

**STATE OF NEW MEXICO
OFFICE OF BROADBAND ACCESS AND EXPANSION**

**AGREEMENT #: CNMF0824A12
AMENDMENT #1**

THIS **AMENDMENT** is made by and between the State of New Mexico, Office of Broadband Access and Expansion, administratively attached to the Department of Information Technology, hereinafter referred to “OBAE” and **Pueblo of Picuris** hereinafter referred to as the “Grantee” and collectively referred to as the “Parties”.

WHEREAS the Parties initially executed Connect New Mexico Grant Agreement #CNMF0824A12 on February 3, 2025.

WHEREAS, pursuant to the Subsection 63 of Section 5 of the General Appropriation Act of 2025, the expenditure authority for the Connect New Mexico Fund was extended through June 30, 2026.

WHEREAS, the federal Affordable Connectivity Program (ACP) ended in 2024.

WHEREAS the Picuris Pueblo Indian Tribe registered with the State of New Mexico SHARE system as the Pueblo of Picuris, Supplier #0000047237.

The purpose of this Amendment is to is to extend the performance period of this grant from June 30, 2025 to June 30, 2026, update the legal compliance obligations regarding the ACP, and provide consistency regarding the name of the grantee.

IT IS MUTUALLY AGREED BETWEEN THE PARTIES THAT THE FOLLOWING PROVISIONS OF THE ABOVE-REFERENCED CONTRACT ARE AMENDED AS FOLLOWS

ARTICLE 5 – EFFECTIVE DATE; PERIOD OF PERFORMANCE; BUDGET PERIOD

- C. Subaward Budget Period Start and End Date. The budget period shall start upon the Effective Date and shall end no later than **June 30, 2026** (hereinafter “**Budget Period**”). The Department will provide reimbursement for all eligible expenses incurred after the Effective Date. Costs incurred by Grantee after **June 30, 2026** will not be eligible for reimbursement, and Grantee must submit to the State of New Mexico, no later than 90 calendar days (or an earlier date as agreed upon in writing by Grantee and the State of New Mexico) after the end date of the period of performance, all financial, performance, and other reports as required by the terms and conditions of the award.

ARTICLE 7 – LEGAL COMPLIANCE

- A. 14. Grantee is required to, for at least five (5) years from the date of Substantial Completion, offer a low-cost broadband service plan with typical download speeds of at least 100 Mbps and typical upload speeds of at least 20 Mbps with typical latency

measurements of no more than 100 milliseconds; and not subject to data caps, surcharges imposed by Grantee, or usage-based throttling. During the five (5) year period:

- a. Grantee shall be required to participate in any state or federal successor to the Affordable Connectivity Program in effect during the five-year period.
- b. The low-cost broadband plan shall charge the end-user no more than \$50 a month inclusive of all taxes, fees, and charges, or the allowable amount under any successor Affordable Connectivity Program, whichever is lower.
- c. End users shall be deemed eligible for the low-cost broadband service plan upon demonstrating either current enrollment in New Mexico Medicaid, SNAP, or other State of New Mexico Income Assistance Program, or an income under 200% of the Federal Poverty Level.
- d. End users shall be eligible for no-cost upgrades if the provider later offers the low-cost plan with higher speeds.

EXHIBIT D – Project Schedule is amended and incorporated herein to reflect the extended performance period.

All references to “Picuris Pueblo Indian Tribe” are hereby changed to “Pueblo of Picuris.”

All other articles and deliverables of the original agreement remain the same.

IN WITNESS WHEREOF, the parties have duly executed this Amendment as of the date of execution by the final signatory.

