15,000,000

3. RE-ALLOCATIONS

Construction of ECD classes is a core function of the department of education. However, the amounts allocated for the same are not adequate and the same case applies to the department of roads. The following reallocations are therefore recommended:-

No	Item	To	From
1	Roads, Public Works & transport		
	General Maintenance	20,000,000	
	County Air strip and other civil works		20,000,000
2	Education, youth children Culture & social services		
	Construction of buildings and other(ECD)	15,600,000	
	Construction of friendly ECD toilets (@ Kshs 400,000/ward)		7,500,000
	Construction of buildings and other(playing facilities for ECD)		8,100,000
	Bursary	600,000	
	Education foundation in Kiriita ward		600,000

4. OTHER PROVISIONS

An additional provisions of Kshs 20M is proposed to cater for staff medical insurance scheme as tabulated below:-

No	Item	To	From
1	County secretary		
	Increase in revenue collection (revenue targets to be reviewed upwards by the amount herein)		20,000,000
	Staff medical cover	20,000,000	

It is my hope that the county Assembly will consider the issues herein and expeditiously deal.

Kindly and urgently revert.

Thank you Mr Speaker and I call upon Hon. Beth Wahito to second.

Speaker: Yes county member for Njabini Kiburu Hon. Beth Wahito.

Hon. Beth Wahito: Thank you, Mr Speaker. It is important to note that the Memorandum addresses the negative votes occasioned by the amendments in the budget. With these negatives the Controller of Budget will not approve it, which will result to a financial crisis since no money can be released for either development or recurrent expenditure. The Memorandum addresses all these issues and therefore it is critical that we approve it as a matter of urgency. I second.

Question proposed

Speaker: Yes member for Kaimbaga, Hon. Kimani Njiraini

Hon. Kimani Njiraini: Thank you, Mr Speaker. I thank the Governor for coming up with this Memorandum. It has addressed pertinent issues of the monies that were allocated to areas that were of no benefit.

On the road maintenance, there was an allocation of Kshs. 28,807,750 which was a pending bill and could not be specified (the roads and the people that require that payment). The money has been reallocated to further construction of roads. Every ward might get an allocation of approximately Kshs. 1 million, especially Kaimbaga that needs more roads constructed.

There is need for construction of *jua kali* sheds and this vote has been allocated Ksh. 1,153,500. This is very important. The wards that had not yet benefited will benefit from this. In the department of Agriculture, Livestock and Fisheries, a lot of money has been reallocated to fishing gears. Mr. Speaker we do not need these things. We need to protect our livestock from ticks. The money allocated for the park House is not more important than seeds. You may find that it is completed only to realise that it has no use.

Part of the pending bills on road maintenance, that is Kshs 12.556,347 million, has been allocated to market sheds which are more important to Wanjiku and Kshs. 5 million has been allocated to flood lights.

Concerning the airstrip, this is not the time to have an airstrip. When H. E the Deputy President came here, his plane landed on the stadium. A helicopter can land anywhere. What

we need are other development projects in our wards like the EDCE classrooms. With those few remarks I support and I am sure the Speaker of the county assembly is also in support of this.

Hon. Mwangi Gichuki rises on a point of order

Speaker: What is it member for Engineer?

Hon. Mwangi Gichuki: I would like to know how Hon. Kimani Njiraini knew that the Speaker was in support of this.

Speaker: The member for Kaimbaga knows that the Speaker supports progressive ideas.

Laughter.

Yes member for Weru, Hon. Kimani Gachuhi

Hon. Kimani Gachuhi: Thank you, Mr Speaker. Hon. Gachomba has taken us through the memorandum quite well. There are some things that this House needs to understand especially the issue concerning the airstrip. This will not be a personal property. We may not have a double allocation when we want to do a project in the county. It is not confirmed but there may be a Memorandum of understanding between the national government and the county government for that project.

There is no way we can fund the project until the national government plans to fund the project. The member for Kaimbaga has insinuated that we do not need an airstrip but I think we needed like yesterday so that this county is recognized and also to promote our economy. Nyandarua County has not made any notable mark for the last three years we have been in this government. People think that Nyandarua is the same as Nyahururu but once we have such projects, we shall be able to boast of something unique to us.

The Kshs. 20 million has been taken to general maintenance and we know that this vote head already had Kshs. 40 million bringing it to a total of Kshs. 60 million. I would suggest that the Governor sets apart Kshs. 25 million so that each ward gets Kshs. 1 million to grade their roads. Grading all the roads in Nyandarua County is a safe bet for the leaders in this government.

