

COUNTY GOVERNMENT OF MAKUENI



MAKUENI COUNTY ASSEMBLY
SECOND ASSEMBLY - (THIRD SESSION)

RESOLUTIONS TRACKER FOR REPORTS AND MOTIONS CONSIDERED BY 5TH DECEMBER, 2019

NO	SUBJECT	MOVER	DATE OF NOTICE	DATE(S) DEBATED AND CONCLUDED	REMARKS	DATE DUE FOR IMPLEMENTATION
1	THAT , this Assembly resolves to adopt the Report of the Committee on Agriculture, Livestock and Food Security on beekeeping study tour.	<i>The Chairperson, Committee on Agriculture, Livestock and Food Security</i>	26/02/ 2019	27/02/ 2019 (Interrupted) 28/02/ 2019	Approved	28/04/2019
2	THAT , this Assembly resolves to adopt the Report of the Committee on Implementation on the status of implementation of the Motion urging the County Government of Makueni to donate the unserviceable and obsolete vehicles to the vocational training centres.	<i>The Chairperson, Committee on Implementation</i>	26/02/ 2019	28/02/ 2019	Negated	To be reintroduced after 28/08/2019
3	THAT , this Assembly resolves to adopt the Report of the Committee on Implementation on the recommendations by the Committee on Agriculture, Livestock and Food Security on the statement regarding distribution of maize to primary schools in Makueni County.	<i>The Chairperson, Committee on Implementation</i>	26/02/ 2019	12/03/2019	Negated	To be reintroduced after 12/09/2019
4	THAT , this Assembly resolves to adopt the Report of the Committee on Implementation on the status of implementation of the Motion urging the County Government of Makueni to urgently facilitate purchase of the surplus green grams from farmers at fair prices.	<i>The Chairperson, Committee on Implementation</i>	26/02/ 2019	28/02/ 2019	Negated	To be reintroduced after 28/02/2019
5	THAT , this Assembly resolves to adopt the Report of the Committee Lands and Urban Planning on the Wote Municipal Land Use plan.	<i>The Chairperson, Committee on Lands and Urban Planning</i>	26/02/ 2019	28/02/ 2019	Approved	28/04/ 2019

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6	THAT , this Assembly resolves to adopt the Report of the Committee on Culture, Gender, Disability, Youth and Community Development on unfinished/ poor levelling of fields in Wote-Nziu Ward.	<i>The Chairperson, Committee on Culture, Gender, Disability, Youth and Community Development.</i>	27/02/ 2019	13/03/2019	Approved	13/05/2019
7	THAT , this Assembly resolves to adopt the Report of the Committee on Water, Irrigation and Sanitation on the non-implementation of Malembwa earth dam in Kikumbulyu North Ward.	<i>The Chairperson, Committee on Water Irrigation and Sanitation.</i>	27/02/ 2019	13/03/2019	Approved	13/05/2019
8	THAT , this Assembly resolves to adopt the Report of the Committee on Powers and Privileges on the status and operations of the County Assembly Ward offices conducted from 12 th November to 3 rd December, 2018, laid on the Table of the Assembly on 27 th February 2019.	<i>The Chairperson, Committee on Powers and Privileges</i>	27/02/ 2019	08/05/2019	Approved	08/07/2019
9	THAT , this Assembly resolves to adopt the Report of the Committee on Water and Sanitation on Mzima Springs in Mtito-Andei Ward laid on the Table of the Assembly today, Thursday, 28 th February, 2019 at 2.30 p.m.	<i>The Chairperson, Committee on Water, Irrigation and Sanitation</i>	28/02/ 2019	27/03/2019	Approved	27/05/2019
10	THAT , this Assembly adopts the Report of the Committee on Implementation on the status of implementation of the recommendations of the Committee on Water, Irrigation and Sanitation in its Report on the Petition regarding oil spillage into Thange River, laid on the Table of the Assembly on 14 th March, 2019.	<i>The Chairperson, Committee on Implementation</i>	14/03/2019	19/06/2019	Notice Withdrawn	19/08/2019
11	THAT , this Assembly adopts the Report of the Committee on the status of Implementation of the recommendations by the Committee on Transport and Infrastructure on the encroachment on feeder roads in Nguumo Ward, laid on the Table of the Assembly on 14 th March, 2019.	<i>The Chairperson, Committee on Implementation</i>	14/03/2019	19/03/2019	Approved	19/05/2019
12	THAT , this Assembly adopts the Report of the Committee on ICT, Early Childhood Education and Vocational Training on site Visits to various CTTIs in the county, laid on the table of the Assembly on Wednesday 20 th March, 2018.	<i>The Chairperson, Committee on ICT, Early Childhood Education and</i>	20/03/2019	27/03/2019	Approved	27/05/2019

