

Ohio County Fiscal Court
June 09, 2026 5:00 PM
Ohio County Community Center
Hartford, KY

Attendance Taken at 5:00 PM:

Present Board Members:
David Johnston
Dale Beavin
Larry Morphew
Michael McKenney
Jason Bullock
Bo Bennett

I. Call to Order Judge Executive David Johnston

I.A. Prayer and Pledge to American Flag

II. Proclamation - Elder Abuse Awareness

Discussion: Judge Johnston signed a proclamation for June as Elder Abuse Awareness month. The court was joined by several supporters of the cause, led by Rita Morphew.

III. Approve May 26, 2026 Minutes

Motion Passed: Approved May 26, 2026 Minutes passed with a motion by Larry Morphew and a second by Bo Bennett.

6 Yeas - 0 Nays.

David Johnston	Yes
Dale Beavin	Yes
Larry Morphew	Yes
Michael McKenney	Yes
Jason Bullock	Yes
Bo Bennett	Yes

IV. Bills, Claims, Payments and Transfers

Motion Passed: Bills, Claims, Payments and Transfers stand approved as presented passed with a motion by Dale Beavin and a second by Larry Morphew.

6 Yeas - 0 Nays.

David Johnston	Yes
Dale Beavin	Yes
Larry Morphew	Yes
Michael McKenney	Yes
Jason Bullock	Yes
Bo Bennett	Yes

V. Treasurer's April 2026 Financial Statement

Motion Passed: Acknowledge receiving April 2026 Financial Statement passed with a motion by Larry Morphew and a second by Dale Beavin.

6 Yeas - 0 Nays.

David Johnston	Yes
Dale Beavin	Yes
Larry Morphew	Yes
Michael McKenney	Yes
Jason Bullock	Yes
Bo Bennett	Yes

VI. Clerk's May 2026 Financial Report

Motion Passed: Acknowledge receiving April 2026 Financial Statement passed with a motion by Larry Morphew and a second by Dale Beavin.

6 Yeas - 0 Nays.

David Johnston	Yes
Dale Beavin	Yes
Larry Morphew	Yes
Michael McKenney	Yes
Jason Bullock	Yes
Bo Bennett	Yes

VI.A. Denetra Henderson Kentucky Transportation Department

Discussion: Deneatra Henderson, Chief District Engineer, Department of Highways, District 2 gave an update on Hwy 1903. She stated that she felt it was a positive update. The 2013 agreement was out dated and they have gone through several drafts working with the mining company to get to the current agreement. The current agreement is for an opening date of no later than December 31, 2028, that is 1 1/2 years to be completely done and usable, which includes finishing the reclamation and building the roadway.

VII. First Reading Ordinance 2026-5 Administrative Code

Discussion: Jason Bullock stated that the Administrative Code committee had met, and they were not presenting the first reading at this meeting as there were 5 things in question that they need to further work out, get better wording so they are going to consult with the state auditor's office.

VIII. First Reading Ordinance 2026-6 FY 2025-2026 Budget Amendment

Discussion: It was explained that Shreve Bridge, is now completed, and that it so close to the end of the budget year, an amendment is needed to be able to pay that bill, which will be reimbursed by the state within 30 to 45 days after the payment is made.

Motion Passed: Motion to approve first reading Ordinance 2026-6 FY 2025-2026 Budget Amendment passed with a motion by Dale Beavin and a second by Larry Morphew.

6 Yeas - 0 Nays.

David Johnston	Yes
Dale Beavin	Yes
Larry Morphew	Yes
Michael McKenney	Yes
Jason Bullock	Yes
Bo Bennett	Yes

IX. Brenda Renfrow - Senior Games

Discussion: Brenda Renfrow, Ohio County Senior Center Director, shared some statistics from the center, and said all is going very well. She then talked about the Senior Games to be held on Friday, June 12. The games are hosted by a seven county area. It is a picnic and outdoor event each year. This is the first time they are to be held in Ohio County as they were scheduled in 2020 and then covid came along. Along with the games, will be celebration of the 30 year anniversary of the senior center in the park.

X. 7. Closed Session Under KRS 61.810 Chapter 1 Section C & F

Motion Passed: Approved to enter into closed session under KRS 61.810 Chapter 1 Section C & F passed with a motion by Dale Beavin and a second by Larry Morphew.