I was getting worried about the ECD projects but I am glad that there were consultations with the executive and if this will be the trend in the remaining time, I believe

most of the disagreements that plague budgetary allocation will be minimised. As you can see, no one is complaining.

I am not worried about the implementation but we are running out of time. The delay in this budget process has held the development projects in Nyandarua hostage. I hope that the executive will implement the same. I wish the Governor and his team all the best as they implement this before the end of this financial year. Thank you Mr Speaker.

Speaker: Yes Deputy Leader of Majority and the member for Kipipiri, Hon Michael Njoroge Kirumba.

Hon. Michael Kirumba: Thank you, Mr Speaker. I support this Memorandum. The essence of the memorandum was to realign the issues that we have been dealing with. However, I have a few issues particularly on requisition.

We are aware that the national government has given the county governments a window in terms of operationalizing IFMIS. We are also aware that IFMIS will be here in the next one month but we do not have the capacity to operationalize it in all the counties and that is why we need to plan.

We all know that in Nyandarua we have to construct roads between January and February or forget about the projects because when the rain comes, it becomes impossible to do it. We know that rains fall in the month of March. We are already in February but nothing is happening. Serious planning needs to be done in future.

They are doing the BQs now and then there will be procurement which means that we shall have done nothing by the end of February. The other day, I was disturbed by the fact that although we had set apart Kshs. 1 million for emergencies, whatever the one million did at the ward level is too little for *Wanjiku* to even notice. Nyandarua is blessed, unlike Machakos and some other counties, because we have several quarries. If a truck is collecting ballast from one kilometre that contractor is likely to do more than the one whose truck is collecting ballast three kilometres away.

In my ward all the ballast that is used in road construction is sourced from Ol'kalou and this is not because we do not have quarries in Kipipiri. My concern is that a lot of time and money is wasted in the process. Let the engineers go and identify the quarries that are closer to the sites and where we can get the ballast from.

My other concern is that there is a NYS (National Youth Service) dozer lying idle at Kaimbaga for the last four or five months. The dozer has no mechanical problems but the National Youth Service is unable to fuel it. You can imagine the work that can be done if we fuel the dozer. These dozers were seconded to the counties and all we need to do is to fuel them and give allowances to the operators.

We are aware of the roads that need to be constructed before the year starts yet we have made it a habit to wait until January. The BQs ought to have been done earlier awaiting the supplementary budget. Mr Speaker you need to drum it to them that these kind of a thing need to be done alongside the budget cycle so that we can save time.

Road connectivity has been a vote head in our budgets since the FY 2013/2014. The survey and valuation by the government was done but it was left at that. During the settlement in Nyandarua, the survey was done in a hurry and the surveyor did not address the road connectivity issue. People have been trespassing in their neighbours' farms.

I am not amused by item number 10 where we have the removal of money from the education foundation in Kiriita ward. Why do they have to be so specific? What would happen if this paper landed in Kiriita ward? The MCA will have a problem explaining this to the public. They will say that he was not even in parliament to oppose the removal. If they were silent on the other vote heads where there is a removal, then they should not have been so specific on some.

Hon. Mwangi Gichuki rises on a point of order

Speaker: What is it leader of majority, Hon. Mwangi Gichuki?

Hon. Mwangi Gichuki: Thank you Mr Speaker. The member is misleading the House. The removal of that vote head is to the benefit of that member.

If that vote head remains there, it will seem like we are putting that kind of money in a private organisation and the budget will not be approved. The information is misleading when the member purports that the removal will be to the disadvantage of the member for Kiriita while in the real sense it will be to his advantage.

Speaker: I am not savvy with the history behind this. However, if in the main budget it was explicitly indicated 'for education foundation in Kiriita ward' then, definitely, it has to be

indicated in the Memorandum what has been removed. I do not see any other way that it could have been done.

What the member for Kipipiri is saying is that these specifics make it seem as though some wards benefit more than others. We should avoid such specification of wards in the allocations that are general in nature for instance, the bursary fund. Proceed member for Kipipiri.

Hon. Michael Kirumba: Thank you, Mr Speaker. I was trying to address the public's perception but it is good that the leader of majority has given some clarity. Out there the perception may not be the same as ours. Additionally, in the same ward there is the Mairo-Inya water system project from which Ksh. 9 million has been removed.

We are in a political environment and we cannot deny that fact. Being so specific might be well-intended but it is only Kiriita ward that has been mentioned. The other day we had issues because the member for Geta's photograph was not on the Assembly's calendar. You know what that means in a political environment? People are going round saying that the member has been thrown out yet it was only an omission. I want to go on record and state that this does not augur well, especially since it involves the removal of a vote head.

