

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

**AGREEMENT #: CNMF1024A17
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 Laguna** hereinafter referred to as the “Grantee” and collectively referred to as the “Parties”.

WHEREAS the Parties initially executed Connect New Mexico Grant Agreement #CNMF1024A17 on October 25, 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 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.

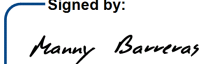
All other articles and deliverables of the original agreement remain the same.

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

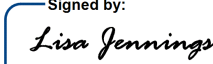
GRANTEE

By:  5/30/25
 Harry Antonio, Jr. Date
 Governor

OFFICE OF BROADBAND ACCESS AND EXPANSION

By: Signed by:  5/30/2025
 32A0D0595C7C493... Date
 Manny Barreras
 Acting Director of Broadband
 State of New Mexico Chief Information Officer
 Cabinet Secretary Department of Information Technology

Approved for financial sufficiency:

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

Approved for legal sufficiency:

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



Connect New Mexico Fund	
Exhibit D - Project Schedule	
Recipient	Pueblo of Laguna
Project Name	Rio Puerco FTTP
Id/No	CNMF1024A17

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.)
1.0	Market Assessment	Completed	Done	Done	
1.1	Customer evaluation	Completed	Done	Done	Market assessments done in 2021
1.2	Current provider survey	Completed	Done	Done	
1.3	Competitor assessment	Completed	Done	Done	
1.4	Community assessment (villages, anchor institutions, potential cultural sites)	Completed	Done	Done	Update to community assessments will be completed in 2024

2.0	Network and Engineering Design	Completed	10/23/2024	3/25/2025	
2.1	Route Planning (FTTH and Trunk)	Completed	10/23/2024	Done	Route is planned, exact locations confirmed in engineering
2.2	OSP Engineering Trunk from Mesita to Eastern boundary, Highland Meadows and Rio Puerco	Completed	11/24/2024	11/25/2025	Engineering will likely take a year
2.3	Field Surveys	Completed	11/24/2024	5/25/2025	Field surveys dependent on availability of engineering staff and engineering progress on FTTP project
2.4	Preliminary Basemapping	Completed	11/24/2024	3/25/2025	

3.0	Permitting (right of way, easements, etc.)	In Progress	11/24/2024	11/25/2025	
3.1	Section 106	In progress	11/24/2024	11/25/2025	Section 106 and NEPA will be done during engineering
3.2	ROW Acquisition	In progress	1/24/2025	11/25/2025	ROW acquisition will be from NM 6 to Highland Meadows

4.0	Environmental Assessment	In Progress	11/24/2024	5/25/2025	
4.1	NEPA evaluation Sensitive plant analysis Endangered species analysis Cultural preservation Visual quality assessment	In progress	11/24/2024	5/25/2025	Dependent on availability of outside contractors or Laguna Pueblo staff

5.0	Site Preparation	Not Started	8/25/2025	8/25/2025	
5.1	Make Ready to Highland Meadows	Not started	8/25/2025	8/25/2025	Potentially just one pole at firehouse
5.2	Make Ready to Rio Puerco	Not started	8/25/2025	8/25/2025	30 poles in Rio Puerco

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.)
6.0	Workforce Development	N/A	N/A	N/A	
6.1	N/A	N/A	N/A	N/A	
7.0	Vendor Selection and Procurement	Not Started	11/24/2025	1/26/2026	
7.1	RFP for Network Engineering and Design	Not started	11/24/2025	11/24/2025	Could potentially be included in the FTTP RFP if award announced this summer
7.2	RFP for Inspector	Not started	7/25/2025	9/25/2025	Project will follow State of NIM Procurement Requirements
7.3	Material procurement	Not started	8/25/2025	1/26/2026	Project will follow State of NIM Procurement Requirements
8.0	Network Deployment/ Construction	Not Started	1/26/2025	7/27/2026	
8.1	Cable Placement	Not started	1/26/2025	7/27/2026	
8.2	Splicing	Not started	1/26/2025	7/27/2026	
8.3	Prem termination and install	Not started	6/26/2025	7/27/2025	
8.4	DWDM Engineering & Network design	Not started	1/26/2025	7/26/2025	
8.5	DWDM material procurement	Not started	1/26/2025	7/27/2025	
8.6	DWDM installation	Not started	5/27/2025	7/27/2025	Installation of RF equipment as per tower lease completions.
9.0	Network Testing	Not Started	7/27/2025	7/28/2026	
9.1	DWDM testing and turn up	Not started	7/27/2025	7/27/2026	
9.2	FTTP testing	Not started	7/27/2025	7/28/2025	Project completed by 7/1/28
10.0	Development and Launch of Marketing Strategy and Sales Programs	Not Started	3/25/2025	6/28/2026	
10.1	Feast day booth	Not started	3/25/2025	10/25/2025	Outreach to community about FTTP project
10.2	Flyers mailed to existing customers	Not started	7/28/2025	7/28/2025	Flyers will be sent 90, 60, & 30 days before Fiber is lit.
10.3	Begin signing up new customers (FTTH)	Not started	6/28/2025	6/28/2026	One month before the fiber is lit
10.4	See marketing plan	Not started			
11.0	Development and Launch of Adoption Assistance Programs	In Progress	2/24/2025	7/24/2026	
11.1	Review of ETC process	In progress	11/24/2025	11/25/2025	ACP closed, ETC may be reviewed
11.2	Review state broadband assistance programs	In progress	11/24/2025	11/25/2025	ACP closed, will explore potential state programs
11.3	ACP wind down	Not started	2/24/2025	7/24/2026	Notification of customers
12.0	Launch of Commercial Service	Not Started	6/26/2025	7/28/2026	
12.1	Commercial service will be transitioned from WISP to Fiber	Not started	6/26/2025	7/28/2026	Dependent on FTTH project progress

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.)
13.0	Customer Installations	Not Started	6/28/2025	7/28/2026	
13.1	Rio Puerco customer installations	Not started	6/28/2025	7/28/2026	Five houses
13.2	Highland Meadows installation	Not started	6/28/2025	7/28/2026	One drop at fire station