6 Yeas - 0 Nays.

David Johnston	Yes
Dale Beavin	Yes

Larry Morphey	Yes
Michael McKenney	Yes
Jason Bullock	Yes
Bo Bennett	Yes

X.A. Return From Closed Session

Discussion: No motions or actions taken in the closed session, just discussion on litigation issues.

Motion Passed: Approved having returned from Closed Session passed with a motion by Bo Bennett and a second by Michael McKenney.

6 Yeas - 0 Nays.

David Johnston	Yes
Dale Beavin	Yes
Larry Morphey	Yes
Michael McKenney	Yes
Jason Bullock	Yes
Bo Bennett	Yes

XI. Committee Reports

Discussion: Judge Johnston appointed a committee, comprised of Dale Beavin, Kasady Stevens and Jason Burden, to review and update Ordinance 2005-4 (Decency Ordinance)

XII. Magistrate's Comments and Requests

XII.A. District 1 - Magistrate Michael McKenney

Discussion: Michael McKenney stated that he had approached Nick Woolen about some road issues and he felt that at some point a Town Hall Meeting about Odessa Drive may be needed. The Landfill Committee has a trip planned to go look at a landfill.

XII.B. District 2 - Magistrate Jason Bullock

XII.C. District 3 - Magistrate Bo Bennett

XII.D. District 4 - Magistrate Dale Beavin

XII.E. District 5 - Magistrate Larry Morphey

Discussion: Larry Morphey stated that he would like for the court to pass a moratorium on data centers for 12 months, so they can get more information and learn more about them. He then stated that he was making that in the form of a motion. Judge Johnston thought perhaps documentation was needed, like an ordinance or resolution. Jason Bullock asked if the judge could check and see what Butler County had done, as they had taken an action at their meeting the previous day. After a bit more discussion, Bo Bennett seconded the motion. Judge Johnston stated his opposition, a roll call was taken and the motion passed.

Motion Passed: Motion for the court to pass a moratorium on data centers for 12 months, so they can get more information and learn more about them passed with a motion by Larry Morphey and a second by Bo Bennett.

5 Yeas - 1 Nays.

David Johnston	No
Dale Beavin	Yes
Larry Morphey	Yes
Michael McKenney	Yes
Jason Bullock	Yes
Bo Bennett	Yes

XIII. County Officials Comments and Requests

XIV. Citizen's Comments

Discussion: Helen Dever thanked the court and Kasady Stevens for the the First Responders dinner and spoke about how nice it was.

XV. Adjournment

Judge Executive

Ohio County Fiscal Court Clerk

	Ohio County Fiscal Court Meeting REGULAR Judge Executive - David Johnston				
Michael McKenney	Jason Bullock	Bo Bennett	Dale Beavin	Larry Morphew	Justin Keown
Magistrate	Magistrate	Magistrate	Magistrate	Magistrate	County
District 1	District 2	District 3	District 4	District 5	Attorney
Ohio County Fiscal Court Meeting June 9, 2026 5:00 pm 1. Call to Order Prayer and Pledge 2. Proclamation - Elder Abuse Awareness 3. Approve May 26, 2026 Minutes 4. Bills, Claims, Payments and Transfers 5. Treasurer's April 2026 Financial Report 6. Clerk's May 2026 Financial Report 7. Denetra Henderson – Kentucky Transportation Department 8. First Reading Ordinance 2026-5 Administrative Code 9. First Reading Ordinance 2026-6 FY-25-26 Budget Amendment 10. Brenda Renfrow – Senior Games 11. Closed Session Under KRS 61.810 Chapter 1 Section C & F Return From Closed Session 12. Committee Reports 13. Magistrates Comments and Requests 14. County Officials Comments and Requests 15. Citizens Comments 16. Adjournment					

OHIO COUNTY
FINANCIAL STATUS REPORT
CURRENT

Print Date: 6/3/2026 9:23 am
Page 3 of 3

Receipt Start: 5/1/2026 Receipts End: 5/31/2026 Period: 5/1/2026 thru 5/31/2026 using expense date for Accounts 26G - 26G

TOTAL REVENUES OVER EXPENDITURES	\$60,809.51
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I certify that this statement, to the best of my knowledge, is true and correct.