I have a problem with item number 16, Potato value chain addition. AS a member of the Agriculture Committee, I have always wondered how we can add value before we even plant the seeds. Value addition chain, in my understanding, and I must say, I am not very bad in-language, you can only add value to a potato once it is grown. It goes without saying that we need to grow potatoes before we do any value addition.

Hon. Kimani Njiraini rises on a point of information

Speaker: Member for Kipipiri, do you require any information from the Member for Kaimbaga?

Hon. Michael Kirumba: No Mr Speaker, I do not think I require any information.

Speaker: Member for Kaimbaga, hold your peace.

Hon. Michael Kirumba: I am addressing potato value chain addition and, I have had problems with this even in the committee. We have on several occasions addressed the issue of unmet bills. It is only fair that we have a list of the contractors that were not paid in the FY 2013/ 2014 so that we do not have instances where the cowboy contractors are paid at the

detriment of the genuine ones. It is in fact, unfortunate that it is the cowboy contractors' vouchers that were previously approved. Let a list of all the suppliers who have not been paid, and the specific goods and services they supplied or offered, be provided.

Mr Speaker you can imagine what would happen if such bills continue piling up to the year 2016/2017, the year in which we will be campaigning. We, the members of the county assembly, will be perceived as having long overlooked our oversight role. I can see that there are pending bills of Kshs. 5 million accrued from the installation of floodlights. Remember there are some floodlights that have since been switched off. Further, there should be equity in the installation of these floodlights.

The other day I drove from Geta to Kipipiri through Wanjohi. The floodlights in Geta and Kipipiri were in conspicuous contrast to those erected in Wanjohi which were off. What signal does this send to the people of Wanjohi? Remember the people of Wanjohi go to Geta and Kipipiri even at night especially when attending “*kamueretho*” and “*ruracio*” (bride price negotiations and wedding). I really do not understand why the floodlights have accrued such high electricity bills to the extent that they have been switched off yet the president announced subsidies in electricity bills.

Mr Speaker, I do not think the playing facilities for ECDE schools are necessary at this stage. They can always come later. Rather, the Kshs. 7 million initially set aside for constructing toilets for ECDE centres should not have been re-allocated. Let the chairman of the Budget and Appropriations Committee also tell this House whether the Kshs. 15.6 million is enough to construct and complete the three ECDE centres in every ward.

However, since we are highlighting what needs to be addressed in the subsequent Supplementary Appropriation Bill, I do not have any problem with the Memorandum. I am in support of it.

Thank you Mr Speaker.

Speaker: Yes member for Kanjuiri Ridge, Hon. Suleiman Kihika.

Hon. Suleiman Kihika: Thank you, Mr Speaker. I rise to support this motion. However, I am concerned about the removal of Kshs. 7 million that was meant for the construction of toilets at ECDE centres. Does that mean, for example, that if in my ward construction of toilets is a priority that money meant for construction of ECDE classrooms will be used for the same?

Speaker: Member for Kanjuiri Ridge, I do not want to make a determination but if you look at that vote head, you will realise that it reads: Construction of Buildings (and toilets are buildings) and others. The mover should clarify this.

Hon. Suleiman Kihika: Thank you Mr Speaker for the clarification. I have another concern regarding roads construction. Murram for construction of roads in my ward is sourced all the way from Ol'kalou, posing a lot of inconveniences. It would be advisable if the contractor upgrading roads in my ward is allowed to source murram from a quarry in my ward.

I would like to appeal to the CECM for Roads, Public Works and Transport, that if procurement laws allow, to have all the road work projects in my ward be assigned to a single contractor. This will make it possible for him to lease a quarry from within the ward for easy access of murram. I beg for your intervention on this Mr Speaker.

Thank you.

Speaker: Yes member for Wanjohi, Hon. Mumba Gichini.

Hon. Mumba Gichini: Thank you Mr Speaker. I rise to support this motion on the subsequent Supplementary Appropriation Bill which majorly concentrates on development within our county.

I commend the Budget and Appropriations Committee for ensuring reincorporation, into the Supplementary Budget, of the funds to construct three ECDE centres in every ward. The other thing is that, and I know you remember, I stood here and stated that Wanjohi ward is marginalised. It seems that the County Government of Nyandarua does not appreciate that the people of Wanjohi are part of their electorate. The county government should consider Wanjohi ward. Remember Wanjohi ward is the second largest ward in this county...

Hon. Mwangi Gichuki distinctly murmurs that the foregoing submission by Hon. Mumba Gichini is not correct

Do not tell me that Leader of Majority...

