

**BOARD OF EMPLOYEE LEASING COMPANIES
GENERAL BUSINESS MEETING MINUTES
THE EMBASSY SUITES USF/ BUSCH GARDENS
3705 SPECTRUM BLVD.
TAMPA, FLORIDA 33612**

**DECEMBER 7, 2016
9:00 A.M.**

I. CALL TO ORDER

The meeting was called to order at approximately 9:05 A.M. EST by Ms. Celeste Dockery, Board Chair.

II. ROLL CALL

MEMBERS PRESENT

Celeste Dockery, Chair
John Jones, Vice Chair
Eric Arfons
Abram Finkelstein

MEMBER ABSENT

STAFF PRESENT

Rick Morrison, Executive Director, DBPR
Krista B. Woodard, Executive Director, DBPR
Nicole Myers, Government Analyst II, DBPR
Lynette Norr, Board Counsel, Office of Attorney General
Rebecca Hays, Chief Attorney, DBPR
James Fortunias, Prosecuting Attorney, DBPR

OTHERS PRESENT

Michael Miller, Miller, Tack & Madson
Timothy Tack, Miller, Tack & Madson
Torben Madson, Miller, Tack & Madson
Craig Hill
Kathy Lively
James Kubek
Jessica Werckman
Greg D'Ambrosio
Joseph Ruiz

The meeting was opened with a roll call and a quorum was established.

III. THE PLEDGE OF ALLEGIANCE

Ms. Dockery led all in the Pledge of Allegiance.

Mr. Morrison announced that Ms. Woodard had recently been promoted to an Executive Director's position within the Department and wanted to introduce Ms. Nicole Myers as the Government Analyst for the Board.

Ms. Dockery welcomed Ms. Myers to the Board stating she looked forward to working with her.

Ms. Dockery thanked Ms. Woodard for her years of service to the Board.

Mr. Miller presented Ms. Woodard with a plaque of appreciation on behalf of FAPEO.

IV. REVIEW AND APPROVAL OF THE OCTOBER 26, 2016 TELEPHONE CONFERENCE CALL MEETING MINUTES

MOTION: Mr. Finkelstein moved to approve the minutes with corrections to the footer.

SECOND: Mr. Jones seconded the motion and it passed unanimously.

V. DISCIPLINARY PROCEEDINGS – Office of the General Counsel

A. SETTLEMENT STIPULATIONS

Mr. Jones was recused from the discussions due to his participation on the Probable Cause Panel.

1. Leading Edge Leadership Group, LLC

Case Number: 2015-000635

2. Christian Ramos

Case Number: 2015-000638

PCP: Seltzer and Jones – April 15, 2015

Mr. Fortunas presented the cases explaining they stem from violations involving the submission of the 2014 4th quarter report with a net working capital deficiency.

Mr. Fortunas stated the settlement stipulation provides for imposition of an administrative fine of \$2,000.00, and costs of \$200.00 with joint and several liabilities for payment of the fine and costs.

MOTION: Ms. Dockery moved to adopt the terms of the settlement stipulation as the final order of the board.

SECOND: Mr. Finkelstein seconded the motion and it passed unanimously.

VI. REVIEW AND CONSIDERATION OF EMPLOYEE LEASING COMPANY AND CONTROLLING PERSON APPLICATIONS

A. Time HR Payroll Solutions, Inc.- EL Applicant

James Robert Kubek, Controlling Person Applicant

Ms. Dockery presented the company and controlling person applications.

MOTION: Mr. Finkelstein moved to approve the applications.

SECOND: Mr. Arfons seconded the motion and it passed unanimously.

B. Cohesive Network 2, Inc. – EL Applicant

John W. Harden, CO 797

Ms. Dockery presented the company application for Cohesive Networks 2, Inc.

MOTION: Mr. Jones moved to approve the application.
SECOND: Mr. Finkelstein seconded the motion and it passed unanimously.

C. Craig Matthew Hill, Controlling Person Applicant
S2 HR Solutions Group 1, LLC – GL 168
S2 HR Solutions Group 2, LLC – GL 184
(Group Members are included in list of companies)

Ms. Dockery presented the controlling person application of Craig Hill.