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		<i>Vocational Training.</i>				
13	THAT , this Assembly adopts the Report of the Committee on Water, Irrigation and Sanitation regarding the incomplete excavation of Nganya earth dam in Mukaa Ward, laid on the Table of the Assembly on 20 th March 2019.	<i>The Chairperson, Committee on Water, Irrigation and Sanitation.</i>	20/03/2019	10/04/2019	Approved	10/06/2019
14	THAT , this Assembly adopts the report of the Committee on Delegated County Legislation on the Proposed Makueni County Legislative Work Plans, laid on the Table of the Assembly on 26 th March 2019.	<i>The Chairperson, Committee on Delegated County Legislation</i>	26/03/2019	27/03/2019	Approved	27/05/2019
15	THAT , this Assembly adopts the Report of the Committee on Lands and Urban Planning on the grabbing of plot No.1551 which is an adjudication scheme in Wayani market, laid on the Table of the Assembly on 28 th March 2019.	<i>Chairperson, Committee on Lands and Urban Planning</i>	28/03/2019	10/04/2019 As Amended	Approved	10/06/2019 As Amended
16	THAT , this Assembly adopts the Report of the Committee on Transport and Infrastructure on installation of solar powered flood lights in various markets in the County, laid on the Table of the Assembly on 2 nd April 2019.	<i>The Chairperson, Committee on Transport and Infrastructure.</i>	02/04/2019	04/04/2019 Debate adjourned 23/04/2019 As Amended	Approved	23/06/2019
17	THAT , this Assembly adopts the Report of the Committee on Finance and Socioeconomic Planning on the County Government of Makueni FY 2018/19 Second Quarter Financial Statements for the financial quarter ended December 31, 2018, laid on the Table of the Assembly on 3 rd April 2019.	<i>The Chairperson, Committee on Finance and Socioeconomic Planning.</i>	03/04/2019	09/04/2019	Approved	09/06/2019
18	THAT , this Assembly adopts the Report of the Committee on Water, Irrigation and Sanitation on a site visit to Sokomoko borehole in Thange Ward, laid on the Table of the Assembly on 10 th April 2019.	<i>The Chairperson, Committee on Water, Irrigation and Sanitation.</i>	10/04/2019	25/04/2019	Approved	25/06/2019
19	THAT , this Assembly adopts the Report of the Report of the Committee on Water, Irrigation and Sanitation on a site visit to Ulu borehole 3, laid on the Table of the Assembly on 10 th April 2019.	<i>The Chairperson, Committee on Water, Irrigation and Sanitation.</i>	10/04/2019	11/04/2019	Approved	11/06/2019
20	THAT , this Assembly adopts the Report of the Committee on Water, Irrigation and Sanitation on the consideration of the Makueni County Water Policy, laid on the table of the Assembly on 24 th April 2019.	<i>Chairperson, Committee on Water, Irrigation and Sanitation.</i>	24/04/2019 (9:30am)	23/04/2019 (2:30pm)	Approved	23/06/2019

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21	THAT , the Thanks of the County Assembly be recorded for the exposition of public policy contained in the Address of the Governor delivered to the Assembly on 29 th April, 2019 at 2:30pm.	<i>The Deputy Leader of the Majority Party (Hon. Richard Kasyoki, MCA)</i>	30/04/2019	02/05/2019	Approved	02/07/2019
22	THAT , this County Assembly adopts the Report of the Committee on Transport and Infrastructure on the concluded oversight exercise on the status of implementation of county roads, laid on the Table of the Assembly on 30 th April 2019.	<i>The Chairperson, Committee on Transport and Infrastructure</i>	30/04/2019	07/05/2019	Approved	07/07/2019
23	THAT , this Assembly adopts the Report of the Committee on Devolution and Public Service on the financial year 2017/2018 Pilot Performance Management Process, laid on the Table of the Assembly on 4 th June 2019.	<i>The Chairperson, Committee on Devolution and Public Service.</i>	04/06/2019	12/06/2019	Approved	12/08/2019
24	THAT , this Assembly adopts the Report of the Committee on Implementation on the status of Establishment of Board of Directors and recruitment of Managing Directors of Water Service Providers in the County (KIMAWASCO, WOWASCO and MBONIWASCO), laid on the Table of the Assembly on 6 th June 2019.	<i>The Vice-Chairperson, Committee on Implementation (Hon. Miriam Musyoka, MCA)</i>	06/06/2019	12/06/2019	Approved	12/08/2019
25	THAT , AWARE that Article 55 of the Constitution of Kenya, 2010 provides that “ <i>The State shall take measures, including affirmative action programmes, to ensure that the youth—</i> <i>(a) access relevant education and training;</i> <i>(b) have opportunities to associate, be represented and participate in political, social, economic and other spheres of life;</i> <i>(c) access employment; and</i> <i>(d) are protected from harmful cultural practices and exploitation”</i> APPRECIATING that the Department of Education, Youth, Sports and ICT embraces sports and other socio-economic activities in Makueni County; FURTHER APPRECIATING that the Department can create youth led initiatives which can subsequently spearhead transformative mindset change amongst the youth in the County through capacity development, innovation and entrepreneurship;	<i>Hon. Justus Masesi, MCA</i>	11/06/2019	12/06/2019	Approved	12/08/2019