Murmurs

Speaker: Order! Order! Member for Wanjohi, you do not address a member in this House directly. You must do it through the chair. Nevertheless, I have also observed that the Leader of Majority is interrupting the presentation by the member for Wanjohi.

Actually, the member for Wanjohi has every reason to be annoyed. In regard of this, I wish to say without fear of contradiction that unless somebody is out to destroy his political standing, it is unfair that the floodlights in Geta and Kipipiri are functional while the one in Wanjohi is not.

Applause

Proceed member for Wanjohi.

Hon. Mumba Gichini: Thank you, Mr Speaker. You remember installation of floodlights in Geta and Kipipiri was done way before the one in Wanjohi was installed. However, even in the second round of installation, the installation of the floodlight in Wanjohi stalled.

When I queried the relevant CECM on the same, their response was that they were waiting for the supplementary budget and I wondered, was it a supplementary budget for Wanjohi or for the Nyandarua County?

Laughter and applause

In relation to this, I would wish to know from the concerned person whether Wanjohi ward is in Nyandarua County or it is in Turkana or Kajiado Counties.

Thank you Mr Speaker.

Laughter

Speaker: Very well. Yes member for Gathanji, Hon. Samuel Thuita.

Hon. Samuel Thuita: Thank you Mr Speaker, Sir, I rise to render my contributions and reinforce the member for Wanjohi's sentiments. There are wards in this county that are treated as though they are second class wards. This budget should take into consideration the needs of the entire population of Nyandarua County. The graders that were procured by the county government, for example, are lying around here, idle, yet some of our roads are in deplorable conditions. In fact, most of the roads in Gathanji ward are impassable.

Even when the graders are taken to the wards, they do not do much because, as is the song, there is no fuel. You are given the grader for three days but, really, there is nothing to show for it. We even witnessed an incident where a grader was taken all the way to Kiriita ward, Ndaragwa Sub County in the morning but in the afternoon, it was required to come

back and I wondered, how many roads can it grade in less than three hours in an entire administrative ward Mr. Speaker?

What signals are we sending to our electorate? These people belong to only one county and as their government, we have a mandate to serve them indiscriminately. I have three issues regarding this memorandum. Firstly, what we adopted here was an itemized budget and I wonder, is there an item in this budget called a county revenue fund? This is because I can see funds being moved from other vote heads into this county revenue fund. Is it some form of 'karimu' that whenever we are appropriating funds from it, some must remain unused in that 'karimu' as reserve? That it must not run dry of funds?

Laughter

Speaker: Member for Gathanji, by 'karimu', do you mean a secret account?

Hon. Samuel Thuita: Mr Speaker, in the Kikuyu home stead mothers usually set aside some coins to be used on a rainy day in a certain container which must never be exhausted. Is the money in the County revenue fund unbudgeted for?

Hon. Mwangi Gichuki rises on a point of information

Speaker: Member for Gathanji, do you require any information from the Leader of majority?

Hon. Samuel Thuita: Yes Mr, Speaker.

Hon. Mwangi Gichuki: Thank you, Mr Speaker. The said amount is money that had already been requisitioned but was never used. Such funds cannot be accessed until they are first returned to the county revenue fund to be re appropriated.

The case of Mairo-Inya is one of those that necessitated the return of requisitioned funds to the county revenue fund because donor involvement in the project had not been foreseen. Now that we have donors to fund the project, the requisitioned amount has to be returned to the revenue fund and await re-appropriation.

Speaker: Proceed member for Gathanji, I believe you are now well informed.

Hon. Samuel Thuita: Thank you Mr Speaker, and thank you leader of majority for that information. However, are you telling us that we are coming here to complain that the money allocated for some projects in the main budget was not enough thus the need for a supplementary budget yet some funds were not even used?

The 20 million that was meant for an airstrip has now been taken to a general maintenance vote head. Which begs the question, what is this general maintenance? Is it roads maintenance? I feel that this vote head is too general and it will make it hard to account for the money.

The other issue, as the member for Kanjuri has intimated, is on the procurement process. We have witnessed cases where a contractor is given a mere Kshs. 500,000 worth road section to construct and the rest is subdivided among other contractors. In Gathanji, such contractors are forced to come all the way to Ol'kalou to collect ballast. If we could consolidate the work and give it to a maximum of say two contractors, then they could afford to hire a quarry in Gathanji where they can easily and cheaply access the requisite construction material. Even in procurement there is the awarding of first and second class works depending on the cost of the project. With those remarks, I support this memorandum.

Speaker: Yes member for Leshau Pondo, Hon. Josphat Kamau Njoroge.