SIGNED: Bess J. Ralph
OHIO COUNTY

DATE: 6/3/24

OHIO COUNTY
FINANCIAL STATUS REPORT
CURRENT

Print Date: 6/3/2026 9:23 am
Page 1 of 3

Receipt Start: 5/1/2026 Receipts End: 5/31/2026 Period: 5/1/2026 thru 5/31/2026 using expense date for Accounts 26G - 26G

REVENUES		
FROM STATE & COUNTY:		
Registration of Voters		
Prepare Tax Bills		
Board of Supervisors, Appeals		
Grants Library & Archives		
Voter Personnel Reimbursement		
Salary, Clerk of Fiscal Court		
County Reimbursement		
Election Commissioner		
HB537 SPECIAL REVENUE		
FEES FROM TAXES & LICENSES:		
Motor Vehicle Licenses	\$65,795.87	
Child Victim Fund		
Motor Vehicle Usage Taxes	\$175,408.18	
Motor Vehicle Notary Fees	\$8.00	
Motor Vehicle Lien Release Fees	\$2,564.00	
Motor Vehicle Property Tax - Motax	\$185,905.23	
Delinquent Taxes	\$57,640.53	
Hunting & Fishing Licenses		
Marriage Licenses	\$900.00	
Miscellaneous Licenses		
County Stickers	\$15,328.00	
Deed Transfer Taxes	\$12,914.50	
RECORDING FEES:		
Deeds & Power Of Attorney	\$3,891.00	
Real Estate Mortgages/Fixture Filing	\$6,289.00	
Chattel Mortgages	\$4,934.00	
Willis & Estates	\$37.00	
Releases	\$2,180.00	
Liens	\$310.00	
Leases	\$34.00	
Election Filing	\$1,000.00	
Storage Fees	\$3,560.00	
Affordable Housing Trust	\$1,968.00	
Miscellaneous Recordings	\$940.00	
Postage & Copy Work	\$569.50	
Miscellaneous		
Refunds & Overpayments	\$332.84	
TOTAL SALES		\$542,509.65
MISCELLANEOUS BANK TRANSACTIONS		
Transfer of Funds (earned prev yr)		
Cash Drawer Transactions		
NSF Checks Less Redeposits	(\$849.07)	
Interest Received on Bank Account	\$8.54	
Misc Income/Refunds/Bank Cr Memos		
Accounts Receivable Credit Memos		
TOTAL MISCELLANEOUS BANK TRANSACTIONS		(\$840.53)
Outstanding Accounts Receivables		(\$28.50)
TOTAL REVENUES GENERATED		\$541,640.62

OHIO COUNTY
FINANCIAL STATUS REPORT
CURRENT

Print Date: 6/3/2026 9:23 am
Page 2 of 3

Receipt Start: 5/1/2026 Receipts End: 5/31/2026 Period: 5/1/2026 thru 5/31/2026 using expense date for Accounts 26G - 26G

EXPENDITURES	
MOTOR VEHICLE DEPARTMENT	
Motor Vehicle Licenses	\$46,741.87
Motor Vehicle Usage Tax	\$170,145.95
Motor Vehicle Ad Valorem Tax	\$178,469.02
MOTOR VEHICLE DEPARTMENT TOTALS	\$395,356.84
REAL ESTATE & PROPERTY TAXES	
Deed Transfer Taxes	\$12,268.77
Delinquent Taxes	\$52,698.45
TOTAL REAL ESTATE & PROPERTY TAXES	\$64,967.22
COUNTY STICKERS	\$14,714.88
Legal Process Taxes	\$1,897.95
Misc Licenses/Commissions	
Affordable Housing Trust Fund	
Storage Fees to Fiscal Court	\$3,560.00
SALARIES	
Salary, Clerk	
Salary, Deputies	
TOTAL SALARIES	
MISCELLANEOUS EXPENSES	
Health/Life & Unemployment Insurance	
Employer Match/Soc Sec & Retirement	
Clerk's Expenses	
Clerk's Insurance & Bonds	
Clerk's Dues & Convention Expenses	
Postage	
Operating Expenses & Office Supplies	
Election Reimbursements	
Microfilming & Indexing Records	
Misc Equipment & Maintenance Agmts	
General Repairs & Maintenance	
Candidate Filing Fee	
Refunds	\$334.22
NSF Check Charges	
Grant Library & Archives	
Uncollectible Accounts Receivable	
Outstanding Accounts Receivable	
Clerk's Final Settlement	
BANK CHARGES	
TRANSFER(S) OF FUNDS	
CERTIFICATE OF DEPOSIT	
MISCELLANEOUS BANK TRANSACTIONS	
SUBTOTAL BANK ACTIVITY	
TOTAL EXPENDITURES	\$480,831.11