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	<p>CONCERNED that the County Government may sometimes execute projects which may not directly and effectively transform the livelihoods of the youth, making them relatively disadvantaged in socio-economic outcomes such as employment, hence majority of them remain on the periphery of the County's social, economic and political affairs;</p> <p>NOTING that the highest rates of labour underutilization are always observed among the youth and many continue to suffer from low education attainment, skills deficits, poor health and lack sufficient economic empowerment among out of school youth;</p> <p>FURTHER NOTING that youth with specific needs require enhanced attention since they have diverse talents, passion and innovation ideas which can be tapped through capacity enabling and financial support from the County Government;</p> <p>COGNIZANCE to the critical role that voluntary youth sector and other relevant stakeholders can play in actively supporting implementation of the youth agenda for the County's inclusive socio-economic transformation;</p> <p>NOW THEREFORE this County Assembly urges the County Department of Education, Youth, Sports and ICT to formulate a policy framework for involving the youth in public participation/decision making programmes in the County, identifying, nurturing and addressing issues affecting the youth, notably employment creation, health, education, sports and recreation, environment, art and culture, partnership, empowerment and other emerging social, cultural, economic and political issues in order to support them to improve their livelihoods through their talents and passion.</p>					
26	<p>THAT, AWARE that Section 5 of the National Land Commission Act mandates the National Land Commission among other functions with the function to manage land on behalf of the National and County Governments and to monitor registration of all rights and interests in land;</p> <p>FURTHER AWARE that section 7 of the Land Act, 2012 recognizes that title to land may be acquired through allocation,</p>	<i>Hon. Alfred Nyamai Mutuku, MCA.</i>	13/06/2019	18/06/2019	Approved	18/08/2019

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	<p>adjudication process and settlement programs among others; APPRECIATING that pursuant to Section 9 of the Land Act, land may be converted from one category to another in accordance with the Land Act and any other written law and that subject to public needs or in the interest of defense, public safety, public order, public morality, public health or land use planning, public land may be converted to community land; COGNIZANT that section 12 of the Land Act requires that whenever the National or County Government is satisfied that it may be necessary to allocate the whole or part of a specific land, the Cabinet Secretary or County Executive Member responsible for matters relating to land shall submit a request to the National Land Commission for the necessary action by among other ways, way of application confined to a targeted group of persons or groups in order to improve their disadvantaged position; CONCERNED that the people of Wikiamba “B” have been residing in the public land between Kaunguni Adjudication section and KARLO land in Nguumo Ward since 1980; FURTHER CONCERNED that about thirty eight (38) years have elapsed since the people of Wikiamba “B” began living in this public land as squatters, using it as a community for farming, herding their livestock and have buried their deceased loved ones in the land; CONCERNED that the people through their appointed representatives have been making efforts to have the land allocated to them or permanently settled in the land by approaching their elected leaders to follow up the matter with the relevant government entities on their behalf; COGNIZANT that in the year 2005, when Kiboko “C”, initially a public land, was being allocated to its current residents, the then Member of Parliament promised residents of Wikiamba “B” that they will permanently be settled in the 197 acre land and title deeds issued to them; FURTHER COGNIZANT of the fact that the residents of Wikiamba “B” are yet to be allocated title to the land and are</p>					

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	still waiting for government intervention in settling them permanently in the area by allocating the land to the community; NOW THEREFORE, this Assembly urges the County Executive Committee Member responsible for matters relating to land to submit a request to the National Land Commission by way of application confined to residents of Wikiamba "B" to allocate, adjudicate or settle the people of Wikiamba "B" in the said land in order to improve their disadvantaged position of being squatters, pursuant to the provisions of Section 12 of the Land Act, 2012.					
27	THAT , this Assembly adopts the Report of the Committee on Implementation on status of implementation of the petition regarding the oil spillage into Thange River in Thange Ward, laid on the Table of the Assembly on 19 th June 2019.	<i>The Chairperson, Committee on Implementation.</i>	19/06/2019	24/07/2019	Approved	24/09/2019
28	THAT , this Assembly adopts the Report of the Committee on Implementation on status of implementation of the Report of the Committee on Water, Irrigation and Sanitation on Water supply in Wote Town, laid on the Table of the Assembly on 19 th June 2019.	<i>Hon. Isaac Munyao, MCA</i>	20/06/2019	24/07/2019	Approved	24/09/2019
29	THAT , this Assembly adopts the Report of the Committee on Environment and Climate Change on the human wildlife conflict in the Wards bordering the Tsavo National Park, laid on the Table of the Assembly on 25 th June 2019.	<i>The Chairperson, Committee on Environment and Climate Change.</i>	25/06/2019	26/06/2019	Approved	26/08/2019
30	THAT , this assembly adopts the Report of the County Public Investments and Accounts Committee on the consideration of the report of the Auditor General on the Financial Statements of Wote Water and Sewerage Company Limited for the year ended 30 th June, 2017, laid on the table of this Assembly on 23 rd July 2019.	<i>Hon. Jades Kalunda (Member, Public Investments and Accounts Committee)</i>	23/07/2019	07/08/2019	Approved	07/10/2019
31	THAT , this Assembly adopts the Report of the Committee on Appointments on the Vetting of the Nominee for Appointment to the position of County Executive Committee Member, Department of Gender, Children, Culture and Social Services, Mr. Philip Wambua Ndambuki, laid on the Table of this Assembly on 23 rd July 2019.	<i>Hon. Kyalo Mumo, MCA-Member, Committee on Appointments</i>	23/07/2019 (2:30pm)	23/07/2019 (2:30pm)	Approved	23/09/2019