Hon. Josphat Kamau: Thank you, Mr Speaker. I rise to support this memorandum even as I voice some of my concerns. As the member for Wanjohi has said, we erected so many floodlights but their sustainability in terms of meeting their electricity bills is becoming impossible. We must come up with a lasting solution.

Loud consultations

Please protect me from the leader of majority.

Speaker: Order leader for majority and leader for minority parties! Proceed member for Leshau Pondo.

Hon. Josphat Kamau: Why can't we get a permanent solution to this challenge by erecting solar panels on these poles and make use of the God given energy? I believe this will help us cut down on costs...

Hon. Michael Kirumba rises on a point of information

Speaker: Member for Leshau Pondo, do you require any information from the member for Kipipiri?

Hon. Josphat Kamau: Yes, Mr Speaker.

Hon. Michael Kirumba: Thank you Mr Speaker, I would like to inform the Member for Leshau Pondo that solar panels have been tested by other counties but the people would vandalize them just as they do with the road signs.

Hon. Josphat Kamau: Thank you Mr Speaker, I appreciate the information but I still insist that erecting solar powered flood lights is a viable solution for Nyandarua. Our light masts are extremely tall and it would be impossible for a person to vandalize them. Additionally, our people are of high integrity.

On the money reallocated from the airstrip, I feel that was a noble decision. Let the amount, however, be allocated to specific wards for specific projects. I would urge that there be equitable distribution of resources.

I concur that we need to construct permanent ECD classes first before we equip them. It is also important to have toilets constructed for these children first as toilet facilities are quite fundamental. The other issue is that I have heard a sitting MP going around claiming that he is the one undertaking projects meant to be undertaken by the county government using his CDF monies. In Kiriita ward, people have been convinced that the county government has withdrawn all the funds from projects.

What we are not being told is who has sourced for the donor. Let the relevant department clarify this issue. We need to clear the air for our people on who is doing what projects. Finally, I feel that the money being transferred into the bursary fund should be directed to the people of Kiriita. There is also the issue of land acquisition. We passed that 1 million shillings be used to obtain access roads for our wards but up until now, nothing has been done. We have seen neither the valuers nor the surveyors that were supposed to initiate these projects yet some of them needed to be done in this financial year. I would urge the department of roads to move with speed so that this can be finalized within this financial year.

Thank you Mr Speaker.

Speaker: Yes member for Charagita.

Hon. Kiruka Mburu: Thank you, Mr Speaker. I, personally, will not support this memorandum and kill myself in the process. I refer you to the vote head on Agriculture horticultural products storage plant that was to be constructed at Ruiru in my ward. When we passed this budget, I personally went there and sensitized my people on the project. Now, you

expect me to support a memorandum that has proposed its removal from the budget. I will only do that if I receive a formal letter from the department of Agriculture indicating that this project will be considered in the next budget. The other issue is on maintenance. Some of the roads in my ward are impassable especially during the rainy seasons. It is the high time that my ward was allocated some road maintenance funds from the Kshs. 60 million. I oppose this memorandum.

Speaker: Yes leader of majority and member for Engineer, Hon. Mwangi Gichuki.

Hon. Mwangi Gichuki: Thank you, Mr Speaker. I rise in support because the memorandum basically addresses one thing: That in the process of working, there required some changes in the budget. I take interest in one thing in the budget- the airstrip.

We must appreciate that we cannot afford to formulate budgets that are dictated and driven by emotions. The airstrip was a well thought idea founded in the CIDP as drafted in the year 2013. The people sat down and concluded that that was a noble project that ought to have been implemented in the 5 year period. The Nyandarua government got into an agreement through an MOU with the national government, indicating that the national government would contribute towards the construction of an airstrip and the county government would remit some money to it. We are constantly looking into ways of increasing our revenue but the only ways we have fronted is to tax *Wanjiku* who is struggling to raise license fee.

The essence of the airstrip was so that we could provide parking for the excess planes in the other airstrips and airports and collect some revenue. Now you have politicised the issue and confused the governor into thinking that the idea was not right and thus allocating that money to some other vote head. Is it right? Was the airstrip for the benefit of the county member for Gatimu so that you can bring in your personal differences with the member? It is not right, it is not fair.

We are not going anywhere, as a county, if this is how we will be dealing with issues. This was a golden opportunity for us to forge a working partnership with the county government so that we can raise our revenue. The governor must be told that it is not right to listen to these side shows that deter us from going forward.

Hon. Kimani Gachuhi on a point of information

Speaker: Member for Engineer, do you require the information?

Hon. Mwangi Gichuki: Yes, Mr Speaker.

Hon. Kimani Gachuhi: Thank you, Mr Speaker. I would like to inform the member that there is a 30 million allocation for the same project in the next budget and so rather than dwell on issues that have been overtaken by events, I would urge that we defend it in the subsequent budget.

