

**SHELBYVILLE BUILDING COMMISSION  
SHELBYVILLE CITY HALL  
COMMON COUNCIL CHAMBERS**

**DATE:** July 8, 2015

**TIME:** 11:30 A.M.

**CALL TO ORDER:**

**ROLL CALL:**

**READING OF THE MINUTES AND APPROVAL:**

**OLD BUSINESS:**

**NEW BUSINESS:**

1. Electrical Exams

**MISCELLANEOUS BUSINESS:**

1. Licensed electrical contractors - discussion
2. Staff reports

**ADJOURNMENT:**

**SHELBYVILLE BUILDING COMMISSION  
MEETING MINUTES  
July 8, 2015**

Dave Wirrig called the meeting to order at 11:35 a.m.

**Members Present:** Tony Nicholson, Joe Runnebohm, David Wirrig, Jim Marshall & Matt Wortman

**Members Absent:** Gary Keppel, David Rush

**Staff Present:** Daniel Bird, Lisa Loveless, Chris Hext, Rod Miller

**News Media Present:** Andy Proffet

**Guest Present:** Brent Drake

**Approval of Minutes:** Jim Marshall noted a change that needed to be made in the minutes of the June 10<sup>th</sup> meeting. Under New Business, in the second paragraph, the word “church” needs to be changed to “charge”. Jim then made a motion to accept the minutes with that change and Tony Nicholson seconded the motion. Voice vote passed 5 – 0.

**Old Business:** Dann Bird asked to clarify his understanding from the June meeting regarding electrical contractor licensing. He said he understood the board’s consensus to be that an electrical contractor must be an employee of the firm under which he’s licensed and working. Any deviation from that must come before the Building Commission for approval.

The commission members agreed with Dann’s understanding.

**New Business:** Brent Drake addressed the board with some concerns that he has. Those concerns and the staff’s response are below:

1. J.R. Wortman Company doing electrical work without having a licensed electrical contractor employed by the firm. *Dann Bird explained to Mr. Drake that J.R. Wortman Company’s president, Jay Wortman died unexpectedly 12/3/14, leaving his firm without an electrical contractor. At the board’s regular December meeting, the board voted to extend Wortman’s deadline to get an electrical contractor on board to 3/31/15. Nearing the 3/31/15 deadline, Mr. Bird was approached by a Wortman employee to extend the deadline again to 7/31/15 and Mr. Bird did.*

*Mr. Matt Wortman, the Building Commission’s mechanical representative, is now in charge at J.R. Wortman Company due to the untimely death of his father. He became*

*aware of the full extent of the problem at the commission's June meeting and immediately went to work to get an employee qualified to fill that role. Prometric, who administers the electrical exam, does not offer exams in July, so Mr. Wortman's employee is scheduled to take the next available exam on August 1<sup>st</sup>.*

2. Rupert Boneham doing work without permits/licensing/inspections. *Dann said that he was not aware of any work that Rupert had done without following the proper procedures, but he will check into it and he will talk to Mr. Boneham directly concerning the allegation. Chris Hext explained that our office issues a permit and then it's up to the contractor to call for his inspections. Chris has done several inspections for Rupert's properties and once he was made aware of plumbing work that had been done without a permit, he followed up, making them get plumber licensed and pull a permit for the work that was done. He also inspected it once they had their permit.*
3. Permitting procedures; Mr. Drake doesn't like having to come to the office to pull a permit. *Lisa Loveless explained that the staff is aware of the need to streamline our permitting process and we're working with the City Council to appropriate money for software that will help with that as well as updating our department policies and procedures.*

Mr. Drake was thanked for taking the time to address the board and assured that we welcome anyone's input.

Dave Wirrig made a motion to extend the deadline for J.R. Wortman Company from 7/31/15 until such time as the results of their employee's August 1, 2015 test are known. Tony Nicholson seconded the motion. Matt Wortman abstained. Voice vote 4 – 0.

**Miscellaneous Business:** Dann asked the board members if an electrical permit is required to change out a light fixture. The consensus of the board was yes.