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32	<p>THAT, Aware that, according to the International Labour Organization (ILO), about 80 per cent of the world's population have no access to formal social security beyond informal networks such as family, kinship groups or communities,</p> <p>FURTHER AWARE THAT, Article 10 (2) (b) of the Constitution of Kenya 2010 provides that the national values and principles of governance include human dignity, equity, social justice, inclusiveness, equality, human rights, non-discrimination and protection of the marginalized,</p> <p>COGNIZANT OF THE FACT THAT, Article 27 of the Constitution of Kenya 2010 provides for Equality and freedom from discrimination on any basis including age,</p> <p>COGNIZANT of Article 43 of the Constitution of Kenya 2010 which provides for progressive realization of social and economic rights to every person including adequate housing, highest attainable standards of health, and reasonable standards of sanitation, social security and clean and safe water in adequate quantities which are critical in old age.</p> <p>NOTING WITH CONCERN THAT, most elderly people in Makueni County are a marginalized group and are discriminated in all aspects of life including political and cultural due to poverty and neglect,</p> <p>AWARE THAT, such elderly persons have specific needs which make them vulnerable including lack of mobility, weakened vision and chronic illnesses that make their lives difficult,</p> <p>NOTING WITH CONCERN THAT, whereas such elderly people have a wealth of experience most of which could be beneficial to the younger generations, such experience is not being tapped by those who need it,</p> <p>AWARE THAT, in African culture and practice and particularly in Kenya, the care and protection of the older members of society is often the duty of their children and family,</p> <p>NOTING THAT, with the increase in the costs of living most families are lacking the capacity to care for their elderly,</p> <p>FURTHER NOTING THAT, some elderly persons also have no</p>	<i>Hon. Janet Kitung'a.</i>	24/07/2019	25/07/2019	Approved	25/09/2019

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	<p>children or family to take care of them, CONCERNED THAT, the Government at both levels lacks a structured framework for assisting such elderly people, apart from cash transfers and health assistance, COGNIZANT of the importance of social interaction for healthy and wholesome human lives, which the elderly also require, NOW THEREFORE, this County Assembly urges the Makueni County Government Department of Gender, Children, Culture and Social Services to develop a County Policy to provide for the protection of elderly persons, providing for provision of the necessities of life, shelter and health care, to ensure that elderly people in the county are not neglected.</p>					
33	<p>THAT, AWARE that the Devolved Governments are a key component of governance in the republic of Kenya established under article 11 of the Constitution of Kenya; FURTHER aware that the office of Member of the County Assembly has been strongly anchored as a fundamental component in the county government administrative system; COGNIZANT of the remunerative needs of each public and state officer to ensure adequate facilitation for successful execution of their duties and mandates FURTHER COGNIZANT of the existence of disparities within the state offices within the republic on remuneration of the office holders, particularly the payment of house allowances to which the members of the County Assembly have to their detriment been deprived of; NOTING that the High Court in the republic has in Constitutional Petition No. 328 of 2016; Council Of Governors versus Salaries and Remuneration Commission pronounced that denying some state officers similar benefits enjoyed by other state officers is discriminatory, unjustifiably selective and contrary to Article 27 of the Constitution; ACQUIESCING that such conduct is a violation of the fundamental rights of the state officers which such conduct is desirous of denunciation by the Members of the County Assemblies ab initio;</p>	<i>The Leader of the Majority Party.</i>	31/07/2019	01/08/2019	Approved	01/10/2019

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	<p>And WHEREAS the Governing Council of the County Assemblies Forum has resolved that the non-payment of housing allowance for the Members of the County Assembly is a fundamental breach of the rights of the members;</p> <p>WHEREAS the Governing Council has further resolved and directed that there be effected payment of Housing allowance for the Members of the County Assemblies in tandem with the High Court finding;</p> <p>AND WHEREAS the resolution of the Governing Council finds precedence and relative applicability from the Parliament of Kenya's payment of housing allowance to its members despite lack of the Salaries and Remuneration Commission directive in affirmative of the same;</p> <p>IT IS NOW THEREFORE resolved that this house does approve and adopt the resolution of the County Assemblies Forum Governing Council that;</p> <p>i. The Members of the County Assembly be paid a housing allowance in tandem with the ideal and adequate endowment ;</p> <p>ii. That the payment of the House allowance be effected and implemented as of the date of issue of the ruling of the High Court in Constitutional Petition No 328 Of 2016 being the 5th day of October, 2018; and</p> <p>iii. That the implementation of the payment of the house allowance to the members of the County Assembly be commenced with immediate effect.</p>					
34	<p>THAT, this Assembly adopts the Report of a Delegation from Makueni County Assembly to the Jains Irrigation Systems Limited in India undertaken from 8th to 12th December, 2018, laid on the Table of the Assembly on 6th August 2019.</p>	<p><i>Chairperson, Committee on Agriculture, Livestock and Food Security</i></p>	06/08/2019	07/08/2019	Approved	07/10/2019
35	<p>THIRD READING OF THE RH AND FP BILL, 2019</p> <p>THAT, the Makueni County Reproductive Health and Family Planning Bill, 2019 (Makueni County Assembly Bill no. 3 of 2019) be now read a Third Time.</p>	<p><i>Hon. Jonathan Muoki Mwaniki, MCA</i></p>	-	08/08/2019	Approved	08/10/2019