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GRANTEE

Signed by:
By: Wayne Yazza 5/30/2025
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Wayne Yazza Date
Governor

OFFICE OF BROADBAND ACCESS AND EXPANSION

Signed by:
By: Manny Barreras 5/30/2025
32A0B0595C7C493...
Manny Barreras Date
Acting Director of Broadband
State of New Mexico Chief Information Officer
Cabinet Secretary Department of Information Technology

Approved for financial sufficiency:

Signed by:
By: Lisa Jennings 5/30/2025
9895C3FF24BE46F...
Lisa Jennings Date
Mobile Chief Financial Officer

Approved for legal sufficiency:

DocuSigned by:
By: Cassandra Brulotte 5/30/2025
C0140201B6F94E1...
Cass Brulotte Date
General Counsel

Connect New Mexico Fund	
Exhibit D - Project Schedule	
Recipient	Picuris Pueblo Indian Tribe
Project Name	Broadband Phase II FW
Id/No	CNMF0824A12



WBS No.	Project Area - Activity (e.g., tasks, actions)	Status (List)	Target Start Date (Month / Year)	Target End Date (Month / Year)	Other brief relevant input (e.g., critical dependencies, strategy to ensure on-time completion, early planning steps, etc.)
1.0	Market Assessment	N/A	N/A	N/A	
1.1	N/A	N/A	N/A	N/A	
2.0	Network and Engineering Design	N/A	N/A	N/A	
2.1	N/A	N/A	N/A	N/A	
3.0	Permitting (right of way, easements, etc.)	Completed	Oct-25	Nov-25	
3.1	State of New Mexico DOT	Not started	Oct-25	Nov-25	<i>If applicable</i>
3.2	NEPA	Not started	Oct-25	Nov-25	NTP issuance to contractor
3.3	BIA R-O-W Process	Not started	Oct-25	Nov-25	As necessary
4.0	Environmental Assessment	Completed	Oct-25	Jun-26	
4.1	NEPA Ph I	Not started	Oct-25	Mar-26	NTP Issuance to contractor
4.2	Cultural Property Monitoring	Not started	Oct-25	Jun-26	Based upon construction schedule
5.0	Site Preparation	In Progress	Jan-26	Jun-26	
5.1	Site preparation for tower locations	Not started	Jan-26	Jan-26	NTP issuance to contractor
6.0	Workforce Development	In Progress	Oct-25	Jun-26	
6.1	Deployment of tower locations and procurement of equipment	Not started	Oct-25	Jun-26	Continuous until substantial completion
7.0	Vendor Selection and Procurement	Completed	Oct-25	Nov-25	
7.1	Procurement and contractual agreements with contractor	Not started	Oct-25	Nov-25	60 days for procurement and selection and approval by Tribal Council.
8.0	Network Deployment/ Construction	In Progress	Jan-25	Jun-26	
8.1	Notice to Proceed issued January 1, 2025	Not started	Jan-25	Jan-26	
8.2	Booster Tower	Not started	Jan-25	Mar-26	
8.3	School Tower	Not started	Mar-25	May-26	

WBS No.	Project Area - Activity (e.g., tasks, actions)	Status (List)	Target Start Date (Month / Year)	Target End Date (Month / Year)	Other brief relevant input (e.g., critical dependencies, strategy to ensure on-time competition, early planning steps, etc.)
8.4	Solar Tower	Not started	Apr-25	Jun-26	
8.5	South Tower	Not started	Apr-25	Jun-26	
9.0	Network Testing	Not Started	Mar-25	Jun-26	
9.1	Booster Tower	Not started	Mar-25	Mar-26	Depends on construction initiation - testing will be completed when each tower/service area is completed
9.2	School Tower	Not started	Apr-25	Apr-26	FCC 2.5GHz license requires 50% of coverage area is provided service by 10/21/24
9.3	Solar Tower	Not started	May-25	May-26	
9.4	South Tower	Not started	Jun-25	Jun-26	
10.0	Development and Launch of Marketing Strategy and Sales Programs	Not Started	May-25	Continuous	
10.1	Complete branding of the company including new logo and slogan	Not started	Feb-25	Continuous	Launch will occur upon deployment/construction of project
10.2	Marketing activities print media including business cards, flyers, and signage on building and facilities	Not started	May-25	Continuous	
10.3	Advertising would include physical and digital advertising including newspaper ads, social media outreach, and search engine optimization.	Not started	May-25	Continuous	
11.0	Development and Launch of Adoption Assistance Programs	In Progress	May-25	Continuous	
11.1	Initiation of Affordability Plan	Not started	May-25	Continuous	
12.0	Launch of Commercial Service	In Progress	Oct-25	Jun-26	
12.1	Procurement of 3rd Party ISP	Not started	Oct-25	Nov-25	