**AGREEMENT TO MODIFY SURFACE MINING ENCROACHMENT PERMIT
AGREEMENT (PERMIT 02-02013-00144)**

This **Agreement** made and entered into by and between the **Commonwealth of Kentucky**, for and on behalf of its Transportation Cabinet, Department of Highways, through its District Office located at 1840 North Main Street, Madisonville, Kentucky 42431, hereinafter the **First Party**, and **Kentucky Land Resources, Inc.**, a Delaware Corporation, with business address of 46226 National Road, St. Clairsville, Ohio 43950, hereinafter the **Second Party**.

WITNESSETH:

WHEREAS, The First Party owns existing public right of way known as KY 1903, hereinafter referred to as the **Existing Right of Way**;

WHEREAS, The Second Party is the assignee of an active encroachment permit #02-2013-00144 with the First Party which included removing part of the roadway of KY 1903 in order to perform a coal extraction process, hereinafter referred to as **Encroachment Permit**;

WHEREAS, Phase I (as prescribed in the original Encroachment Permit) of the roadway was removed prior to the Second Party acquiring the property. The Second Party is no longer actively operating the mine for coal extraction;

WHEREAS, upon the Second Party acquiring the Encroachment Permit, the First Party and the Second Party agreed to the sufficiency of THREE MILLION DOLLARS AND 00/100 (\$3,000,000.00) for the bond associated with the Encroachment Permit;

WHEREAS, the Second Party has posted an Encroachment Permit Bond by Indemnity National Insurance Company (Bond # N-6001052) in the amount of THREE MILLION DOLLARS AND 00/100 (\$3,000,000.00) (the "Encroachment Bond") accepted by the First Party on November 16, 2020;


Page 1 of 5




WHEREAS, the Engineering Cost Estimate to rebuild KY SR 1903 to First Party standards as of the date of this Agreement is calculated at TWO MILLION SIX HUNDRED FORTY THOUSAND DOLLARS AND 00/100 (\$2,640,000.00); and

WHEREAS, the Second Party has exceeded the time requirements set forth in Section VI of the Encroachment Permit #02-2013-00144.

NOW, THEREFORE, for and in consideration of the mutual promises and covenants set out herein, the First Party and the Second Party do hereby agree as follows:

1. The foregoing recitals are incorporated as if fully rewritten herein.
2. The First Party agrees to extend the time limit established in the Encroachment Permit #02-2013-00144 to have a construction completion date of December 31, 2028. The Second Party may request a written extension to the completion date to the First Party, if the project site is impacted by a natural disaster which is categorized as flooding, a tornado, or earthquake and/or similar acts of God. If a written extension request is submitted, such request shall be submitted no later than thirty (30) days prior to December 31, 2028.
3. The Second Party agrees to maintain the Encroachment Permit Bond in the amount of THREE MILLION DOLLARS AND 00/100 (\$3,000,000.00) as prescribed in the original Encroachment Permit.
4. Section IV Paragraphs 2, 3 and 4 are hereby deleted from the Surface Mining Encroachment Permit Agreement.
5. Section IV Paragraph 5 is hereby deleted from the Surface Mining Encroachment Permit Agreement and replaced with the following new paragraph:



Page 2 of 5




“Upon certified acceptance by the Department that all mining activities within the Airspace are completed, KY 1903 is replaced and opened for normal traffic, the Encroachment Bond on account shall be reduced to ONE MILLION DOLLARS AND 00/100 (\$1,000,000.00) to insure proper use, maintenance and protection of the Airspace as more described in Section VI POST-CONSTRUCTION MAINTENANCE of this Agreement. The remaining ONE MILLION DOLLARS AND 00/100 (\$1,000,000.00) of the Encroachment Bond shall remain in force and effect for a period of ten (10) years or until as otherwise provided for in this Agreement following certified acceptance as noted above and as calculated by the Department.”