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36	THAT , this Assembly adopts the Report of the Public Investments and Accounts Committee on the Reports of the Auditor General on the Financial Statements of the Makueni County Executive for the year ended 30 th June 2017, laid on the Table of this Assembly on 13 th August 2019.	<i>The Chairperson, Public Investments and Accounts Committee.</i>	13/08/2019	14/08/2019	Approved	14/10/2019
37	THAT , this Assembly adopts the Report of the Public Investments and Accounts Committee on the Reports of the Auditor General on the Financial Statements of the Makueni County Sand Conservation and Utilization Authority for the year ended 30 th June 2016, laid on the Table of this Assembly on 13 th August 2019.	<i>The Chairperson, Public Investments and Accounts Committee.</i>	13/08/2019	14/08/2019	Approved	14/10/2019
38	THAT , this Assembly adopts the Report of the Public Investments and Accounts Committee on the Reports of the Auditor General on the Financial Statements of the Makueni County Sand Conservation and Utilization Authority for the year ended 30 th June 2017, laid on the Table of this Assembly on 13 th August 2019.	<i>The Chairperson, Public Investments and Accounts Committee.</i>	13/08/2019	15/08/2019	Approved	15/10/2019
39	THAT , this Assembly adopts the Report of the Committee on Environment and Climate Change on the oil spillage at the Kiboko porous aquifer, in Makindu Ward, laid on the Table of the Assembly on 14 th August 2019.	<i>The Chairperson, Committee on Environment and Climate Change.</i>	14/08/2019	15/08/2019	Approved	15/10/2019
40	THAT , this Assembly adopts the Report of the County Public Investments and Accounts Committee on the Report of the Auditor- General on the Financial Statements of the Makueni County Assembly for the year ended 30 th June, 2017, laid on the Table of the Assembly on 21 st August 2019.	<i>The Chairperson, County Public Investments and Accounts Committee.</i>	21/08/2019	21/08/2019	Approved	21/10/2019
41	THAT , this Assembly NOTES the Report of the Committee on Environment and Climate Change on the deforestation of Kivale forest, laid on the Table of the Assembly on 21 st August 2019.	<i>The Chairperson, Committee on Environment and Climate Change.</i>	21/08/2019	22/08/2019	Approved	22/10/2019
140	THAT , this Assembly adopts the Report of the County Public Investments and Accounts Committee on the Report of the Auditor- General on the Financial Statements of Makueni County Assembly Car Loan and Mortgage Fund for the year ended 30 th June 2015, laid on the Table of the Assembly on 27 th August 2019.	<i>The Chairperson, County Public Investments and Accounts Committee.</i>	27/08/2019	28/08/2019	Approved	28/10/2019

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143	THAT , this Assembly adopts the Report of the Budget and Appropriations Committee on the Makueni County Financial Year 2019/2020 Revised Budget Estimates, laid on the Table of the Assembly on 3 rd September 2019.	<i>The Chairperson, Budget and Appropriations Committee.</i>	03/09/2019	03/09/2019	Approved	03/11/2019
144	THAT , this Assembly adopts the Report of the County Public Investments and Accounts Committee on the Report of the Auditor- General on the Financial Statements of Makueni County Assembly Car Loan and Mortgage Fund for the year ended 30 th June 2016, laid on the Table of the Assembly on 3 rd September 2019.	<i>The Chairperson, County Public Investments and Accounts Committee.</i>	03/09/2019	04/09/2019	Approved	04/11/2019
151	THAT , this County Assembly adopts the Report of the Budget and Appropriations Committee on the Makueni County FY 2020-2021 Annual Development Plan, laid on the Table of the Assembly on 24 th September 2019.	<i>The Chairperson, Budget and Appropriations Committee.</i>	24/09/2019	25/09/2019	Approved	25/11/2019
156	THAT , this Assembly adopts the Report of the Ad-hoc Committee considering the Punguza Mizigo (Constitution of Kenya Amendment) Bill, 2019, laid on the Table of this Assembly on 8 th October, 2019.	<i>The Chairperson, Ad-hoc Committee considering the Punguza Mizigo (Constitution of Kenya Amendment) Bill, 2019.</i>	08/10/2019	08/10/2019	Approved	08/12/2019
158	THAT , AWARE THAT, every person has the right to a clean and healthy environment, which includes the right to have the environment protected for the benefit of present and future generations as envisaged under Article 42 of the Constitution of Kenya, 2010; and THAT Article 69 (1) (b) of the Constitution obliges the State to work to achieve and maintain a tree cover of at least ten per cent of the land area of Kenya; FURTHER AWARE THAT Paragraph 10 of Part 2 of the Fourth Schedule of the Constitution of Kenya, 2010 obliges the County government to implement government policies on natural resources and environmental conservation including soil and water conservation and forestry;	<i>Hon. Eng. Joseph Muema, MCA</i>	17/10/2019	23/10/2019	Approved	23/12/2019

