

**Carson City Culture & Tourism Authority  
Agenda Report**

**Date Submitted:** 11/08/17

**Agenda Date Requested:** 11/14/17

**Time Requested:** 15 Minutes

**To:** Carson City Culture & Tourism Authority - Board of Directors

**From:** Chris Kipp, Operations Manager

**Subject Title: For Possible Action:** To recognize that the independent contractor agreement 2017-1013, for consultation and administrative services, is void as it was created in error contrary to NRS 332.039.

**Staff Summary:** NRS 332.039 requires contracts for more than \$50,000 to be subjected to the public bidding process unless the type of contract meets one of the exceptions found in NRS 332.115. This contract was thought to fall under the “professional services,” exception of NRS 332.115(1)(b). Although NRS Chapter 332 does not define “professional services,” it is defined in NRS 89.020. The definition is as follows: “Professional service” means any type of personal service which may legally be performed only pursuant to a license, certificate of registration or other legal authorization.” Therefore staff has concluded that the independent contractor agreement was created in error contrary to the Nevada Revised Statutes and as such is void pursuant to law.

**Type of Action Requested:**

Resolution

Ordinance

Formal Action/Motion

Other (Specify) Presentation Only

**Recommended Board Action:** I move to recognize that the independent contractor agreement 2017-1013 is void pursuant to law.

**Applicable Statute, Code, Policy, Rule or Regulation:** NRS 332.039; NRS 89.020

**Fiscal Impact:** n/a

**Explanation of Impact:** n/a

**Funding Source:** n/a

**Supporting Material:** n/a

**Prepared By:** n/a