



MARIPOSA COUNTY

District Attorney/Victim Witness • (209) 966-3626



RESOLUTION - ACTION REQUESTED 2021-39

MEETING: January 26, 2021

TO: The Board of Supervisors

MINUTE ORDER ATTACHED

FROM: Walter Wall, District Attorney

RE: Approve an Agreement with Karpel Computer Systems, Inc. for E-Discovery

RECOMMENDATION AND JUSTIFICATION:

Approve an Agreement with Karpel Computer Systems, Inc. DBA: Karpel Solutions to Provide a Full Featured Case Management System, Defender by Karpel, for the Local Indigent Defense; and Authorize the Board of Supervisors Chair to Sign the Agreement

Funds are available within the District Attorney Prosecution Budget for the Purchase of the Public Defender Case Management System (\$13,175).

The District Attorney's Office initially implemented Prosecutor by Karpel in 2014 and the case management system has been invaluable to prosecution efforts, case accessibility and digitized case documentation. Defender by Karpel is a similar case management system utilized by defense attorneys across the nation, it is designed and developed using the latest technological advancements. Users access the system through a web browser from any location with internet access. All data is securely hosted, stored, and maintained by Karpel Computer Systems, Inc. DBA: Karpel Solutions using the highest security standards and practices.

Defender by Karpel has the ability to extract data out of the system and place it into legal documents and reports. Auto-generating legal documents and reports will save a significant amount of time for our local Indigent Defense. The installation of Defender by Karpel will benefit the District Attorney's Office by allowing our office to interface with our defense attorney's, share discovery (i.e. crime reports and evidentiary photographs). Our Office will be able to see what case information has been successfully shared with our Indigent Defense Attorneys, thus creating a tracking system to see the relevant information our criminal justice partners have received and what items they have yet to gain access to.

Although the Mariposa County District Attorney's Office is presenting this contract to the Board of Supervisors, the benefits of this system implementation positively impacts many criminal justice partners. As our office made the digital leap in 2014, we can recognize the need for a complete interface for each sector of our local criminal justice process. Current practice for "Discovery" in criminal cases is that the majority is done by photocopy of all criminal reports, photographs, and like evidence, which is

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very time intensive and not environmentally minded.

With the anticipated Mariposa Courthouse case digitalization occurring within the next few years, there is a significant need for our Local Indigent Defense to migrate towards a case management system that is compatible with local agency's systems, which Defender by Karpel is compatible with both the District Attorney's system and the new case management system the Court is implementing in the near future.

In our efforts to bring our local Indigent Defense into case digitalization, the District Attorney's Office has worked with County Counsel, who oversees the Indigent Defense contract for Mariposa County, to ensure cooperation and agreement from those contracted public defenders who will be ultimately utilizing and benefiting from this system, thus our representation on this item. County Counsel Steve Dahlem reviewed the proposed agreement to ensure there were not any contractual issues in dispute. In addition, all of our contracted public defenders have agreed to the case management implementation and will be working with our office during this system transition.

This contract covers the one-time costs associated with the installation and configuration of the case management system. Additionally, Defender by Karpel will assist the local Indigent Defense in the overall configuration and compatibility for their specific computers and case management needs. Karpel will provide project management, administrative support and training as well as individualized custom form templates.

The ongoing annual support and services are fifteen hundred and seventy-five dollars (\$2,025) are offset by funds already budgeted in the District Attorney's Prosecution budget within the District Attorney and Public Defender Public Safety and Parole Revocation Account (437-0276-616). This fund is established by the County as part of the Local Revenue Fund 2011 which was enacted by legislation, specifically, Senate Bill 1020 which was effective June 27, 2012 and was intended to provide an overall financing structure for the 2011 Public Safety Realignment.

According to the enacting legislation, funds were to be collected pursuant to Sections 6201, 6051.15, and 6201.15 of the Revenue and Taxation Code and placed in the Local Revenue Fund 2011. Section 6201 authorized a tax on "any storage, use, or other consumption in this state of any tangible personal property purchased from any retailer" (Revenue & Taxation Code Section 6201). "The amount of revenues, net of refunds, collected pursuant to Section 6201... shall subject to the subdivision (b), be deposited in the State Treasury to the credit of Local Revenue Fund 2011, as established pursuant to Section 30025 of the Government Code, and shall be used exclusively for the public safety purposes for which that fund was created."