Dann also discussed the complaint received from the Martin's. He informed the board that Dean Rush has been fined \$1,050.00 for doing this work without a license, permit or inspection and until such time as the fine is paid, his application for an apprentice license is on hold.

Chris Hext brought the board up to date on some of the projects currently under way in the city.

**Adjournment:** Jim Marshall motioned to adjourn the meeting and Joe Runnebohm seconded the motion. Voice vote 5 – 0.

Meeting adjourned.

*David M. Wirrig*

David Wirrig, Chairman

*Lisa D. Loveless*

Lisa Loveless, Secretary



## Planning & Building Department

44 WEST WASHINGTON STREET • SHELBYVILLE, IN • 46176

PHONE: 317.392.5102 • FAX: 317.392.5110

DANIEL D. BIRD, FAICP

DIRECTOR

[DBIRD@CITYOFSHELBYVILLE.IN.COM](mailto:DBIRD@CITYOFSHELBYVILLE.IN.COM)

### MEMORANDUM

Date: June 29, 2015

To: Building Commission

From: Dann Bird, Director

**RE: Electrical Apprentice License Application: Dean Rush**

The Building Department has received an Electrical Apprentice License Application for Dean Rush. The application indicates the apprentice electrician will be under the direct supervision of Reed Land, a licensed electrical contractor. The apprentice electrician license shall entitle the holder thereof to assist in the installing, maintaining and repairing of electrical equipment. (Section 155.31 of the Electrical Code)

Note, if the licensed electrical contractor will not be on the job site at all times when electrical work is being performed, he must have one (1) registered journeyman on site for every two (2) apprentices on the job. (Reference: Building Department Procedures)

Anyone actively working under the supervision of a licensed electrical contractor can obtain an apprentice license; there are no license requirements. (Reference: Building Department Procedures)

At one time, the Building Commission approved all Electrical Licenses, even those for Apprentices. This practice was changed for Apprentices some time ago because of the Commission meeting only met once a month. So approval was delegated to the Director.

Normally, the issuance of an Apprentice License is rather routine. However, a complaint has been filed. (See attached letter dated May 13). The fines for the work performed in the complaint are as follows:

- Work without permits \$200 + normal permit fees (\$50)
- Work without License /  
Registration \$500 + normal registration (\$150)
- Failure to call for inspection \$150 per occurrence

**TOTAL = \$1050.00**

Given the above information, I will communicate to Dean Rush the above fines and inform him that the request for an Electrical Apprentice License is on hold until the fines are paid.

Wednesday, May 13, 2015

To Whom it May Concern,

On Thursday, May 7<sup>th</sup>, 2015, I hired Dean Rush to install some electrical units. Dean Rush came to my residence on 923 Eaglebrook Dr in his Rush Electric uniform and Rush Electric van. His job was to install 2 ceiling fans and 3 ceiling lights where lights and ceiling fans existed previously. After completing the job, we had to call him back out to our house because the ceiling fan he installed in the living room wasn't functioning, Dean Rush came back to our residence the same day to "fix" the ceiling fan in the living room; however, to this date the ceiling fan doesn't operate correctly.

On Friday, May 8<sup>th</sup>, 2015, I called Dean Rush and left him a voicemail upon finding out that he was not licensed to perform electrical work within the city. In my voicemail I explained my frustration with the fact that he came to my residence, in full uniform, and in a company van to perform electrical work in our residence without being licensed by the city of Shelbyville. I explained to him how misled my wife and I felt and how fraudulent his actions were. I concluded the voicemail by asking him to call me to straighten the situation out. Rather than calling me Dean Rush texted my wife, "Isn't your house in the county?"

My wife and I are extremely upset that Dean Rush came into our residence to perform electrical work giving off the assumption that he was licensed to do so. (He came in full uniform and Rush Electric van). His actions were extremely misleading and fraudulent and his work was not completed due to the fact that our ceiling fan still doesn't function correctly.

Thanks for your time,

Josh Martin