

First Assembly
(No.030)

Fifth Session
(Afternoon Sitting)
(030)



REPUBLIC OF KENYA
BOMET COUNTY ASSEMBLY
FIRST ASSEMBLY – (FIFTH SESSION)
VOTES AND PROCEEDINGS

TUESDAY 28TH MARCH, 2017 AT 12.00 NOON

1. The County Assembly assembled at 12.00 noon.

The bell rung for ten minutes.

2. MEMBERS PRESENT

1. Hon. G. K Kipngetch – Speaker
2. Hon. Beatrice Chebomui
3. Hon. Philip Siele
4. Hon. Hellen Chepkirui
5. Hon. Samson Towett
6. Hon. William Mosonik
7. Hon. John Molel
8. Hon. Robert Bett
9. Hon. Reuben Langat
10. Hon. Nancy Chepkirui
11. Hon. Aurelia Chepkirui
12. Hon. Rose Boiyon
13. Hon. Bency Too
14. Hon. Robert Serbai
15. Hon. Robert Metet
16. Hon. Sammy Chelule
17. Hon. Samuel Bor
18. Hon. Leonard Kirui
19. Hon. David Rotich Big Five
20. Hon. Joyce Korir
21. Hon. Taplelei Rotich
22. Hon. Josphat Kirui

MEMBERS ABSENT

1. Hon. Josphine Rotich

2. Hon. Benard Ngeno
3. Hon. Sammy Kirui
4. Hon. John Ngetich
5. Hon. Evaline Chepkemoi
6. Hon. Leah Kirui
7. Hon. John Chepkwony
8. Hon. Andrew Maritim
9. Hon. Stephen Changmorik
10. Hon. Philip Korir
11. Hon. Julius Korir
12. Hon. Christopher Ngeno
13. Hon. Wilson Keter
14. Hon. Patrick Chepkwony

3. STATEMENTS

1. Comprehensive statement sought by Hon. Sammy Chelule on 18th January, 2017 from the Chairperson, committee on Budget and Appropriation on the following;
 - i. It is now approaching seven (7) months since F.Y 2015/16 ended yet the County Executive Member for Finance and Controller of Budget have yet to remit Assembly's outstanding balances on development and recurrent funds committed in the F.Y. 2015/16. I therefore wish to know when the said balances will be remitted to the Assembly.
 - ii. Aware that the Governor assented to the Bomet County Appropriation Act 2016 and subsequent warrant with Assembly's development vote amounting to **Ksh.116, 408,716**. I am reliably informed that despite Assembly submitting work plan and requisition for development funds, the said funds have not been released to the Assembly. Through the Chairperson, I wish to know why the County Executive Member for Finance and Controller of Budget have not released the funds and when the said funds will be released to the Assembly.
 - iii. CEC member for Finance and representative of the Controller of Budget should urgently appear before the committee on Budget and Appropriation to address the matter.

The Statement was committed to the Committee on Budget and Appropriation (Statement No. 93)

The statement was deferred to 4th April, 2017 at 2.30 p. m.

2. Comprehensive statement sought by Hon. Samson Towett from the Chairperson, committee on Budget and Appropriation on the following;
 - i. How much does the county expect as revenue from tea cess for F.Y 2016/17?
 - ii. Was the tea cess revenue factored in the budget for F.Y. 2016/17?

- iii. Provide a list of roads to be constructed/maintained or the ones already constructed/maintained from tea cess revenue in the F.Y. 2016/17
The statement was committed to the committee on Budget and Appropriation which was given until 7th February 2017 to respond.

The Statement was committed to the Committee on Budget and Appropriation (Statement No. 92)

The statement was deferred to 4th April, 2017 at 2.30 p. m.

3. Statement sought by Hon. Samson Towett on 18th January, 2017 from the Chairperson Committee on Roads, Transport and Public works on the remittance of ad valorem levy funds which were released to the County Government of Bomet on 20th July 2016 by the Tea Directorate of Kenya amounting to **KES 63,134,352**. The said funds were supposed to be remitted to respective factories based on their production figures for the development and maintenance of roads in tea growing areas.

In the statement, the Chairperson should indicate;

- i. Whether these funds have been released to the respective factories?
- ii. If not, then why has the County Executive not released these much needed funds to assist in the development of poor road network in these tea growing areas?
- iii. If (a) above is in the affirmative, then what system did the County executive employed in dispensing the funds to the factories and how much did each factory get?
- iv. Whether the funds were captured in the budget as this is an additional revenue to the County

The Statement was committed to the Committee on Roads, Transport and Public works (Statement No. 86)

The statement was deferred to 4th April, 2017 at 2.30 p. m.

4. Statement sought Hon. Leonard Kirui on 18th January, 2017 from the Chairperson Committee on Labour and Public Service concerning the current over-employment in the County Public Service;

In the Statement, the Chairperson should indicate;

- (i) The Current wage bill in Bomet County Executive ;(The Committee should invite the CEC finance to shed light on the level of compliance with the Court ruling on Court Case NO.73 of 2016 **Kenneth Kiprotich & Other V The Governor Bomet County & others**). Section 25 of the Public Finance Management Regulations sets County expenditure on wages at 35% of County public revenue.
- (ii) The number of employees that have been employed in Bomet County executive from the Year 2013 to date ;(The Committee should invite the County secretary Mr. Jonathan Soi, the acting County Secretary and the Director Human Resource to shed light on this issue)

- (iii) The number of employees that have passed through the County Public Service Board since the Year 2013 to date.

The Statement was committed to the Committee on Labour and Public Service (Statement No. 90)

The statement was deferred to 4th April, 2017 at 9.00 a.m.

5. Comprehensive statement sought by Hon. Wilson Keter on 23rd November, 2016 from the chairperson committee on Gender, Culture and Social services on the Implementation of Old person's stipends and NHIF contributions schemes. In particular the Hon. Member wished to get clarification as to the reasons behind the continuous and unnecessary delays in the remittance of the NHIF contributions which has greatly affected the beneficiaries since they cannot access medication

The Statement was committed to the Committee on Gender, Culture and Social services (Statement No. 81)

The statement was deferred to 4th April, 2017 at 2.30 p. m.

6. Statement sought by Hon. John Ngetich on 18th January, 2017 from the Chairperson Committee on Education, Youth & Sports concerning the newly constructed Sigor High School premises situated in Sigor Ward.

In the Statement, the Chairperson should explain:-

- i. The Budget line used to fund the project;
- ii. The status of completion;
- iii. The total cost of the project;
- iv. The amount of funds used to date ;
- v. Whether there was a prior agreement between the County and National government on the financing of the project since construction of secondary schools is a National government function according to schedule four of the constitution;
- vi. To what extent has Moi University been involved in the funding of the new Sigor high school premises owing to the main reason for re-allocation being to create room for setting up of Bomet University?
- vii. Who is the contractor awarded to implement the project (provide a copy of the contract)

The Statement was committed to the Committee on Education, Youth & Sports (Statement No. 91)

The statement was deferred to 4th April, 2017 at 2.30 p.m.

4. ADJOURNMENT

The County was adjourned to 29th March, 2017 at 9.00 a.m.

5. The County Assembly rose at 1.00 p.m.