

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

**AGREEMENT #: CNMF0824A10
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 **Valley Telephone Cooperative, Inc.** hereinafter referred to as the “Grantee” and collectively referred to as the “Parties”.

WHEREAS the Parties initially executed Connect New Mexico Grant Agreement #CNMF0824A10 on September 18, 2024

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.

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

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.

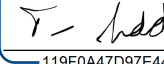
- b. The low-cost broadband plan shall charge the end-user no more than \$50 a month inclusive of all taxes, fees, and charges, or the allowable amount under any successor Affordable Connectivity Program, whichever is lower.
- c. End users shall be deemed eligible for the low-cost broadband service plan 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.

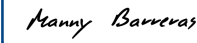
All other articles and deliverables of the original agreement remain the same.

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


GRANTEE

By: DocuSigned by:

119F0A47D97E44A... 5/30/2025
Troy Judd Date
Chief Executive Officer


OFFICE OF BROADBAND ACCESS AND EXPANSION

By: Signed by:

32A0D0595C7C493... 6/11/2025
Manny Barreras Date
Acting Director of Broadband
State of New Mexico Chief Information Officer
Cabinet Secretary Department of Information Technology

Approved for financial sufficiency:

By: Signed by:

9895C3FF24BE46F... 6/3/2025
Lisa Jennings Date
Mobile Chief Financial Officer

Approved for legal sufficiency:

By: DocuSigned by:

C0140201B6F94E1... 5/30/2025
Cass Brulotte Date
General Counsel



Connect New Mexico Fund	
Exhibit D - Project Schedule	
Recipient	Valley Telecom Group
Project Name	Animas, Cotton City & Hachita Fiber Project
Id/No	CNMF0824A10

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	Completed	N/A	N/A	
1.1	N/A	Not Started			
2.0	Network and Engineering Design	Completed	Jan-25	Apr-25	
2.1	Fielding	Completed	Jan-25	Apr-25	Olsson Engineering Hired onsite 1/7/25
2.2	Staking Sheets	Completed	Jan-25	Apr-25	Olsson has completed the design for the project
3.0	Permitting (right of way, easements, etc.)	In Progress	Apr-25		
3.1	NM Dept of Transportation	In Progress	Apr-25		
3.2	Hidalgo County	In Progress	Apr-25		
3.3	BLM	In Progress	Apr-25		
4.0	Environmental Assessment	Completed			
4.1	TBD	Not Started			Not required
5.0	Site Preparation	Completed	Jan-25	Jan-25	
5.1	Site Preparation	Completed	Jan-25	Jan-25	Will utilize existing Valley property
6.0	Workforce Development	Completed	Jan-25	Jan-25	
6.1	Workforce Development	In Progress	Jan-25	Jan-25	Workforce Acquired
7.0	Vendor Selection and Procurement	Completed	Feb-24	Feb-24	
7.1	Vendor Selection and Procurement	Completed	Feb-24	Feb-24	Mastec Construction has been awarded the construction project.
7.2					
8.0	Network Deployment/ Construction	Not Started			
8.1	Network Deployment/ Construction	Not Started			

Printed:

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.)
9.0	Network Testing	Not Started			
9.1	Network Testing	Not Started			pending completion of fiber splicing
10.0	Development and Launch of Marketing Strategy and Sales Programs	In Progress	Sep-24	Aug-25	
10.1	Host Community Meetings	In Progress	Sep-24	Aug-25	Critical Dependency – Commencement of Construction Valley hosted a ribbon cutting with at Animas High School Football game on 9/12
10.2	Advertise availability of VTC services	In Progress	Jan-25	Aug-25	Contacting customers by email and will be door knocking directly in the spring
10.3	Launch Animas, Cotton City & Animas Fiber Signup page on VTC website	Completed	Jan-25	Jan-25	https://www.vtc.net/fiber
11.0	Development and Launch of Adoption Assistance Programs	In Progress	Sep-24	Aug-25	
11.1	Advertise VTC Adoption Assistance Programs	In Progress	Sep-24	Aug-25	Critical Dependency – Commencement of Construction Valley was a participant in the EBB and ACP programs before they ran out of funding, we will continue to participate in any participation program offered
12.0	Launch of Commercial Service	Not Started	Aug-25	Nov-25	
12.1	Launch of Commercial Service	Not Started	Aug-25	Nov-25	Critical Dependency – BLM, NMDOT permits BLM is the lead agency on permitting.