Speaker: Member for Engineer you have been sufficiently informed. Please proceed.

Hon. Mwangi Gichuki: Thank you, Mr Speaker. However, I would like to know, we were told that we could not do an airstrip so that the people of Ndaragwa can be fed, now that the airstrip has been removed from the budget, have the people of Ndaragwa been fed?

Hon. Josphat Kamau on a point of order

Speaker: Yes Hon. Josphat Kamau.

Hon. Josphat Kamau: Mr Speaker, I hail from Ndaragwa and ever since we settled there, none of our children has died of starvation. This money is not going into feeding the people of Ndaragwa. Our people are not starving. In fact, we have been blessed with abundant rainfall and we are even seeking money to repair the roads that were destroyed by the heavy rains.

Speaker: That was a point of order that requires to be responded to. I am not aware of the Hansard capturing that the airstrip could not feed the people of Nyandarua. If that was street banter, member for Engineer, it cannot be resolved on the floor of this House. Member for Engineer, You are out of order. Proceed.

Hon. Mwangi Gichuki: Thank you Mr Speaker, I withdraw but we cannot run away from the fact that Ndaragwa is usually regarded as a special sub county. It was actually classified as a protected constituency during the constituency demarcation exercise. We must not use the budget process to attack one of us as we have done to the member for Gatimu.

Thank you Mr Speaker

Speaker: Yes county member from Wanjohi, Hon. Nancy Wambui Ng'ang'a.

Hon. Nancy Ng'ang'a: Thank you Mr Speaker. I am from Kipipiri though. I also rise to give my contributions towards this Memorandum. I agree that the proposal to construct ECD classes is very noble. I however, do not agree with the memorandum on the county's airstrip.

The proposal of the airstrip originated from the public, it went to the drafters of the CIDP and later into a budget that was adopted in this House. Now, it has been removed from the budget. How then do we expect the public to have trust in us? The idea of an airstrip did not come from the member for Gatimu, it was meant to benefit the people of Nyandarua. However, this issue has become so politicized that there are rumours doing rounds that the member for Gatimu has pocketed 9 million meant for the project.

We have our ears on the ground and what we are hearing is appalling, personal attacks to the member for Gatimu. It is not fair to the member. People have brought in their personal issues against the member. This memorandum is a clear indication that someone has been politically threatened. I would urge the Hon. Members, in future, not to bring personal differences that could be detrimental to the political careers of our colleagues.

Hon. Kimani Gachuhi on a point of order

Speaker: What is it Member for Weru?

Hon. Kimani Gachuhi: Thank you, Mr Speaker. I noted that the member is addressing the members directly.

Speaker: Very well, Member from Kipipiri, please only address the Speaker and the message will infiltrate to the Hon. Members.

Hon. Nancy Ng'ang'a: Thank you Mr Speaker, as I was saying, the Hon. Members ought to take care of one another, reserve our personal differences so that we do not destroy the political lives of our colleagues. Thank you Mr Speaker, I support.

Speaker: Yes member for Karau, Hon. Sammy D. Kamau.

Hon. Kamau Ngotho: Thank you Mr Speaker. First and foremost, it is good that we have been brought this memorandum. The budget process is becoming sweeter by the day and people are becoming more aware of their roles.

In politics, we are bound to differ and disagree along the way but at the end of the day, we must come to a consensus. We have been repairing roads and, Mr Speaker, I know you come from Munyeki and you can bear me witness that the roads we graded in 2013 are already dilapidated. We need to have more landmark projects. The late JM Kariuki is not remembered for the roads he graded but the JM Hospital which is a flagship project, quite similar to the-could-have been airstrip.

I would like to throw a challenge to the governor. What is he going to be remembered for? No one will remember the money that went into general maintenance. 30 to 40 years to come, what will people remember Waithaka Mwangi for?

Mr Speaker, it is in the public domain that twenty million shillings will go into general maintenance for the year ending June. Come June, the public will demand to know exactly what the money was used for. When asked what was done with the general maintenance funds, the answers have always been the same: We graded these and these roads and the twenty million was spent. The government would be at lesser pains explaining that the money went into constructing an airstrip that had been captured in the CIDP. I really do not see why the project should be politicised. In as much as we are fighting to survive politically, Mr Speaker, let us not lose sight of the bigger picture which is to benefit the people of Nyandarua.

Hon. Kamau Josphat rises on a point of information

Speaker: What is it member for Leshau Pondo?

Hon. Josphat Kamau: Thank you Mr Speaker and thank you Member for Karau for allowing me to inform you.

