

**BOARD OF EMPLOYEE LEASING COMPANIES
GENERAL BUSINESS MEETING MINUTES
THE DOUBLETREE HOTEL – WESTSHORE AIRPORT
4500 C. CYPRESS STREET
TAMPA, FLORIDA 33607**

**OCTOBER 15, 2008
10:00 A.M.**

I. CALL TO ORDER

The meeting was called to order at approximately 10:00 a.m. EST by Ms. Kelly Lanza, Board Chair.

II. ROLL CALL

MEMBERS PRESENT

Kelly Lanza, Chair
Marjorie Seltzer, Vice Chair
Abram Finkelstein
Gayla Parks
Deborah Segal
Warren Schoenfisch

MEMBER ABSENT

None

STAFF PRESENT

Rick Morrison, Executive Director, DBPR
Krista B. Woodard, Government Analyst II, DBPR
Garnett Chisenhall, Board Counsel, Office of Attorney General
Eric Hurst, Assistant General Counsel, DBPR

OTHERS PRESENT

Michael Miller, Kunkel, Miller & Hament, P.A. and FAPEO
Timothy Tack, Kunkel, Miller & Hamet, P.A.
Emily Seltzer
Jerry Lancaster, Providence Property & Casualty
Jim Landay, A-1 Contract Staffing
S. Burk, H.R.I
Chandra Patton, Providence Property & Casualty
Judy Malone, Human Resources
T. Madson

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

III. THE PLEDGE OF ALLEGIANCE

Miss Emily Seltzer, daughter of Marjorie Seltzer, led all in the Pledge of Allegiance.

IV. REVIEW AND APPROVAL OF THE SEPTEMBER 17, 2008, TELEPHONE CONFERENCE CALL MEETING MINUTES

MOTION: Ms. Seltzer moved to approve the minutes.
SECOND: Ms. Parks seconded the motion and it passed unanimously.

V. DISCIPLINARY PROCEEDINGS – Office of the General Counsel

Mr. Hurst stated for the record that Ms. Lanza would be recused on all cases presented today due to her participation on the probable cause panel.

A. SETTLEMENT STIPULATIONS

- | | |
|---|--------------------|
| 1. The Business Alliance Group, Inc. | 2007-058625 |
| 2. C. Brad Dunning | 2007-058623 |
- (PCP: Lanza and Moore, February 20, 2008)

Mr. Hurst presented the cases explaining they stem from violations involving failure to timely submit the 2006 Annual Financial Report, failure to timely submit the quarterly report for March 2007, and failure to timely submit the annual assessment fee for 2006.

Mr. Hurst stated the settlement stipulation provides for imposition of an administrative fine of \$1000, costs of \$252.30, with joint and several liability for payment of the fine and costs.

MOTION: Ms. Seltzer moved to adopt the terms of the settlement stipulation as the final order of the board.
SECOND: Ms. Segal seconded the motion and it passed unanimously.

- | | |
|------------------------------------|--------------------|
| 3 Resource Management, Inc. | 2006-061023 |
| 4. Reinaldo Lopez, Sr. | 2007-050354 |
| 5. Reinaldo Lopez, Jr. | 2007-050351 |
- (PCP: Lanza and Moore, February 20, 2008)

Mr. Hurst presented the cases explaining they stem from violations involving failure to submit the annual financial statement for 2006, failure to submit the March 2007 and September 2007 quarterly reports, failure to meet net working capital requirements for the year ending 2006, failure to meet net working capital requirements for the March 2007 and June 2007 quarterly reports.

Mr. Hurst stated the settlement stipulation provides for imposition of an administrative fine of \$1000, costs of \$304.91, with joint and several liability for payment of the fine and costs, and dismissal of Counts II, III, IV, V, and VI of the Administrative Complaint.

MOTION: Mr. Finkelstein moved to adopt the terms of the settlement stipulation as the final order of the board.
SECOND: Ms. Seltzer seconded the motion and it passed unanimously.

6. **Total Employment Company, Inc.** 2007-056896
7. **Thomas James Bean** 2007-056902
(PCP: Lanza and Moore, February 20, 2008)

Mr. Hurst presented the cases explaining they stem from violations involving failure to timely submit the quarterly reports for December 2006, March 2007, June 2007, and September 2007, failure to submit the annual financial statement for the 2006 fiscal year, failure to meet net working capital requirements for the December 2006, March 2007, June 2007, and September 2007 quarterly reports.

Mr. Hurst stated the settlement stipulation provides for imposition of an administrative fine of \$11,000, costs of \$32.48, and two (2) years of probation for Total Employment Company wherein Total Employment Company shall comply with all relevant requirements of Chapter 455 and 468, and should Total Employment Company, Inc. fail to fully comply with any statutory or rule requirement during the probation period, they will appear before the board at the next available board meeting.

