

**RESOLUTION TO PROVIDE FOR MAINTENANCE OF
THE NED RAY McWHERTER MONMUMENT**

WHEREAS, the Weakley County Commission has previously agreed to allow the Ned Ray McWherter Monument Commission to have erected on the grounds of the county Court House a suitable monument commemorating the accomplishments of one of Weakley County's most outstanding citizens, former Governor Ned R. McWherter; and

WHEREAS, Governor McWherter and the members of the Commission have expressly stated that no city, county, state, or taxpayer funds will be spent in constructing, erecting, or maintaining this monument; and

WHEREAS, the Ned R. McWherter Commission has collected 97% of the funds needed to fund this project from over 350 contributors; and

WHEREAS, it is expected that the Monument will be dedicated in the fall of 2010; and

WHEREAS, funds may be required for normal cleaning and caring for the monument over time; and

WHEREAS, the Tennessee FFA Foundation, Inc, has received donations (the "McWherter Endowment") with which to pay for the annual cleaning of the Statue and related expenses.

NOW, THEREFORE BE IT RESOLVED by the governing body of Weakley County, Tennessee, meeting in regular session on this the 24th day of May, 2010 that the agreement between the Tennessee FFA Foundation, Inc, the Ned Ray McWherter Monument Commission and Weakley County, Tennessee be entered into to provide for the cleaning, maintenance and related expenses in perpetuity.

BE IT FURTHER RESOLVED, that County government will have no financial obligation to provide cleaning, maintenance, repairs any related expenses regarding the Monument.

BE IT FURTHER RESOLVED, that all resolutions of the Board of County Commissioners of Weakley County, Tennessee, which are in conflict with this resolution are hereby repealed.

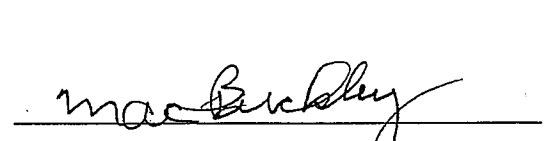
BE IT FURTHER RESOLVED, that this resolution take effect from and after its passage, the public welfare requiring it. This resolution shall be spread upon the minutes of the Board of County Commissioners.

Pursuant To The Rules Of The Commission, This Resolution Is Sponsored By The Following Members Of The Weakley County Board Of County Commissioners:

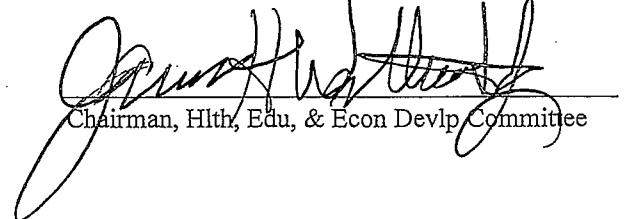
SPONSORED BY:



SPONSORED BY:



ACKNOWLEDGED AND APPROVED:



Chairman, Hlth, Edu, & Econ Devlp Committee

Motion made by Commissioner Buckley that the foregoing resolution be adopted:


Motion seconded by Commissioner Jones.

Upon being put to a roll call vote, Motion carried by a vote of 17 Yeas, 0 Nays,
0 Passed and 1 Absent.

ATTESTED:

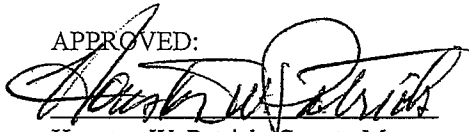

Pat Scarborough, County Clerk

APPROVED:


Richard Phebus, Chairman

This the 24th day of May 2010.

APPROVED:


Houston W. Patrick, County Mayor

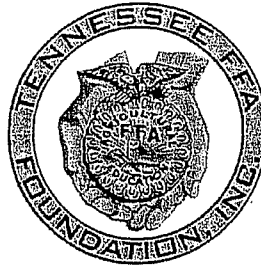
VETOED:

Houston W. Patrick, County Mayor

DATE:

05/25/10

DATE: _____



Tennessee FFA Foundation, Inc.
Box 5034, Tennessee Tech University
Cookeville, TN 38505-0001

March 26, 2010

Ned Ray McWherter Monument Commission
c/o Jimmy Westbrook, Treasurer
P.O. Box 295
Dresden, TN 38225-0295

In re: Letter Agreement for Maintenance of Ned Ray McWherter Monument

Dear Ned Ray McWherter Monument Commission:

I am writing to follow up on our recent discussions and to confirm the willingness of the Tennessee FFA Foundation, Inc. (the "Foundation") to provide annual cleaning services for the newly commissioned bronze statue of former FFA member and Tennessee's 46th Governor, Ned Ray McWherter (the "Statue"). These services will be provided in perpetuity or for so long as the Statue continues to exist. Accordingly, on behalf of the Foundation, I am glad to present this Letter as confirmation of our agreement (the "Letter Agreement") regarding the Foundation's commitment to provide annual cleaning of the Statue as directed by the sculptor, Russ Faxon, and as more fully described in Exhibit A attached hereto.

Since the Statue will be located on Weakley County, Tennessee (the "County") property and will be owned by the County, except for the annual cleaning services described above, it is our understanding and agreement that the Foundation is not assuming any other responsibilities or obligations relating to the delivery, security, maintenance or upkeep of the Statue in the future.

The Foundation is very grateful to receive an initial donation (the "McWherter Endowment") with which to fund the annual cleaning of the Statue and related expenses. The Foundation will invest these funds, and any subsequent funds received and designated for the McWherter Endowment, through its pooled investment endowment and use the corpus and any earnings first for the purpose of honoring its obligations as stated herein. It is further understood that the Foundation, consistent with its cleaning obligations, will also manage and utilize the funds generated from the McWherter Endowment to

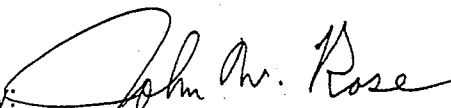
support FFA programs and awards, giving appropriate recognition to the McWherter Endowment.

In making this commitment, the Foundation understands that it will be directly responsible for scheduling and arranging for the Statue's annual cleaning, and in doing so, the Foundation anticipates that it will utilize the efforts of FFA student members or chapters; but, may, from time to time, have need to engage others and/or professionals for these purposes. Thus, while the Foundation will not assign its rights or obligations under this Letter Agreement without the Monument Commission's or County's prior written consent, this will confirm that the Foundation will ultimately be responsible to pay for the cost of the Statue's annual cleaning while it remains on the grounds of the Weakley County Courthouse in Dresden, Tennessee regardless of who may be engaged to perform the cleaning service.

If the terms of this Letter are consistent with your understanding and acceptable to you, please indicate your approval in the space provided below and return one executed copy of this letter to us. Thank you.

Very truly yours,

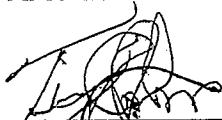
TENNESSEE FFA FOUNDATION, INC.:

By: 


John W. Rose, Chairman

ACCEPTED AND AGREED TO:

NED RAY MCWHERTER MONUMENT COMMISSION:

By: 

Terry J. Oliver, Chairman

By: 

Houston Patrick, Weakley County Mayor

Exhibit A

Letter Agreement with Ned Ray McWherter Monument Commission

March 26, 2010

The statue should be cleaned twice annually, preferably in the spring and fall, according to standards described and demonstrated by sculptor Russ Faxon. The initial cleaning of the statue will be done under the direction and guidance of Mr. Faxon, who recommends methods as set by author Patrick V. Kibber in his book, "Care of Bronze Sculpture." A copy of this book will be provided to the Foundation as reference.