Speaker: You are giving information?

Hon. Josphat Kamau: Yes.

Speaker: Member for Karau, do you require the information?

Hon. Kamau Ngotho: Yes. Mr Speaker.

Speaker: Well, continue member for Leshau Pondo.

Hon. Josphat Kamau: Thank you, Mr Speaker. I want to inform the member for Karau that there are different ways in which politicians thrive. There are those who thrive in conflict and others who depend on how they present themselves in this house and there also is another category that thrives in propaganda.

Allow me to refer the member back to the Moi era. There was this one icon, Wangari Maathai who was able to, single-handedly, stop the planned construction of a twenty six storey building at Uhuru Park grounds. Bear in mind that Moi was the strongest administrator we have had in Kenya but Maathai was able to defy him and stop that construction. This

situation is repeating itself here in Nyandarua. The proposed project of an airstrip was a very noble idea but someone has stopped it in order to win the layman's vote.

Mr Speaker, remember that when we go to the public, they do not subscribe to a professional arguments. They, instead, will listen to lay man's argument. We are being fought on the basis that our roads were poorly done yet we only engage in projects that will benefit the rich, that is, the airstrip. As a matter of fact, Mr Speaker, how many of the people of Nyandarua have ever, let alone boarded a plane but, seen one at close range? Even when helicopters for the senior officials in the government land, occasionally I must add, our people are kept at bay by the security guards.

Speaker: Member for Leshau Pondo, a point of information should be precise, and concise. Now you are stealing a march by trying to cause a second debate within the same motion. Conclude member for Leshau Pondo.

Hon. Joshat Kamau: Thank you, Mr Speaker. I wish to conclude.

Speaker: Member for Karau, you are well informed.

Hon. Kamau Ngotho: Mr Speaker, in spite of all the literature from an alumnus of the University of Nairobi, I wish to clearly state that Wangari Maathai was a woman in her own league. Even as she held onto her stand on the storey building issue, her quest was to conserve the environment and therefore, I don't see how the issue of an airstrip is remotely related to that argument. How I wish the twenty million was set for planting tree, something tangible and durable rather than being channelled into an ambiguous vote head of general maintenance whose attainment or lack of cannot be measured or even verified.

There was a famous politician in Moi's era for over 20 years, who was accused of being the president boot licker, known as J. J. Kamotho. If you went to Murang'a and sought to know the much he had done for his people, you would not have found anything tangible. He had not even done something as common as sponsoring a single student for university studies. His politics revolved around his own political survival.

Mr Speaker, I would rather serve one term and leave a worthy legacy. Something tangible than serve for five terms and leave nothing to the people of Nyandarua. I believe that the visionaries in this county agree that an airstrip would have been beneficial to Nyandarua. In comparison to other counties' headquarters, you will find that Nyandarua is the only one without an airstrip. This is one issue that needs to be sorted out sooner rather than later.

Mr Speaker, there are people who are fighting the president's laptop project, and, I am referring this to the governor because I know that the Hansard will get to him. Some people are of the opinion that Uhuru should first build classrooms, train teachers and other things but what they do not seem to understand is that this was in the Jubilee Manifesto. They owe it to the people who put them in power, to deliver that which they promised them.

The fact of the matter is, come 2017, the people will be holding the CIDP to us: "You told us you would do this and this, what have you done?" That is why even the Jubilee Government is implementing all it promised the people. If Waithaka's government had promised an airstrip, why then is it recanting the decision? I second Hon. Nancy on the issue of politicising issues. Mr Speaker, there was a column which I think all of us understand-requisition.

It was the IEBC requirement that every aspiring MCA candidate be in possession of a basic form four certificate and therefore I believe everyone understands English. However, people engaging in survival politics are going out there and saying that the MCA for Gatimu was given nine million shillings. Such kind of politicians should be dealt with accordingly.

Mr Speaker, politics is said not to rhyme with church affairs but in reality, it is not bad. It is we, the players, who make politics dirty. I would request you, Mr Speaker, to urge the Hon. Members to desist from name calling and tarnishing each other's names.

This is our third budget now, we have had billions and we have lost much, burdening the PIC/PAC committee to dig hard to trace some of the monies which may never be recovered. So what is twenty million? I wish to draw your attention to item No. 10 on education, youth, children, culture and social services. There is money (Kshs. 7.12M) to be disbursed to cater for playing facilities and it is going to build ECDE, now, let me refer you to No. 2 of the allocations. That is, construction of buildings and other playing facilities. (Kshs. 3.1M).