If the Board approves this agreement the new system will be up and running in early 2021.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

The Board approved the purchase of the District Attorney's current case management system Prosecutor by Karpel in 2014.

In the past the Board has approved other department requests to enhance their case



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management systems to improve the department's efficiency.

Departments are required to obtain Board approval to adjust funding within a budget unit. The Board has previously approved transfers within a budget unit to cover unexpected shortfalls and to purchase new case management systems. All fixed asset purchases require Board approval.

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

The current state of the criminal justice stakeholders (District Attorney and Public Defenders) is that all files, both misdemeanor and felony are created in electronic and paper form for the District Attorney and only paper for the contract public defenders. Thus, the contract public defenders and private defense bar are not set up to seamlessly participate and communicate with the Court's upcoming Odyssey System integration and rely on archaic and outdated file and case management systems.

Should the board choose not to approve this item, our District Attorney staff and contracted public defenders will continue to navigate a system that is inefficient and outdated. Thus, sustaining significant office and staff resources to this system. Staff may be less efficient and effective in preparing legal documents and reports. Consequently, the operating budget would continue to increase on a yearly basis to pay for the costs of creating maintaining and storing hard files as well as producing copies of all required documents and evidence that could be easily accessible through this case management system.

Ultimately, the impact will be greatest when the Court and District Attorney's Office have case management systems that can communicate between themselves, thus leaving our contract public defenders without the technological means necessary to keep up with their cases as they could if integrated to this system.

FINANCIAL IMPACT:

One time fees include Karpel hosting the system, licenses, data configuration, system compatability, and onsite training totaling \$11,150, with yearly support and user costs of \$2,025.

ATTACHMENTS:

09-22-20 DEFENDER by Karpel - Funding Request Memorandum (PDF)
2020-09-15 CA Mariposa County Public Defender DbK Proposal (PDF)
Mariposa County Public Defender DbK Contract- 1-18-2021 (PDF)

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RESULT: **ADOPTED BY CONSENT VOTE [UNANIMOUS]**

MOVER: Miles Menetrey, District V Supervisor

SECONDER: Tom Sweeney, District II Supervisors

AYES: Smallcombe, Sweeney, Long, Forsythe, Menetrey



COUNTY of MARIPOSA

P.O. Box 784, Mariposa, CA 95338 (209) 966-3222



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MARIPOSA COUNTY BOARD OF SUPERVISORS MINUTE ORDER

TO:	WALTER WALL/District Attorney
FROM:	TRACY GAUTHIER/Deputy Clerk of the Board <i>TG</i>
SUBJECT:	Approve an Agreement with Karpel Computer Systems, Inc. DBA: Karpel Solutions to Provide a Full Featured Case Management System, Defender by Karpel, for the Local Indigent Defense; and Authorize the Board of Supervisors Chair to Sign the Agreement
RESOLUTION:	2021-039 CA17

The following action was taken by the Mariposa County Board of Supervisors on **January 26, 2021:**

CA17. District Attorney/Victim Witness RES-2021-39

Approve an Agreement with Karpel Computer Systems, Inc. DBA: Karpel Solutions to Provide a Full Featured Case Management System, Defender by Karpel, for the Local Indigent Defense; and Authorize the Board of Supervisors Chair to Sign the Agreement

No public comment. Direction was given for CA5. Supervisor Forsythe extended thanks to staff for CA5. Supervisors Menetrey and Smallcombe extended thanks to volunteers in CA9, CA10 and CA23. Supervisor Forsythe extended thanks for CA16. Walter Wall/District Attorney offered a correction on CA17. Joe Lynch/Health and Human Services Agency Assistant Director advised of an error in the staff reports of CA18 and CA19. Supervisor Smallcombe highlighted CA21.

CORRECTIONS:

CA17: Amount of agreement is \$2,025 not \$1,575.

CA18 and CA19: Financial impact should note the year 2021, not year 2012.

DIRECTION:

CA5: Add language to oppose SB55.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Miles Menetrey, District V Supervisor
SECONDER: Tom Sweeney, District II Supervisors
AYES: Smallcombe, Sweeney, Long, Forsythe, Menetrey