MOTION: Mr. Jones moved to approve the application.
SECOND: Mr. Arfons seconded the motion and it passed unanimously.

D. Platinum-HR, LLC – GL Applicant
E. Platinum-HR II, LLC – GM Applicant
Norek Thomas Newman, Controlling Person Applicant
Lee Eleanor Kathryn Judy, Controlling Person Applicant
Eliot Charles Cohen, Controlling Person Applicant

Ms. Dockery presented the company and controlling person applications.

MOTION: Ms. Dockery moved to approve the applications.
SECOND: Mr. Jones seconded the motion and it passed unanimously.

F. Tandem Professional Employer Services, Inc. – GL Applicant
G. Tandem Professional Employer Services IV, Inc. – GM Applicant
Brue Leon, CO 634

Ms. Dockery presented the group leader and group member applications.

MOTION: Mr. Finkelstein moved to approve the applications.
SECOND: Mr. Arfons seconded the motion and it passed unanimously.

***** Termination of Employee Leasing Company Operations*****

• **Tandem Professional Employer Services, Inc. – EL 264**

MOTION: Mr. Finkelstein moved to accept the termination of operations application.
SECOND: Mr. Arfons seconded the motion and it passed unanimously.

H. Timothy Wayne Kinnear, Controlling Person Applicant
Resourcing Edge FGC, LLC – GL 215

Ms. Dockery presented the controlling person application of Timothy Kinnear.

MOTION: Ms. Dockery moved to approve the application.

SECOND: Mr. Jones seconded the motion and it passed unanimously.

**I. Eugene Anthony Cutolo, Controlling Person Applicant
Employee Management Services III, Inc. – EL 166**

Ms. Dockery presented the controlling person application of Eugene Cutolo.

MOTION: Mr. Finkelstein moved to approve the application.

SECOND: Mr. Jones seconded the motion and it passed unanimously.

**J. Kristin Marie Marano, Controlling Person Applicant
United Professional Staff, LLC – EL 425**

Ms. Dockery presented the controlling person application of Kristin Marano advising that the application did not include the criminal history background report.

MOTION: Mr. Finkelstein moved to approve the application pending receipt of a positive criminal history background report.

SECOND: Mr. Jones seconded the motion and it passed unanimously.

**K. Annette Ginsbourger, Controlling Person Applicant
AlphaStaff, Inc. – GL 49
AlphaStaff 2, Inc. – GL 125
AlphaStaff Holdings Inc. – GL 180**

(Group Members are included in list of companies)

Ms. Dockery presented the controlling person application of Annette Ginsbourger.

MOTION: Mr. Finkelstein moved to approve the application.

SECOND: Mr. Jones seconded the motion and it passed unanimously.

VII. REVIEW AND CONSIDERATION OF CHANGE OF OWNERSHIP APPLICATIONS

A. Century II Staffing USA, Inc. – EL 198

Ms. Dockery presented the change of ownership application.

MOTION: Mr. Finkelstein moved to approve the application.

SECOND: Mr. Jones seconded the motion and it passed unanimously.

***** Termination of Operations*****

- **Century II Staffing USA, Inc. – EL 198**

Ms. Dockery presented the termination of operations application.

MOTION: Mr. Finkelstein moved to accept the termination of operations application.

SECOND: Mr. Jones seconded the motion and it passed unanimously.

***** Controlling Person Relinquishment*****

- **Tina Marie Mayberry – CO 864**

Ms. Dockery presented the controlling person relinquishment of Tina Mayberry.

MOTION: Mr. Finkelstein moved to accept the controlling person relinquishment.

SECOND: Mr. Jones seconded the motion and it passed unanimously.

***** Employee Leasing Company Application Review *****

- **Century II Staffing USA, Inc. – GM Applicant**

Ms. Dockery presented the group member application of Century II Staffing USA, Inc.

MOTION: Mr. Finkelstein moved to approve the application.

SECOND: Mr. Jones seconded the motion and it passed unanimously.

B. ESG of Florida, Inc. – EL 458

Ms. Dockery presented the change of ownership application.