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	<p>DEEPLY CONCERNED THAT there has been a steady decline of Kenya’s forest cover in recent years and that there is emergence of and continued global debate on Climate change in the world;</p> <p>REGRETTING that there are no programmes from either the National or County Governments to provide for a tree-planting day by the citizenry;</p> <p>REALIZING that if nothing is done, the future generation of Kenya stands to have harsh climatic conditions and that with the introduction of the Makueni County Tree-Planting Day, the County stands to increase its forest cover, establish partnerships to increase the forest cover and maintain its pride as the “Green City in the Sun”;</p> <p>NOW THEREFORE this County Assembly urges the County Department in charge of Environment in partnership with the Kenya Forest Service, to move with speed to establish a Makueni County Tree-Planting day to have a day set aside for the citizens/residents to plant trees annually as a way of instilling an environmental conservation culture in the County.</p>					
159	<p>THAT, this Assembly adopts the report of the Committee on Finance and Socioeconomic Planning on the Quarterly Reports and Financial Statements of the County Government of Makueni for the Quarter ended 30th June 2019, laid on the Table of the Assembly on Thursday, 17th October, 2019.</p> <p>(Amendment Motion Moved)</p>	<p><i>The Chairperson, Committee on Finance and Socioeconomic Planning</i></p>	17/10/2019	23/10/2019	Approved	23/12/2019
			-	23/10/2019	Approved (as amended)	
161	<p>THAT, this Assembly adopts the report of the Budget and Appropriations Committee on the Implementation of FY 2018/19 Ward Development Projects as at 24th July, 2019, laid</p>	<p><i>The Chairperson, Budget and</i></p>	22/10/2019	23/10/2019	Negatived	23/12/2019

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	on the Table of the Assembly on Tuesday, 22 nd October, 2019.	<i>Appropriation s Committee.</i>				
163	THAT , this Assembly adopts the Report of the Committee on Environment and Climate Change on the need to audit, restore, protect and economically utilize all County Forests in the County, laid on the Table of the Assembly on Thursday, 24 th October, 2019.	<i>The Chairperson, Committee on Environment and Climate Change</i>	24/10/2019	05/11/2019	Approved	05/01/2020
164	THAT, WHEREAS , the constitution of Kenya in Article 185(2), mandates a County Assembly to make laws that are necessary for, or incidental to, the effective performance of the functions and exercise of the powers of the County government under the fourth schedule. AWARE that, Libraries is a function of the County Government as outlined in Part 2 of the fourth schedule under function 4(f). FURTHER AWARE that a Library is a vital facility, in nurturing talents and a tool of enhancing skills and capacity to learners and citizens as a whole. COGNIZANT of the fact that, Wote town is the County Headquarters of Makueni County Government. NOTEWORTHY is the fact that Wote has the following learning institutions :-South Eastern Kenya University ,Wote Technical Training Institute, University of Nairobi Campus ,Wote Medical Institute campus ,over ten colleges ,Makueni Boys and Girls which are national schools ,Research institutions like Kwa Kathoka research institute, Kari – Mwaitu and Katumani ,but lacks a library as a resource center and therefore the learners in this institutions go to other counties to seek library services. FURTHER COGNIZANT of the fact that once the library is in place, it will be of great benefit to the institutions which offer full time, part time and evening classes within and outside the County headquarters. FURTHER , THE Governor in his inaugural address emphasized education as one of his agenda in his manifesto. NOW THEREFORE , this Assembly resolves to compel the ECM Department of ICT, Early childhood Education and Vocational	<i>Hon. Elizabeth Mutindi, MCA.</i>	23/10/2019	06/11/2019	Approved	06/01/2020

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	Training to urgently put up a budget to construct a Public Library at Wote Township at the people's park and liaise with Kenya National Library Services for equipping and sustaining partnership.					
165	THAT , this Assembly adopts the Report of the Committee on ICT, Early Childhood and Vocational Training on the Statement regarding poor workmanship in the construction of an administration block and toilets at Ng'etha CTTI in Emali/Mulala Ward, laid on the table of the Assembly on 5 th November, 2019.	<i>The Chairperson, Committee on ICT, Early Childhood and Vocational Training</i>	05/11/2019	06/11/2019	Negated	To be reintroduced after 06/05/2020
166	THAT , this Assembly adopts the Report of the Committee on Devolution and Public Service on the Makueni County Assembly Internship and Industrial Attachment Policy, laid on the Table of the Assembly on Thursday, 24 th October, 2019.	<i>(Hon. Bernardette Mutisya, MCA)</i>	24/10/2019	07/11/2019	Approved	07/01/2020
167	THAT , this Assembly adopts the Report of the Committee on Environment and Climate Change on the Statement regarding illegal logging and charcoal burning in Nzaui and Makuli forests in Kilili/Kalamba Ward, laid on the Table of the Assembly on Thursday, 7 th November, 2019.	<i>The Chairperson, Committee on Environment and Climate Change.</i>	07/11/2019	12/11/2019	Approved	12/01/2020
168	THAT , this Assembly adopts the Report of the Budget and Appropriations Committee on the 2019 Makueni County Budget Review & Outlook Paper, laid on the Table of the Assembly on 12 th November, 2019.	<i>The Chairperson, Budget and Appropriations Committee</i>	12/11/2019	13/11/2019	Approved	13/01/2020
169	THAT , this Assembly adopts the Report of the Committee on Trade, Industry, Tourism and Cooperatives on the Statement regarding alleged harassment of women traders at Kiunduani market in Nguumo Ward by the Market Management Committee, laid on the Table of the Assembly on 12 th November, 2019	<i>Chairperson, Committee on Trade, Industry, Tourism and Cooperatives)</i>	12/11/2019	13/11/2019	Approved	13/01/2020
170	THAT , this Assembly adopts the Report of the Committee on Finance and Socioeconomic Planning on Makueni County Emergency Fund annual Report and Financial Statements for the Financial Year ended June 30, 2019, laid on the Table of the Assembly on 13 th November, 2019.	<i>(Chairperson, Committee on Finance and Socioeconomic Planning)</i>	13/11/2019	14/11/2019	Approved	14/01/2020

