

EXHIBIT E - WPCLF-ASSISTED PROJECT TERMS

Consulting Services for

<Insert Project Name (ACRONYM)>

I. Equal Employment Opportunity (EEO).

- A. The Consultant acknowledges and agrees to comply with Executive Order 11246, entitled "Equal Employment Opportunity," as amended by Executive Order 11375, and as specified in Department of Labor Regulations (41 CFR Part 60), in that it will not discriminate against any employee or applicant for employment because of race, religion, sex, age, or national origin.

II. Violating Facilities.

- A. The Consultant agrees to comply with all applicable standards, orders or requirements issued under Section 306 of the Clean Air Act (42 U.S.C. 1857(h)), Section 508 of the Clean Water Act (33 U.S.C. 1368), Executive Order 11738, and EPA regulations (40 CFR Part 15) which prohibit the use under nonexempt Federal contracts, grants or loans, of facilities included on the EPA List of Violating Facilities.

III. Subcontractors.

- A. The Consultant acknowledges and agrees to comply with the following provisions for all subcontracts:
 - i. 40 CFR 32 – Debarment and Suspension Under EPA Assistance Programs;
 - ii. The District's requirements for minority and women's business enterprises.

IV. Audit: Access to Records.

- A. The Consultant shall maintain books, records, documents and other evidence directly pertinent to performance on WPCLF assisted work under this Contract in accordance with generally accepted accounting principles and practices consistently applied. The Consultant shall also maintain the financial information and data used by the Consultant in preparation or support of all subcontracts and contract modifications and a copy of the cost summary submitted to the District. The Ohio Environmental Protection Agency, the United States Environmental Protection Agency, the United States Department of Labor, the Ohio Water Development Authority and the Northeast Ohio Regional Sewer District or any of their authorized representatives shall have access to all such books, records, documents, and other evidence for the purpose of inspection, audit and copying during normal business hours. The Consultant will provide proper facilities for such access and inspection.
- B. Audits conducted under this provision shall be in accordance with generally accepted auditing standards and established procedures and guidelines of the reviewing or audit agency(ies).

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- C. The Consultant agrees to disclose all information and reports resulting from access to records to any of the agencies referred to in paragraph A. above.
- D. Records shall be maintained and made available during performance on WPCLF assisted work under this Contract, and thereafter until the completion of the final WPCLF audit. In addition, those records which relate to any controversy arising under a WPCLF assistance agreement, to litigation, to the settlement of claims arising out of such performance, or to costs or items to which an audit exception has been taken, shall be maintained and made available until the completion of the final WPCLF audit.
- E. Access to records is not limited to the required retention periods. The authorized representatives designed in paragraph A. of this section shall have access to records at any reasonable time for as long as the records are maintained.
- F. This right of access section applies to financial records pertaining to this Contract, all subcontracts and all contract modifications. In addition, this right of access applies to all records pertaining to this Contract, subcontracts, and all contract modifications:
 - i. To the extent the records pertain directly to contract performance;
 - ii. If there is any indication that fraud, gross abuse or corrupt practices may be involved; or
 - iii. If the contract is terminated for default or for convenience.
- G. As a negotiated Contract, the Consultant agrees to make paragraphs A. through F. above of this section applicable to and included in all subcontracts and contract modifications under this Contract.