Mr Speaker, in reference to the funds meant for education disbursements, the only figures we have are Kshs. 7.5M that have been re-allocated for toilets and Kshs. 8.1M. There is no Kshs 7.12 M figure in our budget. I believe, that their target was the Kshs. 7 M set aside for a Social Hall in Ol'kalou, and I do not know whether it is by God's grace that they never captured it. Thus the part in No. 10 that states the Kshs. 7.2 M is void. They should not touch on the Ol'kalou Social Hall because it has not been captured. Further, it must be built and it is my hope that the sector's chairperson will touch on that. I have exhausted my contributions

and I now wish to call the mover to respond and as he responds, I would wish that he explains to me what happened to the Kshs. 7.12 M.

Thank you.

Speaker: I think, as per the law, the Memorandum from the governor can only be received and accepted as it is or be rejected by 75% of the members. There is no room for amendment of the governor's memorandum.

When forwarding the resolutions of the House, we are going to mention the obvious discrepancy so that they can put it in perspective. As the member for Karau has said, we cannot allow new things to be introduced in this memorandum because the law does not allow it.

The mover.

Hon. James Gachomba: Thank you Mr Speaker, I would like to thank the members of this House for their contributions. Before I continue, Mr Speaker, let me donate a second to Hon. Thuita...

Hon. Kimani Gachuhi rises on a point of order

Speaker: What is it member for Weru?

Hon. Kimani Gachuhi: Mr Speaker, we are about to finalize on the budgetary issues and I forgot to indicate that I noted some of the vote heads for Weru ward have been changed. For instance, the street lights for my ward in the ward development funds had been allocated Kshs. 2 M but here the money indicated is Kshs. 1.5M.

In the education ministry, the amount was supposed to be Kshs. 1.8M but what is indicated here is Kshs. 1.6 M. Consequently, the Weru ward development fund is Kshs. 800,000 short. Some projects were clearly sacrificed. Mr Speaker, is that in order?

Speaker: I think that one will depend on the vigilance of the Hon. Members. This is because this budget has reduced nothing from your development funds. As for Weru, we allocated Kshs. 10M and if they want to bring in entries that are to the contrary, that is an obvious irregularity that we will not allow. Therefore, it is for you, members, to be very keen on the same.

I also think that the majority leader and I will look at the final budget before it is fed into IFMIS to ensure it fully complies with what we passed here. Proceed member for Njabini/Kiburu.

Hon. James Gachomba: Thank you, Mr Speaker. I wish to thank the Hon. Members for responding to the governor's memorandum and raising issues with the budget. Every member is aware that we had some negatives in the recurrent and development expenditures and this would have resulted to a major financial crisis.

Mr Speaker, we have been called from recess for two special sittings to discuss this budget. I feel that in future we need to be holding meetings with the Executive's Finance Department before releasing the budget to mitigate such problems.

I would urge that the executive sets to complete all projects appropriated as soon as possible for us to work and serve *Wanjiku*. I would also urge that the office of the Speaker enforces this so that the remaining time will be used efficiently for implementation. With those few remarks, I beg to move.

Thank you.

Question put and agreed to.

Speaker: Hon. Members, the memorandum has gone through and it will be the basis for the amendment of the financial estimates for the fiscal year 2015/2016 and the supplementary appropriation bill 2016.

Hon. Members as for all the issues noted we should have a letter to follow up and rectify. The issue of the airstrip removal from the budget has generated a lot of political heat. However, the main reason why it was removed is that the Aerodromes Department has to grant consent to the county governments to undertake that project. Without the consent, such a project cannot be implemented.

Actually, the Controller of Budget pinpointed that we cannot undertake that function or allocate money without the consent of the aerodromes department and so the governor is applying for the consent because even the designs for the airstrip has to be done by the said department. The county government of Nyandarua does not have the capacity to do the designs for the expansion and rehabilitation of the airstrip.

This is a key investment for this county that will boost tourism. The kind of income that would be brought by that singular asset of the county is so huge that you need, to see it to believe it. The airstrip project will be supported and as we speak, we are laying the infrastructure to allow for proper allocation of money for that investment.

On the issue of general maintenance, the Committee on Budget and Appropriations, and the law, allows for the reallocation of funds. With the problems of inadequate graders in the county, why not let the Kshs. 20 M be used to purchase a grader? I think the committee on budget can engage the executive and have this money reallocated. A grader costs between Kshs. 13 and 14 million.

Hon. Members, we are going to communicate all these issues to the executive. I thank you for your contributions.

ADJOURNMENT

Speaker: Now, Hon. Members, the House stands adjourned until Tuesday the 9th Feb. 2016 for the official opening of the Assembly.

Thank you.

The House rose at 10.55 A.M