2019 RESOLUTIONS TRACKER FOR REPORTS AND MOTIONS CONSIDERED BY 5TH DECEMBER, 2019

NO	SUBJECT	MOVER	DATE OF NOTICE	DATE(S) DEBATED AND CONCLUDED	REMARKS	DATE DUE FOR IMPLEMENTATION
171	THAT , this Assembly adopts the Report of the Committee on Lands and Urban Planning on the Makueni County Spatial Plan for 2019-2029, laid on the Table of the Assembly on 13 th November, 2019.	<i>The Chairperson, Committee on Lands and Urban Planning.</i>	13/11/2019	19/11/2019	Approved	19/01/2020
172	THAT , this Assembly adopts the Report of the Committee on Lands and Urban Planning on Draft Valuation Roll for all towns and markets within Makueni County – 2018, laid on the Table of the Assembly on 14 th November, 2019.	<i>The Chairperson, Committee on Lands and Urban Planning</i>	14/11/2019	20/11/2019	Approved	20/01/2020
173	THAT , this Assembly adopts the Report of the Committee on Health Services on Statement regarding poor service delivery at Itumbule Health Centre in Kiima Kiu/Kalanzoni Ward, laid on the Table of the Assembly on 13 th November, 2019.	<i>(Chairperson, Committee on Health Services)</i>	13/11/2019	20/11/2019	Approved	20/01/2020
174	THAT , this Assembly adopts the Report of the County Public Investments and Accounts Committee on the Report of the Auditor General on the Financial Statements of Makueni County Emergency Fund for the Year Ended 30 th June 2018, laid on the Table of the Assembly on 19 th November, 2019.	<i>(Chairperson, County Public Investments and Accounts Committee)</i>	19/11/2019	20/11/2019	Approved	20/01/2020
175	THAT , this Assembly adopts the Report of the County Public Investments and Accounts Committee on the Report of the Auditor General on the Financial Statements of Makueni County Emergency Fund for the Year Ended 30 th June 2017, laid on the Table of the Assembly on 19 th November, 2019.	<i>(Chairperson, County Public Investments and Accounts Committee)</i>	19/11/2019	21/11/2019	Approved	21/01/2020
177	AWARE THAT Part 1(18b) of the Fourth Schedule of the Constitution of Kenya, 2010 mandates the National Government to the construct and operationalize the national trunk roads. FURTHER AWARE THAT Article 40(3)(b)(i) of the Constitution of Kenya, 2010 provides that the State shall not deprive a person of property of any description, or of any interest in, or right over, property of any description, unless the deprivation is for a public purpose or in the public interest and is carried out in accordance with the Constitution and any Act of Parliament that requires prompt payment in full, of just compensation to the person. We appreciate the efforts by the National Government to improve the infrastructure especially roads in the country. A case in point was the upgrading of Kibwezi-Kitui	<i>Hon. Jades Kalunda, MCA</i>	21/11/2019	21/11/2019	Approved	21/01/2020

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	<p>road to bitumen standards. Such projects require land acquisition to implement.</p> <p>NOTING THAT during the construction of the Kibwezi-Kitui road, the Government acquired land from the people residing along the road. As such, the project was implemented but the residents whose land was acquired in 2016 were not and have not been compensated to-date. This contravenes Article 40(3)(b)(i) of the Constitution of Kenya, 2010.</p> <p>COGNIZANT that the construction of the Kibwezi-Kitui Road entailed improvement of access roads and drainages in the major towns along the road such as Kibwezi Township, the access roads and drainages in Kibwezi town was done but not to completion. During the ongoing rain season, the town has experienced flooding with the water contaminated with effluents being diverted to Kibwezi River hence contaminating it. Stone pitching was not done on the banks of the access roads hence they have been eroded.</p> <p>FURTHER, in all the shopping centres and passenger picking points along the road, bus-stops were to be constructed. As such, the contractor has not made the bus stops in Kalamba, barrier and Kwa Sunza shopping centres. Some access roads joining the main road were also made inaccessible at points where the main road had drainage alongside it since the contractor did not install culverts at these junctions. This includes businesses opposite Kibwezi Sub-county Hospital, Maweni residential areas among others along the road</p> <p>WHEREAS the construction of the Kibwezi-Kitui road was meant to improve its infrastructure and ease traffic, the construction of the Kibwezi-BP interchange has been delayed due to lack of land thus interfering with vehicular movement at the section under construction. In addition, several feeder roads that were being used by the contractor to source for hardcore and sand were left in dilapidated state and require urgent repairs. These feeder roads include: Kibwezi-Mbui Nzau road, Kalamba- Kalungu Road and Siembeni-Mulima Ndeleva-</p>					