6. The Second Party agrees to the following milestones:

- April 1, 2027: provide a draft set of roadway plans developed by a KYTC prequalified and approved design engineer.
- August 1, 2027: Secure additional ROW necessary to construct realignment of KY 1903.
- November 1, 2027: Provide a final set of roadway plans developed by a KYTC prequalified and approved design engineer.
- December 31, 2028: Finish construction of KY 1903.*

*KY 1903 must be constructed up to the top asphalt base layer and the roadway reopened by December 31, 2028. The final asphalt surface course completion may be delayed until July 1, 2029.

7. The First Party agrees to a review and respond period for all submittals by the Second Party of no more than thirty (30) days. Should the First Party exceed

the thirty (30) day review and respond time for any submittal, all subsequent milestone dates shall be amended by adding a day for each day of delay caused by the First Party's review time exceedance.

8. This Agreement shall serve as formal notice under Section VIII that the Second Party exercises its option to not conduct any further disturbance of the Phase II Highway Removal and Phase II Highway Relocation and Reconstruction.
9. All other provisions of active Encroachment Permit #02-2013-00144, not otherwise modified herein, remain in full force and effect.

* Signature page follows *


Page 4 of 5



IN WITNESS WHEREOF, the Parties hereto have duly executed this Agreement on the dates set out below.

Executed by the First Party

This the 3 day of June, 2026

Commonwealth of Kentucky
Transportation Cabinet
Department of Highways

By: Deneatra Henderson

Title: Executive Director

Address: 1840 North Main Street
Madisonville, KY 42431



Executed by the Second Party

This the 8th day of JUNE, 2026

Kentucky Land Resources, Inc.

By: _____

James R. Turner, Jr.

Title: President

Address: 46226 National Road
St. Clairsville, OH 43950



Approved as to form and legality:



Bradley K. Ashby, Staff Attorney
Office of Legal Services
Highway District Legal Branch
Kentucky Transportation Cabinet
1840 North Main Street
Madisonville, KY 42431
(502) 764-1313
(270) 824-7091 (fax)
bradley.ashby@ky.gov



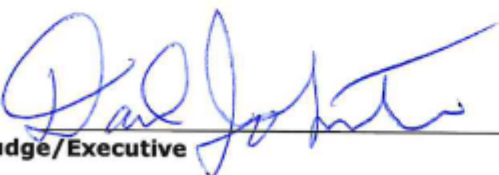
Ordinance: 00020266	OHIO COUNTY FISCAL COURT	Amendment: 00020266		
AN ORDINANCE relating to the annual budget and amendment thereof. Whereas Ohio County, Kentucky has realized unbudgeted receipts. Be it ordained by Ohio County of the Commonwealth of Kentucky:				
Section One: Current Fiscal Year: 2025-2026				
The budget for the Current Fiscal Year is amended to: Increase / Decrease the receipts of the following fund(s) to include unbudgeted receipts from:				
A. Revenues	Fund	Account	Description	Amount
	Road	02-4514- -A	Shreve Road Bridge	386,300.00
			Total Amended Revenues	386,300.00
B. Approp.	Fund	Account	Description	Amount
	Road	02-8003-730-0	Shreve Road Bridge	386,300.00
			Total Amended Expenditures	386,300.00

Ordinance: 00020266	OHIO COUNTY FISCAL COURT	Amendment: 00020266
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Section Two:

The amounts adjusting the receipt and expenditure accounts in Section One are for governmental purposes.

Approved by the Ohio County Fiscal Court of Kentucky, this day, the 8th day of July, 2025.



Signed
County Judge/Executive

Approved as to form and classification this the ____ day of _____

Signed
State Local Finance Officer

This budget ordinance amendment was duly adopted by the Ohio County Fiscal Court, Commonwealth of Kentucky, on this the ____ day of _____

Signed
County Judge/Executive

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