MOTION: Mr. Finkelstein moved to approve the application.

SECOND: Mr. Jones seconded the motion and it passed unanimously.

***** Termination of Operations *****

- **ESG of Florida, Inc. – EL 458**

Ms. Dockery presented the termination of operations application.

MOTION: Mr. Finkelstein moved to accept the termination of operations application.

SECOND: Mr. Jones seconded the motion and it passed unanimously.

***** Controlling Person Relinquishment*****

- **Steven T. Pierson, CO 1149**

Ms. Dockery presented the controlling person relinquishment of Steven Pierson.

MOTION: Mr. Finkelstein moved to accept the controlling person relinquishment.

SECOND: Mr. Jones seconded the motion and it passed unanimously.

VIII. REVIEW AND CONSIDERATION OF EMPLOYEE LEASING COMPANY NAME CHANGES

A. ABS 1, Inc.

TO: ABS 1, Inc. d/b/a Cornerstone PEO

Ms. Dockery presented the name change application.

MOTION: Mr. Finkelstein moved to approve the name change application.
SECOND: Mr. Jones seconded the motion and it passed unanimously.

B. Century Employer Organization, LLC – GL 171
TO: Century Employer Organization, LLC d/b/a CEOHR

Mr. Jones presented the name change application.

MOTION: Mr. Finkelstein moved to approve the name change application.
SECOND: Mr. Arfons seconded the motion and it passed.

Ms. Dockery abstained from the vote due to the licensed company being her company.

IX. REPORTS

A. Office of the Attorney General – Lynette Norr

Ms. Norr advised that the proposed changes to Rule 61G7-2.002, F.A.C. entitled Probable Cause Panel became effective on November 28, 2016.

61G7-2.002 Probable Cause Panel

(1) The chairman shall appoint two current or former members of the Board to serve on the probable cause panel (hereinafter referred to as the "panel"). The panel shall include at least one current member of the Board. Such appointment shall be for six months. The determination of probable cause shall be made by majority vote of the panel. In the event of a tie vote or if the panel cannot otherwise determine the existence of probable cause, the presiding member of the panel shall so advise the general counsel of the Department in writing.

(2) Notwithstanding subsection (1), when the chairman is unable to appoint a probable cause panel, the board delegates to the department the authority to determine whether probable cause exists.

Rulemaking Specific Authority 455.225(4), 468.522 FS. Law Implemented 455.224, 455.225(4), 455.227(1), 468.532(1) FS. History—New 4-29-92, Formerly 21EE-2.002, Amended 2-12-98, _____.

Ms. Norr further advised that any changes to DBPR Forms or Board Forms have been placed on hold and will be presented at a later date.

• Delegation of Authority to Accept Service of Process

MOTION: Mr. Finkelstein moved that the board Delegate Authority to the Executive Director to Accept Service of Process.

SECOND: Mr. Jones seconded the motion and it passed unanimously.

B. Office of the General Counsel – James Fortunas

- **Prosecuting Attorney’s Report**

Mr. Fortunas reported that as of November 30, 2016, there were 135 cases in legal.

C. Executive Director – Rick Morrison

- Financial Projections through 2021

Mr. Morrison gave a synopsis of the financial projection report as listed on the agenda. He advised that the board’s plan had not yet taken effect; however, he expected better numbers after renewals and the annual assessments.

D. Chairperson – Celeste Dockery

No Report.

X. OLD BUSINESS

None

XI. NEW BUSINESS

A. Proposed 2017 Meeting Dates

The board expressed their disappointment regarding the length of time it is taking to obtain indemnification insurance by both the Department and DMS.

After a very lengthy discussion, the board decided to cancel all meetings until March 2017, a telephone conference call meeting, at which time they would make decisions on future meetings.

XII. PUBLIC COMMENTS

None

XIII. ADJOURNMENT

MOTION: Mr. Finkelstein moved to adjourn the meeting at 11:49 a.m.

SECOND: Mr. Jones seconded the motion and it passed unanimously.

Transcripts and/or recordings of the meeting can be obtained upon request.