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	<p>Kalungu Road.</p> <p>AND WHEREAS Article 189(1)(a) of the Constitution of Kenya, 2010 provides that Government at each level shall perform its functions, and exercise its powers, in a manner that respects the functional and institutional integrity of government at the other level, and respects the constitutional status and institutions of government at the other level and, in the case of county government, within the county level, this ASSEMBLY THEREFORE URGES the Senate to intervene and ensure that:</p> <ul style="list-style-type: none"> i. The residents whose land was acquired during the construction of Kibwezi-Kitui road are duly compensated within the current financial year; ii. The poor drainage systems in Kibwezi township is rectified to avert further flooding in the town during the rainy season and not to contaminate the Kibwezi river; iii. The access roads used by the contractor to source for construction raw materials are repaired within the current financial year; iv. The contractor be compelled to construct bus stops at Kalamba, Barrier and Kwa Sunza/Kalulini Boys' shopping centres; and v. The contractor be assisted to acquire land to complete the construction of the Kibwezi-BP interchange. 					
178	THAT , this Assembly adopts the Report of the Committee on Finance and Socioeconomic Planning on the First Quarter Financial Statements of the Government of Makueni County for the Quarter ended 30 th September 2019, laid on the Table of the Assembly on 21 st November, 2019.	<i>The Chairperson, Committee on Finance and Socioeconomic Planning</i>	21/11/2019	26/11/2019	Approved	26/01/2020
179	THAT , this Assembly adopts the Report of the Committee on Environment and Climate Change on the Statement regarding the effects of rock blasting at the ongoing construction of Thwake Dam in Kalawa Ward, laid on the Table of the Assembly on 21 st November, 2019.	<i>The Chairperson, Committee on Environment and Climate Change</i>	21/11/2019	27/11/2019	Approved	27/01/2020
180	THAT , this Assembly adopts the Report of the Joint Committees on Health Services and Water, Irrigation & Sanitation on the Statement regarding the lack of sewerage system in Wote town,	<i>The Chairperson of the Joint Committee</i>	19/11/2019	27/11/2019	Approved	27/01/2020

NO	SUBJECT	MOVER	DATE OF NOTICE	DATE(S) DEBATED AND CONCLUDED	REMARKS	DATE DUE FOR IMPLEMENTATION
	laid on the Table of the Assembly on 19 th November, 2019.					
181	THAT , this Assembly adopts the Report of the Committee on Finance and Socioeconomic Planning on the Makueni County Emergency Fund First Quarter Financial Statements for the Financial Quarter ended September 30, 2019, laid on the Table of the Assembly on 27 th November 2019.	<i>(Chairperson, Committee on Finance and Socioeconomic Planning)</i>	27/11/2019	28/11/2019	Approved	28/01/2020
182	THAT , this Assembly adopts the Report of the Committee on Environment and Climate Change on the Statement regarding the effects of rock blasting at the ongoing construction of Thwake Dam in Kalawa Ward, laid on the Table of the Assembly on 21 st November, 2019.	<i>The Chairperson, Committee on Environment and Climate Change.</i>	21/11/2019	27/11/2019	Approved	27/01/2020
183	THAT , this Assembly adopts the Report of the Committee on Appointments on the vetting of the Chairperson, Dr. Nichodemus M. Muteti and Members, Ms. Caroline Mwende Mutua, Mr. Mbevi Simon Musyoka, Dr. Jacinta Munyiva Kinyili, Dr. Bernard Muthiani Kivunge, Ms. Irene Mumo Muendo; nominees for appointment to the Makueni County Public Service Board, laid on the Table of the Assembly on 3 rd December, 2019.	<i>The Chairperson, Committee on Appointments</i>	03/12/2019	04/12/2019	Approved	04/02/2020
184	THAT , this Assembly adopts the Report of the Committee on Transport and Infrastructure on the Makueni County Assembly Transport Policy, laid on the Table of the Assembly on 26 th November 2019.	<i>The Chairperson, Committee on Transport and Infrastructure.</i>	26/11/2019	05/12/2019	Approved	05/02/2020
185	THAT , this Assembly adopts the Report of the Committee on Transport and Infrastructure on the Statement requested by the Member for Mavindini Ward regarding the working of graders in the County, laid on the Table of the Assembly on 4 th December, 2019.	<i>The Chairperson, Committee on Transport and Infrastructure.</i>	04/12/2019	05/12/2019	Approved	05/02/2020