MOTION: Mr. Finkelstein moved to adopt the terms of the settlement stipulation as the final order of the board.

SECOND: Ms. Seltzer seconded the motion and it passed unanimously.

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

A. A-1 Contract Staffing II, LLC Mel Klinghoffer, CO 432 Thomas D. Harrington, CO 830

Ms. Woodard presented the application stating it is for a group member of group A-1 Contract Staffing II, LLC, license number GL 111. She further stated that along with the certificate of insurance, the applicant submitted a letter from the insurance agent advising of workers' compensation coverage.

MOTION: Ms. Seltzer moved to approve the application.

SECOND: Ms. Segal seconded the motion and it passed unanimously.

B. Charles Jay Cober, Controlling Person Applicant Alphastaff, Inc. – GL 49 Alpha FLA 6, Inc. – GM 292 Alphastaff 3, Inc. – GM 234 Alphastaff Systems V, Inc. – GM 238 Equity Leasing-Finance II, Inc. – GM 239

Ms. Woodard presented the application stating that all exhibits were submitted and complete. She further stated that the FDLE, FBI, and credit reports were clear.

MOTION: Mr. Finkelstein moved to approve the application.

SECOND: Ms. Seltzer seconded the motion and it passed unanimously.

VII. REVIEW AND CONSIDERATION OF EMPLOYEE LEASING COMPANY NAME CHANGES

- A. Algen Employee Leasing, Inc. – GL 124**
To: Total LC II, Inc.

- Algen II Employee Leasing, Inc. – GM 316**
To: Total LC III, Inc.

Ms. Woodard presented the applications stating they are complete and there are no open or pending complaints against the licensees.

MOTION: Ms. Segal moved to approve the applications.
SECOND: Ms. Parks seconded the motion and it passed unanimously.

VIII. REVIEW AND CONSIDERATION OF TERMINATION OF EMPLOYEE LEASING COMPANY OPERATIONS

- A. Staff Outsource Solutions, Inc. – GL 68**
B. Staff Outsource Solutions II, Inc. – GM 144

Ms. Woodard presented the terminations stating there are no open or pending complaints against the licensee.

Ms. Lanza stated for the record that she would recuse herself from the vote due to her being an officer of the companies presented.

MOTION: Ms. Seltzer moved to accept the terminations.
SECOND: Mr. Finkelstein seconded the motion and it passed unanimously.

IX. REVIEW AND CONSIDERATION OF CONTROLLING PERSON RELINQUISHMENT

- A. Clifford Sladnick, CO 792**
Geivity HR II, LP – GL 99
Geivity HR III, LP – GM 68
Geivity HR IV, LP – GM 39
Geivity HR V, LP – GM 45
Geivity HR VI, LP – GM 257
Geivity HR XII Corp. – EL 272

Ms. Woodard presented the relinquishment stating that there were no open or pending complaints pending against the licensee.

MOTION: Ms. Seltzer moved to accept the relinquishment.
SECOND: Mr. Finkelstein seconded the motion and it passed unanimously.

X. REPORTS

A. Office of the Attorney General – Garnett Chisenhall

Mr. Chisenhall presented draft language for Rules 61G7-5.001, 61G7-10.0012, and 61G7-10.0014, Florida Administrative Code. He advised that the changes take into consideration the board's suggestions.

Mr. Morrison suggested that the board may have to submit a Statement of Estimated Regulatory Costs (SERC) based on the changes to the rules.

MOTION: Ms. Parks made a motion to proceed with the SERC.
SECOND: Ms. Seltzer seconded the motion and it passed unanimously.

MOTION: Ms. Seltzer made a motion for Mr. Chisenhall, Mr. Finkelstein and Mr. Miller to draft additional language regarding the rules and to have it ready for the November 2008 meeting.
SECOND: Ms. Parks seconded the motion and it passed unanimously.

B. Office of the General Counsel – Eric Hurst

Mr. Hurst reported that the prosecuting attorney's report was included in the agenda materials.

C. Executive Director – Richard Morrison

Mr. Morrison gave a brief synopsis of the Monthly Enforcement, Operating Account, Unlicensed Activity and Projection Reports included in the agenda materials.

D. Chairperson – Kelly Lanza

Ms. Lanza stated she did not have a report; however, she did want to advise the board that her term was up October 31, 2008 and that she would continue to serve until the New Year.

XI. OLD BUSINESS

Mr. Miller asked if notification could be sent to licensees advising of the new form, EL 4522, requirement for the September quarterly filings.

Mr. Morrison stated he would check into sending out a notification.

XII. NEW BUSINESS

None

XIII. ADJOURNMENT

MOTION: Ms. Segal moved to adjourn the meeting at 11:30 a.m.
SECOND: Ms. Seltzer seconded the motion and it passed unanimously.